

LEGAL NOTICE NO. 198

THE ADVOCATES ACT

(Cap. 16)

IN EXERCISE of the powers conferred by section 48 of the Act the Chief Justice, hereby makes the following Order:—

THE ADVOCATES (REMUNERATION) (AMENDMENT)
ORDER, 1969

1. This Order may be cited as the Advocates (Remuneration) (Amendment) Order, 1969.

2. The Advocates (Remuneration) Order is amended by adding after rule 51 the following rule:—

51A. The scale of costs applicable to proceedings in
Cap. 301. a Tribunal appointed under the Landlord and Tenant (Shops, Hotels and Catering Establishments) Act is that set out in Schedule VIII to this Order.

Cap. 16
(Sub. Leg.)

3. The Advocates (Remuneration) Order is amended by adding at the end thereof the following Schedule—

SCHEDULE VIII

Costs of Proceedings in Tribunals under the Landlord and Tenant (Shops, Hotels and Catering Establishments) Act.

A—PARTY AND PARTY COSTS

(1) When an order has been made in general terms for the payment of costs of reference to the Tribunal by either party and an advocate has been employed, costs in addition to Tribunal costs may be allowed to the successful party according to the following scale to include taking instructions, drawing or perusing pleadings, engrossing same and filing and all necessary attendances for the prosecution of the reference.

<i>Where the rent exceeds Sh.</i>	<i>But does not exceed Sh.</i>	<i>Sh.</i>
—	3,000 p.a.	300
3,000 p.a.	6,000 p.a.	450
6,000 p.a.	10,000 p.a.	600
10,000 p.a.	25,000 p.a.	800
25,000 p.a.	—	1,200

(2) In the event of the reference being unopposed, the fee to be allowed shall be reduced by one-third.

(3) The fee for an application or complaint not otherwise provided for shall be Sh. 63 provided that the Chairman may increase this for good reason in exceptional cases.

B—ADVOCATE AND CLIENT COSTS

Costs as between advocate and client shall be the fee prescribed above increased by one-third.

Made this 15th day of August 1969.

M. K. MWENDWA,
Chief Justice.