

DEPARTMENT OF JUSTICE AND CONSTITUTIONAL DEVELOPMENT

NO. R. 6754

24 October 2025

RULES BOARD FOR COURTS OF LAW ACT, 1985 (ACT NO. 107 OF 1985)

AMENDMENT OF THE RULES REGULATING THE CONDUCT OF THE PROCEEDINGS OF
THE SUPREME COURT OF APPEAL OF SOUTH AFRICA

The Rules Board for Courts of Law has, under section 6 of the Rules Board for Courts of Law Act, 1985 (Act No. 107 of 1985), and with the approval of the Minister of Justice and Constitutional Development, made the rules in the Schedule.

SCHEDULE

GENERAL EXPLANATORY NOTE:

[] Words or expressions in bold type in square brackets indicate omissions from existing rules.

_____ Words or expressions underlined with a solid line indicate insertions into existing rules.

Definition

1. In this Schedule the “Rules” means the Rules of the Supreme Court of Appeal published under Government Notice No. R. 1523 of 27 November 1998, as amended by Government Notice Nos. R. 979 of 19 November 2010, R. 191 of 11 March 2011, R. 113 of 15 February 2013, R. 1055 of 29 September 2017, R. 1318 of 30 November 2018, R. 842 of 31 May 2019, R. 858 of 7 August 2020, R. 1158 of 30 October 2020, R. 1602 of 17 December 2021, R. 2135 of 3 June 2022, R. 3059 of 17 February 2023, R. 3398 of 12 May 2023, R. 5126 of 16 August 2024 and R. 5561 of 22 November 2024.

Substitution of rule 18 of the Rules

2. The following rule is hereby substituted for rule 18 of the Rules:

“18. Attorneys’ fees

The following fees shall be allowed to attorneys conducting appeals or other matters before the Court:

A – TAKING INSTRUCTIONS

R.c

- | | | |
|----|--|-----------------------------------|
| 1. | (a) To note an appeal or cross-appeal when leave to appeal is not required per quarter of an hour— | |
| | (i) by an attorney..... | [417,00] <u>440,00</u> |
| | (ii) by a candidate attorney | [130,00] <u>137,00</u> |
| | (b) To prosecute or defend an appeal, including continuation of a cross-appeal per quarter of an hour— | |
| | (i) by an attorney | [417,00] <u>440,00</u> |
| | (ii) by a candidate attorney | [130,00] <u>137,00</u> |
| | (c) To make or oppose an application per quarter of an hour— | |
| | (i) by an attorney | [417,00] <u>440,00</u> |
| | (ii) by a candidate attorney | [130,00] <u>137,00</u> |
| 2. | To draft any application or affidavit per page..... | [167,00] <u>176,00</u> |

B – PREPARATION OF RECORDS

R.c

- | | | |
|----|---|-----------------------------------|
| 1. | Making, for the purpose of preparing copies of the record on appeal (except where a charge is made under paragraph 5 hereof), a copy of such particulars of the record as were not in the possession of the appellant or his or her attorney at the time when the order appealed from was made, per page..... | [7,00] <u>8,00</u> |
| 2. | Arranging record for printing or typing, excluding unnecessary documents therefrom, and preparing an index and list of documents not included in the record on appeal, per quarter of an hour or part thereof— | |
| | (i) by an attorney | [417,00] <u>440,00</u> |

(ii) by a candidate attorney	[130,00] <u>137,00</u>
3. Correcting typed copy, per quarter of an hour or part thereof—	
(i) by an attorney	[417,00] <u>440,00</u>
(ii) by a candidate attorney	[130,00] <u>137,00</u>
4. Attending at the office of the registrar or officer of the court appealed from to peruse or authenticate the record, per quarter of an hour or part thereof—	
(i) by an attorney	[417,00] <u>440,00</u>
(ii) by a candidate attorney	[130,00] <u>137,00</u>
5. Making typed copies of record on appeal and heads of arguments, per page.....	[7,00] <u>8,00</u>

