

# COMMITTAL PROCEEDINGS AND CONTEMPT OF COURT IN CIVIL PRACTICE

**Date:** 25<sup>th</sup> September 2020 (Friday)

**Time:** 3.00pm – 5.00pm

**Venue:** Malacca Bar Auditorium

**2 CPD Points**

**Register before  
23/9/2020**

*Member/Pupil in Chambers:*  
RM40.00 on/before 23.9.2020  
RM60.00 after 23.9.2020

*Non-Member*  
RM60.00

Committal proceedings empower the courts to hold a person in contempt for refusing to obey a court order. Committal ensures that due administration of justice is possible and that litigants do not disregard court orders. The procedure that underlies committal applications is contained in Order 52 of the Rules of Court 2012, although a substantial portion of this is drawn from common law.

Come join this insightful seminar where the speaker will address the following topics:

- ⦿ Applications for committal — Order 52 of the Rules of Court 2012
- ⦿ Requirement for a penal notice — Order 45, rule 7 of the Rules of Court 2012
- ⦿ When the Court can cite for contempt of its own motion
- ⦿ Discussion of the procedural aspects of committal applications — what must and must not be in the papers, which documents are to be filed, etc
- ⦿ What are the common errors made by legal practitioners?
- ⦿ What happens after a person is cited for contempt?
- ⦿ Sentencing
- ⦿ Mitigating factors

This seminar seeks to expound upon the finer points of committal applications, which are a necessary evil at the best of times.



**GAVIN JAYAPAL** graduated from the University of Leeds and is a Barrister-at-Law of the Middle Temple. He also holds a Masters in Law degree from the University of Malaya, and is an Accredited Mediator with the Malaysian Mediation Centre.

Gavin's primary area of practice is litigation. He runs a boutique practice in Petaling Jaya.

He has applied for and resisted applications for committal at the High Court. Gavin is actively involved in civil litigation and regularly appears at the High Court, Court of Appeal and Federal Court.

Continuing Professional Development (CPD)  
Malacca Bar Committee

