

# POOR PERSONS LEGAL ASSISTANCE REGULATIONS\*

781

1. These Regulations may be cited as the Poor Persons Legal Assistance Regulations.\* Short title.

2. When any person is committed for trial for an indictable offence against the laws of the Territory, the Special Magistrate or Justice committing him for trial shall read to him the provisions of section three of the *Poor Persons Legal Assistance Ordinance* 1935, shall supply him with a copy of that section and shall explain to him what action it is necessary for him to take in the event of his desiring to apply for legal assistance in accordance with the provisions of that Ordinance. Committing justice to explain to person committed for trial requirements to be complied with by person desiring to apply for legal assistance.

3. The form to be prescribed under sub-section (1.) of section three of the *Poor Persons Legal Assistance Ordinance* 1935 shall be in accordance with Form I in the Schedule to these Regulations. Form of application for legal assistance.

4. The statutory declaration referred to in sub-section (2.) of section three of the *Poor Persons Legal Assistance Ordinance* 1935 shall be in accordance with Form 2 in the Schedule to these Regulations. Form of statutory declaration.

5. Whenever any application and statutory declaration such as are referred to in section three of the *Poor Persons Legal Assistance Ordinance* 1935 are received by the Judge, the Clerk of the Supreme Court shall forward copies of such application and statutory declaration to the Superintendent of Police, who shall forthwith cause the matters set out in such application and statutory declaration to be investigated by a member of the Police Force. Investigation into matters set out in application and declaration.

6. After any investigation has been made in accordance with the last preceding regulation, the Superintendent of Police shall send to the Clerk of the Supreme Court a written report giving the results of such investigation. Report to be made giving results of investigation.

## THE SCHEDULE

### Form I.

#### *Poor Persons Legal Assistance Ordinance* 1935

#### APPLICATION FOR LEGAL ASSISTANCE.

TO His Honour,  
The Judge of the Northern  
Territory.

I, \_\_\_\_\_ of \_\_\_\_\_ in the Northern Territory of Australia, having been, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, committed for trial at the next Criminal Sittings of the Supreme Court to be held at \_\_\_\_\_ on a charge of \_\_\_\_\_, do hereby apply for arrangements to be made for my defence by counsel and for the payment of all material witnesses on the ground that I am without adequate means to provide legal assistance for myself.

(Signature of applicant)

*Poor Persons Legal Assistance Regulations*

Form 2.

*Poor Persons Legal Assistance Ordinance 1935*

## STATUTORY DECLARATION

I, \_\_\_\_\_ of \_\_\_\_\_ in the Northern Territory of Australia, do solemnly and sincerely declare:—

1. That on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, I was committed for trial at the next Criminal Sittings of the Supreme Court to be held at \_\_\_\_\_ on a charge of \_\_\_\_\_.

2. That I am without adequate means to provide legal assistance for my defence.

3. That I have no prospects of being able to obtain means to provide legal assistance for my defence.

And I make this solemn declaration by virtue of the *Statutory Declarations Act 1911-1922* conscientiously believing the statements contained herein to be true in every particular.

Declared at Darwin the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_.

(Signature of declarant)

Before me,

(Justice of the Peace or other person before whom declaration may be made).