C – PERUSAL

R.c

1. (a) Perusing judgment of court <i>a quo</i> when taking instructions for the continuation of an appeal or cross-appeal, where leave to appeal is not required, per page.....	[84,00] <u>89,00</u>
(b) Perusing record of appeal, for each page.....	[10,00] <u>11,00</u>
(c) Perusing judgment of court <i>a quo</i> by which leave to appeal was denied, when taking instructions to apply for leave to appeal to the Court, per page.....	
2. Perusing any plan, diagram, photograph or other annexure to the record to which the remuneration hereinbefore set out cannot be applied per page.....	[10,00] <u>11,00</u>
3. (a) Attendance on and perusal of any application or affidavit or any other document not elsewhere provided for, per page.....	[84,00] <u>89,00</u>
(b) Attendance on and perusal of any annexure to an application and answering affidavit, per page.....	[84,00] <u>89,00</u>
(c) Attendance on and perusal of an application or affidavit composed or corrected by counsel, per page.....	[10,00] <u>11,00</u>

4. Attendance on and perusal of heads of argument, excluding annexures for example unreported judgments of court or copies of publications attached as confirmation of heads of arguments, per page.....

[22,00]24,00

[84,00]89,00

D – ATTENDANCE

R.c

1. Any formal attendance on an acknowledgement, receipt, etc..... [84,00]89,00
2. (a) Attendance on any letter or document..... [84,00]89,00
 - (b) Necessary telephone calls made, the actual costs thereof, plus for every five minutes or part thereof—
 - (i) by an attorney..... [140,00]148,00
 - (ii) by a candidate attorney..... [43,00]46,00
 - (c) Attendance on telephone calls, the actual costs thereof, plus for every five minutes or part thereof—
 - (i) by an attorney..... [140,00]148,00
 - (ii) by a candidate attorney..... [43,00]46,00
3. (a) Attendance at office of registrar to deliver a letter or document, or to uplift an order, etc, per quarter of an hour or part thereof—
 - (i) by an attorney..... [417,00]440,00
 - (ii) by a candidate attorney..... [130,00]137,00
- (b) Attendance on business other than formal business, per quarter of an hour or part thereof—
 - (i) by an attorney..... [417,00]440,00
 - (ii) by a candidate attorney..... [130,00]137,00
4. (a) Attendance at any consultation with counsel or client, per quarter of an hour or part thereof—
 - (i) by an attorney..... [417,00]440,00
 - (ii) by a candidate attorney..... [130,00]137,00
- (b) A comprehensive fee for attendance, obtaining and payment of counsel for noting of judgment per quarter of an hour—
 - (i) by an attorney..... [417,00]440,00
 - (ii) by a candidate attorney..... [130,00]137,00
5. Attendance at court to note judgment per quarter of an hour—

(a)	by an attorney.....	[417,00] <u>440,00</u>
(b)	by a candidate attorney.....	[130,00] <u>137,00</u>
6.	Attendance at court on hearing of appeal or application, per quarter of an hour or part thereof—	
(a)	by an attorney.....	[417,00] <u>440,00</u>
(b)	by a candidate attorney.....	[130,00] <u>137,00</u>

E - DRAWING UP OF DOCUMENTS

		R.c
1.	Any application or affidavit, per page.....	[167,00] <u>176,00</u>
2.	Instructions to counsel—	
(a)	on appeal per page.....	[167,00] <u>176,00</u>
(b)	on application per page.....	[167,00] <u>176,00</u>
(c)	in justifiable cases, for the drawing up or correcting of application or affidavit for an application for leave to appeal or disputing thereof per page.....	[167,00] <u>176,00</u>
3.	Drawing up of notice of appeal or other necessary notices, per page.....	[167,00] <u>176,00</u>
4.	Letters per page, including copy to keep.....	[167,00] <u>176,00</u>
5.	Drawing up power of attorney, per page.....	[167,00] <u>176,00</u>
6.	Drawing up short brief to counsel per page.....	[167,00] <u>176,00</u>
7.	Drawing up bond of security, per page.....	[167,00] <u>176,00</u>

F – COPYING

	R.c
Other documents not specially provided for, per page.....	[7,00] <u>8,00</u>

G - BILLS OF COSTS

In connection with a bill of costs for work done or services rendered by an attorney, such attorney shall be entitled to charge the following:

- For drawing up the bill of costs, making the necessary copies and attending settlement, 11 per cent of the attorney's fees, either as charged in the bill, if not taxed or as allowed on taxation.
- In addition to the fees charged under paragraph 1, if recourse is had to taxation for arranging and attending taxation, and obtaining consent to taxation, 11 per cent on the first R10 000,00 or portion thereof, 6 per cent on the next R10 000,00 or portion thereof and 3 per cent on the balance of the total amount of the bill.”.

