

CHAMBER HEARING

January 2014

Before: The Hon. Mr. Mario Michel, Justice of Appeal

MATTERS DEALT WITH ON PAPER

Case Name: Sylvan Brooks
v
Regina

**[AXAHCRA2007/0002]
(Anguilla)**

Date: Tuesday, 20th January 2015

On paper:

Appellant/ Applicant:	In person
Respondent:	Mr. Gene C. Pestaina (Attorney General's Chambers)

Issues: Application for leave to reinstate notice of appeal

Result / Order: IT IS ORDERED AND DIRECTED THAT:

1. The notice of appeal filed by the applicant on 26th November 2007 is hereby reinstated.
2. The Registrar of the High Court shall prepare and make available to the parties the record of the appeal for the appellant's appeal against sentence on or before 23rd February 2015.
3. The appellant's appeal against sentence is fixed for hearing by the Court at its next sitting in Anguilla during the week commencing 23rd March 2015.

Reason: The Court was satisfied that the appellant met the requirements for the reinstatement of his notice of

appeal.

Case Name: **Anguilla Electricity Company Limited**
v
Anguilla Development Corporation Ltd.

[AXAHCVAP2014/0011]
(Anguilla)

Date: **Tuesday, 20th January 2015**

On paper:
Applicant: **Ms. Jeri Richardson**

Issue: **Application for leave to appeal**

Result / Order: **IT IS HEREBY ORDERED THAT:**
1. The applicant is granted leave to appeal the order of Mathurin J made on 18th December 2014.
2. The applicant shall file and serve the notice of appeal within 21 days of the date of the order.

Reason: **The Court was satisfied that the applicant had met the threshold requirements for the grant of leave to appeal.**

Case Name: **Titus Gabriel Theodore Francis**
v
Noreen Natalie Francis
[ANUHCVAP2014/0032]
(Antigua and Barbuda)

Date: Tuesday, 20th January 2015

On paper:

Applicant: Dr. David Dorsett (Watt, Dorsett & Company)

Issue: Application for leave to appeal against an interlocutory order

Result / Order: IT IS HEREBY ORDERED THAT:
1. The application for leave to appeal is granted.
2. The applicant shall file and serve his notice of appeal within 21 days of the date of this order.
3. Upon the filing and service of the notice of appeal, the appeal shall proceed in accordance with CPR 62.10.

Reason: The Court was satisfied that the applicant had met the threshold requirements for the grant of leave to appeal.

Case Name: Kenard J. Byron
v
Eastern Caribbean Amalgamated Bank
(ECAB)

[ANUHCVP2012/0010]
(Antigua and Barbuda)

Date: Tuesday, 20th January 2015

On paper:

Appellant / Respondent: Dr. David Dorsett (Watt, Dorsett & Company)

Respondent / Applicant: Ms. Tracy Benn-Roberts

Issues: Application to strike out notice of appeal and amended notice of appeal – Application for notice of appeal and amended notice of appeal to be deemed properly filed

Result / Order: IT IS HEREBY ORDERED AND DIRECTED THAT:

1. The application by the appellant to deem the notice of appeal and the amended notice of appeal to have been properly filed is denied.
2. The application by the respondent to strike out the notice of appeal and the amended notice of appeal is granted.
3. Costs to the respondent in the sum of \$750.00

Reason: The Court noted that the appellant's notice of appeal was filed out of time on 15th May 2012 and that no application was ever made by the appellant to extend the time for filing his notice of appeal. It was only after the filing by the respondent on 13th November 2014 of an application to strike out the appellant's appeal did the appellant, on 18th November 2014, seek to regularize his notice of appeal. Accordingly, the Court was of the view that because of the non-compliance by the appellant, and inordinate delay by him in rectifying his non-compliance with the rules and procedures in attending the prosecution of an appeal that the application to deem the notice of appeal and the amended notice of appeal properly filed should be denied.

