

EASTERN CARIBBEAN SUPREME COURT
COURT OF APPEAL
STATUS HEARING

SAINT VINCENT AND THE GRENADINES
VIDEOCONFERENCE
Thursday, 7th January 2021

Case Name:	Patrick Lovelace
	v
	The Queen
	SVGHCRAP2009/0017
Date:	Thursday, 7th January 2021
Before:	Mrs. Michelle John-Theobalds, Chief Registrar
Appearances:	
Appellant:	Mrs. Kay Bacchus-Baptiste, with Mr. Parvais Jabbar
Respondents:	Mrs. Maria Jackson-Richards and Ms. Shackell Bobb
Issue:	The status of the matter
Type of Order:	Directions

Result/Order:

IT IS HEREBY ORDERED THAT:

- 1. A psychiatrist shall be appointed by the State to prepare a Psychiatrist report on the appellant on or before 8th March 2021 and thereafter a copy of the report shall be served on the parties and the Court.**

- 2. The appropriate head of department in the Ministry of National Mobilisation shall cause a Social Inquiry report or such report akin to it to be prepared on the appellant on or before 8th March 2021 and thereafter a copy of the report shall be served on the parties and the Court.**

- 3. The appellant shall file and serve written submissions with authorities and any response to the Psychiatrist report and Social Inquiry report on or before 8th April 2021.**

- 4. The respondent shall file and serve written submissions with authorities and any response to the Psychiatrist report and Social Inquiry report on or before 10th May 2021.**

- 5. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 25th May 2021.**

- 6. The hearing of the appeal is adjourned to**

the next sitting of the Court of Appeal for the state of Saint Vincent and the Grenadines during the week commencing 14th June 2021.

Reason: Counsel for the appellant requested that Psychiatric and Social Inquiry reports be prepared for the appellant. They therefore requested more time and directions to have the matter proceed.

Case Name: Khamal de Roche
v
The Queen
SVGHCRA2016/0001

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: Mrs. Kay Bacchus-Baptiste
Respondent: Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: N/A

Result/Order: IT IS HEREBY ORDERED THAT:

The appeal is withdrawn and discontinued.

Reason: The Court noted the indication of counsel for the appellant that the appellant is no longer interested in prosecuting the appeal.

Case Name: Kenute Bess
v
The Queen
SVGHCRAP2013/0019

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: No appearance
Respondent: Mrs. Maria Jackson-Richards and Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: N/A

Result/Order: IT IS HEREBY ORDERED THAT:
1. The Registrar of the High Court shall continue efforts to cause the transcript of

proceedings to be prepared and served on the parties.

- 2. The matter is removed from the status hearing list pending the availability of the transcript.**
- 3. The matter will be relisted at the next status hearing upon availability of the transcript or on a date to be fixed by the Chief Registrar.**
- 4. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.**

Reason: **The appellant could not be located to be served with the notice of today's hearing.**

Case Name: **Glenford Jacobs**
v
The Queen
SVGHCRAP2016/0002

Date: **Thursday, 7th January 2021**

Before: **Mrs. Michelle John-Theobalds, Chief Registrar**

Appearances:

Appellant:	In person
Respondent:	Mrs. Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: N/A

Result/Order: IT IS HEREBY ORDERED THAT:
The appeal is withdrawn and discontinued.

Reason: The Court noted the appellant’s indication that he is no longer interested in prosecuting the appeal.

Case Name: Marshall Phillips
v
The Queen
SVGHCRAP2016/0005

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: In person
Respondent: Mrs. Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: Adjournment

Result/Order: IT IS HEREBY ORDERED THAT:

The matter is adjourned to 8th June 2021.

Reason: The appellant informed the Court that he cannot afford legal representation. He indicated that he intends to write to the Court to request legal aid.

Case Name: Reynold Young
v
The Queen

SVGHCRAP2016/0009

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: No appearance

Respondent: Ms. Shackell Bobb and Mrs. Maria Jackson-Richards

Issue: The status of the matter

Type of Order: Adjournment

Result/Order: IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next Status Hearing of the Court scheduled for 8th June 2021 for the appellant to be present to indicate whether he is still interested in prosecuting his appeal.
2. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.

