



## "TABLE A

Costs

Part 1

## GENERAL PROVISIONS

1. (a) Save as provided in subparagraph (b) costs in defended actions shall be taxed on Scale A of Part III and in other matters and interpleader proceedings on Scale A of Part IV.
- (b) When the amount in dispute exceeds R1 000 costs shall be taxed on Scale B, and when the amount in dispute exceeds R2 000 on Scale C, of Part III or IV, as the case may be.
- (c) Where the amount in dispute is not apparent on the face of the proceedings, costs shall, unless the court orders otherwise, be computed at the lowest rate.
2. (a) For the purposes of the computing costs, the expression 'amount in dispute' shall mean —
  - (i) where costs are awarded to the plaintiff, the amount or value of the judgment, and in any such case 'amount or value of the judgment' shall mean, where more than one claim is involved in the action, the total of all the amounts involved in the judgment;
  - (ii) where costs are awarded to the defendant, the amount or value of the claim, and in any such case 'amount or value of the claim' shall mean, where more than one claim is involved in the action, the total of the amounts of all the claims involved in the action.

The amount or value of the judgment or claim, as the case may be, shall be inclusive of interest, but exclusive of costs.

- (b) In the event of a matter being settled at any time, the costs shall be taxed on the scale laid down in the agreement of the settlement: Provided that if in the event of a settlement there is no agreement as to the scale of fees applicable, any party shall have the right within fourteen days of the date of the settlement to apply to a magistrate, who shall determine the scale of fees to be applied at the taxation.

## "TABEL A

Koste

Deel 1

## ALGEMENE BEPALINGS

1. (a) Behalwe soos bepaal in subparagraaf (b), word die koste in bestrede aksies volgens Skaal A in Deel III en by ander aangeleenthede en tussenpleit- verrigtinge volgens Skaal A in Deel IV getakseer.
  - (b) Wanneer die bedrag in geskil meer as R1 000 is, word die koste getakseer volgens Skaal B, en wanneer die bedrag in geskil meer as R2 000 is, volgens Skaal C, van Deel III of IV, na gelang van die geval.
  - (c) Waar die bedrag in geskil nie uit die stukke blyk nie, word die koste, tensy die hof anders gelas, teen die laagste tarief bereken.
  2. (a) Vir doeleindes van kosteberekening beteken die uitdrukking 'bedrag in geskil' —
    - (i) waar koste aan die eiser toegeken word, die bedrag of waarde van die vonnis en in so 'n geval beteken, 'bedrag of waarde van die vonnis', waar meer as een eis by die aksie betrokke is, die totaal van al die bedrae wat by die vonnis betrokke is;
    - (ii) waar koste aan die verweerder toegeken word, die bedrag of waarde van die eis en in so 'n geval beteken 'bedrag of waarde van die eis', waar meer as een eis by die aksie betrokke is, die totaal van die bedrae van al die eise wat by die aksie betrokke is.
- Die bedrag of waarde van die vonnis of eis, na gelang van die geval, sluit rente in, maar sluit koste uit.
- (b) Ingeval 'n saak te eniger tyd geskik word, word die koste getakseer volgens die skaal in die skikkingsooreenkoms bepaal: Met dien verstande dat indien daar in die geval van 'n skikking geen ooreenkoms is betreffende die toepaslike skaal van gelde nie, enigeen van die partye die reg het om binne veertien dae na die datum van die skikking aansoek te doen by 'n landdros, wat die skaal van gelde wat by die taksasie toegepas moet word, vasstel.

3. Costs taxable in terms of rule 33(20) shall be deemed to have been awarded under a judgment for the amount paid into court or a judgment in terms of the settlement, as the case may be.
  4. Claims for ejectment shall be computed at two months rent of the premises.
  5. The rate at which costs are computed shall not be increased by reason of any claim for confirmation of any interdict or other interlocutory order.
  6. Fees to counsel shall be allowable on taxation only in cases falling within the provisions of paragraph 1(b) or where the court has made an order in terms of rule 33(8) and shall not be so allowed unless payment thereof is vouched by the signature of counsel.
  7. Where the amount allowed for an item is specified, the amount is inclusive of all necessary copies, attendances and services (other than services through the messenger) in connection therewith.
  8. Where the amount allowed for an item is left blank —
    - (a) the drawing of documents shall be allowed at R2,25 for each folio;
    - (b) copies for filling and service shall also be allowed;
    - (c) service shall be allowed at R2,25 for each necessary service.
  9. (a) Where any document appears to the court to be unnecessarily prolix, the court may disallow all or any part of the charge therefor.
    - (b) Where printed forms of documents to be copied are available, the charge for copying shall be limited to the necessary matters inserted in such printed documents.
  10. A folio is 100 written or printed words or figures. Four figures shall be reckoned as one word.
  11. (a) Unless otherwise provided, a charge for perusing shall be allowed at R1,25 per folio in respect of any document or pleading necessarily perused, subject to a minimum charge of R2,50.
3. Koste wat takseerbaar is kragtens reël 33(20), word geag toegeken te gewees het ingevolge 'n vonnis vir die geregtelik inbetaalde bedrag of 'n vonnis ooreenkomstig die skikking, na gelang van die geval.
  4. Eise vir uitsetting word bereken teen twee maande huur van die perseel.
  5. Die tarief waarvolgens koste bereken word, word nie verhoog as gevolg van enige eis vir bekragtiging van 'n interdik of ander tussenbevel nie.
  6. Gelde aan advokate word by taksasie toegelaat alleen in gevalle wat onder die bepalings van paragraaf 1(b) val, of wanneer die hof 'n bevel ingevolge reël 33(8) gegee het, en word nie aldus toegelaat nie tensy die betaling daarvan deur die handtekening van die advokaat bevestig word.
  7. Waar die bedrag vir 'n item toegelaat, gespesifiseer is, sluit die bedrag alle nodige afskrifte, opwagtings en betekenings (uitgesonderd betekenings deur die geregsbode) in verband daarmee in.
  8. Waar die bedrag vir 'n item toegelaat, oopgelaat is —
    - (a) word vir die opstel van dokumente R2,25 vir elke folio toegelaat;
    - (b) word afskrifte vir opberging en betekening ook toegelaat;
    - (c) word vir betekening R2,25 vir elke nodige betekening toegelaat.
  9. (a) Waar 'n dokument vir die hof onnodig wydlopig blyk te wees, kan die hof die geheel of 'n gedeelte van die gelde daarvoor afwys.
    - (b) Waar gedrukte vorms van dokumente waarvan afskrifte gemaak moet word, beskikbaar is, word die gelde vir die maak van afskrifte beperk tot die nodige aangeleentehede by sodanige gedrukte vorms ingevoeg.
  10. 'n Folio bestaan uit 100 geskrewe of gedrukte woorde of syfers. Vier syfers word as een woord gereken.
  11. (a) Tensy anders bepaal, word 'n bedrag vir deurlesing teen R1,25 per folio toegelaat ten opsigte van 'n dokument of pleitstuk noodsaaklikerwys deurgelees, onderworpe aan 'n minimum bedrag van R2,50.

