

**IN THE COURT OF APPEAL OF  
THE REPUBLIC OF VANUATU**  
*(Civil Appellate Jurisdiction)*

**CIVIL APPEAL NO. 41 OF 2013**

**BETWEEN:**           **THI TAM GOISET**  
*Appellant*

**AND:**               **JOSEPH TANGIS**  
*First Respondent*

Coram:           Hon. Chief Justice Vincent Lunabek  
                  Hon. Justice John von Doussa  
                  Hon. Justice Ronald Young  
                  Hon. Justice Oliver Saksak  
                  Hon. Justice Daniel Fatiaki  
                  Hon. Justice Dudley Aru  
                  Hon. Justice Mary Sey  
                  Hon. Justice Stephen Harrop

Counsel:       Christina Thyna for the Appellant  
                  Stephen Joel for the Respondent

Date of Hearing:           Tuesday 25 March, 2014

Date of Judgment:       Tuesday 25 March, 2014

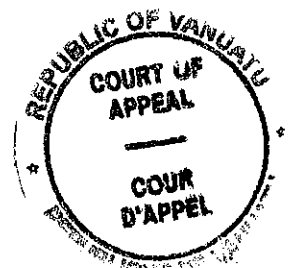
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**JUDGMENT**

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By consent it is ordered that:

1. Appeal allowed.
2. Civil Case No. 138 of 2010 is referred to the Supreme Court for retrial.



3. Each party to bear his or her own costs.

Dated at Port Vila this 25<sup>th</sup> day of March, 2014

BY THE COURT



Chief Justice Vincent Lunabek

