

MAGISTRATE COURT FEE TARIFFS

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	DESCRIPTION	UNIT		SCALE B	SCALE C	SCALE D	SPECIAL NOTE
TABLE A	PART I - GENERAL PROVISIONS:						
Part I - 07	Where amount is allowed for an item, this amount will be inclusive of all attendances and services. Filing of documents at court	Per document		R 36.50	R 36.50	R 36.50	Excl. Sheriff's costs
Part I - 08	If amount is left blank: a) Drawing up documents c) Necessary services d) Necessary filing at court	Per folio Per document		R 36.50 R 36.50 R 36.50	R 36.50 R 36.50 R 36.50	R 36.50 R 36.50 R 36.50	Excl. Pleadings
Part I - 11	Unless otherwise specified: a) Perusal of document or pleading b) Necessary copies	Per folio Per A4 size		R 14.00 R 6.00	R 14.00 R 6.00	R 14.00 R 6.00	Incl. photocopies
Part I - 13	Collection commission on each instalment			10 %	10 %	10 %	Maximum per instalment: R 542.50
Part I - 19	The Fees in Part IV shall increase in accordance with any costs order made in terms of rule 33(1)(b) and as allowed at taxation			15%	15%	15%	
TABLE A	PART II - UNDEFENDED ACTIONS:						
Part II - 01	Registered letter of demand (Sec 56)			R 52.50	R 52.50	R 72.50	
Part II - 02	Summons (simple or combined), incl. letter of demand (other than Sec 56) where claim(s) ≤ R 10 000.00		R 846.00				Add R 22.50 for each additional defendant
Part II - 02A	Summons (simple), incl. letter of demand (other than Sec 56)			R 1227.50	R 1475.00	R 1914.00	Add R 22.50 for each additional defendant
Part II - 02B	Summons (combined), incl. letter of demand (other than Sec 56)			R 1650.50	R 1981.50	R 2570.00	Add R 22.50 for each additional defendant
Part II - 03	Judgment		R 170.00 *	R 454.00	R 741.00	R 962.50	* Claim(s) ≤ R 10 000.00 Add R 22.50 for each additional defendant
Part II - 04	Notice in terms of Rule 12(2)			R 85.00	R 85.00	R 110.00	
Part II - 05	Notice in terms of Rule 54(1)			R 85.00	R 85.00	R 110.00	
Part II - 06	Affidavit or certificate						Table A Part I - 8 & 11
Part II - 07	Attending court for judgment or to obtain provisional sentence: a) Council not employed b) Council employed			R 213.00 R 84.50	R 267.00 R 102.00	R 345.50 R 134.00	
Part II - 08	Registered Letter of Demand in terms of Sec 57(1) or (3) or Sec 58(2), including copies			R 55.50	R 55.50	R 74.00	
Part II - 09	Sec 57: Admission of liability and undertaking to pay debt in instalments or otherwise			R 143.50	R 143.50	R 184.50	
Part II - 10	Sec 58: Consent to judgment or to judgment and an order to pay debt in instalments			R 143.50	R 143.50	R 184.50	
TABLE A	PART III - DEFENDED ACTIONS AND INTERPLEADER PROCEEDINGS:						
Part III - 01	Taking instructions to sue, defend, counterclaim, or defend a counterclaim, perusal of documents, consideration of merits and all consultations to issue summons			R 950.50	R 1190.00	R 1488.00	
Part III - 02	Summons			R 499.50	R 598.50	R 774.50	Add R 22.50 for each additional defendant
Part III - 2A	Particulars of Claim or Declaration			R 499.50	R 598.50	R 774.50	Add R 22.50 for each additional defendant
Part III - 03	Appearance			R 59.50	R 75.00	R 96.50	
Part III - 04	Notice under Rules 12(2) and 21B(2)			R 59.50	R 75.00	R 96.50	
Part III - 05	Plea			R 499.50	R 616.00	R 774.50	
Part III - 06	Claim in reconvention			R 499.50	R 616.00	R 774.50	
Part III - 07	Reply			R 499.00	R 616.00	R 774.50	Add R 22.50 for each additional defendant
Part III - 08	Drawing up of all documents not specifically mentioned						Table A Part I - 8 & 11
Part III - 09	Production of documents for inspection or inspecting documents	Per 15 min*		R 213.00	R 267.00	R 345.50	
Part III - 10A	Pagination and indexing of pleadings	Per 15 min*		R 143.50	R 175.00	R 226.00	Also for Table A Part IV
Part III - 11	Recording of statements by witnesses	Per 15 min*		R 213.00	R 267.00	R 345.50	
Part III - 12	Notice of trial or reinstatement			R 59.50	R 75.00	R 96.50	
Part III - 13	Preparing for trial (if counsel is not employed)			R 1619.00	R 1943.50	R 2524.00	

