



## SCHEDULE OF TARIFFS - 1 AUGUST 2009

Unless otherwise agreed to in writing by the Company, this schedule contains the Schedule of Tariffs according to which the Member will be reimbursed or according to which his Attorney will be paid, subject to the maximum limitations of indemnity referred to in the company's written confirmation of cover, and subject to any other relevant provisions of the Schedule of Insurance and Standard Terms and Conditions of the Policy.

### LEGAL EXPENSES INCURRED IN THE MAGISTRATE'S COURT (INCLUDING DISBURSEMENTS)

#### 1. CIVIL MATTERS

##### 1.1 ATTORNEY'S FEES

As taxed and allowed by the relevant Taxing Master on a Party and Party Tariff in terms of Rule 33(5) of the Magistrate's Court Rules plus 20% on fees only.

##### 1.2 ADVOCATE'S FEES

The expenses of an advocate will not be covered in the Magistrate's Court.

##### 1.3 OPPONENT'S COSTS

As awarded by the Court and taxed and allowed by the Taxing Master.

##### 1.4 DISBURSEMENTS

A maximum of R1 000-00 for necessary disbursements, or such other amounts as the Company may agree to in writing from time to time. Travelling costs will be reimbursed at a rate of R2-50 per kilometre up to a maximum distance of 300 kilometres.

#### 2. BAIL APPLICATIONS

##### 2.1 SCHEDULE 5 AND 6 OFFENCES

-Schedule 5

##### Opposed

R1000-00

##### Unopposed

R800-00

-Schedule 6

R1000-00

R800-00

-All Remands prior to bail, provided Attorney present at Court (Not per Remand)

R300-00

R300-00

-Bail Application (New Facts) \*Tariff as per 2.2 below.

##### 2.2 OTHER OFFENCES

-Formal Bail Application opposed at Court including fee for remand

##### District court

R625-00

##### Regional Court

R750-00

-After hours - formal Bail Application opposed at Court including fee for remand

R800-00

R950-00

-Formal Bail Application not opposed at Court including fee for remand

R500-00

R500-00

-After hours - formal Bail Application not opposed at Court including fee for remand

R625-00

R625-00

-Arranging bail telephonically.

R200-00

R200-00

##### 2.3 DISBURSEMENTS

A maximum of R1 000-00 for necessary disbursements, or such other amounts as the Company may agree to in writing from time to time. Travelling costs will be reimbursed at a rate of R2-50 per kilometre up to a maximum distance of 300 kilometres.

#### 3. CRIMINAL TRIALS

-Taking instructions per Matter

##### District Court

R300-00

##### Regional Court

R300-00

-If attorney arranges that charge(s) be withdrawn

R400-00

R500-00

-If attorney arranges that charge(s) be withdrawn and sec 342(A) order granted

R500-00

R625-00

-Telephonically arranged remand

R100-00

R100-00

-First three(3) remands attended by attorney per remand

R200-00

R200-00

-Thereafter per remand attended by attorney

R150-00

R150-00

-Trial - all inclusive

R1 700-00

R2 250-00

-If the Member pleads guilty

R700-00

R800-00

-Partheards (per day)

R750-00

R750-00

-Disbursements

A maximum of R1 000-00 for necessary disbursements, or such other amounts as the Company may agree to in writing from time to time. Travelling costs will be reimbursed at a rate of R2-50 per kilometre up to a maximum distance of 300 kilometres.

#### 4. CRIMINAL APPEALS TO HIGH COURT

-Attorneys -R1 500-00 - All inclusive

-Counsel -R3 000-00 - All inclusive

-Disbursements

A maximum of R1 000-00 for necessary disbursements, or such other amounts as the Company may agree to in writing from time to time. Travelling costs will be reimbursed at a rate of R2-50 per kilometre up to a maximum distance of 300 kilometres.