Case Name: Director of Public Prosecutions
v

[1] Stanley Casimir
[2] Kern Bruno
[3] Bram Sanderson
[4] Vickson Williams
[5] Raisa Alexander
[6] Caroline Laronde
[7] Alexis Bruno

- [8] National Bank of Dominica
- [9] Royal Bank of Dominica
- [10] Central Cooperative Credit Union Limited
- [11] Bank of Nova Scotia
- [12] National Cooperative Credit Union Limited
- [13] FirstCaribbean International Bank Limited
- [14] H.H.V. Whitchurch & Co. Ltd (Western Union, Dominica)
- [15] Archipelago Trading (Money Gram)
- [16] South East Cooperative Credit Union Limited

**[DOMHCVAP2014/0004]
(Commonwealth of Dominica)**

Date:	Tuesday, 20 th January 2014	
On paper:		
	Respondent / Applicant	Ms. Sherma Dalrymple
	Applicants / Respondents:	Dyer & Dyer for the first, second and sixth applicant/respondent
Issues:	Application for leave to appeal – Application to strike out notice of appeal	
Result / Order:	IT IS HEREBY ORDERED THAT: 1. The application for leave to appeal is granted. 2. The applicant shall file and serve the notice of appeal within 21 days of today's date. 3. Thereafter the appeal shall proceed in accordance with CPR 62.10.	
Reason:	The Court noted that the application for leave to appeal had not been dealt with by the Court and that the notice of appeal and application to strike out were both premature. However, the Court was satisfied that the applicants/respondents had met the	

threshold requirements for the grant of leave to appeal.

Case Name: **Fitzgerald Winston**
v
J. Astaphan & Co. (1970) Ltd.
[DOMHCVAP2014/0022]
(Commonwealth of Dominica)

Date: **Tuesday, 20th January 2015**

On paper:
Applicant: **Mr. Joshua Francis (Joshua Francis Chambers)**

Issue: **Application for leave to appeal**

Result / Order: **IT IS HEREBY ORDERED THAT:**
1. The application for leave to appeal is granted.
2. The applicant shall file his notice of appeal within
21 days of the date of this order.

Reason: **The Court was satisfied that the applicant had met the threshold requirements for the grant of leave to appeal.**

Case Name: **Liana Leanne Prince Charles**
v
Derrickson Charles
[DOMHCVAP2013/0023]
(Commonwealth of Dominica)

Date: Tuesday, 20th January 2015

On paper:

Applicant / Appellant: Dyer & Dyer

Respondent: Mrs. Hazel Johnson (de Freitas, de Freitas and Johnson)

Issues: Application for stay of execution pending appeal

Result / Order: IT IS HEREBY ORDERED THAT:
The judgment of Cottle J dated 27th August 2013 is stayed pending the determination of the appeal against the judgment.

Reason: The Court noted that there was no objection by the respondent to the application.

Case Name:

[1] Police Officer Mervin Charles #258
[2] The Attorney General of the Commonwealth of Dominica
v
John Ross Registe

[DOMHCVAP2014/0033]
(Commonwealth of Dominica)

Date: Tuesday, 20th January 2015

On paper:

Applicant: Ms. Pearl D. Williams

Issues: Application for extension of time to file counter notice of appeal

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The applicant shall furnish the Court with proof of service of the application on the respondent on or before 31st January 2015.
2. The application is adjourned to the next chamber hearing date of the Court on 17th February 2015.

Reason:

The Court noted that there was no evidence of service of the application and supporting documents on the respondents to the application.

Case Name:

Vernon Anthony

v

Clem C. Boyd

**[DOMMCVAP2014/0006]
(Commonwealth of Dominica)**

Date:

Tuesday, 20th January 2014

On paper:

Applicant:

Mr. Darius W. Jones

Issue:

Application for extension of time to appeal

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The application for an extension of time to appeal is granted.
2. The applicant shall file and serve the notice of appeal within 14 days of today's date.

Reason:

The Court was satisfied that the applicant met the requirements for the grant of an extension of time to appeal.

Case Name:

John Baptiste

v
The Queen

[GDAHCRAP2014/0010]
(Grenada)

Date: **Tuesday, 20th January 2015**

On paper:
Applicant: **In person**

Issues: **Application for leave to appeal against sentence**

Result / Order: **IT IS HEREBY ORDERED THAT:**
The notice of appeal or application for leave to appeal filed on 20th November 2014 against a sentence passed on 16th December 2013 is struck out.

