

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

**Civil  
Case No. 12/18 IC/CIVL**

**BETWEEN: PIERRE CHALET KOVU**  
**Of VAO village, Northeast Malekula**  
Claimant

**AND: Ps RICKY MELTENALET**  
**FIDELE MELTENALET**  
**Of VAO village, Northeast Malekula**  
  
Defendants

***Date of Hearing:***                    *17 August 2016*  
***Before Justices:***                *Douglas Fadal, Robert Niptick, Kalman Hapsai*  
***In Attendance:***                    *Claimant in Person, Defendants in Person*

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**JUDGMENT**

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Kleima emi stap mekem mo filem wan kleim I kam long kot long namba 19 July 2016 mo mekem ripot blong trespass mo damage long properties. Emi statem long claim se samtaem long namba 29 manis blong June 2016 emi plannem ol pos and tufala defendants I pulumaot ol pos samtaem long manis July 2016. So emi stap askem long kot blong tufala I pem VT 10,000 from we tufala I pulumaot ol pos, mo tu emi askem blong tufala defendant I sop blong disturbem em long ol wok blong em.



Mr Fidele emi respond on behalf blong em mo talem se emi no wan trespass we tufala I mekem from we claimer emi kam plannem pos insaed long line coconas blong tufala, mo I blokem ol buluk blong tufala. Emi talem tu se bifo Ricky emi ko pulumaot ol pose mi talem maot bifo emi pulumaot. Emi talem tu se nasara we claimer emi stap talem emi stap yet long dispute.

### COURT FINDINGS

After we kot I harem toktok blong ol parties kot I faenemaot se:

1. Dispute emi blong wan eria or nasara we emi stap yet long dispute.
2. Tufala defendant I confemem long kot se tufala I pulum maot ol pos we claimer I putum.
3. Defendants oli talem se claimer I pulum fence I kam tumas long coconas blong Ps Ricky Meltenalet sapos emi bin pulum 3 meter aot bae emi orite.

### ORDERS

1. Fidele Meltenalet bae I pem wan faen long VT 4,000 from we yu pulum maot ol pos
2. Fidele Meltenalet blong pem bak VT 1,000 we emi kot fee.
3. Tugeta payments ia I mas be made before 17 October 2016 by 4:30pm long afternun.
4. Sapos Fidele Meltenalet I fail blong comply wetem kot oda 1,2 mo 3 any long claimer I gat raet blong filem kes long ENFORCEMENT BIFO LONG Senior Magistrate long Aelan Kot we Fee emi VT 1.000
5. Tugeta parties I gat raet blong apil agensem decision sapos tufala no hapi long decision follem Aelan kot ACT CAP 167 section 22

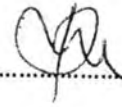


Dated at Lakatoro this 17<sup>th</sup> day of August 2016

BY THE COURT



Justice Robert Niptick



Justice Kalman Hapsai



Justice Douglas Fadal