

**IN THE COURT OF APPEAL
OF THE REPUBLIC OF VANUATU**
(Civil Appellate Jurisdiction)

Civil Appeal
Case No. 19/2396 CoA/CIVA

**BETWEEN: McGLORY KALSAKAU representing FAMILY
KALSAKAU**

First Appellants

**AND: RUSSEL BAKOKOTO representing NAFLAK
TEUFI**

Second Appellants

**AND: VAVAUTALO SOPE representing FAMILY SOPE
of Imere**

Third Appellants

**AND: SAUWI KALPUKAI representing FAMILY NUNU
NAPERIK MALA**

Fourth Appellants

AND: DIRECTOR OF LANDS

First Respondent

**AND: NATIONAL COORDINATOR OF THE CUSTOM
LAND MANAGEMENT OFFICE**

Second Respondent

**AND: ANDREW CHICHIRUA representing FAMILY
GEORGE KANO**

Third Respondent

Civil Appeal
Case No. 19/1749 CoA/CIVA

BETWEEN: FAMILY CHICHIRUA

Appellant

**And: HUMPREY TAMATA, NATIONAL COORDINATOR
OF THE CUSTOM LAND MANAGEMENT OFFICE**

First Respondent

**And: FAMILY GEORGE KANO represented by
ANDREW CHICHIRUA**

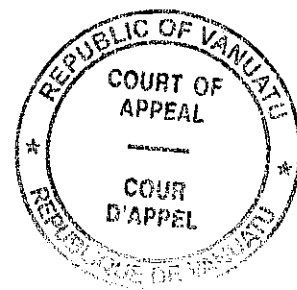
Second Respondent

AND: FAMILY KALSAKAU and OTHERS

Third Respondents

Coram:

*Hon. Justice John William von Doussa
Hon. Justice Gus Andrée Wiltens
Hon. Justice Viran Molisa Trief*



Counsel:

*Mr Sakiusa Kalsakau for the First, Third and Fourth Appellants
Mr Sammy Aron for the First and Second Respondents
Mr Jack Kilu for the Third Respondent*

Date of Hearing:

11th May 2020

MINUTE

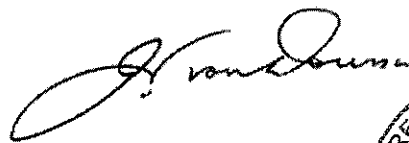
By application filed on 7 February 2020 the appellants in Civil Case No 2396 of 2019 applied to this court for clarification/review of the final judgment of the court in these appeals delivered on 15 November 2019. When the matter was called on Mr S Kalsakau for the appellants informed the court that upon reflection his clients considered that the matters which they had proposed to canvas before the court concerned a land transaction which occurred in about 1999, well before the legislation considered by the court in these appeals. The applicants therefore sought leave to withdraw their application.

The respondents raised no objection to the withdrawal of the application, and made a no application for costs.

The court granted leave to the appellants to withdraw their application.

DATED at Port Vila, this 11th day of May 2020

BY THE COURT



**The Hon John von Doussa
Judge**

