

**SCHEDULES**  
**FIRST SCHEDULE**

*Forms*

**FORM A (i)**

[Order 4, Rule 1.]

*Civil Summons*

**CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA**

Customary Court of.....  
Grade.....  
Cause/Matter No. ...., 20 .....  
.....Plaintiff

and

..... Defendant

You are hereby summoned to appear at a court holden at .....  
.....  
on the ..... day of ....., 20 .....  
at ..... o'clock a.m. to answer  
as the Plaintiff's claim as follows—

.....  
.....  
(Particulars of Claim)

Fee paid: ~~₦~~.....

Date .....

.....  
*President or Member*

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**FORM A (ii)**

[Order 4, Rule 1.]

*Criminal Summons*

**CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA**

Customary Court of .....  
Grade .....  
Cause/Matter No. .... 20 .....

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*Customary Court Law – Subsidiary Legislation*

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FORM A (ii) – *continued*

..... *Plaintiff*  
and  
..... *Defendant*  
You are hereby commanded to appear before this Court at .....  
on the ..... day of ..... 20 .....  
at ..... o'clock a.m. to answer a complaint of—  
(Particulars of Claim)  
Fee paid: ~~₦~~ .....  
Date .....  
.....  
*President or Member*

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FORM A (iii)  
[Order 4, Rule 1.]  
*Witnesses' Summons*  
CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA

Customary Court of .....  
Grade.....  
Cause/Matter No. .... 20 .....  
..... *Plaintiff*  
and  
..... *Defendant*  
You are hereby commanded to appear before this court at .....  
on the ..... day of ....., 20 .....  
to testify all that you know in the above mentioned cause or matter.  
You are summoned on behalf of the .....  
Issued at .....  
the ..... day of ....., 20 .....  
Fee paid: ~~₦~~ .....  
.....  
*President*

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*Customary Court Law – Subsidiary Legislation*

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FORM B

[Order 4.]

*General Warrant of Arrest*

CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA

Customary Court of .....  
Grade .....  
Charge No. ...., 20 .....  
.....Complainant  
To .....Police Officer  
A complaint on oath/an order has been made on the ..... day of ....., 20 .....  
by .....  
that ..... hereinafter called the defendant,  
on the ..... day of ....., 20 .....  
at ..... in the ..... Province  
did .....  
.....  
You are therefore hereby commanded to bring the defendant before this court sitting at .....  
forthwith to answer the said complaint and be dealt with according to law .....  
.....  
Fees paid: ₦ .....  
.....

Date .....  
.....

*President*

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FORM C

[Order 4, Rule 1.]

*Search Warrant*

CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA

Customary Court of.....  
Grade .....  
Cause/Matter No. ...., 20 .....

(Issue 1)

C -1088

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*Customary Court Law – Subsidiary Legislation*

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FORM C—*continued*

..... Complainant  
and

..... Defendant  
To .....

WHEREAS information in writing and upon oath has this day been made that there is reasonable ground for believing that there is in.....

.....  
.....  
*(state the place to be searched and what is to be searched for)*

You are here commanded, with proper assistance, to enter the said .....  
*(state the place to be searched)*

and there diligently search for the things aforesaid and if the same or any part thereof are found on search, to bring the things so found, and also the said .....

.....  
*(name of the occupier of the place to be searched)*

before this Court to be dealt with according to law.

This warrant shall be executed between the hours of six o' clock a.m. and eight o'clock at night (and may also be executed at any hour during the day or night).

ISSUED at .....

This ..... day of ....., 20 .....

Fees paid: ₦ .....

.....  
*President*

\*Strike out if not authorised.

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FORM D  
[Order 6, Rule 1.]  
*Bail Bond*  
CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA

Customary Court of .....

Grade .....  
Cause/Matter No. ...., 20 .....  
..... Plaintiff/Complainant  
and  
..... Defendant  
WHEREAS the undersigned principal party to this recognisance is charged with the offence of .....  
.....

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C -1089

(Issue 1)

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*Customary Court Law – Subsidiary Legislation*

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FORM D—*continued*

the said principal party hereby binds himself to perform the following obligation: to appear before the Court  
at.....  
at ..... o'clock a.m.  
and on any other or subsequent day required by the Court to answer the said charge and to be dealt with according law,  
and the said principal party and the undersigned sureties hereby acknowledge the selves bound to forfeit to the Court  
the sums following, namely, the said principal party the sum of ₦ .....and the said  
sureties the sum of ₦ ..... and the said sureties the sum of ₦ .....  
..... each in case the principal party fails to perform the obligation or part thereof  
Signed and delivered—

.....  
*Principal Party*

.....  
*Sureties*

.....  
*President*

FORM E

[Order 9.]

