

BETWEEN: PEDRO MANDIA

Claimant

AND: ALISON NORI

Defendants

Date of HEARING: 20th day of July, 2020 at 8:00 AM
Before Justices: Douglas Fadal, Luan Gaum, Alina Malapa
Clerk: Collyne Maki
In Attendance: Claimant – In person
Defendant – In person

JUDGMENT

Kes ie emi bin register bifo long kot follem *Island Courts (Civil Procedure rules) No 28 blong 2005 Rule 1 subsection 1 to 7 we I talem " Starting of a civil claim"*we I gem raet blong eni man o woman I kam filem wan claim blong em long Aelan kot.

Kes emi filed by Mr Pedro Mandia blong Unmark vilij long Northwest Malekula.Emi fillem kes mo registerem long namba 3 blong manis June 2020. Emi kleim damage agensem defendan from we buluk blong em emi damagem Karen blong em mo destroyem ol kaikai blong em we emi had wok blong plannem. Emi kleim se emi bin ko ripotem long polis we I singaot wan raon table wetem papa blong defendan mo papa blong em I agri se buluk emi blong defendan be mas wet long defendan bae



emi kam bak long Australia long manis December 2019 blong pem maot damage ia. Since we defendan emi kam bak I no gat any paymen kasem tedei.

Defendant Mr Alison Nori blong Unmark vilij, Northwest Malekula emi agri long kot blong pem bak damage blong Karen blong kleimen.

Afta we kot I ridim kleim mo harem toktok blong tufala parties kot I faenem maot se:

COURT FINDINGS

- Defendan emi agri blong pem bak damage blong Karen blong kleima
- I gat ol witness we oli ko luk mo wisessem damage we emi bin made long Karen blong Pedro Mandia
- I no gat wan long ol witness ia I kam confemem long kot se damage we I made long Karen blong Pedro emi bigwan olsem wanem from we defendan emi agri blong pem damage be follem Agriculture rate
- Karen blong tufala claimer emi wan hard work we oli kliim Karen afta planem ol kaikai mo lukaotem gud blong ko harvest mo salem long market be buluk blong claimer emi kam destroyem.

Afta kot emi faenem maot ol tingting ia kot I Mekem oda olsem:

COURT ORDERS

1. Mr Alison Nori bae emi pem bak VT 13,300 I ko long kleima follem ol damage we buluk blong yu I mekem long Karen blong em mo emia emi includum kot fee we emi kam pem long aelan kot;
2. Mr Alison Nori bae emi pem bak amount ia bifo 30 dei stat long dei we emi risivim jajmen;
3. Sapos defendan emi no comply wetem oda namba 1 mo 2, kleima emi gat raet blong kam filem kes blong Enfosmen long clerk blong ko bifo long wan Supervising Magistrate;

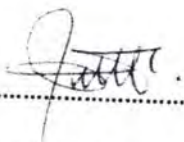


4. Follem Aelan Kot ACT CAP 167 section 22 I talem " *Eni long tufala party defendan or kleimen sapos I no happy long decision ia I gat 30 dei blong I apil I ko long Magistret kot" mo 30 dei blong apil ia bae emi stat long dei we yu resivim Judgmen*



Dated at Lakatoro this 20 day of July 2020

BY THE COURT



Justice Douglas Fadal



Justice Robert Niptick



Justice Luan Gaum

