

IN THE MAGISTRATES' COURT
OF THE REPUBLIC OF VANUATU
(Appeal Jurisdiction)

Civil Case No.21/2274

BETWEEN: FAMILY SAIMON NETAO
FAMILY TOLIS YAPYAP
FAMILY LEA KELEP

Appellants

AND: FAMILY THOMSON MASSING
LEBIS

Respondent

Coram: *Chief Magistrate Laloyer. A*

Assessors: *Justice Fatdal. D*
Justice Susurup. P

Clerk: *Rihu. L*

Counsels: *Mr. Macreveth. E*

Ms. Sarisets. A

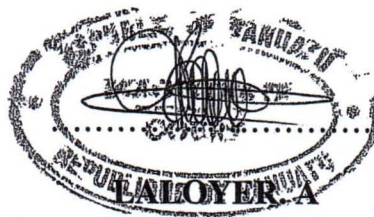
RULING

This is an appeal against a decision of the Island Court dated 26 June 2021 over Alo customary land on Malekula. Counsels submits that the appeal is before the wrong court. According to section 22 (1) (a) of the Island Court Act [CAP. 167], the Supreme Court is the proper forum to bring this appeal. Therefore, the Court makes the following orders: -

1. The matter is hereby dismissed.
2. All orders issued in this matter is dismissed entirely
3. Costs to be agreed upon or taxed

Dated at Lakatoro, Malekula on 20 August 2024

BY THE COURT



Chief Magistrate