

IN THE TAFEA ISLAND COURT Land Case No. 1 of 2000
OF THE REPUBLIC OF VANUATU
Land Jurisdiction

<u>BETWEEN:</u>	FAMILY NAUKA NIMISA Original Claimant
<u>AND:</u>	FAMILY YALULU First Claimant
<u>AND:</u>	FAMILY IOLU NGAREI Second Claimant
<u>AND:</u>	FAMILY NALAU NIATNGEI Third Claimant
<u>AND:</u>	FAMILY TAFLA Fourth Claimant
<u>AND:</u>	FAMILY IOULU & HIWA APENG Fifth Claimant
<u>AND:</u>	FAMILY YAMAK & HETUKAI Sixth Claimant
<u>AND:</u>	FAMILY MAUH KAIH Seventh Claimant



Coram: Supervising Magistrate,
Hellen R. Aru

Clerk – Blandine Tepi

Justices – Samson Ieru
Iato Misinipen
Micheline Noar

Date of Hearing: 7th November 2005
Date of Judgment: 10th July 2006

JUDGMENT

IN THE MATTER OF : ISLA LAND

1. Introduction

Hemia hemi LandCase Numba 1 blong 2000. Insaed long case ia, ikat 8 parties everywan oli claim custom onaship from graon or land we oli refer long hem olsem “**ISLA Land**”. Folem Order 6 Rule 8 long Island Court Act, Tafea Island Court i publishem LandCase ia long 4th Octoba 2005. Ol parties we oli shoem interest blong olgeta from graon ia ikat:-

Original Claimant Family Nauka Nimisa, Claimant 1 - Family Ialulu, Claimant 2 - Family Iolu Nagrei, Claimant 3 - Family Nalau Niatngei, Claimant 4 - Family Tafla, Claimant 5 - Family Iolu & Hiwa Apeng, Claimant 6 - Family Iamak & Hetukai mo Claimant 7 - Family Mauh Kaih.

LandCase Numba 1 blong 2000, hemi bin listem blong hearing long Tafea Island Court long 7th Novemba 2005, mo hearing i complete long 16th Decemba 2005. Afta long hearing, court i bin go wetem wan wan claimant blong luk boundri blong kraon we claimant istap claim from:

2. Summary blong wan wan Claimant

Publish Case 4th Octoba 2005. = 1 month
Hearing 7th Novemba 2005.



a) Summary blong Original Claimant – Family Nauka Nimisa

Original Claimant Family Nauka Nimisa hemi givim evidence, mo hemi gat wan witness we hem too hemi givim evidence in support long claim blong Original Claimant.

Long evidence we Spokesperson blong Family Nauka Nimisa, Mr Kalo i kivim fastaem hemi outlinem boundri blong Isla Land we hemi Land in dispute. Hemi talem se boundri blong Isla land hemi stat long Nukunesawen i folem creek kasem Kauiameta long solwota, mo stat long Nipanksetu mo folem creek i go taon kasem Ikuambir long solwota. Hemi describem boundri blong Isla olsem wan creek to creek boundri.

Family tree we Family Nauka Nimisa i prodiusum mo tenderem long Court, hemi soem se claimant ia istap claim folem ol rights blong descendant blong olgeta we hemi Takao. Takao ia woman blong hem hemi lakangem.

History we Family Nauka Nimisa i talem long evidence se oli stanap long hem, hemi folem wan history storian blong olgeta stones we oli bin wokabaot stat long bush igo kasem solwota. Through long wokabaot blong olgeta stones ia nao mekem se ol bigfala kastom nakamal oli karem nem blong olgeta we i exist kasem tudei long Isla area.

Igat five (5) bigfala nakamal nomo we Family Nauka Nimisa i stap claim se oli recognisem olgeta long area blong Isla. Olgeta ia ikat: - 1. Nukunesawen Nakamal, 2. Laukawein Nakamal. 3. Neketuatana. 4. Imai Nakamal. 5. Nāuhia Nakamal.

Claimant ia i continiu blong talem se Family Nauka Nimisa i kamaot long kauiameta mo hemi kam long Imai Nakamal. Sign or namtat blong Imai nakamal hemi karen, mekem se manis blong mekem karen blong new yam hemi long manis May. Taem we olgeta ifolem gud stret taem blong wokem garen, oli kasem gud harvest mo olgeta ceremonial activities olsem niel, kaur, or nikauiar i save tek ples.

Nara evidence bageken we Family Nauka Nimisa i kivim hemi base long wan storian se i bin kat wan tribe long Isla we oli kolem Namal Asul-mene. Bifo tribal fight i broke aot, olgeta tribe ia nomo i liv long Isla.



Fes fala faet we Family Nauka Nimisa i ronwei long hem hemi faet we Nimanian Iapatu Apen hemi meken from we hemi wantem tekem refenge over long ded blong papa blong hem. Blong collaboratem evidence blong hem, Family Nauka Nimisa i askem Ialu blong singim wan custom song. Custom song ia i confirmem se long taem blong faet, Nauka i aot wetem ol family blong hem.

Namba two (2) ronwei we Family Nauka Nimisa i mekem hemi folem faet blong Naias. Bakeken, Ialu i singim wan custom song we naoia hemi abaot faet blong Naias.

Namba three (3) ronwei we Original Claimant ia i talem se ol family blong hem oli bin mekem, hemi taem we Lowinio i sendem toktok se bae oli kilim ol man Isla. Long taem ia Family Nauka Nimisa hemi divide long two(2) group. One group igo long Ietaus mo end up long Loukenkeng. Bagegen claimant ia i iusum Ialu blong singim namba three (3) custom song we i confirmem se ino kat eni man long Isla.

Afta long namba three (3) ronwei blong family Nauka Nimisa, Court i harem se klosap every family ia i ded, be ikat two (2) long olgeta nomo i laef, hemia Nimisa Nikotat mo Nauia Kohore. Tufala descendants blong Nauka Nimisa ia ibin stap wetem Chief Napuk Lakelapen blong Lounelapen village gogo hemi decide blong tekem olgeta i kam back long original ples blong olgeta long Isla. Claimant ia i emphasistem se graon ia Isla hemi wan ded graon folem ol tribal faet we i lukim every man Isla oli ded.

Family Nauka Nimisa i presentem three (3) custom songs we Ialu hemi singsing long olgeta insaed long Court. Fes song i blong makem fes ronwei blong olgeta we i stap talem se taem faet hemi stat, Family Nauka i muv aot wetem family blong hem. Namba two (2) custom song hemi abaot faet blong Naias, mo namba three (3) song hemi stap confirmem se ino mo kat man long Isla.

Folem ol ansa we witness blong Original Claimant i kivim long taem blong cross-examination hemi clear nomo se witness ia ino save ol historical information abaot dispute land we i stap, be hemi stap witessem nomo se ol descendants blong Nauka Nimisa oli bin survive wetem hem (witness) long wan taem.



