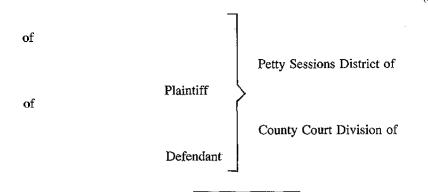
SCHEDULE 1

FORMS

DEBT PROCEEDINGS

FORM 33MAGISTRATES' COURTS (NORTHERN IRELAND) ORDER 1981**Process in Debt Proceedings**

(Article 62; Rules 55, 57 and 84)



THE DEFENDANT IS HEREBY REQUIRED to appear before the magistrates' court sitting at (place) on (date) at (time) to answer the plaintiff's claim for the sum of £ for

Dated this

day of

19

Plaintiff [Solicitor for the Plaintiff] [Address].

Note: If the amount of the above claim, together with the sum of \pounds for the costs of this process, be paid to the plaintiff or his solicitor before the * day of 19, proceedings will be stayed.

FORM 34MAGISTRATES' COURTS (NORTHERN IRELAND) ORDER 1981Notice of Set-off or Counterclaim in Debt Proceedings

^{*} Insert entry date.

(Rule 85)

[Title as in Form 33]

Take Notice that the defendant intends at the hearing of the process issued in this case to claim a set-off [or make a counterclaim] against the plaintiff's claim, the particulars of which are as follows:—

Date	Nature of set-off or counter- claim	Amount	
Dated this	day of	19 .	

Defendant [Solicitor for the Defendant] [Address].

To the Plaintiff and to the Clerk of Petty Sessions for the above District.

FORM 35MAGISTRATES' COURTS (NORTHERN IRELAND) ORDER 1981Notice of Lodgment in Court of Amount Tendered

(Rule 90(1))

[Title as in Form 33]

Take Notice that the defendant has paid into court the sum of \pounds the amount previously tendered to the plaintiff in satisfaction of the plaintiff's claim [for].

Dated this

day of

19

Defendant/Solicitor.

FORM 36MAGISTRATES' COURTS (NORTHERN IRELAND) ORDER 1981**Decree in Debt Proceedings**

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(Article 74; Rule 79)

[Title as in Form 33]

By the magistrates' court sitting at (place) on (date)

It appearing to the court that a process to appear before the above court was duly served on the defendant, claiming that he was indebted to the plaintiff in the sum of \pounds for

And it appearing to the court upon the hearing that the defendant is justly indebted to the plaintiff in the said sum [or the sum of £].

It is Therefore Ordered by the court that the plaintiff do recover from the defendant the said sum of £ together with the sum of £ for costs and the sum of £ for witnesses' expenses.

Issued on the	day of	19
Debt Costs Witnesses' Expenses	£ £	
Total	£	

Resident Magistrate [Clerk of Petty Sessions]

FORM 37MAGISTRATES' COURTS (NORTHERN IRELAND) ORDER 1981Affidavit/ Statutory Declaration of Default in Payment of Instalment in support of Application for Issue of Decree Hitherto Postponed on Terms

(Article 116; Rule 91)

[Title as in Form 33]

I, , of MAKE OATH AND SAY, [Do Solemnly and Sincerely Declare] as follows:--1. At the magistrates' court sitting at (place) on the (date) the defendant was ordered to pay , the sum of £ to the plaintiff the sum of £ for costs and the sum of £ for witnesses' expenses and the Court further ordered the issue of the decree therefor to be postponed for the period of on the terms that the defendant paid the said sums by instalments of £ payable on the day of each , the first of such instalments to be paid on the day of 19 2. The defendant has made default in payment, and has failed to pay of the said instalments, and the sum of £ balance of the sum so ordered to be paid aforesaid, is now due by him on foot of the said order. 3. I am* and the above facts are within my own personal knowledge. Sworn/Declared before me this day of 19 at (place) in the county court division of Deponent/Declarant

Justice of the Peace
[Commissioner for Oaths]
[Clerk of Petty Sessions]

FORM 38MAGISTRATES' COURTS (NORTHERN IRELAND) ORDER 1981**Dismiss in Debt Proceedings**

^{*} The Plaintiff: A person in the plaintiff's employment. A person acting under the plaintiff's direction.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(Articles 2(3) and 73(6); Rules 74 and 79)

[Title as in Form 33]

By the magistrates' court sitting at (place) on (date)

It appearing to the court that a process to appear before the above court was duly served on the defendant claiming the sum of \pounds alleged to be due to the plaintiff for

and the plaintiff has failed to prove the said claim.

It is Therefore Ordered by the court that the said claim be dismissed [on the merits] [without prejudice], and that the defendant do recover from the plaintiff the sum of \pounds for costs and the sum of \pounds for witnesses' expenses.

Issued on the	day of	, 19 .
Costs	£	
	Resident Mag [Clerk of Pett	istrate y Sessions].
FORM 39MAGISTRATES	' COURTS (NORTHERN II	RELAND) ORDER 1981

Process Register in Debt Proceedings

ad cause affidavits or stat- faction utory declarations) Adjud- ication	issue of order

Resident Magistrate.

FORM 40MAGISTRATES' CQURTS (NORTHERN IRELAND) ORDER 1981

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		roceeding entered in t	•	ster of the Court	of Summary Jurisdicti	
Date of nearing	Name of Resident Magistrate adjudicating	Solicitors and counsel (if any) for complainant and defendant	Plaintiff Defendant	Amount sued for and cause of action	Names of witnesses (including names of persons making affi- davits or statutory declarations)	Minute of adjudication
certify th	e above extract to	••	19 .			