

IN THE BANKS/TORRES ISLAND COURT  
OF THE REPUBLIC OF VANUATU

Civil Case  
No 20/3289 IC/CIVL

.....  
(Civil Jurisdiction)

**BETWEEN: SHIELDA LENG**

Applicant

**AND: DERRY ENOCK**

1<sup>st</sup> Defendant

**AND: DONA YEHOM**

2<sup>nd</sup> Defendant

**AND: LEHALI COUNCIL OF CHIEFS**

3<sup>rd</sup> Defendant

**CORAM:** Justice Raymond SIPLAQ  
Justice Abel PATTERSON  
Justice Gracetella SMITH

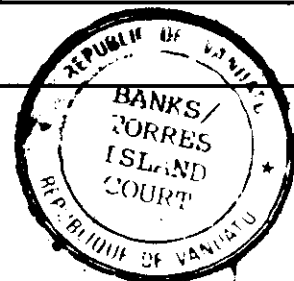
**DOH:** 25<sup>th</sup> November 2020  
**DOJ:** 25<sup>th</sup> November 2020

**CASE:** APPLICATION PURSUANT TO SECTION 10, IC  
COURTS ACT CAP 167 & QUESTION OVER  
RELATIONSHIP BETWEEN DERRY ENOCK &  
DONNA YEHOM ACCORDING TO THE CUSTOM OF  
UREPARAPARA

---

**JUDGEMENT**

---



### **Issues:**

- Whether or not the relationship between 1<sup>st</sup> Defendant and 2<sup>nd</sup> Defendant is in line with the custom of Ureparapara?

### **Introduction**

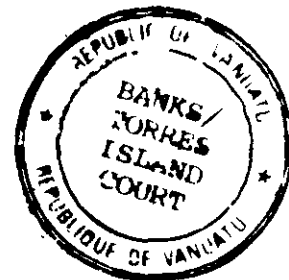
1. This is a customary matter, pursuant to Section 10 of the Island Courts Act CAP 167.
2. It concerns the marriage [affaires] relationship between the 1<sup>st</sup> Defendant [the Claimants son] and 2<sup>nd</sup> Defendant.
3. She Claims the this relationship is in breached to the customs of Ureparapara, and she therefore seeking a declaration from the court declaring that this relationship is not in line with their custom.

### **Appearance**

4. All parties are present in court.

### **COURT FINDINGS & DECLARATION**

5. The court finds out that this relationship is in accordance to the custom of Ureparapara.
6. No orders or direction is issued regarding the relationship between the 1<sup>st</sup> Defendant and the Second Defendant. It is up to the families to sort this matters.
7. Liberty is given to both parties to appeal within 30 days if they are not satisfied with this decision.

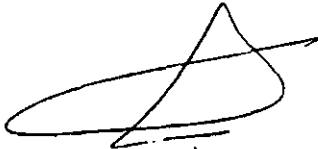
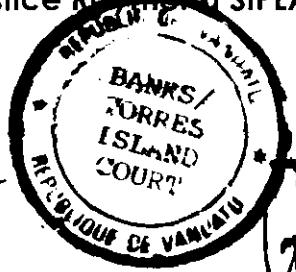


Dated at Dives Bay- UREPARAPARA, this 25<sup>th</sup> November 2020

BY THE COURT



Justice Raymond SIPLAQ



Justice Abel PATTERSON



Justice Gracetella SMITH