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| <p>(b) Where a charge is allowed for copying, it shall be 75c per folio, unless otherwise provided.</p> <p>(c) Where copies are made otherwise than by typewriter, the charge shall be 45c per page, notwithstanding the number of words on the page.</p> <p>12. Where there are more defendants than one R2,25 shall be added in respect of each additional defendant for each of items 2, 3 and 3A of Part II, items 3 and 9 of Part III and items 2, 9, 10, 12, 14 and 18 of Part IV of this Table.</p> <p>13. (a) Where the judgment debt is payable by instalments in terms of the judgment, the fees shall be taxable immediately the judgment is given, but shall be recoverable only on the payment of each instalment.</p> <p>(b) A fee of 10 per cent on each instalment collected in redemption of the capital and costs of the action shall be allowed, subject to a maximum amount of R75 on each instalment.</p> <p>14. The clerk of the court shall on taxation disallow any charge unnecessarily incurred.</p> <p>15. Where the fee under any item is calculated on an hourly basis, the total number of hours on any one day shall be added together and the fee calculated on such total.</p> <p>16. The amount allowable for the issue (inclusive of appearing in court) of a notice to show cause in terms of section 109(2) shall be R33,75.</p> | <p>(b) Waar gelde vir die maak van afskrifte toegelaat word, is dit 75c per folio, tensy anders bepaal.</p> <p>(c) Waar afdrucke op 'n ander wyse as met 'n tikmasjien gemaak word, is die koste 45c per bladsy, ongeag die aantal woorde op die bladsy.</p> <p>12. Waar daar meer as een verweerder is, word R2,25 bygevoeg ten opsigte van elke addisionele verweerder vir elk van items 2, 3 en 3A van Deel II, items 3 en 9 van Deel III en items 2, 9, 10, 12, 14 en 18 van Deel IV van hierdie Tabel.</p> <p>13. (a) Waar die vonnisskuld in paaieimente betaalbaar is ingevolge die vonnis, is die gelde takseerbaar sodra die vonnis gegee is, maar is dit invorderbaar alleen by betaling van elke paaieiment.</p> <p>(b) Gelde van 10 persent op elke paaieiment ingevorder ter delging van die kapitaal en koste van die aksie word toegelaat, onderworpe aan 'n maksimum bedrag van R75 op elke paaieiment.</p> <p>14. Die klerk van die hof wys by taksasie enige koste af wat onnodig aangegaan is.</p> <p>15. Waar die gelde ingevolge 'n item op 'n uurbasis bereken word, word die totale aantal ure op een dag byeengedel en die gelde op sodanige totaal bereken.</p> <p>16. Die bedrag toegelaat vir die uitreiking (met inbegrip van verskyning in die hof) van 'n kennisgewing ingevolge artikel 109(2) om redes aan te voer, is R33,75.</p> |
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PART II

