

Amendment of rule 70 of the Rules

7. Rule 70 of the Rules is hereby amended by the substitution for Section E of the Tariff of the following item:

E - BILL OF COSTS
In connection with a bill of costs for services rendered by an attorney, the attorney shall be entitled to charge:
1 For drawing the bill of costs, making the necessary copies and attending settlement, [10,60] <u>11</u> per cent of the attorney's fees, either as charged in the bill, if not taxed, or as allowed on taxation.
2 In addition to the fees charged under item 1, if recourse is had to taxation for arranging and attending taxation and obtaining consent to taxation, [10,60] <u>11</u> per cent on the first R10 000,00 or portion thereof, [5,10] <u>6</u> per cent on the next R10 000,00 or portion thereof and [2,12] <u>3</u> per cent on the balance of the total amount of the bill.
3 (a) Whenever an attorney employs the services of another person to draft his or her bill of costs, a certificate shall accompany that bill of costs in which that attorney certifies that-
(i) the bill of costs thus drafted was properly perused by him or her and found to be correct; and
(ii) every description in such bill with reference to work, time and figures is consistent with what was necessarily done by him or her.
(b) The taxing officer may-
(i) if he or she is satisfied that one or more of the requirements referred to in item 3(a) has not been complied with, refuse to tax such bill;
(ii) if he or she is satisfied that fees are being charged in a party-and-party bill of costs-
(aa) for work not done;
(bb) for work for which fees are to be charged in an attorney-and-client bill of costs; or
(cc) which are excessively high,
deny the attorney the remuneration referred to in items 1 and 2 of this section, if more than 20 per cent of the number of items in the bill of costs, including expenses, or of the total amount of the bill of costs, including expenses, is taxed off.
NOTE: The minimum fees under items 1 and 2 shall be R234,50 for each item.