*Remand Warrant*

CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA

Customary Court of .....  
Grade .....  
Cause/Matter No. ...., 20 .....  
..... Complainant

and

.....Defendant  
To ..... Police Officer  
and to ..... prison.  
..... hereinafter called the defendant,  
being brought before this Court sitting at .....  
charged with having .....  
.....  
.....  
.....

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(Issue 1)

C -1090

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*Customary Court Law – Subsidiary Legislation*

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FORM E—*continued*

The hearing of the case being adjourned: You the said Police Officer are hereby commanded to convey the defendant to the said prison, and hereby to deliver him to the Superintendent of the said prison, to receive him into your custody, and keep him until the ..... day of ..... , 20 ..... , and on that day to convey him before the ..... court sitting at ..... at ..... at ..... o'clock a.m. to be further dealt with according to law.  
DATED the ..... day of ..... , 20 .....

.....  
*President*

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ROP M F (i)

[Order 18, Rule 2.]

*Notice of Appeal (Civil)*

*(by aggrieved party)*

CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA

Customary Court of .....  
Grade .....  
Cause/Matter No. .... , 20 .....  
..... Plaintiff Appellant/Respondent

and  
..... Defendant Appellant/Respondent  
TAKE NOTICE that the Plaintiff (or Defendant) .....  
appeals from the decree or order dated the ..... day of ....., 20 .....  
in the above-mentioned proceedings.

The address for service of the said Plaintiff/Defendant/Appellant within the jurisdiction of the Court is  
.....

DATED the ..... day of ....., 20 .....

Fees paid: .....

.....  
*Appellant or Legal Practitioner*  
*acting for him*

To .....  
of .....

NOTES— The notice must be filed with the clerk of the Court within thirty days of the decree or order appealed from  
and served on all parties affected by the appeal. Form of grounds of appeal is set out in Form F (iii).

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C -1091

(Issue 2)

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*Customary Court Law – Subsidiary Legislation*

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FORM F (ii)

Notice of Appeal (Criminal)

(by aggrieved party)

[Order 18, Rule 2.]

CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA

Customary Court of .....  
Grade .....

.....Cause/  
Matter No. ...., 20 .....

..... Complainant/Respondent

and

..... Defendant/Appellant

TAKE NOTICE that the Defendant appeals against the conviction/sentence by the Court pronounced on the  
..... day of ....., 20 ..... in the  
above-mentioned proceedings.

PARTICULARS:

Offence convicted of .....

Date of conviction .....

Sentence and date .....

Prison where appellant is .....

Legal Practitioner representing appellant (if any) and his address .....  
This notice of appeal is given by .....  
of ..... (who wishes to be present at the hearing).  
DATED the ..... day of ....., 20 .....  
Fees paid: .....

.....  
*Appellant or Legal Practitioner  
acting for him*

To the Clerk of the Court.

NOTES— This notice must be filed with the clerk of the Court within thirty days of the decree or order appealed from and served on all parties affected by the appeal. Form of grounds of appeal is set out in Form F (iii).

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FORM F (iii)

[Order 18, Rule 2.]

Memorandum of Grounds of Appeal

CUSTOMARY COURTS,  
OGUN STATE OF NIGERIA

Customary Court of .....

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(Issue 2)

C -1092

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*Customary Court Law – Subsidiary Legislation*

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FORM F (iii)—continued

Grade .....

Cause/Matter No. ...., 20 .....

..... Plaintiff Appellant/Respondent

and

..... Defendant Appellant/Respondent

This is my memorandum of grounds of appeal in connection with my Notice of Appeal dated .....

....., 20.....

GROUND OF APPEAL

.....  
.....  
.....

DATED the ..... day of ....., 20 .....

To the Clerk of the Court.

Fees paid: .....

.....  
*Appellant or Legal Practitioner*



acting for him

No. ....

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FORM G  
*Summons to Witness*

No. ....

In the Customary Court of .....

Between ..... Plaintiff

(if more than one, all should be named)

and ..... Defendant

(if more than one, all should be named)

To ..... (1)

You are hereby commanded to attend before this Court sitting at ..... (2)

on the ..... day of ....., 20 .....,

at the hour of ..... a.m./p.m. to testify

all that you know in the above cause, and to produce the following documents, that is to say—

..... (3)

You are summoned on behalf of the ..... (4)

DATED the ..... day of ....., 20 .....

