

(2) Where such an application is filed with the statement of claim the summons to the defendant under clause 8 hereof shall be in the in Form 1A in the Second Schedule, and if the judgment is given in the action for payment of any sum of money by the defendant the Court may, if it thinks fit, forthwith proceed to hear and determine the said application in all respects as though a judgment summons had been issued under clause 83 hereof.

(3) No fee shall be payable on the filing of any application under this clause.

83B. In clauses 82A and 83A hereof the words "Samoa" and "Native land" have the meanings given to them respectively in sections 3 and 268 of the Samoa Act, 1921.

4. The principal rules are hereby further amended by inserting in the Second Schedule thereto, following Form 1 thereof, the following additional form:—

FORM 1A.

*Summons to a Defendant where an Order for Payment of the Judgment Debt has been applied for in anticipation.*

In the High Court of Western Samoa.

Between A.B. of \_\_\_\_\_, plaintiff, and C.D. of \_\_\_\_\_, defendant

You are hereby summoned to appear and defend this action at the trial thereof before the High Court on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon, at [Place of trial].

(A copy of the statement of claim is hereto annexed.)

Take notice that, if judgment is given against you in the said action, the Court will forthwith proceed to hear and determine an application by the judgment creditor for an order against you under clause 83 of the Rules of the High Court for payment of the judgment debt, and you will be required to show cause why such an order should not be made. For disobedience to any order which may be so made against you, you will be liable to imprisonment,

To the above-named defendant.

[SEAL.]

.....  
Registrar [or Deputy Registrar].

F. D. THOMSON,  
Clerk of the Executive Council.

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*Regulations relating to Pearl-shell Fisheries in the Cook Islands amended.*

CHARLES FERGUSSON, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 16th day of July, 1928.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

IN pursuance and exercise of the power and authority conferred on him by section fifty-three of the Cook Islands Act, 1915, and of every other power and authority enabling him in that behalf, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby amend in the manner hereinafter set out, the regulations relating to pearl-shell fisheries in the Cook Islands, made by Order in Council on the first day of February, one thousand nine hundred and twenty-one, and published in the *New Zealand Gazette* on the seventeenth day of February, one thousand nine hundred and twenty-one, at page 496, hereinafter called "the principal regulations"; and with the like advice and consent doth declare that the amendment hereby made shall come into operation on the date of publication of this Order in Council in the *New Zealand Gazette*.