

FORM 23

[Rule 87(4)]

Judgment Summons

FORM 22

WHEREAS the above-named (hereinafter called "the judgment creditor") obtained an order in this Court (*or as the case may be*) on the _____ day of _____ 19 ___, against _____ (hereinafter called the "judgment debtor") for [state nature of order].

AND WHEREAS default has been made in respect of the sum of \$ payable under the said order and the judgment creditor has required this judgment summons to be issued against you, the said judgment debtor.

YOU ARE HEREBY SUMMONED to appear personally before the Judge sitting on the _____ day of _____ 19 ___, at ____ o'clock, to be examined on oath touching the means you have or have had since the date of the said order to pay the said sum in payment of which you have made default and also to show cause why you should not be committed to prison for such default.

[AND TAKE NOTICE that the judgment creditor intends to apply to the Court at the hearing of this judgment summons for leave to enforce arrears which became due more than twelve months before the date of this summons].

Dated this _____ day of _____ 19 _____. \$

Amount due and unpaid in respect of the order and costs
.....

Interest payable in respect of the arrears of maintenance, at the judgment rate calculated from the date on which maintenance payment is due to the date of payment
.....

Surcharge payable in respect of the arrears of maintenance at a rate to be decided by the Court
.....

Costs of this summons
.....

Travelling expenses to be paid to the judgment debtor
.....

Sum on payment of which this summons will be discharged
.....

If payment is made too late to prevent the judgment creditor's attendance on the day of hearing you may be liable for further costs.

[The judgment creditor's solicitor is _____]

(L.N. 193 of 1974; 18 of 2003 s. 21)

FORM 24(1)

[Rule 56(1)(c)]

Order upon Making Decree Nisi
In the District Court of Hong Kong held at
No. of
Matter

Between _____
and _____ Petitioner
[and _____ Respondent
[and _____ Co-Respondent]

BEFORE HIS HONOUR JUDGE _____, *JUDGE OF DISTRICT COURT, IN COURT*
ORDER

ON the _____ day of _____, 19 ____.

THE Judge upon the making of the decree *nisi* herein ordered that there be no order as to costs/the respondent do pay the petitioner the costs of and incidental to this suit (to be taxed on the Upper Scale in accordance with Legal Aid Regulations).

(AND the Judge further ordered that the petitioner's own costs to be taxed on the Upper Scale in accordance the Legal Aid Regulations.)

AND the Judge further ordered that the child/children of the family, namely: _____ do remain in the custody of the petitioner/respondent until further order of the Court with reasonable access granted to the petitioner/respondent, and IT IS DIRECTED that the said child/children be not removed from Hong Kong without leave until he/she/they attains/attain the age of 18 years respectively but provided that if either parent does give a general written undertaking to the Court to return the said child/children or either/any of them to Hong Kong when called upon to do so, and unless otherwise directed with the written consent of the other parent, that parent may remove the said child/children or either/any of them from Hong Kong for any period specified in such written consent.

AND the Judge further ordered that all questions relating to periodical payments/lump sum/ancillary relief/maintenance be adjourned to Chambers.

AND the Judge further ordered that the question of custody be adjourned to Chambers and a Social Welfare Report be called for, with particulars in the petition to be given to the reporting officer.

AND the Judge further declared that the Court is satisfied that the arrangements for the welfare of the said child/children of the family have been made and are satisfactory or are the best that can be devised in the circumstances that there are no children of the family to whom section 18 of the Matrimonial Proceedings and Property Ordinance, Cap. 192 applies.

Dated this _____ day of _____ 19 ____.
and that the child/children of the family, namely:

do remain in the custody of the petitioner/respondent until further order of the Court with reasonable access granted to the petitioner/respondent)

(L.N. 78 of 1986)