

ALAE LUA (VA'ALEPA SALE'IMOA VA'AI) & OTHERS v  
LAND AND TITLES COURT & OTHERS

Court of Appeal Apia  
Morling, Ward and Muhammad JJ  
11th November 1992

PRACTICE AND PROCEDURE - consent order on appeal

CONSTITUTIONAL LAW - The Land and Titles Court's orders are subject to review by the Supreme Court.

UPON READING the Notice of Appeal filed in the Court of Appeal.

AND UPON HEARING Dr G.P. Barton, Queen's Counsel and Mr L.R. Va'ai for the Appellants and Mr M.B. Edwards for the First, Second and Third named Respondents.

THE COURT HEREBY ORDERS by consent that -

1. THE appeal be allowed.
2. THE following Orders be substituted for the Orders of the Supreme Court.
  - (1) The Plaintiff's Notice of Motion for Declaratory Orders under the Declaratory Judgments Act 1988, is struck out.
  - (2) Paragraphs 5.1, 7,10,11,12,15 and 16.2 and Prayers (ii) and (iv) of the Plaintiffs' Statement of Claim are struck out.
  - (3) Leave is granted to the Plaintiffs to amend their Statement of Claim.
3. EACH party to pay their own cost of the application before the Supreme Court and of this Appeal.