

**IN THE ISLAND COURT (LAND)  
OF THE REPUBLIC OF  
VANUATU – Port Vila  
(Custom Land Jurisdiction)**

**Case No. 18/1386 IC/CUST**

**IN THE MATTER OF:** Forari/Manuro Customary

**AND IN THE MATTER OF A DECISION OF:** Forari Village Land Tribunal Decision, dated 14 February 2014

**IN THE MATTER OF:** An Application pursuant to Section 45 of the Custom Land Management Act

**BETWEEN:** Chief Alick Louis Manasakau

**Applicants**

**AND:** Forari Village Land Tribunal East Efate Area  
**1<sup>st</sup> Respondent**

**AND:** Chief Matakoal Marikitap Tariwer  
**2<sup>nd</sup> Respondent**

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**MINUTE AND ORDER**

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1. The applicant is represented by Ms Anna Sarisets.
2. The first respondent was represented by Mr Lennon Huri.
3. The second respondent was represented by Mr Roger Rongo.
4. In preliminary matters, the applicant submitted that the decision made on 2<sup>nd</sup> December, 2022, for Case No. 22/2718, between Chief Tarinuamata and Forari Village Land Tribunal (East Efate) and Kennedy Matokuale Tariwer was set aside and it was ordered that the matter is referred back to a newly constituted nakamal. Due to this ruling, the applicant submitted that their case should also be referred back to the nakamal as they are also challenging that same decision that has already been set aside.
5. Although the set of facts for this case is different to the set of facts in Case No. 22/2718, this case has not been heard by the Court. This is the reason why the Court did not include parties in this case in the ruling made in Case No. 22/2718.
6. It was suggested by the Court that it is proper for the parties in this case to withdraw their application in this Court in order to be able to join as an aggrieved party in the newly constituted nakamal, as ordered in Case No. 22/2718.
7. The first respondent confirmed to the Court that any aggrieved party may join in nakamal hearings.
8. The applicant then made an oral application to withdraw the application to review their case.
9. The second respondent submitted that the oral application for withdrawal was accepted and that any applications he has filed is withdrawn pursuant to the oral application.



THE COURT hereby orders,

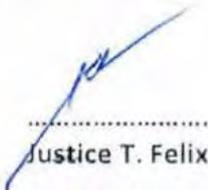
- a) That the ruling made on 2<sup>nd</sup> December, 2022 for Case No. 22/2718, applies in this matter.
- b) That the application for review filed on 17<sup>th</sup> May, 2018, is withdrawn.
- c) That the parties in this matter may join as parties in any nakamai meeting held by Forari village land tribunal to determine any land issues that are of their interest.

Dated in Port Vila, on this 22<sup>nd</sup> day of May, 2023

BY THE COURT

  
B. Kanas Joshua (SM)  
CHAIRLADY



  
Justice T. Felix

  
Justice L. Sakita

  
Justice S. Paton

  
Justice R. Tining