DEEL II

UNDEFENDED ACTIONS

ONBESTREDE AKSIES

<table border="0"> <tr> <td style="width: 10%;">Item 1</td> <td style="width: 70%;">Registered letter of demand in terms of section 56 of the Act</td> <td style="width: 20%; text-align: right;">R3,00</td> </tr> <tr> <td>Item 2</td> <td>Summons, inclusive of a letter of demand other than the letter of demand referred to in item 1, if the claim or claims or the value of the claim or claims in the aggregate do not exceed R50 .....</td> <td style="text-align: right; vertical-align: bottom;">9,00</td> </tr> <tr> <td>Item 3</td> <td>Judgment, if the claim or claims or the value of the claim or claims in the aggregate do not exceed R50 ..</td> <td style="text-align: right; vertical-align: bottom;">6,00</td> </tr> </table>	Item 1	Registered letter of demand in terms of section 56 of the Act	R3,00	Item 2	Summons, inclusive of a letter of demand other than the letter of demand referred to in item 1, if the claim or claims or the value of the claim or claims in the aggregate do not exceed R50 .....	9,00	Item 3	Judgment, if the claim or claims or the value of the claim or claims in the aggregate do not exceed R50 ..	6,00	<table border="0"> <tr> <td style="width: 10%;">Item 1</td> <td style="width: 70%;">Geregistreeerde aanmaning ingevolge artikel 56 van die Wet</td> <td style="width: 20%; text-align: right;">R3,00</td> </tr> <tr> <td>Item 2</td> <td>Dagvaarding, met inbegrip van 'n ander aanmaning as die aanmaning in item 1 bedoel, as die eis of eise of die waarde van die eis of eise gesamentlik nie meer as R50 bedra nie .....</td> <td style="text-align: right; vertical-align: bottom;">9,00</td> </tr> <tr> <td>Item 3</td> <td>Vonnis, as die eis of eise of die waarde van die eis of eise gesamentlik nie meer as R50 bedra nie .....</td> <td style="text-align: right; vertical-align: bottom;">6,00</td> </tr> </table>	Item 1	Geregistreeerde aanmaning ingevolge artikel 56 van die Wet	R3,00	Item 2	Dagvaarding, met inbegrip van 'n ander aanmaning as die aanmaning in item 1 bedoel, as die eis of eise of die waarde van die eis of eise gesamentlik nie meer as R50 bedra nie .....	9,00	Item 3	Vonnis, as die eis of eise of die waarde van die eis of eise gesamentlik nie meer as R50 bedra nie .....	6,00
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Item 3A	Where the claim or claims or the value of the claim or claims in the aggregate exceeds or exceed R50 of the fees under items 2 and 3 shall be increased by R1 for every R100 or part of R100 exceeding the first R50 up to a maximum of R10 000 irrespective of the amount of the actual claim or claims or the actual value of the claim or claims	
Item 4	Notice in terms of rule 12(2)	6,00
Item 5	Notice in terms of rule 54(1)	6,00
Item 6	Affidavit or certificate . . . . .	—
Item 7	Attending court at the request of the magistrate when claim referred to court for judgment	As allowed under item 26 of the scale for defended actions (Part III)
Item 8	For each registered letter which is forwarded to the debtor in terms of section 57(1) or 57(3) or section 58(2) of the Act by the creditor or his attorney, including copies . . . . .	3,00
Item 9	Admission of liability and undertaking to pay debt in instalments or otherwise (section 57 of the Act) . . . . .	9,00
Item 10	Consent to judgment or to judgment and an order for the payment of judgment debt in instalments (section 58 of the Act) . . . . .	9,00

*Note* — The amount of the fees allowable under items 4, 5, 6, 7, 8, 9 and 10 shall without taxation be included in the amount of the costs for which judgment is entered.

Item 3A	Waar die eis of eise of die waarde van die eis of eise meer as R50 is, word die gelde onder items 2 en 3 verhoog met R1 vir elke R100 of gedeelte van R100 na die eerste R50 tot 'n maksimum van R10 000 ongeag die bedrag van die werklike eis of eise of die werklike waarde van die eis of eise.	
Item 4	Kennisgewing ingevolge reël 12(2) . . . . .	6,00
Item 5	Kennisgewing ingevolge reël 54(1) . . . . .	6,00
Item 6	Beëdigde verklaring of sertifikaat . . . . .	—
Item 7	Verskyning in hof op versoek van die landdros wanneer eis na hof verwys is vir vonnis .	Soos toegelaat onder Item 26 van die skaal vir bestrede aksies (Deel III)
Item 8	Vir elke geregistreerde brief wat die eiser of sy prokureur ingevolge artikel 57(1) of 57(3) of artikel 58(2) van die Wet aan die skuldenaar stuur, insluitende afskrifte . . . . .	3,00
Item 9	Erkenning van aanspreeklikheid en onderneming om skuld in paaieimente of andersins te betaal (artikel 57 van die Wet) . . . . .	9,00
Item 10	Toestemming tot vonnis of tot vonnis en 'n bevel vir die betaling van vonnisskuld in paaieimente (artikel 58 van die Wet) . . . . .	9,00

*Opmerking* — Die bedrag van die gelde wat ingevolge items 4, 5, 6, 7, 8, 9 en 10 toegelaat kan word, word sonder taksasie ingesluit by die bedrag van koste waarvoor vonnis aangeteken word.

