

IN THE SUPREME COURT OF NAURU

Miscellaneous Cause No.15/2005

In the Matter of the Estate of Baugie Dediya deceased

In the Matter of an Application to vary  
trustees for Della and Deliah Dediya

In Chambers at 3.30 pm Monday 3 October 2005

Mr. Pres Nimes for the Applicants  
Curator of Intestate Estates in person

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Upon the advice of the Curator that she still holds letters of administration for the estate of Baugie Dediya deceased,


And Upon the evidence led by Mr. Nimes for the beneficiaries Della and Deliah Dediya both of whom are minors that they had not secured maintenance from the trustees towards education and had not been appraised of their position in regard to any estate distribution either to themselves or to their guardian.

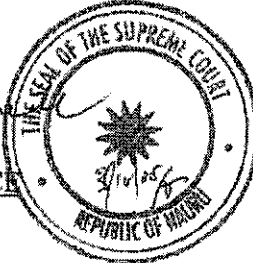
In order better to establish what the trustees had done on behalf of the beneficiaries following the advice of the Curator that part of the said estate had already been distributed.

The Court ordered as follows –

1. The Curator is to establish:-
  - a. what trust account overseas had been set up on behalf of the beneficiaries by the trustees
  - b. where the trust account with its number was located
  - c. What moneys had been placed in the account by the trustees together with a copy of the most recent account statement.
  - d. What is the total amount of the said estate distribution to this date and whether the amount placed in the trust account for the beneficiaries represents, before interest, the proper amount of the distribution in accordance with the shares established for the distribution of personalty estate to beneficiaries by the Nauru Lands Committee in a letter dated 26 June 1997 to the Curator of Intestate Estates.

2. The information sought by the Court is to be provided by the Curator of Intestate Estates within 21 days in a written report.
3. The said report is to be served by the Curator on Mr. Pres Nimes, Pleader, representing the beneficiaries Della and Deliah Dediya, and to be faxed to the Chief Justice at his Chambers in the Nauru Consulate-General, Melbourne, Fax no. (613)9650 4224.

  
Barry Connell  
CHIEF JUSTICE



3.10.05