Commencement

3. These Rules come into operation on 28 November 2025.

DEPARTEMENT VAN JUSTISIE EN STAATKUNDIGE ONTWIKKELING

NO. R. 6754

24 Oktober 2025

WET OP DIE REËLSRAAD VIR GEREESHOWE, 1985 (WET NR. 107 VAN 1985)

WYSIGING VAN DIE REËLS WAARBY DIE VOER VAN DIE VERRIGTINGE VAN DIE
HOOGSTE HOF VAN APPÈL VAN SUID-AFRIKA GEREËL WORD

Die Reëlsraad vir Gesregshowe het kragtens artikel 6 van die Wet op die Reëlsraad vir Gereeshowe, 1985 (Wet Nr. 107 van 1985), en met die goedkeuring van die Minister van Justisie en Staatkundige Ontwikkeling, die reëls in die Bylae gemaak.

BYLAE

ALGEMENE VERDUIDELIKENDE NOTA:

[] Woorde of uitdrukkings in vetdruk in vierkantige hakies dui op weglatings uit bestaande reëls.

_____ Woorde of uitdrukkings met 'n volstreep daaronder dui op invoegings in bestaande reëls.

Woordomskrywings

1. In hierdie Bylae beteken "Reëls", die Reëls waarby die verrigtinge van die Hoogste hof van Appèl van Suid-Afrika gereël word, afgekondig in Goewermentskennisgewing No. R. 1523 van 27 November 1998, soos gewysig deur Goewermentskennisgewing No's. R. 979 van 19 November 2010, R. 191 van 11 Maart 2011, R. 113 van 15 Februarie 2013, R. 1055 van 29 September 2017, R. 1318 van 30 November 2018, R. 842 van 31 Mei 2019, R. 858 van 7 Augustus 2020, R. 1158 van 30 Oktober 2020, R. 1602 van 17 Desember 2021, R. 2135 van 3 Junie 2022, R. 3059 van 17 Februarie 2023, R. 3398 van 12 Mei 2023 en R. 5126 van 16 Augustus 2024 en R. 5561 van 22 November 2024.

Vervanging van reël 18 van die Reëls

2. Reël 18 van die reëls word hierby deur die volgende reël vervang:

"18. "Prokureursgelde

Die volgende gelde word toegelaat vir prokureurs wat appèlle of ander aangeleenthede voor die Hof voer:

A – NEEM VAN INSTRUKSIES

- | | | | |
|----|------|---|-----------------------|
| 1. | (a) | Om 'n appèl of teenappèl te noteer wanneer verlof om te appelleer nie 'n vereiste is nie per kwartier van 'n uur— | |
| | (i) | deur 'n prokureur..... | [417,00]440,00 |
| | (ii) | deur 'n kandidaatprokureur | [130,00]137,00 |
| | (b) | Om 'n appèl voort te sit of te verdedig, insluitende voortsetting van 'n teenappèl per kwartier van 'n uur— | |
| | (i) | deur 'n prokureur..... | [417,00]440,00 |
| | (ii) | deur 'n kandidaatprokureur | [130,00]137,00 |
| | (c) | Om 'n aansoek te doen of dit te bestry per kwartier van 'n uur— | |
| | (i) | deur 'n prokureur..... | [417,00]440,00 |
| | (ii) | deur 'n kandidaatprokureur | [130,00]137,00 |
| 2. | | Om enige aansoek of beëdigde verklaring op te stel per bladsy | [167,00]176,00 |