PART III  
DEFENDED ACTIONS

Item	Scale A	Scale B	Scale C
	R	R	R
1. Instruction to sue or defend or to counterclaim or defend counterclaim.....	45,00	67,50	90,00
2. Instructions on commission <i>de bene esse</i> .....	4,50	4,50	4,50
3. Summons .....	22,50	33,75	45,00
4. Appearance .....	2,25	2,25	2,25
5. Notice under rule 12(1)(b) and (2) .....	2,25	2,25	2,25
6. Plea .....	22,50	33,75	45,00
7. Instruction after receipt of plea .....	22,50	33,75	45,00
8. Claim in reconvention .....	22,50	33,75	45,00
9. Reply if necessary .....	22,50	33,75	45,00
10. Request for further particulars .....	—	—	—
11. Further particulars .....	—	—	—
12. Consent to adjournment or extention of time .....	4,50	4,50	4,50
13. Attendance, applying for costs on discontinuance .....	6,50	6,50	6,50
14. Schedule of documents and affidavit .....	—	—	—
15. Production of documents for inspection: Per com-completed half hour of the time spent thereon ( <i>pro rata</i> any portion of half an hour of the time spent thereon) .....	10,00	10,00	10,00
16. Inspecting documents: Subject to a minimum of R10,00 per completed half hour of the time spent thereon ( <i>pro rata</i> for any portion of half an hour of the time spent thereon) .....	10,00	10,00	10,00
17. Subpoena (not more than one for each four witnessess summoned) .....	2,00	2,00	2,00
18. Each copy for service .....	0,75	0,75	0,75
19. (a) Any notice not otherwise provided for .....	—	—	—
(b) Any summary or copy of a report furnished in terms of rule 24 .....	—	—	—

20. Affidavit (other than of discovery) .....	—	—	—
21. Interrogatories .....	—	—	—
22. Taking statements from witnesses (each).....	—	—	—
<i>Note</i> — The minimum fee for any one statement shall be R4,50			
23. Notice of trial or reinstatement .....	2,00	2,00	2,00
24. Preparing for trial (if counsel not employed) .....	75,00	112,50	150,00
24A Attendance at settlement negotiations, for each hour or part of an hour actually spent in such negotiations.....	15,00	15,00	15,00
25. Attending court when action on roll for trial but adjourned ..	10,00	10,00	10,00
26. Attending court on trial or at examination on commission, for each hour or part of an hour spent in court while case is actually being heard —			
(a) where counsel not employed.....	30,00	45,0	60,00
(b) where counsel employed .....	15,00	22,50	30,00
27. Attending pre-trial conference: For each hour or part of an hour actually spent in such conference.....	15,00	22,50	30,00
28. Attending court to hear reserved judgment .....	15,00	15,00	15,00
<i>Note</i> — Where an unqualified person appears no fee shall be allowed			
29. Correspondence and attendances: For each letter or telegram necessarily written or received, including copy to keep, and each necessary attendance not otherwise provided for: Provided that a charge for perusing shall not be allowed in addition to the fee herein provided for .....	2,25	2,25	2,25
30. Agreement not to appeal .....	4,50	4,50	4,50
31. Inspection <i>in loco</i> before trial, if the court so orders .....	15,00	22,50	30,00
32. Each necessary consultation .....	15,00	22,50	30,00
33. Refresher fee in addition to the fee prescribed in item 24 above allowed by the court, on application made at the hearing, in postponed or partly heard trials .....	50,00	75,00	100,00

PART IV  
OTHER MATTER

(Exceptions, applications to strike out, applications for summary judgment, interlocutory applications, arrest, interdiction and *ex parte* applications under rule 27(9) or applications to review judgment or order).

Item	Scale A	Scale B	Scale C
1. Instructions to make application or to oppose or to show cause	6,00	9,00	12,00
2. Drawing up of all documents, affidavits, applications and notices, orders, etc. ....	—	—	—
3. Attending court on hearing:			
(a) If unopposed .....	7,50	11,25	15,00
(b) If opposed (where counsel employed), per hour or part thereof actually spent in court .....	11,25	17,00	22,50
(c) If opposed (where counsel not employed), per hour or part thereof actually spent in court .....	22,50	33,75	45,00

*Note* — The court may on application made at the hearing allow, in addition to the fee prescribed under subparagraph (c), a fee for preparing argument under item 24 of the scale for defended actions.

INTERPLEADER PROCEEDINGS

Item	Scale A	Scale B	Scale C
	R	R	R
4. Instructions:			
(a) Where interpleader proceedings initiated by messenger ....	15,00	22,50	30,00
(b) Otherwise .....	25,00	37,50	50,00
5. Summons (if not sued out by the messenger) .....	15,00	22,50	30,00
6. Affidavit .....	—	—	—
7. Attending court on return of summons (if the matter is not being heard) .....	7,50	7,50	7,50
8. Attending court on trial of interpleader issue, per hour or part thereof actually spent in court .....	22,50	33,75	45,00

*Note* — The court may on application, made at the hearing, allow, in addition to the fee prescribed in item 8, a fee for preparing argument under item 24 of the scale for defended actions.



## TAXATION OF COSTS

## TAKSASIE VAN KOSTE

	R		R
9. Bill of costs: 5 per cent of the fees allowed.		9. Kosterekening: 5 persent van die gelde wat toegelaat word.	
10. Attending taxation: 5 per cent of the total of the bill allowed.		10. Verskyning by taksasie: 5 persent van die totaal van die rekening wat toegelaat word.	
11. Notice of application for review of taxation and service . . . . .	—	11. Kennisgewing van aansoek om hersiening van taksasie en betekening	
12. Affidavit, where necessary . . . . .	—	12. Beëdigde verklaring, waar nodig	
13. Attending on review of taxation, per hour or part thereof in court while review is actually being heard . . . . .	12,00	13. Verskyning by hersiening van taksasie, vir elke uur of gedeelte daarvan in die hof terwyl hersiening werklik verhoor word . . . . .	12,00

