

(Legislative Supplement No. 43)

LEGAL NOTICE NO. 163

THE INTERPRETATION AND GENERAL PROVISIONS ACT

(Cap. 2)

THE SOCIETIES ACT

(Cap. 108)

REVOCATION OF ORDER

IN EXERCISE of the powers conferred by section 31 of the Interpretation and General Provisions Act, Legal Notice No. 71 of 1973 is hereby revoked.

This Notice shall be deemed to have come into operation on 27th April, 1973.

Made this 20th day of August, 1973.

C. NJONJO,
Attorney-General.

LEGAL NOTICE NO. 164

THE ADVOCATES ACT

(Cap. 16)

IN EXERCISE of the powers conferred by section 48 of the Advocates Act the Chief Justice, on the recommendations of the Council of the Law Society of Kenya, hereby makes the following Order:—

THE ADVOCATES (REMUNERATION) (AMENDMENT)
ORDER, 1973

1. This Order may be cited as the Advocates (Remuneration) (Amendment) Order, 1973.

2. Schedule III of the Advocates (Remuneration) Order (hereinafter called "the Order") is amended by deleting paragraph 1 (b) (ii) and by substituting the following—

- (ii) exceeds £5,000: a further 1 per cent on the balance from £5,000 to £10,000; a further $\frac{1}{2}$ per cent on the balance from £10,000 to £20,000; a further $\frac{1}{4}$ per cent on the balance from £20,000 to £75,000; and $\frac{1}{8}$ per cent on the balance over £75,000.

3. Schedule VI of the Order is amended by adding after the provisos to paragraph (1) thereof the following further proviso—

(vi) for the purpose of assessing an instruction fee in a case where payment into court has been made under Order XXVI of the Civil Procedure (Revised) Rules, 1948, the following rules apply—

(a) where the plaintiff accepts payment into court under the provisions of Order XXVI, rule 2 (1), he is entitled to claim the full instruction fee;

(b) where the plaintiff accepts payment into court after the time allowed by Order XXVI, rule 2 (1), but before one month after the setting down of the case for hearing, he is entitled to claim $\frac{1}{2}$ of the instruction fee;

(c) where the plaintiff does not accept the payment into court and does not recover more than that payment, he is entitled to claim his costs to the date of payment including $\frac{1}{2}$ of the instruction fee.

Made this 15th day of August, 1973.

JAMES WICKS,
Chief Justice.