

GOVERNMENT OF ZAMBIA

ACT

No. 11 of 1990

Date of Assent: 20th July, 1990

An Act to amend the Subordinate Courts Act

[23rd July, 1990]

ENACTED by the Parliament of Zambia.

1. This Act may be cited as the Subordinate Courts (Amendment) Act, 1990, and shall be read as one with the Subordinate Courts Act, in this Act referred to as the principal Act.

2. Section *three* of this Act shall be deemed to have come into force on the 1st day of February, 1987.

3. Section *three* of the principal Act is amended in paragraph (a), by the insertion immediately before "senior resident magistrate" of "principal resident magistrate".

4. Section *five* of the principal Act is amended by the insertion immediately after "or act in the office of" of "principal resident magistrate".

5. Section *twenty* of the principal Act is amended—

(a) by the deletion of paragraph (a) of subsection (1) and the substitution therefor of the following paragraph:

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

(i) where the court is presided over by a principal resident magistrate, not more than thirty-five thousand kwacha;

(ii) where the court is presided over by a senior resident magistrate, not more than thirty thousand kwacha;

Enactment

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Amendment of section 20

- (iii) where the court is presided over by a resident magistrate, not more than twenty-five thousand kwacha; and
- (iv) where the court is presided over by a magistrate of the first class, not more than twenty thousand kwacha;

(b) in paragraph (d) of subsection (1)—

- (i) by the deletion of “two hundred and eight kwacha” and the substitution therefor of “twenty-four thousand kwacha”;
- (ii) by the insertion immediately before “senior resident magistrate” “principal resident magistrate or a”; and
- (iii) by the deletion of “six hundred kwacha” and the substitution therefor of “forty-eight thousand kwacha”.

(c) in paragraph (e) of subsection (1)—

- (i) in sub-paragraph (i) of the first proviso by the deletion of “such weekly sum not exceeding fourteen kwacha or monthly sum not exceeding sixty-two kwacha” and the substitution therefor of “such weekly sum not exceeding one thousand kwacha or monthly sum not exceeding four thousand kwacha”;
- (ii) in sub-paragraph (ii) of the first proviso by the deletion of “a weekly sum not exceeding four kwacha or a monthly sum not exceeding eighteen kwacha” and the substitution therefor of “a weekly sum not exceeding five hundred kwacha or a monthly sum not exceeding two thousand kwacha”;
- (iii) in the second proviso, by the deletion of “one hundred and eighty kwacha” and the substitution therefor of “ten thousand kwacha”; and
- (iv) in the second proviso, by the deletion of “one hundred and twenty kwacha” and the substitution therefor of “eight thousand kwacha”;

- (d) in paragraph (f) of subsection (1), by the deletion of "twelve kwacha" and the substitution therefor of "one thousand kwacha";
- (e) by the repeal of paragraph (g) of subsection (h) and (i) as (g) (h) respectively;
- (f) by the repeal of subsection (2) and the renumbering of subsection (3) as subsection (2);
- (g) in the renumbered subsection (2) by the insertion immediately before "senior resident magistrate" or "principal resident magistrate or a".

6. Section *twenty-one* of the principal Act is repealed and the following section substituted therefor:

Repeal and
replac-
ement of
section 21

21. In civil cases and matters, a Subordinate Court of the second class shall, within the territorial limits of its jurisdiction, have all the jurisdiction conferred by section *twenty* upon a Subordinate Court of the first class, subject to the limitations contained in that section:

Civil
Jurisdiction
of
Subordinate
Courts of
second class

Provided that in personal suits whether arising from contract or from tort, or from both, the value of the property, debt or damage claimed whether as balance of account or otherwise, shall not be more than eighteen thousand kwacha.

7. Section *twenty-two* of the principal Act is amended by the deletion of paragraph (a) and the substitution therefor of the following paragraph:

Amendment
of section 22

- (a) in all personal suits, whether arising from contract or from tort, or from both, where the value of the property, debt or damage claimed, whether as balance of account or otherwise is not more than sixteen thousand kwacha;

Debt or
damage

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