B – VOORBEREIDING VAN STUKKE

R.s

- | | | | |
|----|---|----------------------------------|-----------------------|
| 1. | Die maak van 'n afskrif van besonderhede van die stukke wat nie in besit van die appellant of sy of haar prokureur was toe die bevel waarteen geappeller word, uitgevaardig is nie, met die doel om afskrifte van die oorkonde van appèl (behalwe waar 'n bedrag kragtens paragraaf 5 hiervan gevorder word) voor te berei, per bladsy..... | [7,00]8,00 | |
| 2. | Rangskikking van stukke vir druk of tik, met uitsluiting van onnodige dokumente, en voorbereiding van 'n inhoudsopgawe en lys van dokumente nie ingesluit in die oorkonde van appèl nie, per kwartier van 'n uur of gedeelte daarvan— | | |
| | (i) | deur 'n prokureur..... | [417,00]440,00 |
| | (ii) | deur 'n kandidaatprokureur | [130,00]137,00 |

- | | | |
|----|---|-------------------------------|
| 3. | Nasien van getikte afskrif, per kwartier van 'n uur of gedeelte daarvan— | [417,00] <u>440,00</u> |
| | (i) deur 'n prokureur..... | [130,00] <u>137,00</u> |
| | (ii) deur 'n kandidaatprokureur | |
| 4. | Opwagting by die kantoor van die griffier of beampte van die hof waarvandaan geappelleer word, om die oorkonde na te gaan of te laat waarmerk, per kwartier van 'n uur of gedeelte daarvan— | |
| | (i) deur 'n prokureur..... | [417,00] <u>440,00</u> |
| | (ii) deur 'n kandidaatprokureur | [130,00] <u>137,00</u> |
| 5. | Maak van getikte afskrifte van oorkonde van appèl en betoogpunte, per bladsy | [7,00] <u>8,00</u> |

C – NAGAAN

R.s

- | | | |
|----|--|-----------------------------|
| 1. | (a) Nagaan van die hofuitspraak <i>a quo</i> wanneer instruksies geneem word vir die voortsetting van 'n appèl of teenappèl, waar verlof om te appelleer nie 'n vereiste is nie, per bladsy..... | [84,00] <u>89,00</u> |
| | (b) Nagaan van die oorkonde van appèl vir elke bladsy..... | [10,00] <u>11,00</u> |
| | (c) Nagaan van die hofuitspraak <i>a quo</i> waarby verlof om te appelleer geweier word, wanneer instruksies geneem word om aansoek te doen om verlof na die Hof te appelleer, per bladsy..... | [10,00] <u>11,00</u> |
| 2. | Nagaan van enige plan, skets, foto of enige ander aanhangsel aan die stukke waarop die vergoeding hierbo uiteengesit, nie toegepas kan word nie, per bladsy..... | [84,00] <u>89,00</u> |
| 3. | (a) Aandag gee aan en nagaan van enige aansoek of beëdigde verklaring of enige ander dokument waarvoor nie elders voorsiening gemaak word nie, per bladsy..... | [84,00] <u>89,00</u> |
| | (b) Aandag gee aan en nagaan van enige aanhangsel van 'n aansoek en antwoordende verklaring, per bladsy..... | [10,00] <u>11,00</u> |
| | (c) Aandag gee aan en nagaan van 'n aansoek of beëdigde verklaring wat deur 'n advokaat opgestel of nagesien is, per bladsy..... | [22,00] <u>24,00</u> |
| 4. | Aandag gee aan en nagaan van betoogpunte met uitsluiting van aanhangsels soos byvoorbeeld ongerapporteerde hofuitsprake of | |

afskrifte van publikasies wat ter staving van betoogpunte aangeheg is, per bladsy.....	[84,00] <u>89,00</u>
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D – BEHARTIGING