Long summary blong Original Claimant, claimant ia i emphasisem se taem Family Nauka Nimisa i ronwei long ples blong hem long Imai long Isla, ikat ol man i save mo taem hemi kambak, ol nakamal oli save long hem. Hemi emphasisem too se hem nao hemi stret blood descendant blong family Nauka Nimisa we istap long Family Tree blong hem we hemi tenderem long Court.

Question i kam antap naoia, se sapos family Nauka Nimisa istap defendem ol raets blong ol man Isla, hu ia nao ol man Isla ia? From sapos yu go back long evidence abaot histori blong ol descendants blong Family Nauka hemi clear folem evidence blong claimant ia tugeta wetem witness blong hem se afta long namba three (3) ronwei blong Family Nauka Nimisa, klosap every Family blong Nauka Nimisa i ded. I kat two (2) pikinini nomo i laef, hemia Nimisa Nikotat mo Nauia. So sapos eni raets we Family Nauka Nimisa i wantem defendem bae hemi raets blong Nimisa Nikotat nao wetem sista blong hem Nauia, from tufala ia nao i surviving descendants blong Family Nauka folem ol tribal faets. Be folem family tree blong Family Nauka Nimisa, tufala names ia Nimisa Nikotat mo Nauia ino exist, so question i kam bak se Family Nauka Nimisa i stap wantem defendem raets blong hu ia long Isla.

b) Summary blong Claimant 1- Famili Ialulu

Claimant 1, we hemi Family Ialulu, hemi stap claim part blong Isla nomo. Boundri blong hem i stat long Yenaohia folem creek kasem solwota mo start long Iliba folem creek kasem Ikwanpir long solwota.

Family tree blong Family Ialulu i soem se Family Ialulu hemi stap claim raets blong ol descendants blong hem we i originate true long Ialulu we woman blong hem ia nao hemi Bitinamu. Pikinini blong tufala hemi Pikine one(1), mo generation blong olgeta i stap folem i kam taon kasem olgeta tudei we olgeta ia nao oli surviving descendants blong Ialulu.

History we Spokesperson blong Family Ialulu, Mr Luke Stephen i talem long evidence se oli stanap long hem hemi wan history storian se Ialulu hemi bin kamaot long wan stone. Taem stone ia i bonem hem, oli kolem hem Lulu, hemi wan iermaneng. Bigfala nakamal blong hem i stap long Yenaohia. Long taem ia, ol man we oli bin stap long Yenaohia oli stap under long



leadership blong Ialulu from hem nao hemi iermaneng blong olgeta. Taem hemi wantem drink solwota, hemi sigaotem solwota i kam long graon mo afta we hemi drink finis, hemi planem wan natiawa long hol blong graon ia blong blockem solwota. Ialulu hemi kamaot long wan tribe we oli kolem Nikimlua tribe.

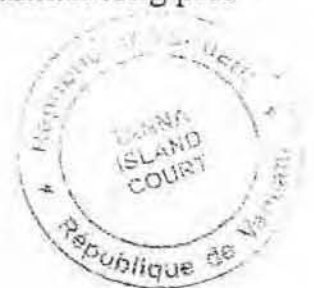
Family Ialulu i talem long evidence tu se tribe blong hem, Nikimlua Tribe, hemi bin wokabaot three(3) taem. Fes wokabaot blong hem, hemi long taem kabakol. Hemia hemi wan peaceful wokabaot we Ialulu i mekem blong go explorem aelan.

Namba two(2) wokabaot hemi long taem blong Nengau Nimrukwen/ Kouwiamera. Long taem ia Ialulu i setemap twelve(12) nakamals, mo putum ol man olsem iermaneng, ieni mo manamana blong stap long wanwan nakamal. Hemi serem tu ol Naota long wanwan nakamal ia.

Long namba three(3) wokabaot blong Family Ialulu, hemi long taem blong incident blong napangihi or ' hol blong nawita'. Wokabaot ia i tekem olgeta kasem long sam area blong Whitesand, mo claimant ia i continue blong tokabaot wanem Family Ialulu ibin involve long hem long taem blong wokabaot ia. Claimant ia i prodium ol cassettes we ikat insaed ol custom singsing blong suppotem ol evidence we hemi kivim.

Claimant ia talem tu se, taem pupu blong hem Pikine two(2) i tet, pupu Nanua i tekem ova authority blong papa blong hem Pikine two(two) mo hemi stap kasem fes Presbyterian Missionary i kasem port Resolution long 1839. Taem Presbyterian Mission i introduce long various places long Tanna, oli formem Presbyterian Trust mo later on, oli formem Mission Lo we oli kolem Tanna Lo. Aim blong Tanna Law ia hemi blong pulum ol custom man i kam long Christianity mo semtaem createm entrance blong ol traders oli save karem ol graon blong ol indigenous people.

Nikimlua land we claimant ia i talem se hemi stap defendem long Court tudei hemi wan long ol graon ia we ol traders oli bin tek over long hem. Taem Pupu Nanua i harem abaot ol man we oli stap stilim graon blong Nikimlua, hemi kam back long Nikimlua-mene, mo putum kafman long ples ia blong karem bak graon blong olgeta..



Claimant one (1) i tenderem sam Exhibits tu blong saporrem ol evidence blong hem. Claimant ia i talem se Family tree we hemi tenderem long Court hemi showem se olgeta oli stap base long blood blong man mo i showem tu se olgeta i descendant blong blood blong man.

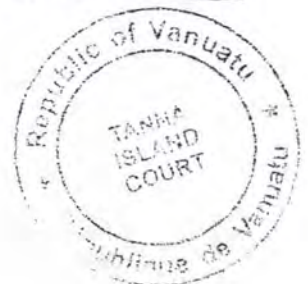
True aot long cross-examination we ol narafala claimants oli cross examinem claimant ia long hem, spokesperson blong Family Ialulu i answer mo maintenem claim blong raets blong hem se land ia hemi land blong ol descendants blong hem.

Claimant 1, Family Ialulu hemi kat two(2) witness mo tufala tugeta ibin stanap long kot blong givim evidence blong sapotem claim blong Family Ialulu. Fes witness hemi Mr Nariu, we hemi stap liv long Port Resolution long Tanna. Hemi talem long evidence blong hem se hemi save se Ialulu mo Kamit tufala i blong Nikimlua-mene from history blong tufala ia i tru blad blong Nikimlua-mene folem history blong tufala we i kasem witness ia long Nasepmene. Folem olgeta cross-examination question we wan wan claimant i putum long witness ia, ol ansa we witness i respond long hem i clearly showem se hemi no save good history blong ground ia mo definitely hemi no save boundri blong graon we claimant i stap claim from.

Second witness blong claimant 1 hemi Mr Tom Yaukalipi blong Yareng. Witness ia ino tokabaot eni samting we i relevant nating folem history blong graon in issue.

Long cross-examination, witness namba two(2) i admitim se hemi stap witness nomo se bifo i bin gat faet nao family Ialulu oli bin ronwei mo go stap wetem hem long Whitesand afta Family Ialulu igo back long Nikimlua-ne, be history mo background information blong Family Ialulu hemi no save gud.

