

HIGH COMMISSIONER'S NOTICE No. 48 of 1926.

It is hereby notified for general information that His Excellency the High Commissioner has been pleased to approve of the Rules of Court hereto appended made by His Honour the Resident Commissioner for the Bechuanaland Protectorate by virtue of section *two* of the High Commissioner's Proclamation No. 2 of 1896 and section *thirteen* of Act No. 17 of 1886 amending the rules, orders, and regulations contained in Schedule B of the Resident Magistrate's Court Act, 1856, of the Cape of Good Hope Province of the Union of South Africa as in force in the Bechuanaland Protectorate.

By Command of His Excellency  
the High Commissioner.

B. E. H. CLIFFORD,  
Imperial Secretary.

High Commissioner's Office,  
Capetown, 17th May, 1926.

RULES OF COURT OF THE RESIDENT COMMISSIONER FOR  
THE BECHUANALAND PROTECTORATE AMENDING  
THE RULES, ORDERS, AND REGULATIONS CON-  
TAINED IN SCHEDULE B TO THE RESIDENT  
MAGISTRATE'S COURT ACT, 1856.

RECORD OF PROCEEDINGS.

- I. (1) Minutes of record shall be made of
    - (a) any judgment given by the Court;
    - (a) any *viva voce* evidence given in Court;
    - (c) any objection made to any evidence received or tendered; and
    - (d) the proceedings of the Court generally.
  - (2) The Court shall also duly mark each document put in evidence and note such mark on the record.
  - (3) Such minutes and marks may be made by the clerk of the Court and save where made by the clerk of the Court or as herein after provided they shall be made by the presiding judicial officer.
- II. (1) The Court may appoint a shorthand writer or shorthand writers to take down in shorthand a note of *viva voce* evidence and proceedings, and such appointment may be made either generally for the purpose of the court or specially for the purposes of any particular matter.
  - (2) A party of the suit shall be entitled to a transcript of any such shorthand note on payment of a fee of 1s. for each 100 words.
  - (3) In the event of an appeal being noted and set down for hearing such shorthand note shall so far as relevant to the appeal be transcribed and certified on oath by such shorthand writer as a true record of the proceedings and such transcript shall thereafter form part of the record.
- III. (1) Any party of the suit may, not later than seven days after judgment or where the note has been taken in shorthand after transcription thereof has been completed, apply to the Court to correct any errors in the note; and the Court may correct any such errors.
  - (2) If, before the hearing of the application, all parties to the suit affected file a consent to the corrections claimed no costs for such application shall be allowed; otherwise costs shall be in the discretion of the Court.