(Signature) .....

President

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C -1093

(Issue 1)

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*Customary Court Law – Subsidiary Legislation*

FORM G—continued

1. Insert name of witness.
2. Insert place of sitting.
3. Give details of documents to be produced by the witness.
4. Insert plaintiff or defendant, as the case may be.

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FORM H

*Formal Order*

No. ....

In the Customary Court of .....

Between ..... Plaintiff

(if more than one, all should be named)

and ..... Defendant

(if more than one, all should be named)

To ..... (1)  
It is hereby ordered that the above named ..... (2)  
do recover from you .....  
the sum of ₦ ..... k ....., representing ₦ ..... k ..... for  
the debt/damages and ₦ ..... k ..... for costs and you are hereby ordered to pay  
such persons the total sums of ₦ ..... k ..... forthwith \*on the ..... day of  
....., 20 ..... \*by instalments of ₦ .....  
..... k ..... for every ..... (3)  
DATED this ..... (4) day of ....., 20 .....  
(Signature) .....  
President  
₦ k

\*Debt .....

\*Damages .....

Costs ..... \_\_\_\_\_

Total ..... ₦ \_\_\_\_\_

\*Delete whichever is not applicable.

1. Insert full names of all persons against whom the order is made.
  2. Inset full names of all persons in whose favour the order is made.
  3. Inset week, month or as the case may be.
  4. Insert place of sitting.
- \_\_\_\_\_

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(Issue 1)

C -1094

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*Customary Court Law – Subsidiary Legislation*

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FORM I

*Judgment Debtor Summons*

No. ....

In the Customary Court of .....

Between ..... Plaintiff  
(if more than one, all should be named)

and ..... Defendant  
(if more than one, all should be named)

To ..... (1)  
WHEREAS the above named ..... (2)  
obtained a judgment/order\* against the above named..... (3)

in this Court sitting at ..... (4)  
on the ..... day of ....., 20 .....,  
for the payment of ₦ ..... k ..... for debt/damages and costs to be paid \*forthwith \*on  
the ..... day of ....., 20 ..... \*by  
instalments of ₦ ..... k ..... for every ..... (5) and  
subsequent costs have been incurred and allowed by the Court, amount to to ₦ ..... k ..... AND  
WHEREAS default has been made by you to the above named ..... (6) in  
payment of the sum of ₦ ..... K ..... payable in pursuance of the said  
judgment/order and the said ..... (2)  
has/have\* required this judgment summons to be issued against you.

You are therefore hereby summoned to appear personally in this Court at ..... (7)  
on the ..... day of ....., 20 ....., at  
the hour of ..... a.m./p.m. to  
be examined as the means you have or have had since the date of the said judgment/order\* to satisfy the sum payable  
in pursuance of the said judgment/order\*; and also to show cause why you should not be committed to prison for such  
default.

DATED this ..... day of ....., 20 .....

(Signature) .....

President

Sum in payment of which default has been made as in second recital above.....

Fees on issue of this summons .....

Other expense incurred by judgment creditor.....

Total ..... ₦ .....

\*Delete whichever is not applicable.

1. Insert name of person or persons to who summons is issued.
2. Insert full names of persons in whose favour judgment or order was made.
3. Insert full names of persons against whom judgment or order was made.
4. Insert place where Court was sitting when judgment order was made.
5. Insert week, month as the case may be.
6. Insert full names of judgment debtor or debtors who are in default.
7. Insert place at which sari will sit to hear application.

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C -1095

(Issue 2)

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*Customary Court Law – Subsidiary Legislation*

FORM J

*Warrant to Arrest a Judgment Debtor*

No. ....

In the Customary Court of .....

Between..... Plaintiff

(if more than one, all should be named)

and ..... Defendant  
(if more than one, all should be named)

To all bailiffs and messengers of this Court.

WHEREAS the above named ..... (2)  
has failed to answer to a judgment summons issued by this Court on the ..... day  
of ....., 20 ..... AND

WHEREAS it has been proved that the said ..... (1) was duly  
served with the summons—

You are hereby commanded to arrest the said ..... (1)  
and to bring him before the Court to be examined as to the means he has or has had since the date of the judgment/order\*  
to satisfy the sum payable in pursuance of the said judgment/order"; and to show cause why he should not be committed  
to prison for such default.

DATED the ..... day of ....., 20 .....  
(Signature) .....