Long submission blong hem Claimant 1, Family Ialulu hemi summarisem claim blong wan wan claimant, be wanem we Court i interest long hem hemi submission we i relate long claim blong hem. Claimant i submit se Nikimlua land hemi land blong ol descendants blong Family Ialulu. Family Ialulu i ting se afta long ol recognized custom ceremonies, Family ia hemi kat raet blong kam bak mo tekem back birth raet blong hem we hemi Nikimlua Land.



c) Summary blong Claimant 2 - Family Iolu Ngarei

Claimant 2 long case blong graon ia hemi Family Iolu Ngarei. Family Ngarei hemi stap claim part blong Isla nomo. Boundri blong hem i stat long Leneai folem creek kasem long loaneai long solwota mo cross long Leaneai folem creek kasem kwanpir creek.

Family tree we claimant 2 i stap claim ol raets blong hem true long hem, hemi true long descendants blong olgeta Iolu Ngarei we woman blong hem hemi Nasuaiv. Ol descendants blong tufala ia nao i generate kasem ol claimants tudei.

Spokesperson blong claimant 2, Mr Shem Nokaut I talem long evidence we hemi presentem long bihaf blong family Iolu Ngarei se long history i kat ol stones oli wokabaot mo namem ol nakamals we oli exist today. Claimant 2 I biliv se long history, graon hemi stap fastaem bifo ol stones, after man i just start blong wokabaot.

Descendants blong claimant ia, Iolu Ngarei istap fastaem long Leneai. Long taem ia i bin kat sam faet i bin tek ples mekem se ol man oli bin ronwei long ol ples blong olgeta mo go stap long ol nara ples bakeken olsem Whitesands, South Tanna. Iolu Ngarei hemi bin stap gogo kasem taem ikat wan faet i tekem ples long Leneai, ol man Nariaken – ne oli go karem aot hem mo tekem hem iko long Lenukurmin . Hemi stap long wei after hemi go back long Leneai. Claimant ia i usum sam custom singsing blong supportem ol evidence blong hem.

Claimant 2 i continue blong talk abaot rod blong toka/nikawiar, mo continue on blong tokabaot hao kavman i stap long Isangel. Hemi talem se man we i kivim graon long wan trader we ibin stap long Isangel fastaem hemi Naukaut Kafka. Taem English kafman ikam set antap long Isangel Lomai Apen nao i mekem agreement wetem ol kastom man. Claimant ia i talem tu se Lomai Apen i bin holem gospel through long Presbyterian Mission Land Trust blong protectem ol graon blong olgeta long ol traders. Ol bigman blong claimant 2 oli bin stap pem Mission Land Trust ia long bag Copra mo money for 47 years mo oli stop long 1960.

Claimant 2 i tenderem ol exhibits tu blong supportem ol evidence blong hem.



True aot long cross-examination, Claimant 2 i maintenem stand blong hem se hemi stanap long raets blong descendants blong claim from graon ia Isla. Long wan long ol questions we ol nara claimants i reisem abaot why long time blong faet blong Natuman we hemi mainly blong kilim every man Isla, oli no wantem shutum Iolu Ngarei sapos hem tu hemi man Isla. Wan very interesting ansa we claimant i ansa long hem se long taem ia oli no wantem shutum Iolu Ngarei from hemi olfala tumas mekem se oli no wantem westem bullet long hem. Ansa ia hemi raisem wan question bakeken se long taem blong faet, man i concern moa blong fulfilim mission we hemi stap go from or blong sevem bullet blong hem.*

Claimant 2 ikat 3 witness we oli kivim evidence in support long claim blong claimant ia. Fes witness hemi Chief Tom Kaliwak. Witness ia i talem se folem custom history, Iolu Ngarei hemi kat raet long graon stat long leneai kasem solwora.. Hemi talem tu se Iolu Ngarei i bin go stap long Nariaken – ne afta hemi go back long Leneai.

Namba 2 witness hemi Andrew Nulak. Hemi kam blong kivim evidence blong sappotem claim blong claimant 2, be inokat any evidence nating we i talem blong helpem claimant ia long hem. Long cross - examination, witness ia hemi admitim se hemi kam nom oblong witesem ol toktok blong Tafla we i talem long Iolu se bae hemi lukaotem graon blong hem.

Namba 3 witness hemi Jimmy Lomai. Witness ia i talem sem toktok nomo olsem fes witness, se Iolu Ngarei ikat raet long graon stat long Leneai kasem solwora, mo hemi save se long wan taem Iolu Ngarei i bin stap long Nariaken-mene, afta hemi go back long Leneai.

Long submission blong hem, Claimant 2 i prodiusum tu summary blong claim blong wan wan claimant. Claimant 2 hemi sabmitim se hemi maintenem biliv se hemi kat kastom raet ova long graon long Ramar-mene. Hemi talem se insaed long graon ia Isla, ikat four (4) tribes – Namal-ne tribe, Nalpai- ne tribe, Ramar- ne tribe mo Nikimlua- ne tribe. Hemi submit tu se folem ol tribol faets, Iolu Nagrei ibin ronwei be afta hemi kam back long ples blong hem i stap kasem tudei.



d) Summary of claimant 3 - Family Nalau Niatngei

Spokesperson blong claimant 3 hemi Mr Nalau Tom Naket, hemi kivim evidence long behaf blong claimant ia, Family Nalau Niatngei.

Graon we claimant 3 istap claim from hemi wan custom graon we hemi save long hem olsem Nikimlua graon. Nikimlua graon hemi sherem boundary wetem Namal Nalpai. Boundri we i seperatem tufala graon ia hemi wan custom boundri we James Heinaiau ibin showem long claimant ia long 1943. Nikimlua graon we claimant ia i stap claim from i stat inland folem map we hemi putum long court, i stat klosap long Loukahuain folem custom boundri igo kasem solwora mo long narasaed folelm creek kasem Lakuanpir long solwora.

Family tree blong claimant 3, hemi soem se claimant ia istap claim ol raets blong descendants blong hem Nalau. Nalau ia, claimant i talem se apu blong claimant ino kivem men blong wife blong hem. Folem ol generation blong Nalau ia, ikat abaot 8 generations everyone kasem claimant tudei.

Storian we spokesperson blong claimant 3 i presentem olsem evidence blong claimant ia i showem se long taem bifo, ol ancestors blong claimant ia Family Nalau Niatngei oli bin liv fastaem long Nasipmene. Afta oli move ikam long Yapangkauta. Long taem ia graon we istap long dispute tudei ino kat eni man i liv long ples ia yet, hemi olsem wan new land.

Taem oli stap yet long Yapangkauta, God i sendem wan messenger blong planem 3 nabanga. Messenger i planem fes nabanga long Yanknesawen, namba 2 nabanga long Nakwatana mo namba 3 nabanga long Yapangtuai.