Reason: **The Court noted that no extension of time had been sought or granted for the filing of an appeal or for an application for leave to appeal the order made on 16th December 2013.**

Case Name: **Willan Nedd**
v
The Queen

[GDAHCRAP2014/0011]
(Grenada)

Date: **Tuesday, 20th January 2015**

On paper:
Applicant: **In person**

Issue: **Application for leave to appeal against conviction**

Result / Order:

IT IS HEREBY ORDERED THAT:

The notice of appeal or application for leave to appeal filed on 20th November 2014 is struck out.

Reason:

The Court noted that no extension of time had been sought or granted for the filing of an appeal or for an application for leave to appeal an order of conviction made on 19th March 2014.

Case Name:

Troy Cooper

v

The Queen

**[GDAHCRAP2014/0012]
(Grenada)**

Date:

Tuesday, 20th January 2015

On paper:

Appellant:

In person

Issue:

Application for leave to appeal against sentence

Result / Order:

IT IS HEREBY ORDERED THAT:

The notice of appeal or application for leave to appeal filed on 20th November 2014 against a sentence passed in December 2011 is struck out.

Reason:

The Court noted that no extension of time was sought or granted for the filing of an appeal or for an application for leave to appeal the order made in December 2011.

Case Name:

Dave Benjamin

v

The Queen

[GDAHCRAP2014/0013]

(Grenada)

Date:

Tuesday, 20th January 2015

On paper:

Applicant:

In person

Issue:

Application for leave to appeal against sentence

Result / Order:

IT IS HEREBY ORDERED THAT:

The notice of appeal or application for leave to appeal filed on 20th November against a sentence passed on 2nd July 2014 is struck out.

Reason:

The Court noted that no extension of time had been sought or granted for the filing of an appeal or for an application for leave to appeal the order made on 2nd July 2014.

Case Name:

Wayne Charles

v

The Queen

[GDAHCRAP2014/0015]

(Grenada)

Date:

Tuesday, 20th January 2015

On paper:

Applicant:

In person

Issue: Application for leave to appeal against conviction and sentence

Result / Order: IT IS HEREBY ORDERED THAT:
The notice of appeal or application for leave to appeal filed on 20th November 2014 is struck out.

Reason: The Court noted that that no extension of time had been sought or granted for the filing of an appeal or for an application for leave to appeal the order of conviction dated 20th February 2014 and the order of sentence made on 15th April 2014.

Case Name: Ashley Augustine
v
The Queen
[GDAHCRAP2014/0014]
(Grenada)

Date: Tuesday, 20th January 2015

On paper:
Applicant: In person

Issue: Application for extension of time to appeal against sentence

Result / Order: IT IS HEREBY ORDERED THAT:
1. The applicant is granted an extension of time within which to appeal against his sentence.
2. The applicant shall file and serve the notice of appeal against his sentence within 21 days of the date of this order.

Reason: The Court was satisfied that the applicant met the requirements for the grant of an extension of time.

Case Name:

**Catherine Joseph
(also known as Faith Regis)**

v

Maude Campbell

**[GDAHCVAP2014/0029]
(Grenada)**

Date:

Tuesday, 20th January 2015

On paper:

**Appellant /
Applicant:**

Ms. Sandina Date Osei-Gyau (Grenlaw Chambers)

Respondent:

Mr. Deloni Edwards (Law Office of E.D. Clyne)

Issue:

Application for stay pending appeal

Result / Order:

IT IS HEREBY ORDERED THAT:

**The application for a stay of the order of Ellis J
pending the determination of the appeal against the
order is hereby granted.**

Reason:

**The Court noted that the respondent did not oppose
the application for the stay.**

Case Name:

The Attorney General of Grenada

v

Sherma-Ann Roberts Joseph

**The Integrity Commission
(Not a party to the application)**

**[GDAHCVAP2014/0038]
(Grenada)**

Date: Tuesday, 20th January 2015

On paper:

Applicant: Mr. Dwight Horsford (Solicitor General – Attorney General’s Chambers)

Respondent: Mr. Alban M. John (Law Office of Alban M. John)

Issues: Application for leave to appeal

**Result / Order
& Reason:** IT IS HEREBY ORDERED THAT:
The application for leave to appeal is referred to the Full Court for hearing at its next sitting in Grenada during the week commencing 27th April 2015.

