

THE LEGAL AGENTS' REMUNERATION ORDINANCE OF 1909.⁽¹⁾

No. 32 of 1909.

An Ordinance to Regulate the Remuneration of Legal Agents.

BE it enacted by the Lieutenant-Governor of the Territory of Papua with the advice and consent of the Legislative Council thereof as follows:—

1. It shall be lawful for the Chief Judicial Officer⁽²⁾ to fix by notice⁽³⁾ in the *Gazette* a scale of fees payable to agents for conducting cases in the Central Court⁽⁴⁾ in its civil jurisdiction and in the small debts court. Remuneration to agents appearing in the Central Court.

2. Until fixed by the Chief Judicial Officer⁽²⁾ as aforesaid the scale of fees shall be as follows:— Scale of fees.

(1) In the small debts court—Fee Three pounds;

(2) In the Central Court—⁽⁴⁾

(a) Where the amount in dispute does not exceed Fifty pounds a fee of Three pounds;

(b) Where the amount in dispute does not exceed One hundred pounds but exceeds Fifty pounds a fee of Five pounds;

(c) Where the amount in dispute exceeds One hundred pounds a fee of Ten pounds.

3. No agreement to pay a higher fee than that provided by the scale shall be enforced by action except by special leave of the Action to recover fees.

(1) Particulars of this Ordinance are as follows:—

Date of assent by Lieut.-Gov.	Date notified in Papua Govt. Gaz. as not disallowed by Gov.-Gen. in Council.	Date on which came into operation.
1. 12. 1909	(a)	1. 12. 1909 (<i>Statute Law of Papua, 1888 to 1916, Vol. II, p. 580</i>)

(a) No notice of non-disallowance has been published in Papua Govt. Gaz.

(2) See Section 4 of the *Central Court Ordinance, 1925*.

(3) No notice has been published in Papua Govt. Gaz.

(4) See Section 19(2) of the *Ordinance Interpretation Ordinance, 1911-1940*.

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Chief Judicial Officer⁽²⁾ but the agent and the party whom he represents may agree upon a lower fee and the agreement may be enforced by action. If there is no special agreement an action may be brought for the amount of the fee fixed by scale.

Short title.

4. This Ordinance may be cited as *The Legal Agents' Remuneration Ordinance of 1909*.⁽¹⁾

(1) See footnote (1) printed on p. 851.

(2) See Section 4 of the *Central Court Ordinance, 1925*.