Claimant 3 i continue blong talem se taem ol ancestors or ol pupu blong hem oli aot long Yapangkauta, oli travel togeta wetem sam nara families bagegen we oli related nomo. Taem oli travel i kam oli settle daon fastaem long fes nabanga we messenger ibin planem. Long ples ia oli decide se wan long ol family we olgeta i bin go togeta bai stap ia, so family blong Mouh Kaih i stap mo lukaot long ples ia.

Ol nara families oli muv ikam daon mo settle down long ol ples olsem Imai mo Yenaohia. Long namba 2 nabanga long Nakwatana, family blong Iau Kasi i stap long hem, mo Family Nalau Niatngei i muv mo igo settle long



namba 3 nabanga hemia long Yapangtuai. Taem hemi stap long Yapangtuai, Nalau Niatngei i setemap wan gud mo strong gavman blong hem. Hemi putum ol chief blong lukaot ol nakamal ia we ikat Ikutingting, Yeneai, Loutapus, Isangel mo Lounapkamim. Ol nakamal ia everyone oli stap long Nikimlua mo oli establish under long administration blong Nalau Niatngei we hem nao hemi kastom ona blong land territory blong Nikimlua graon.

Claimant 3 i talem tu se afta we olgeta i kam blong settle long new land ia we oli biliv se hemi God given land, ol nara man oli just kam bihaen mo settle long sam eria inside long land ia. Claimant i se oli stap gogo taem incident blong Napang ihi i happen, Family Nalau Niatngei i mov out igo long Ilmanga.

Taem Gospel i kam kasem Tanna, Nalau Niatngei i traem blong kambak long Nikimlua be hemi luk se i kat ol man olbaot oli stap usum ol graon long Nikimlua mekem se hemi no save stap, be wetem protection blong Hed man blong Larkam, Nalau Niatngei i escorted back long ples blong hem long Nikimlua.

Claimant 3 i talem se taem hemi kam back, ikat ol man olbaot i occuppaem ol ples long Nikimlua mo dispute from graon ia i stat blong kam about. Ol man olbaot oli stap salem graon long Nikimlua iko long ol trader. I kat wan man tu nem blong hem Iaka, hem tu i salem graon mekem se Nalau Niatngei i pem graon bakeken long 20 gold pounds. Payment ia, claimant i talem se hemi olsem wan tactic blong holem taet graon olsem double ownership.

Folem dispute blong graon ia we i stat long taem finis, claimant ia i talem se hemi bin involve long some custom mitings concernem graon ia mo tu hemi tekem pat long sam custom events blong mekem ol rod blong ol graon blong Nikimlua i kam back.

Long cross-examination, claimant ia i ansarem gud fulap long ol questions we ol nara claimant ia i askem, be ikat sam ansa i resem doubt long ol evidence we claimant i givim. Fes wan hemi question we ol nara claimants oli askem abaot nem blong wife blong descendant blong claimant ia, we long family tree ikat wan question mark i stap long space we wife blong Nalau i shud stap long hem, mo long raet hand corner ikat wan arrow mo note i stap we i talem se apu blong claimant ino kivim nem blong wife blong



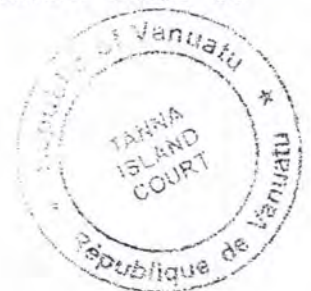
Nalau, then how nao claimant ia i just save abaot nem ia Kape long time blong cross-examination.

Nara question we i raised long cross-examination hemi wan question se from wanem nao claimant i pem graon bagegen long laka wetem 20 gold pounds sapos hemi save se graon hemi blong hem finis. Answer we claimant i kivim se hemi pem from hemi wan tactic blong Nalau blong holem taet graon blong hem, hemi confusing from sapos Nalau Niatngei i pem wan right we hemi save gud se hemi blong hem finis, new right we hemi just pem ia hemi no save kivim hem double ownership, be bae i raisem doubt long raets we hemi bilif se hemi bin kat fastaem finis sapos oli tru or no.

Blong sapotem ol evidence blong hem, claimant 3 hemi tekem 3 witnesses.

Fes witness hemi Chief Peter Marcel. Witnes ia I givim evidence se Nalau Niatngei hemi wan bigfala chief blong Nikimlua. Taem incident blong Napangihi i happen, Nalau Niatngei i mov aot long ples blong hem, mekem se ol nara pipol oli go karem graon blong hem long Nikimlua. Long absence blong hem, Chief Lavis Nikiatu mo Chief Nuwanian Yapatu Apen, tufala nao i act olsem security blong lukaotem graon blong Nalau Niatngei. Long 1967, taem Chief Louhman Teni we hemi blood descendant blong Chief Lavis i rilisim graon i go back long ol man Nikimlua, fulap long ol man Lowina oli go back long Lowina be i kat sam oli stap mo sam bakeken we oli kam long nara ples oli stap occuppaem ol graon blong Nikimlua yet. Long cross-examination, witness ia i talem se hemi no save eni samting abaot history blong Nalau Niatngei be hemi save nomo ol raets blong hem.

Namba 2 witness blong claimant 3 hemi Mr Iemniko Stephen. Witness ia i givim evidence se papa blong hem i bin talem long hem (witness) se Nalau Niatngei hemi big fala man long Nikimlua. Ol pipol we oli stap long Nikimlua oli stap anda long kea mo authority blong Nalau Niatngei. Blong add on long evidence blong hem, witness ia i singsing long 2 custom songs. Fes singsing hemi confirmem se Nalau ibin aot. Number 2 singsing i confirmem se oli bin go long Ienkahi afta oli kamback. Folem ol answer we oli bin kam aot long cross-examination, hemi showem se witness ia ino save any historical background blong claimant 3, be hemi harem nomo se claimant 3 ia hemi wan big fala man long Nikimlua.



Wan witness we i sapos blong stanap olsem witness namba 3 blong claimant 3 hemi David Hosea. Hemi kivim evidence blong hem finis, long taem blong cross-examination, witness ino save ansa gud ol question mo hemi stap kivim ol contradicting ansa. Upon application claimant 3 blong witness ia i step daon, court i disqualifaem witness ia.

Last witness blong claimant 3 hemi Mr Noapip Micah. Witness ia i talem long evidence blong hem se Nalau Niatngei hemi bin holem kastom kafman long Nikimlua mo hem nao hemi kastom ona blong Nikimlua. Taem Nalau Niatngei i aot, ol diffren man oli kam insaed mo stap claim from graon blong Nikimlua. Witness i talem se pupu blong hem nao i sendem pikinini blong hem igo blong tekem Nalau Niatngei i kam back. Witness i tokabaot ol kastom ceremony we i tek ples taem Nalau Niatngei i kam back, blong tekem back ol graon blong hem long Nikimlua. Long cross-examination, witness i ansarem gud ol questions mo long clarification long wan long ol ansas blong hem, witness ia i talem se hemi mentionem se Nalau Niatngei hemi kastom ona from Nalau ia nao hemi fes man blong stap long Lapangtuai.

