

IN THE SUPREME COURT OF NAURU

CIVIL ACTION NO. 2/96

BETWEEN : KENNAN ADEANG

PLAINTIFF

AND : BEIYEDAGE DEIRERAGEA

FIRST DEFENDANT

CAPELLE & PARTNERS

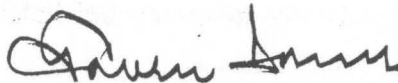
SECOND DEFENDANT

DECISION.

From a consideration of the pleadings it is clear this is a dispute between Nauruans in relation to land. The initial proceedings which resulted in an interlocutory injunction were necessary to prevent a breach of peace and were properly brought. The interlocutory injunction is in force for as long as the Nauru Lands Committee, to which this case is being transferred, desires it.

As I have said, the dispute itself is between Nauruans in respect of land and this Court has no jurisdiction to deal with it. The Nauru Lands Committee has exclusive jurisdiction in the matter. (Section 6(1) Nauru Lands Committee Ordinance 1956-63)

Consequently, I now decline jurisdiction and direct the case be transferred to the Nauru Lands Committee with a recommendation that it be considered by it as a matter of urgency.



CHIEF JUSTICE
10/6/96