## EXECUTION

## TENUITVOERLEGGING

14. (a) Issue of warrant of execution, ejectment, arrest and committal in terms of section 109, delivery up of possession . . . . . 9,75		14. (a) Uitreiking van lasbrief vir eksekusie, uitsetting, inhegtenisneming en gevangesetting ingevolge artikel 109, inbesitstelling	9,75
(b) For each reissue thereof . . . . . 4,50		(b) Vir elke heruitreiking daarvan	4,50
15. Inclusive fee for work involved in releasing of attachment of immovable property . . . . . 9,00		15. Allesinsluitende gelde vir werk verrig in verband met vrystelling van onroerende goed waarop beslag gelê is	4,50
16. Inclusive fee for work done in connection with sale in execution of immovable property only (excluding work for which fees are already provided for elsewhere and the drawing up of the conditions of sale) . . . 37,50		16. Allesinsluitende gelde vir werk verrig in verband met die eksekusieverkoping van slegs onroerende goed (uitgesonderd werk waarvoor gelde reeds elders voorgeskryf is en die opstel van verkoopvoorwaardes) . . . . .	37,50
17. (a) Drawing up of notice of sale in terms of rule 41(8) or rule 43(6), or conditions of sale in terms of rule 43(7), per folio . . . . .	—	17. (a) Opstel van kennisgewing van verkoping ingevolge reël 41(8) of reël 43(6), of voorwaardes van verkop ingevolge reël 43(7) per folio	
(b) For all work done and papers and documents supplied to the messenger in connection with the sale in execution of movable property, an inclusive fee of . . . . . 22,50		(b) Vir alle ander werk gedoen en stukke en dokumente verskaf aan die geregsbode in verband met 'n geregtelike verkoping van roerende goed, allesinsluitende gelde van . . . . .	22,50
18. Security for restitution, where necessary . . . . . 9,00		18. Sekerheidstelling vir restitusie, waar nodig . . . . .	9,00

## WHERE COUNSEL IS EMPLOYED

	R
19. Instructions on exception or application, where allowed.....	17,00
20. Instructions on trial.....	22,50
21. Drawing brief on exception or application, where allowed.....	—
22. Drawing brief on trial.....	—
23. Attending each necessary consultation with counsel.....	11,25

## FEES TO COUNSEL

24. With brief to argue exception or application.....	112,50
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*Note* — A fee to counsel on application shall be allowed only where the court certifies that the briefing of counsel was warranted

25. With trial brief for the first day, not exceeding.....	300,00
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26. In any court held more than 30 kilometres from Windhoek, there may be allowed by special order of the court a travelling allowance (in addition to the fee on brief):

(a) Where the distance from Windhoek is 80 kilometres or less ...	45,00
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(b) Where the distance from Windhoek is more than 80 kilometres: 15c per kilometre for each kilometre in excess of 80, on both the outward and the return journeys.

*Note* — Where the trial continues uninterrupted from day to day, or where portions of the trial so continue, the aforementioned allowances shall be allowed only once for such trial or for such portion of the trial, as the case may be.

27. Each necessary consultation.....	22,50
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28. For every day, exceeding one, on which evidence is taken or arguments are heard, a refresher fee not exceeding.....	202,50
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## WANNEER 'N ADVOKAAT VERSKYN

	R
19. Instruksies by eksepsie of op aansoek, waar toegelaat.....	17,00
20. Instruksies by verhoor.....	22,50
21. Opstel van opdrag by eksepsie of aansoek, waar toegelaat	
22. Opstel van opdrag by verhoor	
23. Bywoning van elke noodsaaklike konsultasie met advokaat.....	11,25

## ADVOKAATSGELDE

24. Met opdrag om eksepsie of aansoek te beredeneer.....	112,50
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*Opmerking* — Gelde aan 'n advokaat by 'n aansoek word net toegelaat wanneer die hof sertifiseer dat die opdrag aan 'n advokaat geregverdig was.

25. Met opdrag vir verhoor vir die eerste dag, hoogstens.....	300,00
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26. In 'n hof gehou meer as 30 kilometer vanaf Windhoek, kan 'n reistoelae op spesiale bevel van die hof toegelaat word (benewens die gelde vir opdrag):

(a) waar die afstand vanaf Windhoek 80 kilometer of minder is.....	45,00
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(b) waar die afstand vanaf Windhoek meer as 80 kilometer is: 15c per kilometer vir elke kilometer bo 80, heen en terug.

*Opmerking* — Waar 'n verhoor van dag tot dag ononderbroke voortgaan, of waar gedeeltes van die verhoor aldus voortgaan, word voormelde toelae slegs een keer vir sodanige verhoor of vir sodanige gedeelte van die verhoor, na gelang van die geval, toegelaat.

27. Elke noodsaaklike konsultasie.....	22,50
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28. Vir elke dag wat meer is as een waarop getuienis afgeneem word of beredeneering gehoor word, aanvullingsgeld van hoogstens.....	202,50
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- 29. Where trial is adjourned, upon payment of the costs of the day, as part of such costs (only by the party requesting such adjournment) ..... 37,50
- 30. Drawing pleadings ..... 37,50
- 30A. In regard to items 25 and 28 a fee in lieu of the fee for the first day's hearing shall be allowed as follows when the case is settled or withdrawn or postponed at the instance of any party on or before the date of hearing:
  - (i) not more than two days prior to the date of hearing: The fee otherwise allowable on taxation for the first day's hearing;
  - (ii) not less than three days and not more than seven days prior to the date of hearing: Two-thirds of the fee under (i); and
  - (iii) not less than eight days and not more than 21 days prior to the date of hearing; Half of the fee under (i).

