

BECHUANALAND PROTECTORATE.  
HIGH COMMISSIONER'S NOTICE  
No. 4 of 1944.

It is hereby notified for general information that under and by virtue of the powers vested in him by section *nineteen* of the Bechuanaland Protectorate Native Courts Proclamation, 1943 (No. 33 of 1943), His Excellency the High Commissioner has been pleased to order as follows:—

SERVICE OF PROCESS OUTSIDE  
JURISDICTION.

1. Every Native Court shall have power to summon to appear as a defendant or as a witness in any proceedings within the jurisdiction of such Court, any Native who is within the Territory notwithstanding that such native is outside the area of the jurisdiction of the Native Court issuing the summons.
2. Every summons issued under the authority of this Order shall be endorsed if the Court issuing the summons and the Court by which it is to be served are subordinate to the same Native Court of Appeal, by that Native Court of Appeal, and in any other case by an Administrative Officer.
3. An Administrative Officer or Native Court of Appeal before endorsing a summons may order that the Native Court issuing the summons shall deposit with him or it such sum for the witness's expenses as he or it may think just and reasonable.
4. In the absence of any arrangement to the contrary the costs of service of such summons shall be payable on the same basis as would be applicable if the case in question were being heard before a Subordinate Court.
5. Any Native who without reasonable excuse shall fail to obey any summons lawfully issued under this Order may be arrested and brought before the Native Court within whose jurisdiction he is, or if there be no such Native Court before a Subordinate Court of competent jurisdiction, and shall be liable to a fine not exceeding five pounds or to imprisonment for a period not exceeding one month.

By Command of His Excellency  
the High Commissioner.

H. E. PRIESTMAN,  
Administrative Secretary.

High Commissioner's Office,  
Cape Town, 7th January, 1944.