

4B. Subpoena notice — evidence (r. 48AB)

<b>District Court of Western Australia</b>		<b>Action No:</b>
<b>Held at Perth</b> <sup>1</sup>		<b>SUBPOENA NOTICE — EVIDENCE</b>
<b>Parties</b>		<b>Plaintiff</b>
		<b>Defendant</b>
<b>NOTICE TO ADDRESSEE</b>		
<b>Contempt of court — arrest</b>		
<ol style="list-style-type: none"> <li>Attached to this notice is a subpoena issued by the District Court of Western Australia, requiring you to attend Court to give evidence. Failure to comply with a subpoena without lawful excuse is a contempt of court and may be dealt with accordingly.</li> <li>Note 1 does not limit any power of the Court, under any rules of the Court (including any rules of the Court providing for the arrest of an addressee who fails to attend in accordance with a subpoena) or otherwise, to enforce compliance with a subpoena.</li> </ol>		
<b>Last day of service</b>		
<ol style="list-style-type: none"> <li>You need not comply with the subpoena unless it is served on you on or before the date specified in the subpoena as the last date for service of the subpoena.</li> </ol>		
<b>Informal service</b>		
<ol style="list-style-type: none"> <li>Even if this subpoena has not been served personally on you, you must, nevertheless, comply with its requirements, if you have, by the last date for service of the subpoena, actual knowledge of the subpoena and of its requirements.</li> </ol>		
<b>Conduct money</b>		
<ol style="list-style-type: none"> <li>You need not comply with it unless conduct money sufficient to meet your reasonable expenses of attending as required by the subpoena is handed or tendered to you a reasonable time before the date on which your attendance is required.</li> </ol>		
<b>Losses or expenses incurred in compliance</b>		
<ol style="list-style-type: none"> <li>If you are not a party to the proceeding, you may apply to the Court for an order that the issuing party pay an amount (in addition to conduct money and any witness's expenses) in respect of the loss or expense, including legal costs, reasonably incurred in complying with the subpoena.</li> </ol>		

Note to Form 4B —

- If not held at Perth, state the location of the relevant registry