# SCHEDULE OF TARIFFS - 1 AUGUST 2009

## LEGAL EXPENSES INCURRED IN THE HIGH COURT (INCLUDING DISBURSEMENTS)

### 5. CIVIL AND CRIMINAL MATTERS

#### 5.1 ATTORNEY'S FEES

As allowed in terms of Rule 70 of the Uniform Rules of Court on a party and party tariff. For the actual conduct of the trial the attorney will be entitled to charge: R200-00 per hour travelling time and time spent waiting at Court, R300-00 per hour for preparation, R400-00 per hour spent in Court (without Counsel and excluding waiting time at Court) and R200-00 per hour for time spent in Court with Counsel.

#### 5.2 ADVOCATE'S FEES

R400-00 per full hour (or pro rata part thereof) for consultations, preparations, opinions, pleadings.  
R200-00 per hour travelling time and time spent waiting at court.  
R600-00 per hour actually spent in Court (excl. waiting time at Court).

#### 5.3 OPPONENT'S COSTS (IF APPLICABLE)

As awarded by the Court and taxed and allowed by the Taxing Master.

#### 5.4 DISBURSEMENTS

A maximum of R1 000-00 for necessary disbursements, or such other amounts as the Company may agree to in writing from time to time. Travelling costs will be reimbursed at a rate of R2-50 per kilometre up to a maximum distance of 300 kilometres.

## LEGAL EXPENSES INCURRED IN LABOUR MATTERS (INCLUDING DISBURSEMENTS)

### 6. ATTORNEY'S FEES

#### 6.1 DISCIPLINARY ENQUIRIES

Per remand attended by attorney	R150-00
If attorney arranges that charge(s) be withdrawn	R400-00
Plea of guilty	R500-00
Trial (all inclusive)	R1 000-00 (Police, prison, military, etc) R500-00 (Internal Company disciplinary enquiry)
Appeal	R1 000-00 (Police, prison, military, etc) R500-00 (Internal Company disciplinary enquiry)

#### 6.2 CCMA/ BARGAINING COUNCIL - CON-ARB

Taking instructions and referral - R400-00

Thereafter in accordance with the guidelines and tariffs laid down in Rule 33(5) of the Magistrate's Court Rules on a Party and Party tariff plus 12.5% on fees only, subject to the following:

No second "Taking Instruction" Fee may be charged.

If the attorney is not allowed to represent the Member at conciliation, the attorney may charge waiting time for time actually spent at CCMA.

Condonation Applications - R300-00

Settlements concluded outside the CCMA/Labour Court - R600-00 (all inclusive)

#### 6.3 LABOUR COURT

##### **Attorney's Fees**

As allowed in terms of Rule 70 of the Uniform Rules of Court on a party and party tariff. For the actual conduct of the trial the attorney will be entitled to charge: R200-00 per hour travelling time and time spent waiting at court, R300-00 per hour for preparation, R400-00 per hour spent in Court (without counsel and excluding waiting time at Court) and R200-00 per hour for time spent in Court with Counsel.

##### **Advocate's Fees**

R400-00 per full hour (or pro rata thereof) for consultations, preparations, opinions, pleadings.

R200-00 per hour travelling time and time spent waiting at Court.

R600-00 per hour actually spent in Court (excl. waiting time at Court).

##### **Opponent's Costs (If Applicable)**

As awarded by the Court and taxed and allowed by the Taxing Master.

##### **Disbursements**

A maximum of R1000-00 for necessary disbursements, or such other amounts as the Company may agree to in writing from time to time. Travelling costs will be reimbursed at a rate of R2-50 per kilometre up to a maximum distance of 300 kilometres.

## LEGAL EXPENSES INCURRED OTHERWISE THAN AS ENVISAGED ABOVE

In accordance with the guidelines and tariff laid down in Rule 33(5) of the Magistrate's Court Rules for defended cases, with the necessary modifications, plus 20% on fees only.

Payment in terms of the above tariffs will be made on conclusion of the Mandate, unless the company's written agreement has been obtained to the effect that interim payments will be made. Disbursements are paid upon presentation of the attorney's bill(s) reflecting the disbursements together with proof (eg: vouchers, invoices, etc) thereof.

VAT will only be paid on receipt of a valid Tax Invoice.

Please note that the provisions hereof are subject to change from time to time.

