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* Regulations made in pursuance of The Wages Attachment Acts and The Justices Acts

Department of Justice,
Brisbane, 17th April, 1941.

HIS Excellency the Governor, with the advice of the Executive Council, has, in pursuance of the provisions of "*The Wages Attachment Acts, 1936 to 1940*," and "*The Justices Acts, 1886 to 1932*," been pleased to make the following Regulations.

J. O'KEEFE.

1. A notice by a clerk of petty sessions under paragraph (a) of subsection three of section four of "*The Wages Attachment Acts, 1936 to 1940*," shall—

- (i.) If such notice relates to debts or money other than wages, be in Form A of the Schedule to these Regulations or to the like effect ; or
- (ii.) If such notice relates to wages, be in Form B of the Schedule to these Regulations or to the like effect.

2. If the notice referred to in Regulation 1 of these Regulations relates to wages due or accruing or that may become due or accrue to a single worker, the copy thereof for service upon such single worker shall be endorsed with a summons in Form C of the Schedule to these Regulations or to the like effect and also with the endorsement and oath of service in Forms D and E respectively of the Schedule to these Regulations.

SCHEDULE

QUEENSLAND

"*The Justices Acts, 1886 to 1932*"

To Form A

Take notice that whereas debts or money other than wages are owing or accruing or may become due or accrue by or from you to _____ of _____ and whereas the said _____ has failed and is failing to comply with* _____ and whereas†

Now, therefore, I _____, of _____, a clerk of Petty Sessions for the said Petty Sessions District of _____, do hereby in pursuance and exercise of the powers vested in me by "*The Wages Attachment Acts, 1936 to 1940*," require you to pay to me forthwith, or forthwith upon such debt or money becoming due or accruing by or from you, so much of such debt or money as shall amount to the sum of £ _____, or if the debt or money is equal to or less than that amount, the whole of such debt or money.

* Here insert particulars of judgment, decree, or order.

† Here state jurisdiction of Court of Petty Sessions in terms of section 4 (3) (a) of "*The Wages Attachment Acts, 1936 to 1940*."

QUEENSLAND

"The Justices Acts, 1886 to 1932"

To _____ Form B

Take notice that whereas wages are owing or accruing or may become due or accrue by or from you to _____, of _____, and whereas the said _____ has failed and is failing to comply with* _____ and whereast†

Now, therefore, I _____, of _____, a clerk of Petty Sessions for the said Petty Sessions District of _____, do hereby in pursuance and exercise of the powers vested in me by "The Wages Attachment Acts, 1936 to 1940," require you to pay to me forthwith, or forthwith upon any such wages becoming due or accruing by or from you, so much of such wages in excess of the rate of two pounds per week as shall amount to the sum of £ _____, or if the whole of such wages in excess of the rate of two pounds per week is equal to or less than that amount, the whole of such excess wages.

* Here insert particulars of judgment, decree, or order.

† Here state jurisdiction of Court of Petty Sessions in terms of section 4 (3) (a) of "The Wages Attachment Acts, 1936 to 1940."

Summons

* Form C

To _____, of _____ occupation.

Whereas the above notice requires the payment of any surplus wages of you, a single worker, above the rate of Two pounds (£2) but less than the rate of the basic wage per week: You are hereby commanded in His Majesty's name to appear at the Court of Petty Sessions at _____, in the said State, on the _____ day of _____, 19____, at 10 o'clock in the forenoon before such Justices as may then be there and to prove the amount of the dependency upon you of—

- (i.) Any illegitimate child of yours other than an illegitimate child to which the unsatisfied judgment, decree, or order mentioned in such notice relates; and/or
- (ii.) Any widowed mother; and/or
- (iii.) Any brother or brothers and/or sister or sisters under the age of 16 years.

Given under my hand at _____, in the said State, on the _____ day of _____, 19____.

A Justice of the Peace.

Endorsement

Form D

This notice and the summons endorsed thereon were served by me on the defendant personally at _____, on the _____ day of _____, 19____.

Endorsed the _____ day of _____, 19____.

(Signature) :

Oath of Service

Form E

On the _____ day of _____, 19____, _____, of _____, appears before the undersigned, one of His Majesty's Justices of the Peace for the said State, and makes oath that on the _____ day of _____, 19____, at _____, in the said State, he personally served the within named _____ with the within notice and summons endorsed thereon by delivering a copy of it to him personally, and at the same time showing him the original notice and summons endorsed thereon.

(Signature of Deponent) :

Sworn before me, the day and year first abovementioned, at _____, in the said State.

J.P.

* Form C printed as amd. by reg. publ. Gaz. 12 July 1941, p. 78.