L.N. 1 of 2000

CODE OF ORGANIZATION AND CIVIL PROCEDURE (CAP. 12)

Code of Organization and Civil Procedure (Schedule A) (Amendment) Regulations, 2000

IN exercise of the powers conferred by section 1004 of the Code of Organization and Civil Procedure, the Minister of Justice and Local Councils, with the concurrence of the Minister of Finance, has made the following regulations :–

Citation and commencement.

1. (1) The title of these regulations is the Code of Organization and Civil Procedure (Schedule A) (Amendment) Regulations, 2000 and shall be read and construed as one with Schedule A annexed to the Code of Organization and Civil Procedure, hereinafter referred to as "Schedule A".

(2) These regulations shall be deemed to have come into force on the 1st January, 2000.

Amends Tariff K of Schedule A.

2. Tariff K of Schedule A shall be amended as follows:–

(a) at the end of subparagraph (d) of paragraph 15 thereof, there shall be added the following new paragraph:

	Lm c m
"(e) Costs in connection with Court duties:	
(i) Transportation costs to a site inspection	3.00,0
(ii) Typing and printing minutes in the records of a case, per A4 sheet, for the first copy thereof	0.30,0
and for each additional copy thereof ...	0.10,0
(iii) For the issue of each notice of a sitting or site inspection to lawyers and parties	0.50,0";

(b) paragraphs 16 and 17 shall be renumbered as paragraphs 18 and 19 thereof; and

(c) immediately after paragraph 15 there shall be inserted the following new paragraphs:–

	Lm c m
"16. Fees taxable to Architects and Civil Engineers who are appointed as Court Referees for each opinion dealt with in the report shall be up to a maximum of Lm50 for each legal point decided. Any calculation or computation of an amount to be awarded as damages or compensation by the Courts shall be deemed to be an opinion, and the maximum fee taxable for such an opinion shall be Lm100. The criterion shall be that of the work involved and never the amount assessed by the Court Referee:	
Provided that there shall be paid a fee to an architect or civil engineer appointed as a Court Referee as follows:	
(a) For each sitting held,	
(i) for the first hour or part thereof.....	10.00,0
(ii) for each additional hour or part thereof.....	10.00,0
(b) For each site inspection held,	
(i) for the first hour or part thereof.....	13.50,0
(ii) for each additional hour or part thereof.....	10.00,0
17. Architects and civil engineers, when ordered by a Court or required by a client to appear before any Judicial Assistant, Supplementary Judge or a Court referee, or for a site inspection, shall be entitled to the following fees:	

	Lm c m
(a) for the first hour or part thereof	15.00,0
(b) for each additional hour or part thereof	13.50,0".