R.s

1.	Enige formele behartiging van 'n erkenning, ontvangs, ens.	[84,00] <u>89,00</u>
2.	(a) Behartiging van enige brief of dokument.....	[84,00] <u>89,00</u>
	(b) Nodige telefoonoproepe gemaak, die werklike koste daarvan, plus vir elke vyf minute of gedeelte daarvan—	
	(i) deur 'n prokureur.....	[140,00] <u>148,00</u>
	(ii) deur 'n kandidaatprokureur	[43,00] <u>46,00</u>
	(c) Behartiging van telefoonoproepe, die werklike koste daarvan, plus vir elke vyf minute of gedeelte daarvan—	
	(i) deur 'n prokureur.....	[140,00] <u>148,00</u>
	(ii) deur 'n kandidaatprokureur	[43,00] <u>46,00</u>
3.	(a) Opwagting by kantoor van griffier om 'n brief of dokument af te lewer of om 'n bevel af te haal, ens., per kwartier van 'n uur of gedeelte daarvan—	
	(i) deur 'n prokureur.....	[417,00] <u>440,00</u>
	(ii) deur 'n kandidaatprokureur	[130,00] <u>137,00</u>
	(b) Behartiging van besigheid wat nie formeel is nie, per kwartier van 'n uur of gedeelte daarvan—	
	(i) deur 'n prokureur.....	[417,00] <u>440,00</u>
	(ii) deur 'n kandidaatprokureur	[130,00] <u>137,00</u>
4.	(a) Opwagting by enige samesprekings met 'n advokaat of kliënt per kwartier van 'n uur of gedeelte daarvan—	
	(i) deur 'n prokureur.....	[417,00] <u>440,00</u>
	(ii) deur 'n kandidaatprokureur	[130,00] <u>137,00</u>
	(b) 'n Allesinsluitende bedrag vir opwagtings, verkryging en betaling van 'n advokaat om 'n uitspraak te noteer per kwartier van 'n uur —	
	(i) deur 'n prokureur.....	[417,00] <u>440,00</u>
	(ii) deur 'n kandidaatprokureur	[130,00] <u>137,00</u>
5.	Opwagting by hof om vonnis te noteer per kwartier van 'n uur —	
	(a) deur 'n prokureur.....	[417,00] <u>440,00</u>
	(b) deur 'n kandidaatprokureur	[130,00] <u>137,00</u>

6. Opwagting by hof by verhoor van appèl of aansoek, per kwartier van 'n uur of gedeelte daarvan—

- | | | |
|-----|----------------------------------|-------------------------------|
| (a) | deur 'n prokureur..... | |
| (b) | deur 'n kandidaatprokureur | [417,00] <u>440,00</u> |
| | | [130,00] <u>137,00</u> |

E - OPSTEL VAN DOKUMENTE

- | | | |
|----|---|-------------------------------|
| | | R.s |
| 1. | Enige aansoek of beëdigde verklaring, per bladsy..... | [167,00] <u>176,00</u> |
| 2. | Instruksies aan advokaat— | |
| | (a) op appèl per bladsy..... | [167,00] <u>176,00</u> |
| | (b) op aansoek per bladsy..... | [167,00] <u>176,00</u> |
| | (c) in geregverdigde gevalle, vir die opstel of nasien van 'n aansoek of beëdigde verklaring vir 'n aansoek om verlof om te appelleer of bestryding daarvan per bladsy..... | [167,00] <u>176,00</u> |
| 3. | Opstel van kennisgewing van appèl of ander nodige kennisgewings, per bladsy..... | [167,00] <u>176,00</u> |
| 4. | Briewe, per bladsy, insluitende afskrif om te hou..... | [167,00] <u>176,00</u> |
| 5. | Opstel van volmag, per bladsy..... | [167,00] <u>176,00</u> |
| 6. | Opstel van kort opdrag aan advokaat, per bladsy..... | [167,00] <u>176,00</u> |
| 7. | Opstel van borgakte, per bladsy..... | [167,00] <u>176,00</u> |

F – MAAK VAN AFSKRIFTE

Ander dokumente waarvoor nie spesiale voorsiening nie gemaak is nie, per bladsy.....	R.s
	[7,00] <u>8,00</u>

G - KOSTEREKENINGE

In verband met 'n kosterekening vir werk gedoen of dienste gelewer deur 'n prokureur, is sodanige prokureur daarop geregtig om die volgende te vorder:

- Vir die opstel van die kosterekening, die maak van die nodige afskrifte en opwagting by afrekening, 11 persent van die prokureursgelde, hetsy soos in die rekening gehef indien nie getakseer nie of soos by taksasie toegelaat.
- Benewens die gelde kragtens paragraaf 1 gehef, indien tot taksasie oorgegaan word vir reëling en behartiging van taksasie, en verkryging van toestemming tot taksasie, 11 persent op

die eerste R10 000.00 of gedeelte daarvan, 6 persent op die volgende R10 000.00 of gedeelte daarvan, 3 persent op die balans van die totale bedrag van die rekening."

Inwerkingtreding

3. Hierdie reëls tree in werking op 28 November 2025.