Case Name:

[1] Roosevelt Phillip
[2] Rudolph Phillip
[3] Godwin Phillip
[4] Veralyn James nee Philip
[5] Margaret Lee nee Phillip
v
Festus Alexander

**[GDAHCVAP2014/0040]
(Grenada)**

Date: Tuesday, 20th January 2015

On paper:

**Appellants /
Applicants:** Ms. Afi Ventour de Vega (Afi Ventor & Co.)

Issues: Application for extension of time for filing

submissions – Application for extension of time for filing affidavits and exhibits

**Result / Order
& Reason:**

IT IS HEREBY ORDERED AND DIRECTED THAT:

- 1. Unless the appellant shall furnish the Court within 7 days of today's date the following:
 - (i) the order of the court granting an extension of time to file the notice of appeal;**
 - (ii) the order of court granting leave to appeal;**
 - (iii) Proof of service on the respondent of the notice of appeal and application for the extension of time to file submissions;****
- 2. The notice of appeal and application for an extension of time to file submissions shall stand dismissed without further order.**

Case Name:

The Attorney General of Grenada

v

Denis Thomas

**[GDAHCVAP2014/0041]
(Grenada)**

Date:

Tuesday, 20th January 2015

On paper:

Applicant:

Mr. Dwight Horsford (Solicitor General – Attorney General's Chambers)

Issue:

Application for leave to appeal

Result / Order:

IT IS HEREBY ORDERED THAT:

- 1. The application for leave to appeal is granted.**
- 2. The applicant shall file and serve the notice of appeal within 21 days of today's date.**

Reason: The Court was satisfied that the applicant had met the threshold requirements for the grant of leave to appeal.

Case Name: Advocate Publishers (2000) Inc.
v
Raelene Lazarus
[GDAHCVAP2015/0001]
(Grenada)

Date: Tuesday, 20th January 2015

On paper: **Appellant:** Ms. Sabrita Khan-Ramdhani (Ramdhani & Associates)

Issues: Application for leave to appeal

Result / Order: IT IS HEREBY ORDERED THAT:
The application for leave to appeal is adjourned for an oral hearing during the sitting of Court in Grenada during the week commencing 27th April 2015.

Reason: The Court was minded to refuse leave.

Case Name: [1] Barbara Hardtman
[2] Laughton Browne
[3] Kirtley Hardtman
v
Applewaite Lake

**[SKBHCVAP2014/0033]
(Saint Christopher and Nevis)**

Date: Tuesday, 20th January 2015

On paper:
Applicants: Mr. John Cato

Issues: Application for leave to appeal

Result / Order: IT IS HEREBY ORDERED THAT:
Hearing of the application is adjourned to the Full Court at the next sitting of the Court in Saint Christopher and Nevis during the week commencing 23rd February 2015.

Reason: The Court was minded to refuse granting leave to appeal.

Case Name: Caribbean Building Systems (St. Kitts) Ltd
First Caribbean International Bank
(Barbados) Limited
v
Colin Parry

**[SKBHCVAP2014/0025]
(Saint Christopher and Nevis)**

Date: Tuesday, 20th January 2015

On paper:
Applicant: Ms. Janine Johnson

Issues: Application for leave to appeal

Result / Order: IT IS HEREBY ORDERED THAT:

The application for leave to appeal against the order of Corbin-Lincoln M [Ag.] dated 7th October 2015 is granted.

Reason: The Court was satisfied that the applicant had met the threshold requirements for the grant of leave to appeal.

Case Name: Eustace Nisbett
v
[1] Alexis Jeffers
[2] Cardell Rawlins
[3] Leon Lescott
[4] Melissa Seabrookes
[5] Juletta Jeffers
[6] Dexter Boncamper
[SKBHCVAP2014/0028]
(Saint Christopher and Nevis)

Date: Tuesday, 20th January 2015

On paper:
Applicant: Cozier and Associates

Issues: Civil appeal – Application to strike out notice of appeal

Result / Order: IT IS HEREBY ORDERED THAT:
1. The application to strike out the notice of appeal filed on 31st October 2014 is granted.
2. Costs to the respondents in the sum of \$750.00.

