

IN THE SUPREME COURT OF
THE REPUBLIC OF VANUATU

Civil Case No. 44 of 2010

(Civil Jurisdiction)

BETWEEN: CHIEF SAMUEL GARAEDALI

Claimant

**AND: EMIL GARAE, DOUGLAS GARAE and
HOLLINGSWORTH GARAE**

Defendants

Mr Justice Oliver A. Saksak

ORDER

WHEREAS –

- (1) This case was filed in Port Vila Registry on 31st July 2008 and a sworn statement in support was filed on 3rd March 2009.
- (2) Since then, nothing else has transpired until in October 2010 the File turned up in Luganville.
- (3) Pursuant to Rule 9.10(1)(a) of the Civil Procedure Rules No. 49 of 2002 (the Rules) it is apparent the Claimant has not taken any steps for more than 6 months to ensure the proceeding continues.

NOW THEREFORE pursuant to Rule 9.10(2)(d) of the Rules, the Court hereby strike out the proceeding in its entirety.

This order amounts to a Notice under Rule 9.10(4) of the Rules.

DATED at Luganville this 15th day of October 2010.

BY ORDER OF THE COURT


OLIVER A. SAKSAK
Judge

