

THE SUBORDINATE COURTS (AMENDMENT) BILL, 2018

MEMORANDUM

The object of this Bill is to amend the Subordinate Court Act so as to revise the limits of the civil jurisdiction of Magistrates.

L. KALALUKA,
Attorney-General

N.A.B. 2, 2018
29th April, 2018

A BILL

ENTITLED

An Act to amend the Subordinate Courts Act.

ENACTED by the Parliament of Zambia.

Enactment

1. This Act may be cited as the Subordinate Courts (Amendment) Act, 2018 and shall be read as one with the Subordinate Courts Act, in this Act referred to as the principal Act.

Short title

Cap 28

5 2. Section 3 of the principal Act is amended by the deletion of paragraph (a) and substitution therefor of the following:

Amendment of Section 3

10 (a) a Subordinate Court of the first class to be presided over by a chief resident magistrate, principal resident magistrate, a senior resident magistrate, resident magistrate or a magistrate of the first class;

3. Section 20 (1) of the principal Act is amended by the deletion of—

Amendment of section 20

(a) paragraph (a) and the substitution therefor of the following:

15 (a) in all personal suits, whether arising from contract, tort, or from both, where the value of the property, debt or damage claimed, whether as balance of accounts or otherwise is, where the court is presided over by a—

20 (i) chief resident magistrate, not more than one hundred thousand kwacha;

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- (ii) principal resident magistrate not more than ninety thousand kwacha;
 - (iii) senior resident magistrate, not more than seventy thousand kwacha;
 - (iv) resident magistrate, not more than fifty thousand kwacha;
 - (v) magistrate of the first class, not more than thirty thousand kwacha;
 - (vi) magistrate of the second class, not more than twenty-five thousand kwacha; and
 - (vii) magistrate of the third class, not more than twenty thousand kwacha;; and
- (b) paragraph (c) and the substitution therefor of the following: 15
- (c) to hear and determine any action for the recovery of land where—
 - (i) the value of the land in question is two hundred thousand kwacha;
 - (ii) the rent payable in respect thereof does not exceed the sum of fifty thousand kwacha by the year; or
 - (iii) in case of a Subordinate Court presided over by a chief resident magistrate, principal resident magistrate or a senior resident magistrate, the rent payable in respect thereof does not exceed one hundred thousand kwacha by the year;. 25
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