

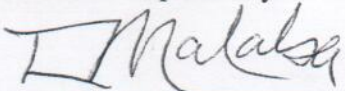
**PRACTICE DIRECTION No.1 of 2017**  
**THE SUPREME COURT OF ZIMBABWE**

- (a) In view of the many civil and labour appeals being struck off the roll for want of compliance with either the Rules of the Supreme Court, 1964 (RGN 380 of 1964) or the Supreme Court (Miscellaneous Appeals and References) Rules, 1975 (RGN No. 449 of 1975), it has become necessary to guide legal practitioners and appellants on how a notice of appeal should be drafted.
- (b) In addition, in order to standardise the orders being drafted for submission with chamber application, there is a need to prescribe forms for such orders.

As a consequence thereof, the Chief Justice, The Honourable Mr L. Malaba, has issued the following practice direction:

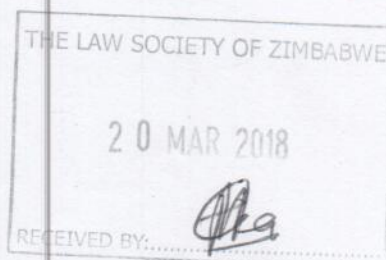
1. With effect from 11 September 2017, all notices of appeal, including draft notices of appeal accompanying any chamber application, shall be in the form prescribed, annexed hereto as Form 1.
2. With effect from 11 September 2017, draft orders for chamber applications for:
  - (a) leave to appeal;
  - (b) condonation for non-compliance with the rules and extension of time within which to appeal; or
  - (c) reinstatement of an appeal;

shall be in the forms prescribed, annexed hereto as Forms 2, 3 and 4, respectively.

  
Hon. Mr. Justice L. Malaba  
**Chief Justice of Zimbabwe**

**HARARE**

**4 September 2017**



**FORM 1**

IN THE SUPREME COURT OF ZIMBABWE

Civil appeal No. SC ...../....

Held at .....

In the matter between:-

.....

APPELLANT

and

.....

RESPONDENT

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**NOTICE OF APPEAL**

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**TAKE NOTICE** that the appellant(s) hereby appeal(s) against the (whole / part of)\* the judgment of the (High Court/Labour Court/Administrative Court etc)\* handed down by (judge/presiding officer)\* on (date). The judgment was handed down as (judgment number).

\*The part being appealed against is.....

\*Leave to appeal was granted by ..... on.....

\*Condonation and extension of time to appeal was granted by..... on.....

\*Leave to appeal is not necessary

\*The appellant(s) hereby offers such security for the respondent's costs of appeal as may be agreed between the parties or determined by the registrar.

[\*Delete the inapplicable\*]

The appellant(s) undertakes to pay the costs for the preparation of the record in full as soon as such costs have been determined by the registrar.

**GROUND(S) OF APPEAL**

(The grounds of appeal shall be set forth concisely and in separate numbered paragraphs.)

**RELIEF SOUGHT**

(The exact nature of the relief sought shall be clearly set out)

Date.....

.....  
Signed by the appellant or his legal representative  
Address for service

To: Registrar of Supreme Court  
Address for service

To: Registrar of High Court/Labour Court/Administrative Court/any other court or tribunal  
Address for service

To: Respondent(s)  
Address for service

IN THE SUPREME COURT OF ZIMBABWE  
Held at .....

**FORM 2**  
Civil application No. SC ...../.....

In the matter between:-

.....

APPLICANT

AND

.....

RESPONDENT

**CHAMBER APPLICATION FOR LEAVE TO APPEAL**

Date.....

Before the Honourable Justice .....in chambers

.....for the Applicant

.....for the Respondent

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**DRAFT ORDER**

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**WHEREUPON**, after reading documents filed of record and/or hearing the parties;

**IT IS ORDERED THAT:-**

- 1) The application for leave to appeal be and is hereby granted.
- 2) The applicant shall file his/her/its notice of appeal within.....days of the date of this order.
- 3) (order as to costs)

.....  
**BY THE JUDGE OF APPEAL**

.....  
**REGISTRAR**

IN THE SUPREME COURT OF ZIMBABWE  
Held at .....

Civil application No. SC ...../....

In the matter between:-

.....

APPLICANT

and

.....

RESPONDENT

**CHAMBER APPLICATION FOR CONDONATION AND EXTENSION OF TIME**

Date.....

Before the Honourable Justice .....in chambers

.....for the Applicant

.....for the Respondent

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**DRAFT ORDER**

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**WHEREUPON**, after reading documents filed of record and/or hearing the parties;

**IT IS ORDERED THAT:-**

- 1) The application for condonation for non-compliance with rule ..... of the Rules of the Supreme Court, 1964 (RGN 380 of 1964)/Supreme Court (Miscellaneous Appeals and References) Rules, 1975 (RGN No. 449 of 1975) be and is hereby granted.
- 2) The application for extension of time within which to file and serve a notice of appeal in terms of the Rules be and is hereby granted.
- 3) The notice of appeal shall be deemed to have been filed on the date of this order.(or on such date as may be fixed by the Judge)
- 4) (order as to costs)

.....  
**BY THE JUDGE OF APPEAL**

.....  
**REGISTRAR**