

**THE EASTERN CARIBBEAN SUPREME
COURT
COURT OF APPEAL**

CHAMBER HEARING

1st December 2022

MATTERS DEALT WITH ON PAPER

Before:

The Hon. Mde. Vicki Ann Ellis, Justice of Appeal

Case Name:

**[1] Mary-Clare Hurst, In Her Capacity as
General Secretary of the Antigua and Barbuda
Labour Party**

**[2] Paul Chet Greene, In His Capacity as
Chairman of the Antigua and Barbuda Labour
Party**

**[3] Gaston Browne, In His Capacity as Political
Leader of Antigua and Barbuda Labour Party**

Applicants

and

Asot A. Michael

Respondent

**[ANUHCVP2022/0019]
ANTIGUA AND BARBUDA**

Date:

Thursday 1st December 2022

On Paper:

Applicants: Dr. David Dorsett

Respondent: Ms. Kema Benjamin

Issues:

Application for leave to appeal – Application for notice
of appeal to be filed within 21 days – Application for a
stay pending determination of the appeal

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. The application for leave to appeal the order of the order of Master Gardner-Hippolyte made on 7th October, 2022 is granted.**
- 2. The applicant shall file and serve its notice of appeal on the respondent within 21 days of the date of this order.**
- 3. The application for stay of proceedings in the court below is adjourned pending the filing and service of the notice of appeal.**

Reason:

The Court was of the view that the applicants had demonstrated a reasonable prospect of success and had met the threshold for the grant of leave to appeal. However, the application for a stay was adjourned pending the service of the notice of appeal as there must be an extant appeal before an application for a stay pending determination of the appeal is determined.