

# Interlocutory Applications

## Overview

This is made for condonation, variation, rescission, reinstatement or any other preliminary or interlocutory application or application incidental to any proceedings pending before court.

## Who is eligible?

Any aggrieved party who would wish to have the order/judgment rescinded, and or varied as cited in terms of Rule 30 of the Industrial Court Rules or who would like to apply for reinstatement of the case that was previously struck off the roll for failure to appear as scheduled by the court.

## How do I get this service?

In order to file an interlocutory application, follow the steps below.

- Get a copy of the Court order/Judgment to the court registry.
- Complete form 3 - Notice of Motion as near as can be in terms of the schedule.
- Founding affidavit (stating the grounds on which the applicant seeks to have the order/judgment varied/rescinded).
- If it is an application for the reinstatement of the case, the applicant must file an affidavit to explain the reasons for his/her failure to appear at court as scheduled.
- File and serve the application to the respondent(s).
- File proof of service and wait for any response from the respondent(s).
- Application is enrolled for a hearing on a date to be decided upon by the court.

The court will then hear the application on the date set and make its determination.

## What supporting documents are required?

- [Notice of Motion](#)
- [Founding affidavit](#)
- [Draft Order](#)

## How long will this service take?

Once the application has been delivered to the Judge for enrolment, the process is expected to be completed within approximately three (3) months.

## How much does it cost?

This service is offered for free.

## Where can I get more information on this Service

For more information, please refer to the Industrial Court Rules or contact

the office listed below.

The Registrar

Industrial Court of Botswana

Private Bag BR 267

Gaborone, Botswana

Phone: (+267) 3900565

Fax: (+267) 3900567

Facebook: Industrial Court of Botswana

Opening hours: 07:30 to 12:45 and 13:45 to 16:30 Monday to Friday,  
except weekends and public holidays.

Additional information can also be obtained in the Industrial Court Rules