

**IN THE MALEKULA ISLAND COURT
OF THE REPUBLIC OF VANUATU**
(Civil Jurisdiction)

**Civil
Case No. 16/3694 IC/CIVL**

BETWEEN: **SETH & SAMSIN MULON**
Original Claimant

AND: **FAMILY SHEDRACK MALTAPE**
First Counter Claimant

AND: **FAMILY URELES**
Second Counter Claimant

AND: **FAMILY RAGONMAL SETHY SAMUEL**
Third Counter Claimant

Before: ***Senior Magistrate Moses Peter***
Justice Kalangis Mele
Justice Pattison Peter
Justice Manaley Simeon

In Attendance: ***Party Representatives***

Copy: ***Parties***



DIRECTIONS

1. The file appeared to contain all relevant documents required of each parties except that First Counter- Claimant has not filed any documents.
2. The Original Claimant orally applied for the court to withdraw this proceeding and allow the parties to pursue their claim in the courts established by the Land Management Act No. 33 of 2013.
3. We sought consent of the other claimants in respect to the Original Claimant's application and counter claimant 1 &2 both consented except third counter-claimant who maintained that this court proceed with hearing their claims since they are the successful party in this claim before the previously constituted Island Court.
4. Having satisfied ourselves that the application by Original Claimant fall short in fulfilling the requirements of section 5 (1) (a) (b) (c) and (d) of the Customary Land Management Act No.33 of 2013, we hereby order that:
 - a) This matter shall be heard in the Malekula Island Court.
 - b) Counter-Claimant 1 is ordered to file their history, family tree and up to five witness statements in 21 days (13 July 2021).
 - c) Parties are to appear before Clerk of Malekula Island Court on 20 July 2021 at 9.00 am for final conference and exchange of documents.
 - d) The claim is affixed for hearing on 6th September 2021 at 9.00 am and shall continue thereafter until 17 September 2021.



DATED at Lakatoro this 22nd day of June 2021

BY THE COURT


.....
Justice KALANGIS MELE


.....
Justice PATTISON PETER


.....
Justice MANALE SIMEON


.....
Senior Magistrate MOSES PETER