Reason: The Court was of the view that the order being appealed was an interlocutory order and as such leave to appeal was required and the respondents had not obtained leave to appeal.

Case Name: [1] Caribbean Building Systems (St. Kitts) Limited
v
Simon Briggs
First Caribbean International Bank (Barbados)
Limited

[SKBHCVAP2014/0026]
(Saint Christopher and Nevis)

Date: Tuesday, 20th January 2015

On paper: **Applicant /** Ms. Janine Johnson for the applicant/first defendant
First defendant:

Issue: Application for leave to appeal

Result / Order: IT IS HEREBY ORDERED THAT:
The application for leave to appeal against the order
of Corbin-Lincoln M [Ag.] dated 7th October 2014 is
granted.

Reason: The Court was satisfied that the applicant/first
defendant had met the threshold requirements for
the grant of leave to appeal.

Case Name: Lindsay Fitz Patrick Grant
v
[1] Rupert Herbert
[2] Leroy Benjamin
[3] Wentford Rogers
[SKBHCVAP2012/0001]
(Saint Christopher and Nevis)

Date: Tuesday, 20th January 2015

On paper:

Appellant: Ms. Marguerite A. Foreman (Seaton & Foreman)

Issue: Application for extension of time to file skeleton arguments in support of appeal

Result / Order: IT IS HEREBY ORDERED THAT:
1. The appellant is granted an extension of time to file and serve skeleton arguments in support of the appeal.
2. The appellant shall file and serve skeleton arguments in support of his appeal within 21 days of the date of this order.
3. Upon filing and service of the appellant's skeleton arguments, the appeal shall proceed thereafter in accordance with Part 62 of the CPR.

Reason: The Court was satisfied that the appellant met the requirements for the grant of an extension of time.

Case Name: IN THE MATTER of SRP, LLC a limited liability Company formed under the Nevis Limited Liability Company Ordinance 1995
and
IN THE MATTER of an application by PAUL B. TARTELL M.D., AND IRWIN GEDULD the Trustee of the 1996 Tartell Family Irrevocable Trust, and the 2002 Paul B. Tartell Family Trust, members of the Company, for and Order for its Judicial Dissolution pursuant to Section 52 of the aforesaid Ordinance

[SKBHCVAP2014/0029]
(Saint Christopher and Nevis)

Date: Tuesday, 20th January 2015

On paper:

Applicant: Mr. Lindsay F.P. Grant (Grant, Powell and Co.)

Respondent: Ms. Midge A. Morton (Morton Robinson, L.P.)

Issue: Application for leave to appeal

Result / Order: IT IS HEREBY ORDRED THAT:
The application for leave to appeal against the order of Williams J dated 6th October 2014 is granted.

Reason: The Court was satisfied that the applicant had met the threshold requirements for the grant of leave to appeal.

Case Name: Luxury Hotels International Management St. Kitts Limited (formerly Marriot St. Kitts Management Company, Inc.)
v
Denise Violet Stevens
[SKBHCVAP2015/0001]
(Saint Christopher and Nevis)

Date: Tuesday, 20th January 2015

On paper:

Applicant: Ms. Elizabeth Harper (Daniel, Brantley & Associates)

Issues: Application for extension of time to appeal for leave to appeal – Application for leave to appeal – Application for stay pending appeal

Result / Order: IT IS HEREBY ORDERED THAT:
1. The application for an extension of time for the filing of the application for leave to appeal is granted.

2. The application for leave to appeal the order of the Master is granted.
3. The applicant shall file and serve the notice of appeal within 14 days of the date of this order.
4. There being no appeal before this Court at present, the Court declines to consider the application for a stay pending the determination of the appeal.

Reason:

The Court was of the view that the applicant had met the requirements for the grant of an extension of time for the filing of an application for leave to appeal and was also satisfied that the applicant had met the threshold requirements for the grant of leave to appeal.