	DESCRIPTION	UNIT		SCALE B	SCALE C	SCALE D	SPECIAL NOTE
TABLE A	PART III - DEFENDED ACTIONS AND INTERPLEADER PROCEEDINGS (CONTINUED):						
Part III - 14	Attendance at settlement negotiations	Per 15 min*		R 213.00	R 267.00	R 345.50	
Part III - 14A	Drawing up heads of argument	Per 15 min*		R213.00	R 267.00	R 345.50	Also for Table A Part IV
Part III - 15	Attending court during trial, on-the-spot inspection, postponement, or examination on commission:						
	a) If counsel is not employed	Per 15 min*		R 213.00	R 267.00	R 345.50	
	b) If counsel is employed	Per 15 min*		R 84.50	R 102.00	R 134.00	
Part III - 16	Attending pre-trial conference	Per 15 min*		R 213.00	R 267.00	R 345.50	
Part III - 17	Attending court to hear reserved judgment	Per 15 min*		R 43.00	R 52.50	R 68.50	
Part III - 18	Correspondence:						
	a) Letter	Per folio		R 34.00	R 43.00	R 54.50	
	b) Letter received (perusal incl.)			R 34.00	R 43.00	R 54.50	
Part III - 19	Attendance, not otherwise provided for			R 34.00	R 43.00	R 54.50	
Part III - 20	Formal telephone call			R 34.00	R 43.00	R 54.50	
Part III - 21	Telephone consultation	Per 5 min*		R 59.50	R 75.00	R 96.50	Max Scale B - C: R 206.50 Max Scale D: R 267.00
Part III - 22	Consultation, not otherwise provided for	Per 15 min*		R 213.00	R 267.00	R 345.50	
Part III - 23	Refresher fee, in postposed or partly heard trial			R 1049.00	R 1257.50	R 1633.00	Addition to Table A Part III – 13
Part III - 24	Waiting time at court	Per 15 min*		R 143.50	R 175.00	R 226.00	
Part III - 25	Traveling time	Per 15 min*		R 143.00	R 175.00	R 226.00	
Part III - 26	Subsistence and traveling expenses						Rule 33 (9)
TABLE A	PART IV - OTHER MATTERS:						
Part IV - 01	Instructions to make:						
	a) Application, to oppose or to show cause			R 360.00	R 428.00	R 556.50	
	b) Application for liquidation of CC, perusal of all documents and consideration of merits, and all necessary consultations			R 878.00	R 1053.00	R 1369.00	
Part IV - 02	Drawing up of all documents						Table A Part I - 8 & 11
Part IV - 03	Attending court hearing:						
	a) If counsel not employed	Per 15 min*		R 213.00	R 267.00	R 345.50	
	b) If counsel is employed (opposed)	Per 15 min*		R 85.00	R 104.50	R 134.00	
Part IV - 04	Preparation for:						
	a) Argument, when opposed			R 874.00	R 1053.00	R 1369.00	
	b) Trial where proceedings are referred to trial or oral evidence			R 874.00	R 1053.00	R 1369.00	
Part IV - 05	Consultations and settlement negotiations (opposed)	Per 15 min*		R 213.00	R 267.00	R 345.50	
Part IV - 06	Taxation: Drawing up bill of costs			11.00%	11.00%	11.00%	Calculated on fees only
Part IV - 07	Taxation: Attending taxation						
	i) First R 10 000.00 or portion thereof			11%	11%	11%	Calculated on total amount of the bill
	ii) Second R 10 000.00 or portion thereof			6%	6%	6%	
	iii) Balance of the bill			3%	3%	3%	
Part IV - 08	Taxation: Attending on review of taxation	Per 15 min*		R 213.00	R 213.00	R 213.00	
Part IV - 09	Taxation: Notice of review of taxation or service						Table A Part I - 8 & 11
Part IV - 10	Taxation: Affidavit						Table A Part I - 8 & 11
Part IV - 11	Execution: Drawing up						
	a) Warrant of execution, ejectment, and delivery up of possession			R 143.50	R 143.50	R 143.50	
	b) Each reissue			R 59.50	R 59.50	R 59.50	
Part IV - 12	Execution: all work done relating to releasing immovable property attached			R 179.00	R 179.00	R 179.00	
Part IV - 13	Execution: all work done relating to sale in execution of immovable property only			R 454.50	R 454.50	R 454.50	Excl. conditions of sale and fees provided for
Part IV - 14	Execution: Drawing up						
	a) Notice of sale: Rule 41(8), Rule 43(7)(b)(i), or conditions of sale in terms of Rule 43(8)(a)(i)						Table A Part I - 8 & 11
	b) All work done and papers and documents supplied to the sheriff regarding the sale of movable property			R 310.00	R 310.00	R 310.00	
Part IV - 15	Execution: Security for restitution			R 119.00	R 119.00	R 119.00	
Part IV - 16	Counsel is employed: Instructions for exception or application			R 213.00	R 213.00	R 277.50	
Part IV - 17	Counsel is employed: Instructions on trial			R 273.00	R 273.00	R 343.00	

