

PROCLAMATION.¹

BY

HIS EXCELLENCY SIR HENRY BROUGHAM LOCH, &c., &c.

No. 3, 1895.—DATED 2nd MARCH, 1895.

Preamble.

WHEREAS it is expedient to repeal so much of Section fourteen of the Proclamation of the High Commissioner for South Africa, dated the 10th day of June, 1891, as relates to the Rules, Orders, and Regulations, respecting the manner and form of proceedings in civil and criminal cases, before the Court of the Resident Commissioner for the Bechuanaland Protectorate and to make other provision in lieu thereof:

And whereas it is expedient to provide for the payment of certain fees of Office to the Master of the Resident Commissioner's Court:

Now, therefore, under and by virtue of the powers, authorities, and jurisdiction conferred upon and committed to me by Her Majesty, I do hereby proclaim, declare, and make known as follows:—

Limits of Proclamation.

1. The operation of this Proclamation is limited to the Bechuanaland Protectorate.

Amending Section 14 of Proclamation of 10th June, 1891.

2. The words "Resident Commissioner" in section fourteen of the Proclamation of the High Commissioner for South Africa, dated the 10th day of June, 1891, shall be and the same are hereby expunged, except as to proceedings commenced or pending in any Court of Resident Commissioner, all of which shall be treated as if such words were still in the said section contained.

Procedure in the Resident Commissioner's Court to be the same as in the Supreme Court.

3. The Rules, Orders and Regulations respecting the manner and form of proceeding in civil and criminal cases before the Court of the Resident Commissioner, shall, *mutatis mutandis*, and as far as the circumstances of the said Territories will admit, be the same as those of the Supreme Court of the Colony of the Cape of Good Hope.

Fees in Master's office.

4. The fees of office contained in the schedule annexed to this Proclamation shall be due and payable to the Master of the Resident Commissioner's Court, in respect of the acts and the documents respectively mentioned in the said schedule according to the tariff therein set forth.

Commencement of Proclamation.

5. The provisions of this Proclamation shall come into force on the 2nd day of March, 1895.

¹ Printed as amended by Proclamation No. 23 of 1914.

SCHEDULE.

(1) In the Office of the Master of the Court of Resident Commissioner:

(a) Orphan Chamber Branch.

Schedule.

	£	s.	d.
For filing and registering any will, codicil, or testamentary writing	0	10	0
On every application to search the Index of names of deceased persons:			
For every name searched for	0	1	0
For every application to search the Index of names of executors, tutors, curators, or sureties:			
For each name searched for	0	3	0
For every inspection of any will (including codicils, if any)	0	2	0
Of liquidation accounts:			
One account or the first of a series	0	2	0
Each subsequent account	0	1	0
Of any other document	0	1	0
For office copies of wills or other documents not exceeding one folio	0	3	0
For every additional folio	0	1	0
For letters of administration as executor testamentary, assumed or dative, or certificate of appointment as curator bonis, each:			
Where the value of the estate does not exceed £40	0	10	0
Where the value exceeds £40	1	0	0
For letters of confirmation of the appointment of tutors, testamentary, assumed or dative, or of curators, nominate, assumed or dative, each	0	10	0
For every edict, including cost of publication in the <i>Gazette</i> ...	1	0	0
For attending any meeting of next of kin, legatees, or creditors of deceased persons, minors, or absentees, whether by Master, Assistant Commissioner, or Magistrate	0	10	0
For approving security given by executors, tutors, or curators ...	0	5	0
For filing deeds of assumption, each	0	10	0
For filing every act repudiating an inheritance	0	5	0
On every inventory of an estate or any part thereof:			
Without a valuation:			
First sheet not exceeding one folio	0	3	0
Every additional folio	0	2	0
With a valuation:			
If such valuation do not exceed £40	0	1	0
If such valuation do not exceed £100	0	3	0
And for every additional £100 or fraction of £100	0	1	0
For registering accounts of executors, tutors, or curators, each ...	0	3	0
For every report, in the discretion of the Master, subject to taxation before the court or a judge thereof; or not less than ...	0	10	0
For filing and registering any order of court	0	10	0
For every certificate, or other act in respect of which no other fee is payable	0	3	0
For taxing the remuneration of executors, tutors, curators, or appraisers on every £ or fraction of a £ of the taxed amount	0	1	0

(b) Insolvent and Law Branch.

	£	s.	d.
For every order of sequestration filed	0	10	0
For every other order of court filed	0	3	0
For every advertisement of meeting of Creditors	0	5	0
For every attendance at a meeting of Creditors	0	12	0
On every report of the filing of an account or of election of a trustee	0	10	0
On every certificate of appointment of a trustee or of the con- firmation of an account	0	5	0
For each attendance in matters referred by the court	1	5	0
For every report in the same, not exceeding five folios	0	10	0
Each additional folio	0	1	0
For every search or inspection of any account or document	0	1	0
For certified copies of documents:			
When not exceeding four folios	0	5	0
Each additional folio	0	1	0
For office copies, not certified, one-half of the preceding charges			
For every certificate or other act in respect of which no other fee is payable	0	3	0
On all moneys received, paid, or distributed by the Master in pursuance of any order of court.	One per	cent.	