

**FIRST SCHEDULE - FEES**

**A. FEES IN CIVIL MATTERS**

1.	On filing notice of appeal as of right against a final judgment or decision .....	P60
2.	On respondent's notice of intention to cross-appeal, or to contend that decision of court below be varied .....	P60
3.	On filing a motion for leave to appeal .....	P100
4.	On filing motion for extension of time:	
	a) If time has not yet expired .....	P60
	b) If time has already expired .....	P100
5.	On filing any motion not otherwise provided for .....	P60
6.	On filing a notice of opposition with accompanying affidavit ....	P60
7.	On filing amended or additional grounds of appeal:	
	a) If filed in accordance with Rule 25 (1) .....	P30
	b) If filed thereafter with the leave of the Court .....	P50
8.	On filing a notice of withdrawal or abandonment of an appeal .....	P30
9.	On filing motion to reinstate appeal struck out for the non-appearance of appellant .....	P120
10.	On filing motion to re-instate appeal dismissed or struck out for failure to provide security for costs .....	P120
11.	On filing motion to set aside and re-hear appeal determined in the absence of respondent .....	P120

12.	On filing motion to set aside Taxing Master’s decision or order .....	P120
13.	On every order of the court made on a final determination of the appeal .....	P30

**B. FEES GENERAL**

1. The cost of preparing record of appeal in the court below or of taking copies of minutes, records, documentary exhibits, judgments and any orders of the court shall be at the rate of P5 per folio or part thereof, such part not being less than one-quarter of a folio, provided that the cost of transcribing *viva voce* evidence taken in the Court below shall be at the rate of P10 per folio or part thereof.
2. The fee for certifying such copies as aforesaid shall be at the rate of P1 per folio or part thereof, such part not being less than one-quarter of a folio.
3. Fees for the service of any documents and in connexion therewith and payments for any mileage involved in such service shall be charged and paid under the rules and scale regulating service in the High Court.

**SECOND SCHEDULE – PRACTITIONERS’ FEES/COSTS**

**A. LEGAL PRACTITIONERS’ FEES**

1. On taking instructions .....Time taken by practitioner
2. Fee on the Brief .....Time taken by practitioner
3. Attendance at Registrar’s office to settle record  
of appeal.....Time taken by practitioner
4. Attendance in Court and arguing appeal:
  - a) one day hearing .....Time taken by practitioner

- b) for each subsequent day of hearing.....Time taken by practitioner
5. Preparing and arguing motions and other interlocutory applications:
- a) when taken on the same day as argument in the appeal ..... P200
  - b) when taken on different day and not as part of the appeal .....Time taken by practitioner

**B. BILL OF COSTS**

In connection with a bill of costs for services rendered by a practitioner, such practitioner shall be entitled to charge:

1. For drawing the bill of costs, making the necessary copies and attending settlement, five percent of the first P10 000 or a portion thereof, two and a half percent of the second P10 000 or a portion thereof, and one percent on the amount in excess of P200 000 of the amount of the practitioner’s fees, either as charged in the bill if not taxed, or as allowed on taxation
2. An addition thereto, if recourse is had to taxation, for arranging and attending taxation and obtaining consents to taxation, five percent of the first P10 000 or portion thereof, and two and a half percent on the amount in excess of P200 000 of the fees allowed on taxation.

The fee under each item of this section shall be calculated on the same amount.

**C. TRAVELLING AND SUBSISTENCE ALLOWANCES**

1. A travelling allowance for a legal practitioner may be allowed at a rate of P1.75 per km, where he travels to Court by car; otherwise he shall be reimbursed to the extent that he has been out of pocket by attending the Court or the Court Registry, provided that the maximum of such reimbursement shall be the maximum he would have been entitled to had he travelled by car.
2. A subsistence allowance for a legal practitioner may be allowed at the rate of P500 for every night it is necessary for him to remain at the place

where the Court is sitting or where he necessarily has to transact the business on behalf of his client.

**D. GENERAL CHARGES**

Charges for attendances, perusal, drafting and drawing, copies and disbursements shall, *mutatis mutandis*, be as applicable in the High Court tariff.

**E. HOURLY RATES FOR PRACTITIONERS (PARTY – PARTY SCALE)**

Pupil	00 per hour
0-2 years experience	00-P400 per hour
2-5 years experience	P400-P500 per hour
5-10 years experience	P500-P700 per hour
10-15 years experience	P700-P850 per hour
Over 15 years experience	P1000 per hour

**F. ADVOCATES' FEES**

1. Except where the judge authorizes fees consequent upon the employment of more than one advocate to be included in a party and party bill of costs, only such fees as are consequent upon the employment of one advocate shall be allowed as between the party and party.
2. Where fees in respect of more than one advocate are allowed in a party and party bill of costs, the fees to be permitted in respect of any additional advocate shall not exceed one half of those allowed in respect of the first advocate.
3. In matters which are not of unusual complexity, fees shall be charged and taxed on the scale applicable to practitioners generally.
4. The taxing master shall be entitled at his discretion at any time to depart from the provisions of this tariff in complex, extraordinary or exceptional cases, where strict adherence to such provisions would be inequitable.