

COURT OF APPEAL SITTING

ANTIGUA AND BARBUDA

19th February 2014

APPLICATION AND APPEAL

Case Name:

**[1] The Hon. Gaston Browne (The Leader
of the Opposition)**

v

**[1] The Attorney General of Antigua and
Barbuda**

and

[2] Mr. Juno Samuel

[3] Mr. Nathaniel James

[4] Mr. Jack Kelsick

[5] Mr. Anthonyson King

[6] Mrs. Glendina McKay

[7] Mrs. Paula Lee

**(members of the Antigua and Barbuda
Electoral Commission under the
provisions of The Representation of the
People (Amendment) Act No. 12 of 2011)
(Other respondents)**

[ANUHCVAP2013/0028]

Coram:

**The Hon. Mr. Davidson K. Baptiste, Justice of
Appeal**

**The Hon. Mde. Louise E. Blenman, Justice of
Appeal**

**The Hon. Mde. Gertel Thom, Justice of Appeal
[Ag.]**

Appearances:

Appellant:

**Mr. Anthony W. Astaphan, SC, with him Ms.
Samantha N. Marshall**

Respondent:

**Mr. Justin L. Simon, QC, Attorney General for
the first respondent**

Mr. Russell Martino, SC with him Mrs. E. Patricia Simon-Forde for other respondents

Issues:

Civil appeal – Right to vote conferred by section 40 of the Constitution of Antigua and Barbuda 1981 – Interpretation of section 40 of Constitution – Whether somebody registered on the voters list is entitled to vote or qualified to vote

Result / Order:

Judgment reserved.