

Now, therefore, it is ordered that unless the defendant shall pay into this Court at _____ forth-
with [or on or before the _____ day of _____, 19____, or by instalments of £ _____ on the
_____ day of each _____, commencing on the _____ day of _____, 19____] the sum stated
below, as that upon the payment of which he is to be discharged, or shall file such affidavit as is men-
tioned in Rule 36 of the Rules for Magistrates' Courts under the Imprisonment for Debt Limitation
Act, 1908, he shall be committed to the public prison at _____, known as the _____, for
Given under my hand, and the seal of the Court, this _____ day of _____, 19____
_____, Stipendiary Magistrate.

	£ s. d.
Amount of judgment [or order] remaining due	_____
Costs of judgment summons	_____
Total sum upon payment of which the order will be discharged .. £	_____

Subject as above, this order remains in force for one year from the date hereof.

I, _____, Bailiff of the Magistrate's Court holden at _____, do hereby make oath and say :—
1. That I duly served the within _____, the defendant, with an order on a judgment summons
a true copy of which said order is endorsed hereon, by delivering the same to him personally at
on the _____ day of _____, 19____.
Sworn at _____, this _____ day of _____, 19____, before me, _____, Clerk of Court
[or Justice of the Peace for New Zealand, or Solicitor].

[Debt Form 21.]

ORDER ON AN ORDER OR JUDGMENT OF A COURT OTHER THAN THE COURT IN WHICH THE JUDGMENT
WAS OBTAINED.

The Imprisonment for Debt Limitation Act, 1908, and the Magistrates' Courts Act, 1908.

No. of plaint: _____/19 No. of judgment summons: _____/19 No. of order: _____/19

In the Magistrate's Court holden at _____.

Between _____, of _____, plaintiff, and _____, of _____, defendant.

WHEREAS the plaintiff obtained a judgment against the defendant in the _____ Court [or as the case
may be] holden at _____, on the _____ day of _____, 19____, for the sum of £ _____, and
there is now due and payable upon the said judgment the sum of £ _____:

[Or, Whereas by a decree (or order) made by the _____ Court [or as the case may be] holden at
_____, on the _____ day of _____, 19____, the defendant was ordered to pay to the plaintiff
the sum of £ _____, and there is now due and payable upon the said decree (or order) the sum of
£ _____:]

And whereas the said judgment or order was removed into this Court by certificate of judgment
[or under section 139 of the Magistrates' Courts Act, 1908] and a summons was, at the instance of the
plaintiff, duly issued out of this Court by which the defendant was required to appear personally at
this Court on the _____ day of _____, 19____, to be examined on oath as to whether [Here specify
such of the matters as were stated in the summons]—

(1.) After providing for the reasonable maintenance of himself and his family he had not
since the date of the judgment [or decree, or order] had sufficient money to pay the
debt; or

(2.) He had not since the date of the order to pay the debt by instalments had sufficient
money to pay the instalment so due: or

(3.) [If fraud is alleged state specifically];

and also to show cause why he should not be committed to prison for such default, which summons
was proved to this Court to have been duly served on the defendant:

And whereas at the hearing of the said summons it has now been proved to the satisfaction of
the Court that the defendant [Here specify such of the matters stated in the summons as have been proved]—

(1.) After providing for the reasonable maintenance of himself and his family, has since the
date of the judgment [or decree, or order] had sufficient money to pay the debt; or

(2.) Has since the date of the order to pay the debt by instalments had sufficient money to
pay the instalment so due; or

(3.) [If fraud is proved state specifically]; or

(4.) The defendant did not appear, as required by such summons, nor allege a sufficient cause
for not attending;

and the defendant has shown no cause why he should not be committed to prison: