

Statutory Instrument No. 82 of 1972

HIGH COURT OF BOTSWANA ACT, 1967
(35 of 1967)

RULES OF THE HIGH COURT (AMENDMENT), 1972

(Published on the 8th December, 1972)

IN EXERCISE of the powers conferred by section 28 of the High Court of Botswana Act, 1967, the Chief Justice hereby makes the following Rules —

1. These Rules may be cited as the Rules of the High Court (Amendment), 1972, and shall come into operation on the 1st January, 1973.

Citation and commencement

2. Order 31 of the Rules of the High Court is amended by inserting immediately after rule 10 thereof the following new rule —

Amendment of Order 31 S.I. 117 of 1969

“10A. Except as herein provided court fees payable by a person admitted to sue or defend in *forma pauperis* may be remitted either in whole or in part as the Court or the Judge deems fit; and a person so admitted to sue or defend shall not, unless the Court otherwise orders, be liable to pay or be entitled to receive any costs.”

3. The Rules of the High Court are amended by substituting for Order 53 thereof the following new Order —

Replacement of Order 53

“ORDER 53

TARIFF OF COURT FEES

Court fees payable in the High Court shall be as follows —

- | | | |
|-------|---|---------|
| (i) | On filing any original document whereby an action is instituted or application is made; and on filing a counter claim or claim in reconvension..... | R 10,00 |
| (ii) | On filing any document whereby an original document referred to at (i) above is sought to be amended so as to add to or to amend the claims or prayers contained therein..... | R 5,00 |
| (iii) | On filing any notice of set-down..... | R 1,00 |
| (iv) | For the drawing up of any order or judgment of the Court..... | R 2,00 |
| (v) | On every bill of costs to be taxed which is not related to an action or application already registered in the Court..... | R 5,00 |
| (vi) | On filing any interlocutory application during the course of any proceedings whereby orders of Court are sought..... | R 2,00 |

- (vii) For copying any document (including a document lodged in the Master's office) (per folio of 100 words) R 0,20
- (viii) For certifying such copy as is referred to at (vii) above (per folio of 100 words) R 0,10
- (ix) For inspecting records under Order 49 rule 2 (per record per each occasion) R 0,50
- (x) For photo-copying any document (per page) R 0,50"

Made this 30th day of November, 1972.

T. AKINOLA AGUDA,
Chief Justice

L2/7/136
28th November, 1972.