

GOVERNMENT OF ZAMBIA

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STATUTORY INSTRUMENT NO. 54 OF 2016

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**The Constitutional Court Act, 2016**  
(Act No. 8 of 2016)

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**The Constitutional Court (Fees) Rules, 2016**

IN EXERCISE of the powers contained in section *thirty-one* of the Constitutional Court Act, 2016, the following Rules are made:

- |   |                 |
|---|-----------------|
| 1. These Rules may be cited as the Constitutional Court (Fees) Rules, 2016.                             | Title           |
| 2. The fees set out in the Schedule are the prescribed fees for the matters specified in that Schedule. | Prescribed fees |

SCHEDULE  
(Rule 2)

PRESCRIBED FEES

| <i>No.</i> | <i>Item</i>  | <i>Document<br/>to be Receipted</i>                  | <i>Fee Units</i> |
|------------|--|--|------------------|
| 1.         | (a) On sealing a petition  | the filed copy                                       | 560              |
|            | (b) On sealing an originating summons<br>or originating notice of motion   | the filed copy                                       | 560              |
| 2.         | On sealing a concurrent or renewed<br>writ of summons of concurrent<br>originating summons   | the filed copy                                       | 280              |
| 3.         | On filing a Presidential petition  | the petition   | 2780             |
| 4.         | On filing a Presidential petition record   | the record   | 1670             |
| 5.         | On commissioning an affidavit  | the affidavit  | 112              |
| 6.         | On filing an affidavit of service  | the filed copy                                       | 30               |
| 7.         | On filing a cross-petition   | the filed copy                                       | 560              |
| 8.         | On filing an answer to the petition<br>or cross-petition   | the filed copy                                       | 280              |
| 9.         | On filing an affidavit in opposition to<br>originating summons or originating<br>notice of motion  | the filed copy                                       | 280              |
| 10.        | On sealing a third party notice  | the filed copy                                       | 60               |
| 11.        | On filing summons for joinder,<br>addition, substitution and striking out<br>of parties  | the filed application                                | 278              |
| 12.        | On sealing ex parte order or any order<br>made in chambers   | the order  | 60               |
| 13.        | On filing any notice not specifically<br>provided for  | the filed copy                                       | 278              |
| 14.        | On sealing a writ of subpoena for each<br>witness  | the filed copy                                       | 90               |
| 15.        | On filing an affidavit   | the filed affidavit                                  | 30               |
| 16.        | (a) On personal general searches in<br>the Judgment section of civil case<br>register for every name   | the search form                                      | 30               |
|            | (b) On personal general search in<br>the Judgment Register unspecified<br>number of names in anyone calendar<br>year, in any registry of the<br>Constitutional court | in cash payable<br>to the<br>Constitutional<br>court | 2778             |
|            | (c) On a search for appearance or<br>any other search (including an<br>inspection) not provided for  | the filed copy<br>the search form                    | 30               |
| 17.        | On filing summons to witness for<br>each witness   | the filed copy                                       | 90               |
| 18.        | On filing bundles or supplementary<br>bundles  | the filed copy                                       | 480              |
| 19.        | On certification of document per page  | the filed copy                                       | 100              |
| 20.        | On filing an amended petition,<br>originating notice of motion or<br>originating summons   | the filed copy                                       | 280              |
| 21.        | On filing an application for<br>restoration of a matter which has been<br>struck out for non attendance or<br>any other reason                                       | the filed orders                                     | 280              |

| <i>No.</i> | <i>Item</i>  | <i>Document<br/>to be Receipted</i>     | <i>Fee Units</i>               |
|------------|--|---|--------------------------------|
| 22.        | On filing a consent judgment or consent order  | the filed orders                        | 86                             |
| 23.        | On filing an interlocutory notice or motion or application not specifically provided   | the filed notice or application         | 280                            |
| 24.        | On sealing of summons in chambers (including a summon for further direction)   | the summons filed                       | 85                             |
| 25.        | Notary public per document   | the filed document                      | 500                            |
| 26.        | On sealing a writ of execution including a writ of attachment  | the filed copy                          | 115                            |
| 27.        | Transcript of the record of proceedings per page or part thereof   | the office copy                         | 10                             |
| 28.        | On application for leave to appeal to the court  | the office copy                         | 180                            |
| 29.        | On examination of a witness before an officer of the court for each half hour or part thereof away from his/her office his/her reasonable travelling and other expenses are also payable | the order of praecipe                   | 280                            |
| 30.        | On filing witness statements   | the filed copy                          | 115                            |
| 31.        | On filing a certificate or allocaur of the results of taxation of a bill of taxation   | the certificate of taxation or allocaur | 230                            |
| 32.        | On filing depositions  | the filed copy                          | 115                            |
| 33.        | On sealing any amendment   | the filed copy                          | 85                             |
| 34.        | On filing a notice of appeal   | the filed copy                          | 850                            |
| 35.        | On filing a record of appeal   | the filed copy                          | 230                            |
| 36.        | On filing a memorandum of appeal   | the filed copy                          | 115                            |
| 37.        | On filing a supplementary record of appeal   | the filed copy                          | 236                            |
| 38.        | On filing a notice of non- appearance  | the filed copy                          | 278                            |
| 39.        | On filing a cross appeal   | the filed copy                          | 850                            |
| 40.        | On filing a notice of taxation   | the filed notice                        | 230                            |
| 41.        | On filing a bill of costs for taxation   | the bill of costs                       | 10 percent of the taxed bill   |
| 42.        | On filing application for review of taxation   | the filed application                   | 85                             |
| 43.        | On leave being granted to review taxation  | the order                               | 85                             |
| 44.        | On filing consent to costs   | the filed consent                       | 5 percent of the amount agreed |
| 45.        | On filing a certificate of urgency   | the filed copy                          | 280                            |

LUSAKA

29th June, 2016

JUSTICE I. C. MAMBILIMA,  
*Chief Justice*