Reason: The court noted that the appellant has served his sentence and was discharged on 3rd November 2016.

Case Name: Osrick Young

v
The Queen

SVGHCRAP2017/0002

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: No appearance

Respondent: Mrs. Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: Adjournment

Result/Order: IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court in the State of Saint Vincent and the Grenadines scheduled for 8th June 2021 for the appellant to be present to indicate whether he is still interested in prosecuting his appeal.
2. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.

Reason: The court noted that the appellant has served his sentence and the court office was unable to serve the appellant to be present at today’s hearing.

Case Name: Preben Little
v
The Queen
SVGHCRAP2017/0013

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: In person
Respondent: Mrs Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: N/A

Result/
Order:

Reason:

Case Name:

Date:

Before:

Appearances:

Issue:

IT IS HEREBY ORDERED THAT:

The matter is removed from the status hearing list until the applications have been determined.

The Court noted that the appellant had written a letter to the Court dated 29th May 2020 requesting legal aid and assistance with the payment of the transcript. This letter was only brought to the Court’s attention at today’s hearing.

Cleroy Pinder
v
The Queen

SVGHCRAP2018/0021

Thursday, 7th January 2021

Mrs. Michelle John-Theobalds, Chief Registrar

Appellant:

Respondent:

In person

Ms. Shackell Bobb

The status of the matter

Type of Order: N/A

Result/Order: IT IS HEREBY ORDERED THAT:

1. The Registrar of the High Court shall continue efforts to cause the transcript of the proceedings to be prepared and served on the parties.
2. The matter is removed from the status hearing list pending the availability of the transcript.
3. The matter will be relisted at the next status hearing upon availability of the transcript or on a date to be fixed by the Chief Registrar.
4. The Registrar of the High Court shall serve a copy of this order on the appellant and shall provide proof of service thereafter.

Reason: The transcript of proceedings has not yet been prepared.

Case Name: Benjamin Roberts

v

The Queen

SVGHCRAP2016/0013

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	Mrs. Kay Bacchus-Baptiste
Respondent:	Mrs. Maria Jackson-Richards and Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: Directions

Result/Order: IT IS HEREBY ORDERED THAT:

1. Counsel for the respondent shall provide the appellant with copies of all the witness statements adduced in the court below on or before 28th January, 2021.
2. The appellant shall file and serve written submissions with authorities on or before 26th March, 2021.
3. The respondent shall file and serve written submissions with authorities on or before 26th April, 2021.

4. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary on or before 11th May, 2021.
5. The hearing of the appeal is adjourned to the next Sitting of the Court of Appeal in the State of Saint Vincent and the Grenadines during the week commencing 14th June 2021.

Reason:

Counsel for the appellant requested that new directions be given for filing submissions as she was not able to meet those given in September 2020. Counsel for the respondent did not object.

Mrs. Bacchus-Baptiste also requested disclosure of the witness statements used in the court below which she needs in order to prepare her written submissions. Counsel for the respondent did not object.

Case Name:

**Kevin Porter
v
The Commissioner of Police
SVGMCRAP2012/0014**

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	No appearance
Respondent:	Mrs Maria Jackson-Richards with Ms. Shackell Bobb

Issue: **The status of the matter**

Type of Order: **Adjournment**

Result/Order: **IT IS HEREBY ORDERED THAT:**

- 1. The matter is adjourned to the next status hearing of the Court of Appeal for Saint Vincent and the Grenadines scheduled for 8th June 2021 for the appellant to be present to indicate whether he is still interested in prosecuting his appeal.**
- 2. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.**

Reason: **The Court noted that the appellant was not served to be present and that the appellant has already served his sentence.**

Case Name: **Randan Matthews**

v
The Commissioner of Police

SVGMCRAP2013/0004

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	No appearance
Respondent:	Mrs Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: Adjournment

Result/Order: IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court of Appeal in the State of Saint Vincent and the Grenadines scheduled for 8th June 2021 for the appellant to be present to indicate whether he is still interested in prosecuting his appeal.
2. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.