Long submission blong hem, claimant 3 i kivim summary long case blong wan wan claimant mo hemi submit se Nalau Niatngei hemi true hae Chief blong Nikimlua mo hem nao i kat raet blong onem Nikimlua graon folem ol evidence we hemi kivim.

e) Summary blong Claimant 4 - Family Tafla

Claimant 4 we hemi Family Tafla, hemi claim from part blong Isla nomo. Boundri blong claim blong hem i stat long Imanam i folem kamdaon long Leneai no folem i kam daon kasem solwata. Long narasaed long Imanam hemi folem i go cross kasem creek mo folem creek kasem solwata.

Family tree we Claimant 4 i presentem long Court hemi soem se claimant ia i stap claim raets blong Tafla we women blong hem hemi Iamaki. Generation blong Tafla ia i exist kasem tudei true long claimant ia.

Evidence blong claimant ia, Spokesperson Raymond Nasse Tafla nao i presentem long behalf blong claimant ia. Claimant ia i talem se before taem ol faets i stap tek ples ol ol fala blong olgeta oli muv aot long graon ia mo go



long nara ples. Long taem ia apu Tafla hemi mov aot mo go stap long Whitesand, mo afta hemi karem wan women Enikahi.

Apu Tafla i stap long whitesand for some years after hemi wantem kam back long ples blong hem long Loutapus be ol pipol blong Whitesand oli no letem hem blong kam. Afta sam taem, Apu Tafla hemi lego pikinini blong hem i stap long Whitesand, mo hemi kam back long Ramarmene. Taem hemi kasem Ramarmene hemi faenem aot se ino kat eni man Ramarmene i laef i stap, everywan oli ted. Name blong ol tet man ia oli bin makem or katem long wan nabanga we oli kolem letukletuk. Apu Tafla i traem blong liv long Ramarmene be ol man oli plan blong kilim hem from graon ia mekem se hemi ronwei i go long lanpinawan mo liv wetem olgeta kasem hemi ded mo oli berem hem long wei.

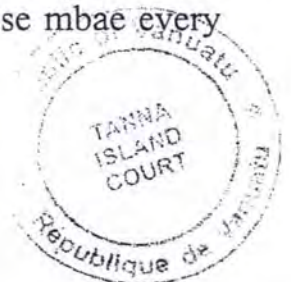
Claimant ia i continue blong talem long evidence blong hem se long 1954, taem hemi stap long kalapus long Isangel, ikat sam man i go talem long hem se hem nao hemi grandson blong Tafla mo oli tekem hem i go wokabaot long graon blong Tafla long Ramarmene. Main nakamal blong Tafla hemi stap long Loutapus. Claimant ia i talem tu se afta we hemi aot long prison hemi bin go liv wetem Nasak long Enipir for 30 years folem toktok blong Nasak se graon ia hemi blong apu blong Claimant Tafla. Political differences after independence, i mekem ol man i ronem aot Claimant ia no bonem ol haos blong hem, mekem se claimant ia i mov aot mo go liv long Lounapkamim. Taem hemi stap long Lounapkamim ol man oli kam mo bonem ol haos blong hem bagagen mekem se hemi mov aot bakeken mo go stap long whitesand.

Blong sapotem ol evidence blong hem, claimant ia i playem sam custom singsing.

Long cross-examination, claimant ia i ansarem ol questions mo hemi maintenem evidence we hemi kivim.

Claimant 4 ikat 4 witness everywan we oli kivim evidence blong supportem claim blong hem.

Fes witness hemi Kuau Bob we hemi kivim evidence long behalf blong Chief Siaka Naroro blong supportem claim blong claimant 4. Long evidence blong hem, witness i talem se bifo, ibin kat wan agreement se mbae every



man Ramar mene oli mas tet. Taem ol man Saot oli harem toktok ia oli tekem Tafla mo sam man bekegen oli aot, mo Tafla igo end up long WhiteSands. Tafla i stap gogo, hemi kam back long Ramar mene, be long taem ia hemi no tekem woman blong hem mo pikinini blong hem. Hemi kam stap be no kat ol family mo ol man oli no laekem hem, mekem se Tafla ia i go luk witness long ples blong witness long Nakula mene, mo hemi stap kasem hemi tet. Witness i continue blong talem se storian blong Tafla ia nao oli talem aot long Iatek or claimant we hemi stret grandson blong Tafla. Witness ia ibin singim wan custom song tu olsem part blong evidence blong hem. Long cross-examination, hemi shoem se witness ino save gud history blong claimant, be hemi maintenem evidence ia se taem Tafla i aot long Ramar mene, hemi go stap wetem olgeta kasem hemi ded.

Namba 2 witness hemi Johnas Maliwan. Evidence we witness ia i givim Ii short nomo. Hemi talem nomo se Tafla wetem sam man bakeken oli bin go liv long ples blong olgeta long Loutapas we Tafla olgeta yet oli putum hem ia. Witness i talem tu se sam grave blong sam long ol man ia oli stap yet tudei.

Namba 3 witness hemi Yalmalu Kolua. Hemi talem long evidence blong hem nomo se i true se ol apu oli bin kilim ol pipol long Ramar mene fastaem afta oli just go kilim ol pipol blong Nikimlua oli ded. Long nambatu faet oli kilim ded ol man gogo be wan woman Nauru nomo wetem brata blong hem Iatiu tufala i go sef wetem Melia.

~~ST FIV H man gogo be wan woman Nauru nomo wetem brata blong hem Iatiu tufala
M.N. igo sef wetem Melia.~~

Namba 4 witness hemi Iarwel Matua Jupita. Witness ia hemi tokabaot nomo se olfala Tafla blong Ramar mene oli berem hem long Ima Laveng mene mo Napiou mene . Hemi talem tu se from ol man Ramar mene oli bin tet every wan, ol man oli stap muv ikam insaed long graon ia blong stilim graon. Olsem part blong evidence blong hem, witness i playem wan custom singsing we hemi talem se apu blong hem nao i composem. Singsing ia hemi abaot ol man Isla we oli ded mo naoia oli stap kam back.



Long submission blong hem, Family Tafla i submitim se hemi stanap strong long ol raets blong apu Tafla we hem nao hemi only blad blong Ramar mene. Hemi submit tu se olsem wan surviving descendent blong Tafla, hemi biliv se hem nao hemi kat raet ova long land Ramar mene.

f) Summary blong Claimant 5 – Family Iolu mo Hiwa Apeng

Claimant 5, Family Iolu mo Hiwa Apeng, hemi stap claim from smol part blong Isla graon nomo. Folem map we Claimant ia i putum, boundri blong claim blong hem, istart long Leneai long solwata mo go across kasem Pilengpileng afta i go daon kasem solwata.

