

POOR PERSONS LEGAL ASSISTANCE ORDINANCE 1935.*

1921

An Ordinance relating to the Provision of Legal Assistance to Poor Persons.

1. This Ordinance may be cited as the *Poor Persons Legal Assistance Ordinance 1935*.* Short title.

2. In this Ordinance, unless the contrary intention appears— Definition.

“ Judge ” means the Judge of the Northern Territory, and includes the Acting Judge of the Northern Territory.

3.—(1.) Any person committed for trial for an indictable offence against the laws of the Territory may at any time within fourteen days after committal apply in writing in accordance with the prescribed form to the Judge of the Northern Territory for legal assistance for his defence. Provision for legal assistance for poor persons in certain cases.

(2.) Every such application shall be accompanied by a statutory declaration verifying the facts stated in the application.

(3.) If the Judge is of opinion that the applicant is without adequate means to provide legal assistance for himself, he shall certify accordingly to the Administrator who may, if he thinks fit, upon receipt of the certificate, make arrangements for the defence of the accused person by counsel or solicitor, and for the payment of the expenses of all material witnesses.

4. Except in so far as is inconsistent with the provisions of this Ordinance, no enactment, law, practice or procedure relating to the provision of legal assistance to any person in criminal or civil matters shall be affected by the provisions of this Ordinance. Saving.

5 The Administrator may make Regulations, not inconsistent with this Ordinance, prescribing all matters which by this Ordinance are required or permitted to be prescribed, or which are necessary or convenient to be prescribed for carrying out or giving effect to this Ordinance, and in particular for prescribing— Regulations.

(a) the communication of the provisions of this Ordinance to a person committed for trial for an indictable offence;

(b) any forms to be used under this Ordinance; and

(c) the procedure to be followed by persons applying for legal assistance in accordance with the provisions of this Ordinance.