President

\*Delete whichever is not applicable.

1. Insert name of person or persons to be arrested.

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FORM K

*Warrant of Imprisonment of a Judgment Debtor*

No. ....

In the Customary Court of .....

Between .....Plaintiff  
(if more than one, all should be named)

and ..... Defendant  
(if more than one, all should be named)

To all bailiffs and messengers of this Court and members of .....

Police, and to the officer in charge of..... (1) Prison.

You are hereby commanded to convey the above named ..... (2)

FORM K—continued

hence and to deliver him to the officer in charge of ..... Prison, there to be imprisoned for ..... (3) unless he shall sooner pay to the above named ..... (4) the sum of ₦ ..... k ..... being the balance of the sum of ₦ ..... k ..... which sum was ordered to pay to the said ..... (4) by a judgment/order\* of the Court in the above mentioned suit.

DATED the ..... day of ....., 20 .....

(Signature) .....

President

\*Delete whichever is not applicable.

1. Insert the name of the appropriate Prison.
2. Insert name of defaulting debtor to be imprisoned.
3. Insert the number of days/months for which the defaulting debtor is to be imprisoned.
4. Insert the name or names of the judgment creditor or creditors to whom payment is due.
5. Insert place of sitting.

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FORM L

*Writ of Attachment*

*(Movable Property)*

No. ....

In the Customary Court of .....

Between ..... Plaintiff

*(if more than one, all should be named)*

and ..... Defendant

*(if more than one, all should be named)*

To all bailiffs and messengers of this Court.

WHEREAS the above named ..... (1) obtained a judgment/order\* against the above name ..... (2) in this Court sitting at ..... (3) on the ..... day of ....., 20 .....

for the payment of ₦ ..... k ..... for debt/damages\* and costs to be paid \*forthwith \*on the ..... day of ....., 20 ..... by instalments of ₦ ..... k ..... For every ..... (4) and subsequent costs have been incurred and allowed by the Court amounting to ₦ ..... k .....

AND WHEREAS default has been made in payment of the sum of ₦ ..... k ..... payable by the above named ..... (5)

You are hereby ordered forthwith to levy the sum of ..... k ..... due under the said judgment/order together with the costs of this writ and the costs of executing the same, by the attachment of the movable property of the said ..... (5)

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AND WHEREAS default has been made in payment of the sum of ~~₹~~ ..... k .....  
payable by the above named .....



FORM M—*continued*

AND WHEREAS a writ has been issued by the Court for the attachment and sale of the movable property of the said ..... (5) but the execution of such writ has failed to realise the full amount from the said ..... (5) in pursuance of the said judgment/order\*;

You are hereby commanded forthwith to levy the sum of ₦ ..... k ..... still remaining due to the above named ..... (1) under the said judgment/order\* together with the costs of this writ and the costs of executing the same by the attachment of the immovable property of the said ..... (5) wheresoever such property may be found within the area of jurisdiction of this Court, and to make a report of what you have done under this writ immediately upon execution thereof.

DATED the ..... day of ....., 20 .....

(Signature) .....

*President*

Amount remaining due .....

Fees and costs on execution of this writ ..... \_\_\_\_\_

Total ..... ₦ \_\_\_\_\_

\*Delete whichever is not applicable.

1. Insert full names of all persons in whose favour judgment or order was made.
2. Insert full names of all persons against whom judgment or order was made.
3. Insert place where Court was sitting when judgment/order was made.
4. Insert week, month or as the case may be.
5. Insert name of defaulting judgment debtor.

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FORM N

*Attachment Notice*

No. ....

In the Customary Court of .....

Between ..... Plaintiff

(if more than one, all should be named)

and ..... Defendant

(if more than one, all should be named)

TAKE NOTICE THAT—

WHEREAS a writ of attachment dated the ..... day of ....., 20 .....

has been issued under the hand of ..... <sup>1</sup>President/Vice-President\*

of ..... (2) at the instance

of ..... (3) judgment

creditor, for the attachment of the immovable property of ..... (4)

judgment debtor in the above mentioned suit, to the said judgment debtor is hereby prohibited from alienating the property below mentioned by sale, gift, or in any other way and all persons are hereby prohibited from receiving the said property by purchase, gift or otherwise—that is to say (5)—

.....

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*Customary Court Law – Subsidiary Legislation*FORM N—*continued*

DATED this ..... day of ....., 20 .....

*Proper Officer*

\*Delete whichever is not applicable.

