



WA Wessels Attorneys
A step in the right direction!

CLIENT PARTICULARS:

NAME AND SURNAME : _____

ID NUMBER : _____

PHYSICAL ADDRESS : _____

(address where I will accept service of all
or any documents for the purposes hereof
or otherwise) _____

EMPLOYER : _____

WORK ADDRESS : _____

CELPHONE NUMBER : _____

TELEPHONE (H) : _____

TELEPHONE (W) : _____

E-MAIL ADDRESS : _____

I hereby confirm that I have read the terms and conditions as well as the itemized fee structure attached and confirm that I accept the terms there. I am welcome to take an extra terms and conditions form for my own personal record.

CLIENT/
PERSON DULY AUTHORISED
TO SIGN ON CLIENT'S BEHALF

DATE: _____

I hereby confirm that hereby nominate, constitute and appoint **W A WESSELS ATTORNEYS** with power of substitution to be my lawful attorney and agent in my name, place and stead to institute and/or defend legal action on my behalf.

I confirm that:

1. I, as the undersigned, accept in my personal capacity and/or in my representative capacity of the legal entity and/or business (if applicable) responsibility for the payment of the legal fees of W A Wessels Attorneys on the scale as between attorney and own client in relation to any legal work performed on any of my files, currently or in the future. The relevant tariff shall be:
 - 1.1 An hourly tariff of R1 200.00 per hour or R300.00 per 15 minutes or any part thereof in relation to Magistrates Court matters and R1 300.00 per hour or R325.00 per 15 minutes or any part thereof in relation to High Court matters;
 - 1.2 All first consultations shall be charged at R580.00 per instruction, which will only include the taking of 1 (ONE) instruction and opening of the file in respect of said instruction, if any;
 - 1.3 Fees for letters, faxes, e-mails and other electronic correspondence (written and receive), perusal of documents, telephone calls made and received, telephone consultations (telephone calls longer than 10 minutes), consultations, preparations, perusal and drafting of documents, time spent traveling to and from Court as well as actual time spent in Court and other fees chargeable in execution of the instruction shall be charged on the higher scale as between attorney and own client and is calculated on the basis of time spent in relation to the specific item or action, calculated in accordance with the hourly tariff. I accept liability for any disbursements incurred or any fee charged in execution of my instruction, regardless of whether such fee is set out in the prescribed tariffs of the Magistrates Court of High Court. Travelling fees shall be R4.50 per kilometre and traveling time will be half of the hourly tariff. Disbursements for telephone calls shall be a minimum of R1.20 per minute or part thereof, the fee for a sms shall be R15.00 and the disbursements thereof is R0.95, the fee for a photocopy shall be R3.50 per page and the disbursement for such photocopy is R0.50 per page;
 - 1.4 I accept that statements or agreed fees shall be provided to me by means of correspondence and for that purpose confirms that my e-mail address (if available) may be used for this purpose, unless I specifically give instruction to receive it in another manner;
 - 1.5 My attorney's fees or reservation fees will be as follows:
 - 1.5.1 R9 000.00 per day in relation to any hearing in the Magistrates Court, which shall include preparation and consultations with me and/or witness. Travelling time and other disbursements related to traveling to Courts outside of Rustenburg and/or Tlhabane is not included and shall be separately charged against my account;
 - 1.5.2 R9 000.00 per day in relation to any hearing in the High Court, which shall **NOT** include any fees in relation to preparation, consultation with me and/or witnesses or other fees relevant or incurred in relation to a hearing;
 - 1.5.4 A fee of R2 500.00 in relation to attendance or appearance in relation to a matter that has become settled, withdrawn or finalized on a day other than the date of the trial, which fee will include attendance and waiting costs;
 - 1.5.5 My attorney shall charge, according to his sole discretion, the relevant reservation fee for trial in the event that a matter or case is withdrawn, settled or finalized on the date of the trial before noon (12h00)
 - 1.6 Itemised billing is calculated in accordance with the work performed, time spent and related hourly tariff;
 - 1.7 The aforementioned fees shall escalate by January of every year and I have been made aware that these fees are exclusive of VAT;
2. I accept liability and responsibility for the payment of all expenses and disbursements which may include sheriff fees, tracer fees, experts, correspondents, stamps and advocates if applicable;
3. that WA Wessels Attorneys will be entitled to debit my account from time to time with running expenses and professional fees to get payment of same in the following:
 - 3.1 accounts to be paid within 30 days after date of account or immediately as indicated on account;
 - 3.2 to demand further payment of expected fees and expenses and to deduct all such debits from the deposit/s;
 - 3.3 will be entitled to apply set-off in the event of any monies being held on my behalf on Trust Account of the firm.
4. WA Wessels Attorneys will be entitled to collect any outstanding monies owed by me on an attorney and own client scale, as specified above, to proceed to issue an emolument attachment order against my salary and may appoint tracers in order to do a credit search. For this purpose I elect my physical address appearing on the front page as address for service of any document, notices or pleadings (*domicilium citandi et executandi*) and accept that other related correspondence may be sent by e-mail;
5. Should I be required to make payment of a deposit, I will effect payment of the deposit and accept that all legal services may be ceased until my deposit and/or account is settled and all prepaid fees and monies are received;
6. I understand that the *minimum* fees according to the Magistrates Court and High Court are set out in the party-and-party scales, but accept payment of the fees of my attorney on the higher scale of Attorney and own client.