Case Name:

Bernard Auguste

v

Ian Joseph

**[SLUHCVAP2013/0008]
(Saint Lucia)**

Date:

Tuesday, 20th January 2015

On paper:

Applicant:

Ms. Edith Petra Jeffery-Nelson (Greene Nelson & Associates)

Issue:

Application for leave to withdraw as attorney for respondent

**Result / Order
& Reason:**

IT IS HEREBY ORDERED THAT:

1. In accordance with CPR 63.6(2), the applicant (Edith Petra Jeffrey-Nelson) shall provide proof of service of the notice of application on all parties, including the respondent (Ian Joseph).
2. In accordance with CPR 63.6(3), the applicant shall provide proof of service on the respondent

of the affidavit in support of the application for leave to withdraw.

3. The application for leave to withdraw as attorney at law for the respondent is adjourned for hearing by the Full Court during the week commencing Monday 26th January 2015, together with the application for leave to amend grounds of appeal.

Reason:

Case Name:

[1] Dr. Martin G.C. Didier
[2] Dr. Kannan Mathiprakasam
[3] Dr. Guruswamy Ramachandrappa
v
Royal Caribbean Cruises Ltd.

[SLUHCVAP2012/0024]
(Saint Lucia)

Date:

Tuesday, 20th January 2015

On paper:

Applicants:

Mr. Geoffrey DuBoulay (Floissac Fleming & Associates)

Issue:

Application for leave to appeal

Result / Order:

IT IS HEREBY ORDERED THAT:

1. The application for leave to appeal is granted.
2. The applicant shall file and serve a notice of appeal within 21 days of today's order, thereafter the appeal shall proceed in accordance with CPR 62.10.

Reason:

The Court was satisfied that the applicants met the threshold requirements for the grant of leave to appeal.

Case Name:

**Lazarus Paul
v
[1] Raquel Willie-Trotman
[2] Douglas Trotman
[3] Teferi Trotman minor acting and represented by
his mother Raquel Willie-Trotman**

**[SLUHCVAP2013/0028]
(Saint Lucia)**

Date:

Tuesday, 20th January 2015

On paper:

Applicant:

Mr. Gerard R. Williams (The Law Offices of Gerard R. Williams)

Respondents:

Ms. Waueen Louis-Harris

Issues:

Application for dismissal of application of leave to appeal

**Result / Order
& Reason:**

**IT IS HEREBY ORDERED THAT:
The applications herein for (1) leave to appeal filed on 31st October 2013 and (2) for dismissal of the application for leave to appeal filed on 31st December 2014 are scheduled for hearing at the sitting of the Court in Saint Lucia on Thursday 29th January 2015.**

Case Name:

**Michael Medar
v
Marie Antoinette Pauline Medar (Nee James)**

**[SLUHCVAP2014/0025]
(Saint Lucia)**

Date:

Tuesday, 20th January 2015

On paper:

Applicants: Mr. Dexter Theodore (Theodore & Associates)

Respondent: Ms. Esther Greene-Ernest (Greene, Nelson & Associates)

Issues: Application for extension of time to appeal –
Application for relief from sanctions

**Result / Order
& Reason:** IT IS HEREBY ORDERED THAT:
The application is adjourned to the next chamber
hearing date on 17th February 2015.

Case Name:

[1] Maria Jules

[2] Robert Louis

v

Mathilda Matthews

[SLUHCVP2014/0027]

(Saint Lucia)

Date: Tuesday, 20th January 2015

On paper:

Applicants: Mr. Sandy John

Respondent:

Issues: Application for leave to appeal

**Result / Order
& Reason:** IT IS HEREBY ORDERED THAT:
1. The applicant shall file a copy of the order being
appealed within 7 days of today's date.
2. The application is adjourned to the next chamber
hearing date on 17th February 2015.

Case Name:

[1] Gerald Beausoliel
[2] Mary Beausoliel representing the succession of
Anne Mary Cecile Beausoliel
v
[1] Bartholomew Sylvester
[2] Julien Sylvester
[SLUHCVAP2014/0026]
(Saint Lucia)

Date:

Tuesday, 20th January 2015

On paper:

Applicants: Ms. Edith Petra Jeffery-Nelson (Greene, Nelson & Associates)

Respondents: Mr. Huggins Nicholas

Issues:

Application for stay of execution

**Result / Order
& Reason:**

IT IS HEREBY ORDERED THAT:
Unless the appellant furnishes the Court with the order granting leave to appeal within 7 days of today's order, the notice of appeal and application for stay of execution shall stand dismissed with costs in the sum of \$750.000 to the respondent.