Family tree blong Claimant 5 i shoem se claimant ia istap claim ol raets blong decendant blong hem Iolu we woman blong hem ia nao hemi Keing. Ol generation blong tufala ia i kam kasem claimant ia tudei.

Evidence we Spoksperson blong claimant 5, Kalip Jimmy i kivim, hemi talem se Iolu hemi wan Chief, mo hemi min se hemi man blong toktok. Hiwa hemi wan king mo hem nao istap singaotem ol man ikam tugeta. Claimant i talem se long custom, i mas kat tufala superior authorities ia i stap long wan hed nakamal so long hed nakamal blong Lounapkamim Iolu mo Hiwa nao tufala i stap long Nakamal ia. Ol kitchen Nakamal blong Lounapkamim hemi ol nakamal olsem Urinaep, Lakereiait mo Pelengpeleng. Claimant i talem blong clarifaem boundary blong claim blong hem se, hemi stap claim from graon blong Nalpae Apengmene. Nalpae Apengmene I kaverem ol nakamal ia Lanauhiam Ilpanak, Lonapekmetam Ianemi mo Loŭnapkamim. Hemi stap defendem nomo wanem we hemi biliv se hemi kastom raet blong hem , be ol nara nakamal ia hemi save se i kat ol man blong olgeta istap.

Claimant 5, i tok abaot tu ol custom practices we i exist long kitchen nakamal blong Lounapkamim, olsem ol stone blong turtle, fish, octopus mo breadfruit. Stone blong fish, claimant ise tribe blong hem nao i stap boss long hem, mo oli stap practisim long wan pool long lanami.

Claimant ia i kivim evidence tu se hemi bin stap long graon ia Nalpae Apengmene for over 40-50 years finis. Hemi emphasisem tu se wetem custom practise we hemi stap excisem insaed long Nalpae Apengmene,



hemi revealim strong status blong hem olsem true blad mo ona blong Nalpai Apengmene graon.

Claimant ia i tokbaot tu ol wokabaot blong tufala ia Iolu mo Hiwa, we last wokabaot ia nao hemi lukum Iolu mo women blong hem i ronwei i go long Imalh. Long ples ia Iolu i ded mo oli berem hem long Imalh nomo. Taem ol authorities blong lanauhia oli agree blong blad blong Iolu i kam back long ples blong hem long Nalpai Apengmene, pikinini blong Iolu we hemi Hiwa i kam back mo stap long ples blong hem long Nalpai Apengmene.

Long cross-examination, claimant i ansa long ol questions mo hemi maintenem evidence we hemi bin kivem, especially long stone blong fish or tupunes blong hem we i kivem hem identity blong claim from graon ia.

Claimant 5 i kat 5 witnesses everywan we oli kivim evidence blong sapotem claim blong hem.

Fes witness hemi Charlie Iawantak. Witness ia i talem se hemi stap kivim evidence long behaf blong papa blong hem Chief Lava Reti. Witness i talem se hemi sapotem strong se land blong Nalpaie Apengmene hemi blong Iolu mo Hiwa Apeng, from tufala ia i true custom name sets blong graon ia. Witness i talem tu se folem custom, nakamal long Lanauhia we hemi supreme or bigfala nakamal, hem nao i kat overall paoa ova long graon blong Nalpaimene. Folem paoa ia, witness i identifiaem sam custom saens we i connectem Lounapkamim wetem hed nakamal Lanauhia.

Namba 2 witness hemi Chief Iamtiu Kauh Naput. Witness ia i talem nomo se hemi stap confirmem se i true, se long taem blong faet Iolu i bin ronwei mo go stap long Imalh. After sam taem ikat wan man i go mo askem blong tekem back Iolu igo back long graon blong hem. So man ia i tekem pikinini blong Nalpaimene graon.

Namba 3 witness hemi Naies Thompson. Witness ia i talem nomo se Iolu mo Hiwa ia tufala ikat raet blong claim from graon long Nalpaemene, from taem ol ancestas blong witness ia we oli man blong tupunas blong weather oli stap pass long Iolu long Lounapkamim after oli go kasem solwata blong olgeta.



Namba 4 witness ino kat eni evidence we i kivim blong helpem claimant ia long hem, apart from fact se witness hemi related long tribe blong claimant ia, mo se tribe ia iblong Nalpaie Apengmene.

Last witness hemi Nauka Kraison. Witness ia hemi kivim evidence se hemi kam long Iakonesawan, mo woman blong Kalip we hemi family blong Mauh Kaih, hem nao I karem custom leaf blong fish we tudei tribe blong Iolu mo Hiwa tufala i stap practisim long Lounapkamim. Witness i talem tu se folem ol tribal faets bifo, family blong Iolu mo Hiwa oli bin ronwei igo long Nakulamene. Oli stap kasem Christianity i kam, afta ol chief i agree se bae Iolu i mas kam back, mekem se oli tekem Hiwa ikam back long ples blong hem long Nalpaemene, especially long Lounapkamim.

Long Submission blong hem, claimant 5 istap submit se follem ol custom practices olsem stone blong fish we ol tribe blong hem oli stap performem insaed long graon blong Nalpaeneme, hemi shoem custom identity blong olgeta long graon ia se olgeta i kat custom duties blong carry out long ples ia. Mo tu hemi submit se claimant ia i exist insaed longgraon blong Nalpaemene for ova 50 years and hemia hemi kivim olgeta raet blong claim from onaship.

g) Summary blong Claimant 6 – Family Iamak mo Hetukai

Claimant 6 we hemi Family Iamak mo Hetukai, hemi stap claim from part blong Isla land nomo. Boundary blong claim hem i start long Lenauia creek i folem creek i kam taon i ko true long olfala creek kasem solwota, narasaed long Lenauhia, i folem rod kam taon afta i crosem road i ko pass narasaed long Imanam i go kasem creek afta i folem creek kasem kwanpir.

Claimant 6 i kat 2 family tree we hemi tenderem long court, i kat family tree blong Hetukai mo family tree blong Iamak. Tufala family tree ia i no shoem any blad relationship long tufala, be tufala, olsem tu(2) different families.

Long history we spokesperson blong Claimant 6 Mr. Tom Hiwa i kivim olsem evidence blong claimant ia, hemi talem se hemi biliv se fes man blong stap mo live long Isla hemi tribe blong Iamak mo Hetukai. Folem histry blong Iamak, claimant ia i talem se Iamak hemi aot fastaem long Lapangkaoto mo go kasem Ikupe blong risivim spirit blong Iaramera. Long taem ia tu oli kivim wan special woman long Iamak, name blong hem



Nawamda blong kam women blong Iamak. Taem Iamak i risivim spirit blong Iaramara finis Iamak mo women blong hem, tugeta wetem ol brata blong hem oli aot mo wokabaot kasem katangnimiken, afta oli separate. Mekem se Iamak mo women blong hem wetem three(3) brata blong hem nomo oli continue kasem Lenauhia. Long ples ia nao Iamak i planem trifala nabanga.

