

Revealed

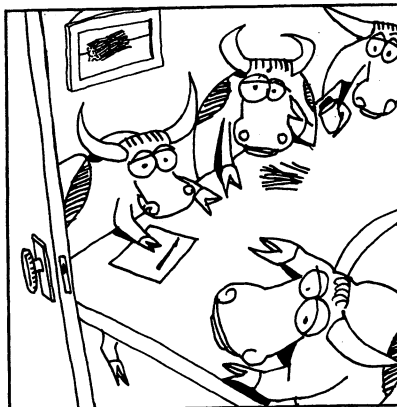
Peter Hales doesn't just prosecute, he has hidden artistic talents.

Consider this sample of his work completed while sprawled out on the floor of the Office of the Director of Public Prosecutions.



*The Standy Uppy Pussy Cat by:
Helena Gallacher aged 4.
Peter Hales aged 46.*

The Muster Room



Proved

Red wine does improve the wolf whistle. Scientific tests carried out at the Annual Bar Dinner by a table of legal practitioners has showed the liquid dampens the inhibitions that often stand in the way of a four finger whistle.

The instructor, a usually refined woman who declined to be named, was impressed by the way novices quickly mastered the craft in time to show their appreciation to entertainer Neil Murray.

Trumped

Accordint to Austin Asche, the company of fellow practitioners is always enjoyable and I hope that members of the NT profession can still find the time to meet together and exchange experiences and, at appropriate times, condolences. One very senior member of the Victorian Bar used to listen with every appearance of sympathy to a recital by a distraught junior about some dreadful calamity that had overtaken him in his latest court appearance, "Ah well", he would say, "it happens to everyone." Touched by these encouraging words the junior would start to cheer up a little, only to be plunged further into the depths by the veteran's next remark. "Mind you", he would say, "its never happened to me that bad."

Practice Direction re: early return of summons for production

The following practice direction has been issued by Chief Magistrate Hugh Bradley pursuant to section 21 of the Local Court Act (and revokes the practice direction of 5 May 1997) and section 95 of the Work Health Act (and revokes the practice direction of 1 May 1997) and will apply from 1 November 1999.

Background

There is a practice which has been established where summons for production of documents have been used in circumstances in which the procedure for non party discovery is more appropriate. This has led to the Court having custody of documents for sometimes up to 12 months when those files are needed elsewhere, e.g., hospital files if the person requires treatment in the meantime.

A summons filed pursuant to Rule 23.05

will be issued and made returnable on the first day of hearing.

Parties must apply for leave to issue a summons to witness or a summons to produce documents in the following circumstances:

- Where the documents to be produced or the witness to be called are interstate and the time given to produce or appear is less than the 14 days required by the Service and Execution of Process Act:

- Where a party seeks the early return of documents (wherever the summons is to be served) whether or not a hearing date has been fixed:

This practice direction only deals with the early return of documents.

Procedure

1. Leave may be sought as a conciliation/prehearing conference or by application under Part 25 of the Local Court Act or Part 6 of the Work Health Act.

2. An application under Part 25 or Part 6 shall be served on the other parties to give them the opportunity to be heard. It will normally be listed in the interlocutory list to be heard by a Judicial Registrar or Magistrate.

3. Upon the hearing of the application, the Judicial Registrar or Magistrate when granting leave will ensure that the party is using the summons procedure for the appropriate reasons (i.e. rather than a backdoor method of obtaining Non-Party Discovery) and that the appropriate orders are made with respect to time limits for return of documents, conduct money etc.

4. Once leave is granted, the Registrar shall issue the summons with a return date as ordered by the court - or if no date was ordered with the return of documents at an interlocutory applications time.

5. The Applicant shall give notice to the other parties of the return date of the summons.