- 29. Wanneer die verhoor verdaag word, by betaling van die dag se koste, as deel van sodanige koste (slegs deur die party wat sodanige verdaging aanvra) ..... 37,50
- 30. Opstel van pleitstukke ..... 37,50
- 30A Met betrekking tot items 25 en 28 word gelde in plaas van dié vir die eerste dag se verhoor soos volg toegelaat wanneer die saak voor of op die verhoordatum geskik of teruggetrek of op aandrang van enige party uitgestel word:
  - (i) hoogstens twee dae voor die verhoordatum: Gelde andersins toelaatbaar by taksasies vir die eerste dag van verhoor;
  - (ii) minstens drie dae en hoogstens sewe dae voor die verhoordatum: Twee derdes van die gelde kragtens (i); en
  - (iii) minstens agt dae en hoogstens 21 dae voor die verhoordatum: Die helfte van die gelde kragtens (i).

MISCELLANEOUS

DIVERSE

	R
31. Obtaining certified copy of judgment .....	9,00
32. Obtaining payment out in terms of rule 18(4) .....	4,50
33. Request for security in terms of rule 62(1) .....	—
34. Furnishing security in terms of rule 62(1) .....	— ”

31. Verkryging van gewaarmerkte afskrif van vonnis .....	9,00
32. Verkryging van uitbetaling ingevolge reël 18(4).....	4,50
33. Versoek om sekerheid ingevolge reël 62(1) .....	—
34. Die stel van sekerheid ingevolge reël 62(1) .....	— ”

2. The following Table is hereby substituted for Table B of Annexure 2:

2. Tabel B van Bylae 2 word hierby deur die volgende Tabel vervang:

“TABLE B

“TABEL B

Costs

Koste

Part I

Deel I

GENERAL PROVISIONS IN RESPECT OF PROCEEDINGS IN TERMS OF SECTION 65 AND 65A TO 65M OF THE ACT.

ALGEMENE BEPALINGS TEN OPSIGTE VAN VERRIGTINGE INGEVOLGE ARTIKEL 65 EN 65A tot 65M VAN DIE WET

1. Save as provided in paragraph 3, no fees other than those laid down in the tariff to this Part shall be allowed.

1. Behalwe soos bepaal in paragraaf 3, word geen gelde uitgesonderd dié uiteengesit in die tarief van hierdie Deel toegelaat nie.

2. Subject to the provisions of section 65K of the Act, items (a), (b) and (c) of the tariff to this Part (whichever is applicable) shall apply to the drawing up of the notice referred to in section 65A(i), inclusive of appearance at the inquiry into the judgment debtor's financial position referred to in section 65D, or any later appearances at suspension, amendment or rescission proceedings and shall, except for the fee allowed under item (o) of the tariff, be an inclusive fee, chargeable only once, for the drawing up, issue and all reissues of the notice and all postponements of the inquiry, irrespective of the number of days on which the proceedings are heard in court: Provided that where the debtor moves from the jurisdiction of the court after issue of the notice referred to in section 65A(1) and the notice is again issued in any other district, the aforesaid fee may also be charged in such other district if the court so orders.

3. The following shall be allowed in addition to the fees prescribed in the tariff:

- (a) All necessary disbursements incurred in connection with the proceedings.
- (b) A fee of 10 per cent on each instalment collected in redemption of the capital and costs of the action shall be allowed, subject to a maximum amount of R75 on each instalment. Where the amount is payable in instalments the collection fees shall be recoverable only on payment of each instalment.

These fees shall be in substitution for and not in addition to the collection fees prescribed in paragraph 13 of the general provisions under Table A.

- (c) All necessary disbursements incurred in connection with any prior abortive proceedings under section 72, if the court has so ordered.
  - (d) Any amount necessarily and actually disbursed in tracing the judgment debtor, where the capital amount of the debt at the time the tracing agent was employed was not less than R50. The total amount to be allowed in any one case may not exceed R35.
4. For the purposes of the tariff to this Part the amount of the claim shall, save as provided in paragraph 3(d), be the total of the capital amount and costs outstanding at the date of the first institution of proceedings under section 65A(1) of the Act.

2. Behoudens die bepalings van artikel 65K van die Wet, is items (a), (b) en (c) van die tarief van hierdie Deel (watter ook al van toepassing is) van toepassing op die opstel van die kennisgewing in artikel 65A(1) bedoel, met inbegrip van verskyning by die ondersoek na die vonnisskuldenaar se finansiële toestand in artikel 65D bedoel, of enige verskynings by latere opskortings-, wysigings- of intrekkingsverrigtinge, en is dit, uitgesonderd die gelde toegelaat ingevolge item (o) van die tarief, allesomvattende gelde wat slegs een keer gehef kan word, vir die opstel, uitreiking en alle heruitreikings van die kennisgewing, en alle verdagings van die ondersoek, ongeag die getal dae waarop die verrigtinge in die hof verhoor word: Met dien verstande dat waar die skuldenaar die regsgebied van die hof verlaat nadat die kennisgewing in artikel 65A(1) bedoel uitgereik is en die kennisgewing weer in 'n ander distrik uitgereik word, bogemelde gelde ook in sodanige ander distrik gehef kan word indien die hof aldus gelas.

