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CHAPTER 19

Witness Fees [Repealed]

ARTICLE 1

General Provisions [Repealed]

**SECTIONS 19‑19‑10 to 19‑19‑60.** Repealed by 1985 Act No. 3100, Section 2, eff July 1, 1985.

Editor’s Note

For similar provisions, see SCRCP Rule 45.

1985 Act No. 100, Sections 1 and 3, provide as follows:

“SECTION 1. Pursuant to Article V, Section 4A of the Constitution of this State, the Supreme Court of South Carolina has promulgated Rules of Civil Procedure governing practice and procedure in civil actions in the courts of this State, which rules were not disapproved by the General Assembly; and it is the intent of the General Assembly to repeal provisions of the 1976 Code of Laws of South Carolina, to be replaced by the Rules of Civil Procedure.”

“SECTION 3. In event of conflict between any provision of the South Carolina Rules of Civil Procedure and any other statutory provisions as to practice and procedure not repealed in this act, the provision of the rules shall control. However, neither the promulgation of the rules nor this act may be construed to affect the substantive legal rights of any party to any civil litigation in the courts of this State but shall affect only matters of practice and procedure.”

Former Sections 19‑19‑10 to 19‑19‑60 were derived from 1962 Code Sections 27‑601, 27‑603, 27‑611 to 27‑613.2; 1952 Code Sections 27‑601, 27‑603, 27‑611 to 27‑613; 1942 Code Sections 683, 4963, 4964; 1932 Code Sections 683, 4963, 4964; Civ. C. ‘22 Sections 5765, 5766; Civ. P. ‘22 Section 699; Civ. C. ‘12 Sections 3964, 4240, 4241; Civ. C. ‘02 Sections 2860, 3130, 3131; G. S. 2192; R. S. 2324; 1984 Act No. 336; 1957 (50) 175; 1938 (40) 1619; 1932 (37) 1170, 1313, 1403; 1930 (36) 1556; 1923 (33) 169; 1917 (30) 158; 1916 (29) 818; 1913 (28) 74; 1913 (28) 9; 1904 (24) 407; 1900 (23) 175; 1898 (22) 875; 1896 (22) 19; 1894 (21) 943, 1000; 1878 (16) 412; 1755 (7) 219.

Former Section 19‑19‑10 was entitled “Witness fees in civil cases”.

Former Section 19‑19‑20 was entitled “No witness fees in criminal cases in magistrates’ courts”.

Former Section 19‑19‑30 was entitled “Witness fees in general sessions courts”.

Former Section 19‑19‑40 was entitled “No fees for salaried public employees; maximum mileage and fees”.

Former Section 19‑19‑50 was entitled “Fees for certain off‑duty peace officers”.

Former Section 19‑19‑60 was entitled “Costs shall not be allowed for more than three witnesses to same fact”.

ARTICLE 3

Physicians and Surgeons [Repealed]

**SECTIONS 19‑19‑210 to 19‑19‑230.** Repealed by 1985 Act No. 100, Section 2, eff July 1, 1985.

Editor’s Note

1985 Act No. 100, Sections 1 and 3, provide as follows:

“SECTION 1. Pursuant to Article V, Section 4A of the Constitution of this State, the Supreme Court of South Carolina has promulgated Rules of Civil Procedure governing practice and procedure in civil actions in the courts of this State, which rules were not disapproved by the General Assembly; and it is the intent of the General Assembly to repeal provisions of the 1976 Code of Laws of South Carolina, to be replaced by the Rules of Civil Procedure.”

“SECTION 3. In event of conflict between any provision of the South Carolina Rules of Civil Procedure and any other statutory provisions as to practice and procedure not repealed in this act, the provision of the rules shall control. However, neither the promulgation of the rules nor this act may be construed to affect the substantive legal rights of any party to any civil litigation in the courts of this State but shall affect only matters of practice and procedure.”

Former Sections 19‑19‑210 to 19‑19‑230 were derived from 1962 Code Sections 27‑631 to 27‑633; 1952 Code Sections 27‑631 to 27‑633; 1942 Code Sections 4958, 4964; 1932 Code Sections 4958, 5167; Civ. C. ‘22 Sections 2117, 5760; Civ. C. ‘12 Sections 1632, 4325; Civ. C. ‘02 Sections 1115, 3125; 1960 (51) 1715; 1942 (42) 1438; 1934 (38) 1434; 1933 (38) 23, 220; 1905 (24) 912; 1901 (23) 734; 1894 (21) 970; 1890 (20) 651.

Former Section 19‑19‑210 was entitled “Physicians testifying as experts”.

Former Section 19‑19‑220 was entitled “Doctors from State Hospital”.

Former Section 19‑19‑230 was entitled “Physicians at post‑mortem examinations and coroners’ inquests”.