	DESCRIPTION	UNIT	SCALE B	SCALE C	SCALE D	SPECIAL NOTE
TABLE A PART IV - OTHER MATTERS (CONTINUED):						
Part IV - 18	Counsel is employed: Drawing brief on exception or application					Table A Part I - 8 & 11
Part IV - 19	Counsel is employed: Drawing brief on trial					Table A Part I - 8 & 11
Part IV - 20	Counsel is employed: Attending consultation with counsel	Per 15 min*	R 89.00	R 89.00	R 112.00	
Part IV - 21	Fees to Counsel: With brief to argue exception or application		R 1048.00	R 1048.00	R 1048.00	
Part IV - 22	Fees to Counsel: With trial brief for the first day, <i>not exceeding</i>		R 2973.50	R 2973.50	R 2973.50	
Note	a) Fee <i>in lieu</i> if case is settled, withdrawn or postponed on or before the date of hearing: i) Not more than 2 days prior to hearing ii) Not less than 3 days and not more than 7 days prior to hearing iii) Not less than 8 days and not more than 21 days prior to hearing					
Part IV - 23	Fees to Counsel: Traveling allowance if court is held more than 30 km from the nearest Provisional or Local division, other than a Circuit Court, of the High Court	Per km	R 7.50	R 7.50	R 7.50	Only by special order of the court
Note	c) Fees to Counsel: Traveling time					Rule 33(9)
Part IV - 24	Fees to Counsel: Consultation	Per 15 min*	R 213.00	R 213.00	R 213.00	
Part IV - 25	Fees to Counsel: Every day exceeding one on which evidence is taken or arguments heard, or refresher <i>not exceeding</i>		R 1786.50	R 1786.50	R 1786.50	
Note	a) Fee <i>in lieu</i> if case is settled, withdrawn, or postponed on or before the date of hearing: i) Not more than 2 days prior to hearing ii) Not less than 3 days and not more than 7 days prior to hearing iii) Not less than 8 days and not more than 21 days prior to hearing					
Part IV - 26	Fees to Counsel: Drawing up pleadings		R 479.00	R 479.00	R 479.00	
Part IV - 27	Miscellaneous: Obtaining certified copy of judgment		R 107.50	R 107.50	R 107.50	
Part IV - 28	Miscellaneous: Obtaining payment in terms of Rule 18(4)		R 75.00	R 75.00	R 75.00	
Part IV - 29	Miscellaneous: Request for security in terms of Rule 62(1)					Table A Part I - 8 & 11
Part IV - 30	Miscellaneous: Furnishing security in terms of Rule 62(1)					Table A Part I - 8 & 11
TABLE B PART I - GENERAL PROVISIONS IN TERMS OF SEC 65:						
Part I - 03	Additional costs allowed: a) Disbursements incurred during course of proceedings b) Collection commission on each instalment c) Disbursements incurred under Sec 72 d) Tracing disbursement (Minimum capital amount of debt: R 593.50)			10.00 %	Maximum per instalment: R 543.00 Maximum per trace: R 453.50	
Part I - 05	Table A Part IV 1 - 5 is applicable to this section					
Part I - abc	Notice in terms of Sec 65a(1): a) Claim: R 0.00 - R 1000.00 b) Claim: R 1000.01 - R 2000.00 c) Claim: R 2000.01 +			R 299.50 R 453.50 R 535.00		
Part I - d	Warrant of arrest (Form 40A)			R 118.50		
Part I - e	i) Emoluments attachment order (Form 38) ii) Reissue (Certificates included)			R 237.00 R 190.50		
Part I - f	Application for costs on notice (Incl. appearance)			R 118.50		
Part I - g	Obtaining a certified copy of judgment			R 118.50		
Part I - h	Affidavit or certificate by judgment debtor or by his or her attorney			R 84.00		
Part I - i	Registered letter in terms of Sec 65A(2), Sec 65E(6) or Sec 65J(2) by the creditor or by his or her attorney			R 54.00		
Part I - j	Rule 45(7) affidavit or affirmation by debtor			R 142.00		
Part I - k	Request for an order under Sec 65			R 84.00		
Part I - l	Attending postponed proceedings in terms of Sec 65E(3) or proceedings pursuant to the arrest of a judgment debtor, director or officer or pursuant to a Sec 65A(8)(b) notice			R 118.50		
Part I - m	Subpoena: i) Drawing up ii) Attendance		Per folio	R 34.00 R 23.50		
Part I - n	i) Letter or telegram written or received, including a copy to retain ii) Attendance, not otherwise provided for iii) Formal telephone call		Per folio Per call	R 34.00 R 34.00 R 34.00		