3. Die volgende word toegelaat benewens die gelde wat in die tarief voorgeskryf word:

- (a) Alle noodsaaklike uitgawes wat in verband met die verrigtinge aangegaan is.
- (b) Gelde van 10 persent op elke paaieement ingevorder ter delging van die kapitaal en koste van die aksie word toegelaat onderworpe aan 'n maksimum bedrag van R75 op elke paaieement. Waar die bedrag in paaieemente betaalbaar is, is die invorderingsgelde slegs by betaling van elke paaieement verhaalbaar.

Hierdie gelde is ter vervanging van en nie addisioneel nie tot die invorderingsgelde wat in paragraaf 13 van die algement bepalings van Tabel A voorgeskryf is.

- (c) Alle noodsaaklike uitgawes wat in verband met vroeëre mislukte verrigtinge ingevolge artikel 72 aangegaan is, indien die hof aldus gelas het.
- (d) 'n Bedrag wat noodsaaklikerwys aangegaan en werklik uitbetaal is ten einde die vonnisskuldenaar op te spoor waar die kapitaalbedrag van die skuld ten tyde van die indiensneming van die opsporingsagent nie minder as R50 was nie. Die totale bedrag wat in enige enkele geval toelaatbaar is, mag nie R35 te bowe gaan nie.

4. Vir doeleindes van die tarief van hierdie Deel is die bedrag van die eis, behalwe soos bepaal in paragraaf 3(d), die som van die kapitaalbedrag en koste uitstaande op die datum waarop verrigtinge ingevolge artikel 65A(1) van die Wet die eerste keer ingestel word.

TARIFF		TARIEF	
	R		R
(a) Where claim is under R40.....	15,00	(a) Waar die eis minder as R40 is ....	15,00
(b) Where claim is R40 or over but under R100 .....	22,50	(b) Waar die eis R40 of meer is maar minder as R100.....	22,50
(c) Where claim is R100 or over but under R1 000 .....	25,00	(c) Waar die eis R100 of meer is maar minder as R1 000 .....	25,00
(d) Where claim is R1 000 or over but under R2 000 .....	32,50	(d) Waar die eis R1 000 of meer is maar minder as R2 000 .....	32,50
(e) Where claim is R2 000 or over .....	40,00	(e) Waar die eis R2 000 of meer is ...	40,00
(f) Warrant of Arrest and Detention (Form 42) .....	10,00	(f) Lasbrief vir inhegtenisneming en aanhouding (Vorm 42).....	10,00
(g) Emoluments Attachment Order (Form 38) .....	9,00	(g) Besoldigingsbeslagbevel (Vorm 38)	9,00
(h) Warrant of Liberation (Form 43) or Certificate of Liberation (Form 59)	3,00	(h) Lasbrief vir invryheidstelling (Vorm 43) of Invryheidstellingsertifikaat (Vorm 59) .....	3,00
(i) Application for costs on notice (including appearance in court) .....	10,00	(i) Aansoek om koste op kennisgewing (verskyning in hof ingesluit).....	10,00
(j) Obtaining a certified copy of a judgment .....	9,00	(j) Verkryging van 'n gewaarmerkte afskrif van 'n vonnis .....	9,00
(k) Affidavit of certificate by the judgment creditor or his attorney .....	6,75	(k) Beëdigde verklaring of sertifikaat deur die vonnisskuldeiser of sy prokureur .....	6,75
(l) For each registered letter which is forwarded to the debtor in terms of section 65A(2), 65E(3), 65E(6) or 65J(2) of the Act by the creditor or his attorney .....	3,00	(l) Vir elke geregistreerde brief wat die skuldeiser of sy prokureur ingevolge artikel 65A(2), 65E(3), 65E(6) of 65J(2) van die Wet aan die skuldenaar stuur .....	3,00
(m) Affidavit or affirmation by debtor (Rule 45(7)) .....	13,50	(m) Beëdigde verklaring of bevestiging deur skuldenaar (Reël 45(7)) .....	13,50
(n) Request for an order under section 65 of the Act.....	6,75	(n) Versoek om 'n bevel kragtens artikel 65 van die Wet .....	6,75
(o) Attending postponed proceedings in terms of section 65E(3) .....	10,00	(o) Bywoning van uitgestelde verrigtinge ingevolge artikel 65E(3) .....	10,00

## PART II

## GENERAL PROVISIONS IN RESPECT OF PROCEEDINGS IN TERMS OF SECTION 72 OF THE ACT

1. Save as provided in paragraphs 2 and 3, no fees other than those laid down in the tariff to this Part shall be allowed.

## DEEL II

## ALGEMENE BEPALINGS TEN OPSIGTE VAN VERRIGTINGE INGEVOLGE ARTIKEL 72 VAN DIE WET

1. Behalwe soos bepaal in paragrawe 2 en 3, word geen gelde uitgesonderd dié uiteengesit in die tarief van hierdie Deel toegelaat nie.

