

REPUBLIC OF NAURU  
SUPREME COURT  
MISCELLANEOUS CAUSE NO. 3 OF 1982

IN THE MATTER of the Intestate  
Estate of KETNER KARORO

A N D

IN THE MATTER of Section 7 (a) of  
the Succession, Probate and  
Administration Act 1976, and/or  
any other relevant provision of  
law

ORDER

Case referred to the Registrar, Supreme Court, for an account to be taken of the goods sold to Ketner Karoro on credit by Ribauw Deramodie and not yet paid for and amount owing by Ketner at the time of his death to be determined; also whether any payment of any part of the amount due has been made to Ribauw in respect of it since Ketner's death. That account is not to be taken until notice thereof has been served on Kamti Ketner, if necessary by substituted service. All five children of Ketner, i.e. Riatau, Agnes, Bobow, Leydin and Kamti are to have an opportunity to be heard and to call witnesses, if they wish, on the taking of the account, as is Ribauw Deramodie. Upon the account having been taken and the amount still owed to Ribauw having been determined, all the children of Ketner are to apply to this Court within 14 days thereafter for the determination to be set aside, if they do not agree with it. If no such application is made at the expiration of the fourteen days the Curator of the Intestate Estates is to pay to Ribauw Deramodie from any moneys in his possession constituting part of the estate of Ketner Karoro the amount determined as being owed to him; and the balance, if any, is to be dealt with by the Curator as the Nauru Lands Committee directs. If those moneys in the hands of the Curator are insufficient to satisfy the whole of the debt, the whole of them is to be

paid over to Ribauw Deramodie in part-payment of the debt; and the Nauru Local Government Council is to pay to the Curator all phosphate royalties payable to the estate of Ketner Karoro or to any of his children as the proceeds of phosphate mined from land which formerly belonged to Ketner Karoro, until such time as the Curator has sufficient moneys in his hands to discharge fully the debt to Ribauw Deramodie, and the Curator is to pay so much of such moneys as are necessary to discharge that debt and to deal with the balance in accordance with the decision of the Nauru Lands Committee as to the distribution of the estate of Ketner Karoro.

In the meantime the Nauru Local Government Council is directed to pay to the Curator all phosphate royalties payable to the estate of Ketner Karoro or to the persons who are beneficiaries of his estate as such; and the Curator of Intestate Estates is directed to deposit all such moneys and all other moneys already in his possession as part of the estate of Ketner Karoro on interest-bearing deposit with the Bank of Nauru and thereafter to pay out all such moneys only in accordance with this order.



CHIEF JUSTICE

3rd February, 1982