

## TIME PERIODS FOR APPEALS, RESCISSIONS AND REVIEWS IN CERTAIN COURTS

### CIVIL APPEALS FROM HIGH COURT

Application for leave to appeal to be made within 15 days after date of order  
(H.C. Rule 49(1)(b))

Where the court's reasons are given on a later date than the date of the order, within 15 days of the later date  
(HC Rule 49 (1)(b))

If leave to Full Bench is granted, notice of appeal to be delivered within 20 days from granting of leave  
(HC Rule 49(2))

Within 60 days after delivery of notice of appeal, apply for date of hearing, otherwise appeal lapses  
(HC Rule 49(6))

Where order is appealed to SCA, notice of appeal to be lodged within one month after:

- (a) the date of order where leave to appeal not required
  - (b) the date of granting of leave to appeal where leave is required
- (SCA Rule 7(1))

### RESCISSION OF JUDGMENT IN HIGH COURT

No time limit prescribed in Rule for bringing of application  
(HC Rule 42)

### APPEALS TO CONSTITUTIONAL COURT

Application for leave to appeal to be lodged with Con. Court within 15 days of the judgment  
(CC Rule 19(2))

If leave is granted, appellant to note and prosecute appeal within such time as may be fixed by the Chief Justice in directions  
(CC Rule 20(1))

### APPEALS FROM LABOUR COURT TO LABOUR APPEAL COURT

Application for leave to appeal to be brought within 15 days of date of judgment

(LC Rule 30(2))

If reasons given on a date later than the date of order, application for leave to appeal to be made within 10 days after date on which the reasons were given

(LC Rule 30(3))

Notice of appeal to be delivered within 15 days after leave granted

(LAC Rule 5(1))

#### HIGH COURT REVIEW OF DECISION OF INFERIOR COURT

No period stipulated in Rule. Application for review should be brought within a reasonable time.

(HC Rule 53)

#### CIVIL APPEALS FROM MAGISTRATES COURT

Request reasons within 10 days after judgment, which shall then be furnished within 15 days

(MC Rule 51(1))

Note appeal within 20 days of date of judgment or within 20 days of being supplied with reasons, whichever period is longer

(MC Rule 51(2))

Appeal to be prosecuted within 60 days of noting of appeal. Otherwise deemed to have lapsed

(HC Rule 50(1))

#### RESCISSION OF JUDGMENTS IN MAGISTRATES COURT

Application for rescission of judgment to be brought within 20 days after obtaining knowledge of judgment

(MC Rule 49(1))

Where application for rescission is brought on ground that it is void ab origine or obtained by fraud or mistake, application to be brought within one year after obtaining knowledge of such voidness, fraud or mistake

(MC Rule 49(8))