


TENTH GUAM LEGISLATURE
1970 (SECOND) Regular Session

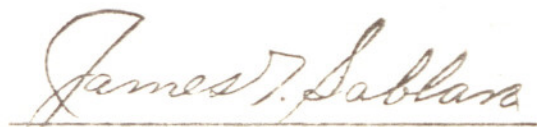
CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This certifies that Bill No. 650, "An Act to amend Section 123 of the Code of Civil Procedures to include within the rule making power of the Judicial Council, the power to prescribe standards and establish criteria respecting indigent litigants and defendants in the courts of Guam", was on the 6th day of July, 1970, duly and regularly passed.



JOAQUIN C. ARRIOLA
Speaker

ATTESTED:



JAMES T. SABLAN
Legislative Secretary

This Act was received by the Governor this 17th day
of July, 1970 at 4:07 o'clock P..M.

s/ Pedro D. Perez

PEDRO D. PEREZ - Acting
Secretary of Guam


APPROVED:

/s/ Carlos G. Camacho

CARLOS G. CAMACHO
Governor of Guam

DATED: AUG 15 1970

3:12 PM.


MAR 6 1980
GUAM TERRITORIAL
LAW LIBRARY

Public Law 10-180

TENTH GUAM LEGISLATURE
1970 (SECOND) Regular Session

Bill No. 650

Introduced by

J. U. Torres

AN ACT TO AMEND SECTION 123 OF THE
CODE OF CIVIL PROCEDURES TO INCLUDE
WITHIN THE RULE MAKING POWER OF THE
JUDICIAL COUNCIL, THE POWER TO PRE-
SCRIBE STANDARDS AND ESTABLISH CRI-
TERIA RESPECTING INDIGENT LITIGANTS
AND DEFENDANTS IN THE COURTS OF GUAM.

1 BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

2 Section 1. Section 123 of the Code of Civil Procedures
3 is hereby amended to read as follows:

4 "Section 123. Rules of Procedure. The Judicial
5 Council shall have the power to prescribe by general
6 rules, the forms of process, writs, pleadings, and
7 motions, and the practice and procedure of the courts
8 of Guam in both civil and criminal actions, and appeals
9 therein, the practice and procedure in the proceed-
10 ings for the judicial review of enforcement of orders of
11 administrative agencies, boards, commissions, and
12 officers, and the standards and criteria for determining
13 the indigency that requires the appointment of counsel
14 and waiver of fees for indigent litigants and defendants
15 in the courts of Guam.

16 Such rules shall not abridge, enlarge or modify
17 any substantive right and shall preserve the right of
18 trial by jury as a common law and as declared by the
19 Sixth and Seventh Amendments of the Constitution.

20 Such rules shall not take effect until they have
21 been reported to the Legislature by the Chairman of the
22 Judicial Council at or after the beginning of a regular
23 session thereof but not later than the first day of May,

1 and until the expiration of ninety days after they have
2 been thus reported.

3 All laws in conflicts with such rules shall be of
4 no further force or effect after such rules have taken
5 effect. Any such rules heretofore prescribed by the
6 Judicial Council shall remain in effect but shall be
7 reported to the Legislature by January 15, 1969.

8 Any rule may be annulled or amended by a law
9 limited to the purpose."

10 Section 2. This Act is an urgency measure.