

*Statutory Instrument No. 138 of 1984*

**CUSTOMARY COURTS ACT**

(Cap. 04:05)

**ESTABLISHMENT OF CUSTOMARY COURTS ORDER, 1984**

*(Published on 9th November, 1984)*

**ARRANGEMENT OF PARAGRAPHS**

**PARAGRAPH**

1. Citation
2. Establishment of customary courts
3. Area of jurisdiction
4. Civil and criminal jurisdiction

**SCHEDULE**

IN EXERCISE of the powers conferred on the Minister of Local Government and Lands by section 6 (2) of the Customary Courts Act, the following Order is hereby made —

- |  |                                   |
|--|-----------------------------------|
| 1. This Order may be cited as the Establishment of Customary Courts Order, 1984.   | Citation                          |
| 2. There is hereby established a lower customary court at each of the places specified in the first column of the Schedule hereto.               | Establishment of customary courts |
| 3. The area of jurisdiction of each court established under Order 2 shall be limited to the area of the place at which the court is established. | Area of jurisdiction              |
| 4. The jurisdiction of each court in respect of civil and criminal matters shall be as specified in the second column of the Schedule hereto.    | Civil and criminal jurisdiction   |

**SCHEDULE**

*First Column*

*Place at which lower customary court is established.*

*Second Column*

*Jurisdiction as to cause of action.*

**CENTRAL**

Semolale, Motlopi, Gootau,  
Moshupha, Mabeleapudi

- (a) Matters of a civil nature — where the subject of the suit does not exceed P400 or 5 bovines or equines or 25 sheep or goats;

**KWENENG**

Ngware, Mabowane,

- (b) matters of a criminal nature —  
(i) Imprisonment not exceeding 6 months,

**NGWAKETSE SOUTHERN**

Lotlhakane, Pitseng

- (ii) fine or compensation not exceeding P320 or 4 bovines or equines or 20 sheep, or goats,

**KGALAGADI**

Ntshutela, Maubelo

- (iii) caning not exceeding 2 stroke

**NORTH WEST**  
Mabebe, Samedupe, Zakao Gunotsoga

**KGATLENG**  
Malotwane

**MADE** this 24th day of October, 1984.

**J.L.T. MOTSHIBAMELE,**  
*Minister of Local Government and  
Lands.*