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GOVERNMENT OF BAHRAIN
NOTICE

No. 5/1958.
PAYMENT OF COSTS \&C. IN CIVIL CASES
WE, SULMAN bin HAMAD ALKHALIFA, Ruler of Bahrain, hereby PROCLAIM as follows:-

1. IN respect of all civil cases entered in Our Courts on and after the 15 th day of March 1958 , the Court giving judgment may, if it so thinks fit, order that the party or parties against whom judgment is given shall pay all or such part of the expenses incurred by the other party or parties (including Court Fees) in connection with the case as it considers proper.
2. THE Head of Our Courts shall, by Regulations to be published, prescribed and, when prescribed may by like Regulation vary or amend, the maximum amounts which a Court may order to be paid under Paragraph 1 of this Proclamation in respect of:-
(a) any fee payable by the successful party to a Wakil;
(b) the expenses or out of pockets of the witnesses of the successful party in attending Court, and
(c) any other necessary incidental fees and expenses of the successful party and his Wakil.
3. ANY sum ordered to be paid under Paragraph 1 of this Proclamation shall be recoverable by the party or parties entitled thereto in like manner as is any other sum awarded under a judgment Provided that:-
(a) where an appeal is lodged against the decision of the Trial Court in the case, any fees and expenses awarded by that Court to the successful party shall not be payable until after the determination of the Appeal, and

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- بها المحكمة التي نظرع في اللضض

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(b) the Court hearing the appeal may revoke or vary such fees and expenses so allowed by the Trial Court.

4. THE charge mentioned in Paragraph 19 of Proclamation $51 / 1355$ of 4 th Dhul Haj 1355 shall be increased from Rs. 2 to Rs. 10 on each case.
5. PARAGRAPH 20 of Proclamation $51 / 1355$ of 4 th DuI Haj 1355 and Proclamation No.25/1372 of 25 th Jamad Awal 1372 shall cease to have effect.

DATED this 15 th day of FEBRUARY 1958 corresponding with 25 th day of RAJAB 1377.

Sd./ Sulman bin Hamad AlKhalifah, Ruler of Bahrain.


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رسوم وسمار يف اللطرف الذ البحرين والتي بجوز للمحكمة التي نظرت القضبة ان نأْمـر الکطرف الذ ى صدر الدحك ضد ه بدفمهـا استناد ا للاعـلان
الآنف الذك على ما يلـي = -

 الدع به في اللضضية أو في ابة حالة أخرى يكون نحاحه في التضية جزئآ فقط فذ للك الـجزء الانسبي هن تلاك الوسوم اللذ ى



القضية على ان لا يزءيد الـحا بد نمـه بموجب هد ه المقتوة ?



(ج) مبلغ لا يزبد علوعشُ روبيات (او في حالة مآاذ ا
 . . . . . .



الفنـوعية •

ربع القضية ووكيله في تحتصنير قغيته ووها بنة الشه-س:د

## REGULATION NO. 1

## MADE UNDER PROCLAMATION NO. $5 / 1958$

1. SUBJECT to Paragraph 2 of this Regulation, the fees and expenses of a successful party in a Civil action heard in the Courts of Bahrain which the Trial Court may order to be paid by the party against whom judgment is given by virtue of the above Proclamation may include:-
(a) the Court Fees payable by the successful party or, in an action in which that party does not obtain judgment for the full amount claimed or in which he is otherwise only partly successíul, such proportion thereof as the Trial Court may deem proper;
(b) all or any part of the fee payable by the successful party to a Wakil who has appeared for him before the Trial Court provided that the maximum which may be allowed under this sub-paragraph shall not exceed the fees chargeable by a Wakil under Paragraphs 16, 17, 18 or 19 (whichever is applicable of Prociamation No. $51 / 1355$ of 15 February 1937 and that the receipt of the Wakil shall be produced to the Court;
(c) a sum not exceeding Rs. 10 (or, in the case of a person employed as a labourer, shopassistant, servant \&c. Rs.5) for each day or part of a day that each necessary witness has been absent from his work through his attendance before the Trial Court provided that the receipt of each witness for any sum allowed to him hereunder shall be produced to the Court, and
(d) any other necessary expenses of the successful party and his Wakil in preparing his



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r r ان كان الـطرف اللذ وبح القضـــة هو المدعـي
وجـب تنصيـف اللحـد الاعلـس للمبالغ الني بجــــر







نغس الوقت مـــ) الا علان المذ كــبر •


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case and interviewing witnesses or in attending Court in any interlocutory proceeding in the case or in attending at the Offices of the Court for any reason connected with the case provided that the total sum which may be allowed under this sub-paragraph shall not Arseed Rs. 50. E the successful party in s the Plaintiff then amounts which may be er Paragraph 1 of this Regulatio shall be halved unless the Plaintiff is shown to the satisfaction of the Court to have approached the Defendant in writing or in the presence of two witnesses with a view to reaching a settlement before he entered the case in Court.

3. THIS Regulation is made by me under Paragraph 2 of Proclamation No.5/1958 and shall come into force simultaneously with the said Proclamation.

DATED this 17 th day of
February 1958 corresponding with 27th Rajab 1377.
(Sgd.) Daij bin Hamad AlKhalifa.
Head of the Bahrain Courts.

 لأى سبب بتملى بالقضيــة على ان لا بــزيد هحموع المبلغ


- خمسيـن روبيسة
r- rn كان الـطرف الذى ربح القضــة هـو المدعسي
وجـب تنصيـف الحـد الاعلسى للمبالغ الني بجــــرز الحكم بدفمهـا بموجب الفقــرة 1 من هذ ا النظام




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case and interviewing
witnesses or in attending Court in any interlocutory proceeding in the case or in attending at the Offices of the Court for any reason connected with the case provided that the total sum which may be allowed under this sub-paragraph shall not exceed Rs. 50.

2. IN the successful party in the case Is the Plaintiff then the maximum amounts which may be awarded under Paragraph 1 of this Regulation shall be halved unless the Plaintiff is shown to the satisfaction of the Court to have approached the Defendant in writing or in the presence of two witnesses with a view to reaching a settlement before he entered the case in Court.
3. THIS Regulation is made by me under Paragraph 2 of Proclamation No. $5 / 1958$ and shall come into force simultaneously with the said Proclamation.

DATED this 17 th day of February 1958 corresponding with 27th Rajab 1377.
(Sgd.) Daij bin Hamad AlKhalifa.
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