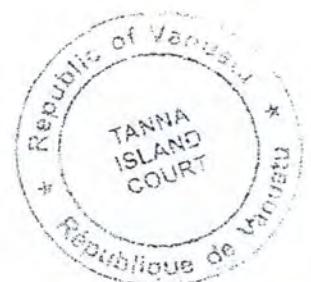
Afta we Hetukai i wokabaot i kam kasem hem, Iamak i aot igo stap long Ipanak mo hemi stap long ples ia kasem tudei.

Long saed blong Hetukai, claimant ia i talem se history blong hem i soem se Hetukai i aot long wan ples we oli kolem Lounuwas, afta hemi kam kasem Lenauhia mo hemi mitim Iamak. Iamak hemi kivim wan women ia long hem hemi Tuar. Tufala i karem 3 pikinini mo Iamak i putum hem long Letoualou. Claimant i talem tu se Iamak i bin kivim women mo pem ol women blong sam man long taem blong faet, mo hemi tok abaot tupunis mo responsibility we Iamak i kivim long ol man we oli kam stap liv wetem hem long Isla. Folem cross-examination we base long evidence we claimant ia i kivim, hemi shoem se tufala ia Iamak mo Hetukai tufala i two different families be tufala i inter-relate true long woman we Iamak i kivim long Hetukai.

Claimant 6 hemi kat 2 witnesses we i kivim evidence blong supportem claim blong hem.

Fes witness hemi Iasul Iata, Witness i talem long evidence blong hem se hemi kam long family Numan mo hemi save se Iamak nao hemi true custom ona blong Isla. Hemi talem tu se hem nao i stap karem total blong Iamak, folem ol exchange blong ol women we witness ia mo Iamak tufala i exchange long hem. Witness i talem se hemi i bin save long Iamak taem Iamak i stap long Lenauhia, afta Iamak i mov aot igo stap long Lounanan.

Namba tu(2) witness blong claimant 6 hemi Kiel Nukolau, we hemi stanap long bihaf blong Family Iarisawa Blong givim evidence in support long claim blong Family Iamak mo Hetukai. Witness ia i talem se hemi save se Iamak hemi fes man blong kam stap long Isla. Hemi talem tu se Iamak hemi wan Iaramara from long taem ia apu blong witness tu hemi Iaramara blong Louino. Apu blong witness i save gud long Iamak from hemi go stap wetem Iamak long nakamal blong hem long Lenauia, Long taem ia i no kat eni man bagagen i stap long Isla, i kat Iamak wetem Hetukai nomo. Ol man we oli



folem apu blong witness i go long Isla, Iamak nao i letem samples long olgeta blong stap long hem, be every wan oli stap anda long Iamak.

Long Submission we claimant 6 i kivim, hemi admit se Family Iamak mo Hetukai tufala ia nao tufala i stret man Isla, from tufala ia nao tufala i fes man blong stap long Isla, mo stret tribe blong tufala hemi Isla tribe.

h) Summary blong Claimant 7 – Family Mauh Kaih

Claimant 7 long land case ia hemi Family Mauh Kaih. Spokesperson blong claimant ia hemi Iaru Thomas, mo hemi kivim evidence long bihaf blong Family Mauh Kaih. Claimant ia hemi kat interest long smol part blong graon we original claimant i putum olsem Isla graon . Boundri blong claim blong hem i kaverem sam part nomo we oli stap inland, be i no go overlap wetem boundri blong ol nara claimants. From we hemi kat dispute nomo wetem Original Claimant, evidence we hemi kivim bae i subject to cross-examination by Original Claimant nomo.

Family tree we claimant 7 ipresentem long court ishoem se hem istap claim from ol rights blong descendant, blong hem Nalwalum, mo generation blong hem i laef kasem claimant ia tudei.

Long evidence se spokesperson i kivim long behalf blong claimant 7, claimant ia i talem se Mauh Kaih hemi paramount Chief blong Namal Asulmene mo Namalmene. Hemi paramount chief from ol action blong hem we i involve wetem wota. Claimant ia i talem tu se ol pupu blong hem oli responsible long ol different custom practices long saed blong ol samting olsem ol kakae, pidgin, water, mo oli maintenem custom practices mo pasem on from generation to generation kasem olgeta tudei. Ol custom practices ia oli laef mo effective insaed long Namal Asulmene mo Namalmene tudei yet.

Claimant ia hemi continue blong talem se Mauh Kaih we hemi paramout chief, hemi stap pruvum paoa blong hem taem hemi performem ol custom events olsem toka or niel ceremonies. Sapos Mauh Kaih i no performem ol ceremonies ia, hemi min se hemi no true paramount chief. Be wetem namba blong performance blong Toka dance we Mauh Kaih i involve long hem start long 18th century finis kasem 2006 ia, mo niel ceremony we i bin take place between 1939 mo 2005, Mauh Kaih hemi pruvum hem wan se hemi paramount chief blong Namal Asul mo Namalmene area.



Long Cross Examination we Original Claimant i putum long claimant ia, Claimant ia i ansarem ol questions ia mo hemi maintenem evidence we hemi kivim long court.

Blong sapotem ol evidence blong hem, claimant itekem 5 witnesses, mo every wan oli tekem too blong kivim evidence.

Fes witness hemi Kisei Tainerau. Witness ia hemi statem evidence blong hem wetem wan custom song we hem nomo i singim hemi talem se custom singsing hemi about Mauh Kaih se hem nao i big man blong Namal mo Namal Asulmene, mo tu se Mauh Kaih ia nao hemi rod blong toka dance. Long evidence blong hem, italem se hemi stanap blong witness se Mauh Kaih nao hemi paramount chief blong Iaknesawan folem ol custom duties blong hem, especially leadership blong hem long toka dance. Witness i talem tu se taem ol ansestas blong hem oli aot long Nalpaemene long east, Mauh Kaih nao i tekem olgeta mo oli seteldaon long Iaknesawan over 200 years nao. Long cross-examination witness ia ino save sam question we original claimant iaskem mo hemia i soem se witness i no save long historical background blong claimant 7.

Namba 2 witness hemi Johnsen Kaling. Witness ia ibin presentem was custom singsing olsem part blong evidence blong hem. Singsing ia i about Mouh Kaih se hemi nao i big man blong olgeta. Witness ia i kivim evidence se hemi save se Mouh Kaih nao hemi Paramount chief blong Iaknesawan, mo hem nao i kat paoa blong appointem hu nao i save kat graon insaed long Namal Asul mo Namalmene. Folem ol ansa we witness ia i kivim long taem blong cross-examination, hemi clear nomo se witness ia tu i no save eni information bageken about Mauh Kaih apart from wanem hemi talem long evidence blong hem.