2. Paragraph 3(a), (b) and (d) of the general provisions under Part I of this Table shall *mutatis mutandis* apply to this Part.
3. All necessary disbursements incurred in connection with any prior abortive proceedings under section 65 shall be allowed, if the court has so ordered.
4. For the purposes of this tariff the amount of the claim shall, save as provided in paragraph 3(d) of the general provisions under Part I of this Table, be only the total of the capital amount outstanding at the date of the first institution of proceedings in terms of section 72 of the Act.

2. Paragraaf 3(a), (b) en (d) van die algemene bepalinge onder Deel I van hierdie Tabel is *mutatis mutandis* op hierdie Deel van toepassing.
3. Alle noodsaaklike uitgawes wat in verband met vroeëre mislukte verrigtinge ingevolge artikel 65 aangegaan is, word toegelaat indien die hof aldus gelas het.
4. Vir doeleindes van hierdie tarief is die bedrag van die eis, behalwe soos bepaal in paragraaf 3(d) van die algemene bepalinge onder Deel I van hierdie Tabel, slegs die som van die kapitaalbedrag uitstaande op die datum waarop verrigtinge ingevolge artikel 72 van die Wet die eerste keer ingestel word.

TARIFF

	R
(a) Where the claim is under R40 . . . . .	15,00
(b) Where the claim is R40 or over . . . . .	32,50
(c) Obtaining certified copy of a judgment . . . . .	9,00
(d) Application for an order of execution against the garnishee . . . . .	9,00
(e) Garnishee order (Form 39) . . . . .	5,00

TARIEF

	R
(a) Waar die eis minder as R40 is . . . . .	15,00
(b) Waar die eis R40 of meer is . . . . .	32,50
(c) Verkryging van 'n gewaarmerkte afskrif van 'n vonnis . . . . .	9,00
(d) Aansoek om 'n bevel tot eksekusie teen die beslagskuldenaar . . . . .	9,00
(e) Skuldbeslagbevel (Vorm 39) . . . . .	5,00

PART III

GENERAL PROVISIONS IN RESPECT OF PROCEEDINGS IN TERMS OF SECTION 74 OF THE ACT

1. (a) Paragraph 3(a) of the general provisions under Part I of this Table shall *mutatis mutandis* apply to this part.
- (b) The remuneration of the administrator shall not exceed 8 percent on each instalment collected in redemption of the capital and costs. This amount shall be recoverable only upon payment of each instalment and shall be in substitution for and not in addition to the collection fees prescribed in paragraph 13 of the general provisions under Table A or paragraph 3(b) of the general provisions under Part I of this Table.
2. For the purposes of items 4 and 5 of the tariff to this part, a folio is 100 written or printed words or figures and four figures shall be reckoned as one word.

DEEL III

ALGEMENE BEPALINGS TEN OPSIGTE VAN VERRIGTINGE INGEVOLGE ARTIKEL 74 VAN DIE WET

1. (a) Paragraaf 3(a) van die algemene bepalinge onder Deel I van hierdie Tabel is *mutatis mutandis* op hierdie Deel van toepassing.
- (b) Die besoldiging van die administrateur gaan nie 8 persent op elke paaieiment ingevorder ter delging van die kapitaal en koste, te bowe nie. Hierdie bedrag is slegs by betaling van elke paaieiment verhaalbaar en is ter vervanging van en nie addisioneel nie tot die invorderingsgelde wat in paragraaf 13 van die algemene bepalinge onder Tabel A paragraaf 3(b) van die algemene bepalinge onder Deel I van hierdie Tabel voorgeskryf is.
2. Vir doeleindes van items 4 en 5 van die tarief van hierdie Deel bestaan 'n folio uit 100 geskrewe of gedrukte woorde of syfers en word vier syfers as een woord gereken.

Item	One to ten creditors	Eleven to twenty creditors	More than twenty creditors
	R	R	R
1. Instructions to apply for administration order, including necessary perusal of summonses, demands, etc., and ascertaining amount of assets and liabilities, including all attendances and correspondence necessary thereto .....	11,25	18,00	27,00
2. Instruction on application under section 74Q(1) or to oppose such application or granting or administration order, including drawing of application (where necessary) .....	9,00	9,00	9,00
3. Drawing application for administration order and affidavit, including all annexures thereto and all attendances, excluding attendance in court .....	9,00	9,00	9,00
4. Making copies of application, affidavit and annexures for creditors .....	0,10*	0,10*	0,10*
5. Perusing application and other documents served, if any, per folio .....	0,20	0,20	0,20
<i>Note</i> — This item is chargeable only by the attorney for an opposing party.			
6. Attending court:			
(a) On postponement, if not occasioned by the attorney or his client .....	4,50	4,50	4,50
(b) On hearing, other than for rescission of order .....	9,00	18,00	18,00
(c) On application for rescission or review of order .....	4,50	4,50	4,50
7. For furnishing to a creditor by the administrator of information referred to in section 74M(a) of the Act, R1,50 per application			
8. For furnishing a copy of the debtor's statement of affairs referred to in section 74 and 74A(1) of the Act by the administrator in terms of section 74M(b) of a list or account referred to in section 74G(1) or 74J of the Act, or of the debtor's statement of affairs referred to in section 65I(2) of the Act . . . as under item 8 of Part I of Table A.			
9. Correspondence and attendances .....	1,50	1,50	1,50

\* Per folio for each of the first 10 copies and 33c per complete copy thereafter, subject in any event to a maximum of R30.