

MONIES HELD UNDER COURT DEPOSIT
ACCOUNTS

(31)

THE JUDICIAL DEPARTMENT, FEDERATION OF MALAYA.

REGISTRAR'S CIRCULAR No. 2 OF 1957. *rec. 12/5/57*

I have to refer to Registrar's Circular No. 17/48 on the subject of Financial Instructions and also to the subsequent circulars on the same subject and to issue the following further instructions with regard to the withdrawal of monies held under Court Deposit Accounts:

1. When it has been decided by the Court that any money deposited in Court or ordered to be deposited in Court should be held in trust by the 'Collector of Revenue' on behalf of minor beneficiaries by opening Trust Accounts on their behalf in the Post Office Savings Bank, the Collector after making the necessary arrangements with the Savings Bank authorities should withdraw the amount so ordered by forwarding withdrawal vouchers to the Treasury with a request that the cheque (crossed) be made in favour of the Controller of the Post Office Savings Bank. The cheque when received should be forwarded to the appropriate authority for the opening of the Savings Bank Account. Collectors who have hitherto withdrawn such deposits in their name should adopt this revised procedure henceforward.
2. When money is to be withdrawn from Court Deposits for the purpose of buying stamps to be affixed on praecipes to cover 'poundage' and court fees, the cheques in such cases should be made payable to the collector. As soon as the cheque is received the collector should endorse it for cashing. The cheque should then be cashed by an officer duly authorised by the collector and the same officer shall be responsible for the buying of the necessary stamps for the amount of cash so obtained and for the affixing of the stamps on to the praecipe forms the very same day. The collector should ensure that such praecipes bearing cancelled stamps are presented to him for inspection on the same day he had endorsed the cheque for cashing. The buying and cancelling of stamps should on no account be postponed to the next or any other day.
3. It is suggested that when withdrawals are made against Court Deposit Accounts, vouchers and cheques should be made in favour of the ultimate payee and open cheques should as far as possible be avoided. Collectors are advised to obtain cheques in favour of themselves as little as possible. When it becomes absolutely necessary to have cheques made out in their favour as in the case of poundage and court fees, it is advisable to indicate on the voucher itself that the amount is being withdrawn for the purchase of stamps. This will enable the collector to remember and to carry out the necessary inspection of praecipes mentioned at 2 above.

Despatched on APR 26 1957

By _____

Will
REGISTRAR.

The Federal Registry,
Supreme Court, F. of M.,
Kuala Lumpur, 23rd April, 1957.

Ref: RSC.39/54/31 & RSC.Conf.6/56.
EK/CPK.