Reason: The Court noted that the appellant was not served to be present and that the appellant has already served his sentence.

Case Name: Keith Shaddow Laban
v
The Commissioner of Police
SVGMCRAP2016/0031

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: No appearance
Respondent: Mrs Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: Adjournment

Result/Order: IT IS HEREBY ORDERED THAT:

1. The matter is adjourned to the next status hearing of the Court for the

State of Saint Vincent and the Grenadines scheduled for 8th June 2021 for the appellant to be present to indicate whether he is still interested in prosecuting his appeal.

2. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.

Reason: The Court noted that the appellant was not served to be here and that the appellant has already served his sentence and has since been discharged.

Case Name: Saville Thomas
v
The Commissioner of Police
SVGMCRAP2016/0042

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:
Appellant: No appearance
Respondent: Mrs. Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: **Adjournment**

Result/Order: **IT IS HEREBY ORDERED THAT:**

- 1. The matter is adjourned to the next status hearing of the Court of Appeal in the State of Saint Vincent and the Grenadines scheduled for 8th June 2021 for the appellant to be present to indicate whether he is still interested in prosecuting his appeal.**
- 2. The Registrar of the High Court shall serve a copy of this order on the appellant personally and shall provide proof of service thereafter.**

Reason: **The Court noted that the appellant was not served to be present and that the appellant has already served his sentence and has since been discharged.**

Case Name:

Tedford Baptiste
v
The Commissioner of Police

SVGMCRAP2017/0044

Date: **Thursday, 7th January 2021**

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant:	In person
Respondent:	Mrs. Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: Directions

Result/Order: IT IS HEREBY ORDERED THAT:

1. The appellant is at liberty to file and serve written submissions with authorities, on or before 8th March, 2021.
2. The respondent shall file and serve written submissions with authorities on or before 8th April, 2021.
3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary on or before 23rd April 2021.
4. The hearing of the appeal is fixed for the next Sitting of the Court of Appeal in the State of Saint Vincent and the Grenadines

during the week commencing 14th June, 2021.

Reason: The Court was of the view that should the Record of Appeal become available, the matter ought to be listed for hearing in June 2021 and therefore that directions were required for the matter to proceed.

Case Name: Raul Boyde
v
The Commissioner of Police

SVGMCRAP2018/0034

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: In person

Respondent: Mrs. Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: Directions

Result/Order:

IT IS HEREBY ORDERED THAT:

- 1. The appellant is at liberty to file and serve written submissions with authorities, on or before 8th March, 2021.**
- 2. The respondent shall file and serve written submissions with authorities on or before 8th April, 2021.**
- 3. The appellant is at liberty to file and serve written submissions with authorities in reply, if necessary, on or before 23rd April 2021.**
- 4. The hearing of the appeal is fixed for the next Sitting of the Court of Appeal for the State of Saint Vincent and the Grenadines during the week commencing 14th June, 2021.**

Reason:

The Court was of the view that the Record of Appeal having been prepared and both parties having received copies, further directions were required for the matter to proceed.

Case Name:

**Clinton Ballantyne
v
The Commissioner of Police**

SVGMCRAP2019/0044

Date: Thursday, 7th January 2021

Before: Mrs. Michelle John-Theobalds, Chief Registrar

Appearances:

Appellant: Mrs. Patricia Marks-Minors holding for Mr. Ronald Marks

Respondent: Mrs. Maria Jackson-Richards with Ms. Shackell Bobb

Issue: The status of the matter

Type of Order: Adjournment

Result/Order: IT IS HEREBY ORDERED THAT:
The matter is adjourned to the next Status Hearing of the court scheduled for 8th June 2021, unless a Notice of Discontinuance is sooner filed.

Reason: The court noted the indication from counsel for the appellant that a Notice of Discontinuance will be filed in this matter.