	DESCRIPTION	UNIT	FEE	SPECIAL NOTE
TABLE B PART II - GENERAL PROVISIONS IN TERMS OF SEC 72:				
Part II - 02	Additional costs allowed: a) Disbursements incurred during course of proceedings b) Collection commission on each instalment d) Tracing disbursement (Minimum capital amount of debt: R 593.50)		10.00 %	Maximum per instalment: R 543.00 Maximum per trace: R 453.50
Part II - ab	Application for Garnishee order: a) Claim: R 0.00 - R 200.00 b) Claim: R 200.01 +		R 179.00 R 382.00	
Part II - c	Obtaining certified copy of a judgment		R 107.50	
Part II - d	Application for an order of execution against the garnishee		R 107.50	
Part II - e	Garnishee order (Form 39)		R 142.00	
TABLE B PART III - GENERAL PROVISIONS IN TERMS OF SEC 74:				
Part III - ab	Additional costs allowed: a) Disbursements incurred during course of proceedings b) Collection commission on each instalment		10.00 %	Included in 12.5% ito Sec 74L(2)
Part III - 01	Instructions to apply for administration order, incl. perusal of summonses, demands etc. and ascertaining amount of assets and liabilities (incl. attendances and correspondence): a) Creditors: 1 to 10 b) Creditors: 11 to 20 c) Creditors: 21 +		R 213.00 R 298.50 R 477.00	
Part III - 02	Sec 74Q(1) Instruction for application, to oppose or granting administration order		R 170.00	
Part III - 03	Drawing up application for administration order or review thereof and affidavit, incl. annexures and attendances		R 297.00	Excl. attendance in court
Part III - 04	Copies for creditors: application, affidavit and annexures	Per page	R 6.00	
Part III - 05	Perusal of application and other documents served	Per folio	R 13.50	Only attorney or opposing party
Part III - 06	Attending court: a) Postponement or setting aside, not occasioned by attorney or his or her client b) Any other hearing i) Creditors: 1 to 10 ii) Creditors: 11 +		R 80.50 R 170.00 R 320.00	
Part III - 07	Furnish information: referred to in Sec 74 m(a), to a creditor		R 23.50	
Part III - 08	Furnish copy: referred to in Sec 74, 74A(1), 74G(1), 74J or 65I(2)	Per page	R 6.00	
Part III - 09	Correspondences and attendances		R 35.00	

AMOUNT IN DISPUTE, APPARENT:

Scale A: Repealed
Scale B: R 0.01 - R 50 000.00
Scale C: R 50 000.01 - R 200 000.00
Scale D: R 200 000.01+ or matter in terms of Sec 29(1B)(a)

AMOUNT IN DISPUTE, NOT APPARENT:

Scale C: matter instituted in the Magistrates for a District
Scale D: matter instituted in the Regional Court for a Regional Division

FOLIO: 100 words

FIGURES: 4 figures shall be reckoned as 1 word

TIME UNIT: Minutes or part thereof *

Magistrate Court | Fee Tariffs | 12 April 2024

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