1. Here insert name of person signing writ.
2. Here insert name of Court issuing writ.
3. Here insert name of judgment creditor.
4. Here insert name of judgment debtor.
5. Here detail goods attached.

## FORM O

*Certificate of Purchase*

No. ....

In the Customary Court of .....

Between ..... Plaintiff

*(if more than one, all should be named)*

and ..... Defendant

*(if more than one, all should be named)*

## TAKE NOTICE THAT—

This is to certify that ..... (1)  
 of ..... (2) has been  
 declared by this Court to be the purchaser of the right, title and interest in the land and other immovable property  
 hereinafter mentioned, that is to say (3)—

.....  
 which said right, title and interest was sold in execution of a judgment/order\* in the above suit by an order of this court  
 dated the ..... day of ..... (4) at

..... (5)  
 DATED this ..... day of ....., 20 .....

*(Signature)* .....*President*

\*Delete whichever is not applicable.

1. Insert name of purchaser.
2. Insert address, of purchase.
3. Describe the land or other immovable property purchased.
4. Insert date when order was made.
5. Insert place of sitting.

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*Customary Court Law – Subsidiary Legislation*


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## SECOND SCHEDULE

-(Order 21.)

*Fees**A—Civil Causes or Matters*

	₦ k
1. On issue of summons, where claim does not exceed ₦20 .....	1.60
On issue of summons, where claim exceeds 20 but does not exceed ₦100 .....	4.20
On issue of summons, where claim exceeds ₦100. for each 100 or part thereof in excess of the first ₦100 .....	2.10
2. On issue of Summons. where the claim is not for the recovery of money or goods but some other relief or assistance .....	8.40
3. If the claim arose more than five years before the application for summons the fee in the case of each of the items above will be double of the fee specified in the item .....	1.80
4. On filing a written admission of a claim .....	0.15
5. On issue, of Judgment Debtor Summons .....	1.80
6. On issue of Writ of Attachment and Sale .....	2.10
7. On issue of Writ to imprison a judgment debtor .....	1.80
8. On issue of Interpleader Summons .....	1.60
9. On grant of Certificate of Title .....	1.60
10. On drawing up of formal decree .....	1.00
11. Land Inspection Fees .....	10.50
12. On issue of Writ of Possession .....	2.70

*B.-Criminal Causes or Matters*

1. On issue of summons of warrant, unless issued by the Court of its own motion .....	1.10
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*C.-Civil and Criminal Causes or Matters*

1. On filing a Security bond .....	1.80
2. On issue of a summons for witness .....	0.80
3. On filing an interlocutory application .....	1.00
4. On granting an adjournment of hearing on application of a party .....	1.00
5. Service fees initial fee (cost of transport is to be charged at the rate of 5 k per mile return journey) .....	0.60

per day or  
part there-  
of plus  
cost of  
transport.

6. Inspection of record of proceedings .....	0.50
7. On supply of copy of proceedings per 100 words or part thereof .....	0.10
8. Witness fees and allowances	
(a) Professional men, mercantile agents, bank managers, surveyors and	

public officers whose salary is not below ₦1,248 per annum as evidenced by his income tax receipt .....	2.80
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C -1103

(Issue 2)

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*Customary Court Law – Subsidiary Legislation*

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SECOND SCHEDULE—*continued*

	₦ k
(b) Merchants, captains of ships, mercantile assistants and public officers whose salary is A600 but less than ₦1,248 per annum .....	2.80
(c) Auctioneers, native chiefs, master tradesmen, pilots, clerks and the like .....	1.40
(d) Others in the public service whose salary is less than ₦400 .....	1.00
(e) Artisans, journeymen and the like	
(f) Servants, labourers, canoemen and the like .....	0.40
(g) Women according to station in life from 15 k to .....	2.80
(h) Travelling expenses of witness shall be allowed having regard to the sums reasonably and actually spent.	

*D – Appeals in Civil and Criminal Causes or Matters*

1. On film notice and grounds of appeal–	
(a) if within time.....	4.00
(b) if out of time .....	6.00
2. On making up and supplying record of appeal, for every 100 words .....	0.10
3. Fee for the transmission of the appeal, if sent by post, the amount paid there- for: and if transmitted by special messenger or otherwise, a charge to be fixed by the Court transmitting same.	

*E – Exemptions under Order 21 rule 1 (c)*

The following are exempt from payment of the fees specified in this Schedule:

1. All departments of the State Government.
  2. All Local Governments.
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(Issue 2)

C -1104