

to the defendant in Form 1 in the Second Schedule hereto, requiring the defendant to appear at the trial of the action at the time and place mentioned in the summons. A copy of the statement of claim shall be annexed to the summons.

9. The place of trial to be so appointed in the summons shall be in such place as the Registrar thinks fit, having regard to the residence of the parties to the action, the place where the cause of action has arisen, and any other relevant circumstances.

10. The time and place of the trial of the action shall be determined by the Registrar as he thinks fit, and shall be stated in the summons accordingly.

11. As against any defendant who consents to trial without summons, an action duly commenced by the filing of a statement of claim may be tried and determined without the issue or service of any summons.

12. No pleadings other than the statement of claim shall be required in any action where the amount involved does not exceed the sum of £200. Where the amount involved exceeds the sum of £200 the plaintiff may, on filing his statement of claim, apply *ex parte* for an order directing the defendant to file a statement of defence, and the Court may order the defendant to file a defence to the claim within such time as shall be stated in such order. A sealed copy of such order, together with a sealed copy of the summons and the statement of claim, shall be served on the defendant.

13. The Court may require a plaintiff at or before the trial of the action to file a fuller and more explicit statement of his claim, and may stay further proceedings in the action until this has been done.

14. A plaintiff may at any time before or during the trial amend his statement of claim with the leave of the Court.

15. The summons to a defendant may, as the Registrar thinks fit, be served either by an officer of the Court or by the plaintiff or his agent. Proof of service may be made either by affidavit or by a witness at the trial.

16. The summons shall be served on the defendant in person. Where there are more defendants than one, a separate summons shall, except in the case of a firm of partners, be issued and served on each defendant.

17. The summons may be served upon a corporation by leaving the same at any place of business of the corporation.

18. When partners are sued as partners they may be sued either in the firm-name or in the names of the partners, and in either case the summons may be served by delivering it to any one of the partners or by leaving it at any place of business of the firm.

19. When a defendant is not in Samoa but has in the territory an attorney or agent authorized to defend actions on his behalf, the summons may by leave of the Court be served upon such attorney or agent.

20. The summons may be served anywhere in Samoa, but not elsewhere except in accordance with the provisions hereinafter contained for service outside Samoa.

21. If it appears to the Court that reasonable efforts have been made to effect service of the summons, and either that the summons has come to the knowledge of the defendant or that prompt personal service thereof cannot be effected, the Court may order that the plaintiff be at liberty to proceed as if personal service had been effected, subject to such conditions as the Court thinks fit to impose.

22. A summons may be served out of Samoa by leave of the Court—

(a.) Where the cause of action or some material part thereof has arisen in Samoa :

(b.) Where the subject-matter of the action is property situated in Samoa :