Witnesses namba 3, 4 mo 5 oli tokbaot same samting nomo long evidence blong olgeta. Each one long olgeta i singim custom singsing, mo ol custom singsing ia everywan oli tokbaot sem samting nomo se Mauh Kaih nao hemi paramount chief blong Iaknesawan, Ol evidence we wan wan long ol witness ia i kivim every wan oli talem nomo se oli save se Mauh Kaih hemi paramount chief blong Iaknesawan from hemi kat fulap save long kastom mo hemi expert long custom. Long cross-examination, hemi shoem i clear se



ol witnesses ia oli no save eni history blong Mauh Kaih apart from status blong hem olsem Paramount Chief.

Wetem ol evidence claimant ia i kivim claimant 3 i submit se hemi kat raet over long graon insaed long Namal Asul mo Namalmene folem ol custom practices we oli bin stap practisim before ikam kasem tudei mo tu claimant 7 i submit se ol generation blong hem oli bin stap peform ol custom practices ia mo liv insaed long Namal Asulmene mo Namalmene graon for over 500 years.

3. Findings

1. Court hemi acceptem se folem ol tribal faets bifo, Isla Land hemi olsem wan empty land from fulap long ol man long ples ia oli ded, mo hemi we oli manage blong ronwei oli go liv mo sef long nara ples.
2. Family tree blong ol claimants hemi very important from thru long family tree ia, yumi save tracem connection mo relationship blong ol claimants wetem descendants blong olgeta we raets blong olgeta ia nao ol claimants oli stap defendem.
3. Court i luk se ol toktok we wan wan claimant i kivim olsem evidence, fulap long ol toktok ia oli no relevant long case blong graon ia. *
4. Each and every claimant hemi karem burden blong pruvum case or claim blong hem wetem ol evidence we hemi providem. Be court hemi findem se ol evidence we wan wan claimant i disclosem i nid blong kat supporting evidence (corroborating evidence) in order blong convincim court ia.
5. Supporting evidence or corroborating evidence, ol witness ia nomo oli should disclosem. Be court i findem aot se ol witnesses we every claimant i putum, start long witness blong original claimant kasem witnesses blong claimant 7, ol witnesses ia oli either tokabaot nomo hao ol claimants oli ron wei mo go stap wetem olgeta long ples blong olgeta, or oli tok abaot samting we i no relevant long case from oli no save gud historical background blong claimant.
6. Court i acceptem se folem custom blong Tanna, man i save karem custom raet ova long graon sapos hemi mitim 3 main conditions ia:



d) Claimant 3

Claimant 3 hemi no convincim court ia taem hemi talem se hemi bin pem part blong graon long Isla blong pruvum se hemi kat double onaship. Blong pem graon we man ia save gud se hemi blong hem automatically hemi deniem man ia long ol raets blong hem we oli exist finis, mo kivim hem new rael ova long graon we hemi just karem. From rison ia court i luk save rael blong claim ia nomo from existence blong ansestas blong hem long Isla.

e) Claimant 4

Evidence we claimant ia i kivim oli no bin sapoted by eny evidence we ol witness blong hem oli kivim. Every witness blong hem oli nokat eni save long historical background blong claimant. Court i acceptem nomo se claimant ia i kat sam raets long graon ia follem ol existence mo usage blong graon long Isla we ol ansestas blong claimant ia oli bin stap long hem fastaem.

f) Claimant 5

Claimant ia hemi pruvum long court ia se hemi kat customary recognision long ol practices we hemi stap performem long graon we hemi claim from. Hemi pruvum tu existence blong ol ansestas blong hem long graon ia, mekem se court i acceptem ol evidence we hemi providem.

g) Claimant 6

Claimant ia hemi no convincim court ia wetem ol evidence we hemi kivim. Court i acceptem nomo se hemi kat sam rael from ol ansestas blong hem oli bin exist or stap long sam graon insaed long Isla long taem finis.

h) Claimant 7

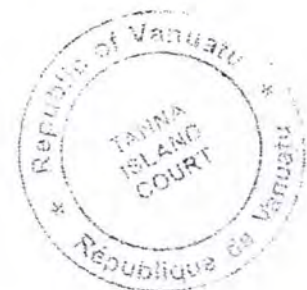
Claimant ia hemi convincim Court wetem ol evidence we hemi kivim, mo ol raets we claimant ia i stap claim from, court i bilivim se wetem ol pruv we hemi disclosem, claimant ia i securim ol raets blong hem.



DECLARATION AND ORDER:

Wetem olgeta facts ia, Court i mekem **Order** mo **Declare** se:

1. Part blong Isla we oli save long hem olsem IMAI, bae Family Nauka NIMISA nao hemi declared custom owner long hem. *- National ia, no part.*
2. Part blong Isla we oli save long hem olsem ILPANAK, bae Family IAMAK mo HETUKAI nao tufala i declared custom owner long hem. *- National ia, no part.*
3. Part blong Isla we oli save long hem olsem LAPANGTUAI, Family Nalau NIATNGEI nao hemi declared custom owner long hem.
4. Part blong Isla we hemi stap behind long Imai i go kasem end blong boundary blong Isla, bae Family MAUH KAIH nao hemi declared custom owner long hem. *- National ia, no part.*
5. Part blong Isla we oli save long hem olsem LENEAI, bae Family IOLU NGAREI nao hemi declared custom owner long hem.
6. Part blong Isla we i start long Lenauhia i kavaremap ol villages long middle blong ILPANAK mo LAPANGTUAI kasem IKUTENGTENG, mo folem i kam daon long IMANAM kasem ENIPIR mo tekem smol part blong Isangel Station, bae Family IALULU nao hemi declared custom owner long hem. *- via street.*
7. Part blong Isla we i kavarem smol part blong Isangel, stret long end blong fence blong Isangel College mo folem smol rod igo kasem end blong playing field, afta igo kasem creek mo igo kasem Ikwampir long solwota, mo folem fence ia bakeken ikam daon stret long nabanga behind long Provincial Headquarter mo folem igo stret daon kasem solwota, bae Family TAFLA nao i declared custom owner long hem.
8. Part blong Isla we istat stret long rod behind long Court House ia folem boundary blong Family Tafla, mo folem road i go stret long Agriculture Station mo go daon long creek mo folem creek kasem Lanami long solwata, bae Family Ioulu & Hiwa Apeng nao i declared custom owner long hem.

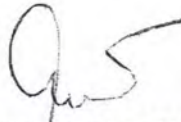


9. Court i Order tu se boundary blong Isla land hemi creek we i kasem long Ikwanpir mo folem creek long narasaed kasem Lanami, be i no folem olfala creek olsem sam claimants oli bin talem.

Hemia nao decision blong court mo sapos any claimant i no happy long decision ia, hemi kat 30 days blong mekem Apil igo long Supreme Court.

Dated at Isangel, the 10th day of July 2006.

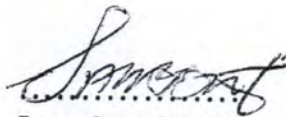
By the Court



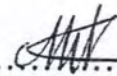
.....
Supervising Magistrate



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Iato MISINIPEN
Justice



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Ieru SAMSON
Justice



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Micheline NOAR
Justice

