

## CHAPTER 12.

## CONTEMPT OF COURT.

[No XX. of 1919.]

[3rd May, 1919.]

Short title. 1. This Ordinance may be cited as the Contempt of Court Ordinance.

No appeal from order for criminal contempt :

2.—(1) No appeal shall lie from any order made by the Supreme Court for criminal contempt, that is, where the contempt takes place in the face of the Court (as by some insult offered to judge or judges, or by any interruption of the proceedings, or otherwise) or where, although not committed in the face of the Court, it is calculated to obstruct, interfere with, or improperly prejudice, the administration of justice in proceedings before the Court :

Proviso.

Provided that no punishment in excess of one month's imprisonment without hard labour or one hundred and twenty dollars fine may be inflicted by that order.

(2) The Court may, in punishing by fine, order that the fine shall be paid within a definite time, not less than seven days after the date of the order, and that in default of payment the offender shall be imprisoned without hard labour for any term not exceeding one month.

Appeal from order for contempt.

3. An appeal shall lie to the Full Court from any order of a single judge for committal, or for the issue of a writ of attachment, or other proceedings for contempt of Court, through disobedience of its judgement or order in like manner as if the order were a judgement or order under the Supreme Court of Judicature Ordinance.

Chapter 10.

Contempts of court committed in presence of the Court.

4. Anyone using or threatening violence, or using threatening or abusive language, to a juror in or near the building in which the Court is sitting, and anyone intentionally personating any juror by answering to his name when called, and anyone liable to serve on a common or special jury or as talesman, who does not answer to his name when called, or who withdraws himself from the Court

without leave after appearance, shall be deemed to have committed a contempt in the presence of the Court and shall be subject to the like punishment.

5. Subject to this Ordinance, the Supreme Court shall have the same powers as regards punishments for all contempts, whether criminal or otherwise, as are exercised in England by the High Court of Justice, and the practice and procedure shall be as nearly as possible the same as the practice and procedure in the High Court of Justice in England in like case.

Extent of  
powers of  
Supreme  
Court  
touching  
contempts.

6. All fines and penalties to be paid under any order in any contempt of court proceedings shall be paid into the Treasury for the use of the colony.

Disposal of  
fines.