Case Name:

Jameison Black
v
The Queen

[SVGHCRAP2014/0010]
(Saint Vincent and the Grenadines)

Date:

Tuesday, 20th January 2015

On paper:

Appellant: In person

Issue: Application for extension of time to appeal

**Result / Order
& Reason:**

IT IS HEREBY ORDERED THAT:

1. The Registrar of the High Court shall obtain a copy of the conviction from the office of the Director of Public Prosecution and shall make a copy available to this Court within 14 days of the date of this order.
2. The Registrar shall serve a copy of the application for the extension of time on the office of Director of Public Prosecution and shall furnish this Court with proof of service.
3. The application is adjourned to the next sitting of the Court in St. Vincent and the Grenadines during the week commencing 9th February 2015.

Case Name:

[1] The Chairman and Members of the Public Service Board of Appeal
[2] The Attorney General
v
Joseph DaSilva

[SVGHCVAP2014/0012]
(Saint Vincent and the Grenadines)

Date: Tuesday, 20th January 2015

On paper:

Appellants: Hon. Mde. Judith S. Jones-Morgan (Attorney General)

Respondent: Mr. Joseph A. Delves

Issues: Application for extension of time to file amended notice of appeal, skeleton arguments and record of appeal – Application to deem notice of appeal, skeleton arguments and record of appeal properly

filed – Application for stay of execution – Application to strike out application for stay of execution

**Result / Order
& Reason:**

IT IS HEREBY ORDRED AND DIRECTED THAT:

- 1. The respondent shall furnish proof of service of the application to strike out the appellants' application within 7 days of the date of this order.**
- 2. The appellants shall file submissions in response to the respondent's application to strike out within 14 days of receipt of service of the respondent's application.**
- 3. The applications are adjourned to the next sitting of the Court in St. Vincent and the Grenadines during the week commencing 9th February 2015.**

Case Name:

**Jason Delpesche
v
The Commission of Police**

**[SVGMCRAP2014/0064]
(Saint Vincent and the Grenadines)**

Date:

Tuesday, 20th January 2015

On paper:

Applicant:

In person

Issue:

Application for extension of time for leave to appeal

**Result / Order
& Reason:**

IT IS HEREBY ORDRED THAT:

- 1. The Registrar of the High Court shall obtain a copy of the conviction from the office of the Director of Public Prosecution and shall make a copy available to this Court within 14 days of today's date.**
- 2. The Registrar shall serve a copy of the application for the extension of time on the office of the Director of Public Prosecution and shall furnish this Court with proof of service.**

3. The application is adjourned to the next sitting of the Court in St. Vincent and the Grenadines during the week commencing 9th February 2015.

Case Name:

Desmond Llewellyn

V

Rent and Drive Ltd.

[SVGMCVAP2014/0016]

(Saint Vincent and the Grenadines)

Date:

Tuesday, 20th January 2015

On paper:

Applicant:

The Law Firm of Marks & Marks

Issues:

**Application for extension of time to appeal –
Application for stay pending appeal – Application for
relief from sanctions for filing late notice of appeal**

**Result / Order
& Reason:**

IT IS HEREBY ORDERED AND DIRECTED THAT:

1. The application for extension of time to file a notice of appeal is granted.
2. The applicant shall file and serve a notice of appeal within 21 days of the date of this order.
3. There being no appeal before this Court at present, the Court declines to consider the application for stay of execution pending appeal.
4. The Court declines to consider the application for relief from sanctions because there are no applicable sanctions for the applicant to be relieved from.

Case Name:

Jinpeng Group Limited

V

Peak Hotels and Resorts Limited

Date: Tuesday, 20th January 2015

On paper:

Applicant: Ms. Lucy Hannett (Walkers)

Issues: Application for extension of time to file skeleton arguments

Result / Order: IT IS HEREBY ORDERED THAT:
1. Leave is granted to the appellant for an extension of time to file skeleton arguments.
2. The appellant shall file and serve skeleton arguments within 7 days of today's date.

Reason: The Court was satisfied that the applicant met the requirements for the grant of an extension of time