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GREETINGS FROM THE CHIEF JUSTICE

With a view to attain, maintain and advance judicial competency, the Judicial Education Institute, [JEI], the training arm of the Eastern Caribbean Supreme Court, continues its role of educating and informing the judiciary.

The Court is committed to:

- ensuring that all justice sector personnel, i.e. judges, magistrates, registrars and court office support staff, are provided with the knowledge and skills to fairly, efficiently and competently carry out their functions;
- improving and enhancing the administration of justice through on-going training, including the efficient management of court processes and delay reduction; and
- promoting the professional and personal development of all justice sector personnel to the highest standards.

To this end a regional workshop on **Judicial Statistics** and another addressing the issues of **Judicial Ethics and Anti-corruption** have been conducted during the period April - June 2003.

It is my hope that these sessions will contribute to developing the competence and performance of the judiciary, evidenced in an improved quality of justice in the Eastern Caribbean.

Please send comments, suggestions and contributions to the newsletter at appeal@candw.lc



EASTERN CARIBBEAN SUPREME COURT NEWS

13th Commonwealth Law Conference Melbourne, Australia

As the newly elected president of the Commonwealth Judicial Education Institute (CJEI), the Honourable Sir Dennis Byron journeyed to Australia to participate in the activities of the 13th Commonwealth Law Conference. Over 1300 delegates from 44 countries assembled at the Melbourne Convention Centre during the period April 13 – 17, 2003. The programme focused on areas of “broad contemporary concern in Commonwealth jurisdictions, and in particular, on matters in which one Commonwealth jurisdiction may be able to draw from the experience of another”. Other areas included e-commerce, the admission of lawyers to other jurisdictions and legal education.

On his arrival, the Chief Justice met with Judge Sandra Oxner, Ms. Maria Dakolias and CJEI staff members. The Canadian High Commissioner hosted a reception to celebrate the occasion of Sir Dennis’ election as President of CJEI. Judge Oxner, and the Canadian High Commissioner both made brief speeches, which were followed by Sir Dennis’ response.

The meeting of Chief Justices convened on 13th April 2003. This was an all day session and was attended by twenty-seven Chief Justices. The activities were co-chaired by Chief Justice Gleeson and Chief Justice Dennis Byron.

The Prime Minister of Australia, the Honourable John Howard, officially opened the Conference; and formal sessions commenced on 14th April 2003. Topics covered included:

- **Publishing the Courts: Judgments and Public Information on the Internet** – The Hon. Lord Justice Henry Brooke, Prof. Graham Greenleaf, The Hon. Justice Dato’ G. Sri Ram
- **Law and Journalism** (Session 1) – Mr. Johnathan Ames, Mr. Marcus Priest, Mr. David Hecht, Prof. Martin Chanock, Ms. Prue Innes, Prof. Robert Martin
- **Law and Journalism** (Session 2) – Mr. Johnathan Ames, Mr. Marcus Priest, Mr. David Hecht, Prof. Martin Chanock, Ms. Prue Innes, Prof. Robert Martin
- **Judicial Ethics** – The Hon. Judge Keith Hollis, Dr. Nihal Jayawickrama, The Rt. Hon. Lord Justice Johnathan Mance

- **The Future of Human Rights – Is There One?** – Dr. Rodger Chongwe S.C., The Rt. Hon. Sir Zelman Cowen AK, Dr. Kamal Hossain, The Hon. Justice Michael Kirby AC
- **The Role of the Chief Justice in Different Parts of the Commonwealth** – The Hon. Justice Richard Banda S.C., The Hon. Justice Sakala, The Hon. Justice Constance Glube
- **Enhancing Democracy: Human Rights Protection and the Common Good** – The Rt. Hon. The Lord Phillips of Worth Matravers, The Hon. Justice Albie Sachs, Mr. Karpal Singh
- **The Law, Globalisation and the Common Good** – The Rt. Hon. Christopher Patten C.H., External Relations Commissioner, The European Commission
- **The International Role of the Judiciary** – The Rt. Hon. The Lord Woolf of Barnes, Lord Chief Justice of England and Wales
- **Judicial Education** – The Hon. Justice Sophia Akuffo, Master Christie-Ann Morris-Alleyne, Mr. Livingston Armytage, The Hon. Judge Sandra Oxner, Mr. Amir-UI Islam, The Hon. Justice Don Sawong, The Hon. Lord Justice Mark Waller, Ms. SeeWee, Director
- **Old and New – Commonwealth Final Appellate Courts and Their Perspectives on the Common Law** – The Rt. Hon. Sir Anthony Mason AC, The Rt. Hon. Sir David Simmons KA

These presentations are available **on CD-ROM** at the Eastern Caribbean Supreme Court Headquarters. Additional speeches may also be viewed at the Australian Law Council's Website: www.lawcouncil.asn.au/clcspeeches.html

Sir Dennis departed Melbourne, Australia at 10:30 a.m. on **April 18th**, and arrived in Los Angeles at 7:20 a.m. on the same **April 18th**! He had the rare experience of seeing two Good Fridays - having crossed the date line!

Transcriptionists Training

Recently, the Supreme Court and Magistrates Courts of the Independent Member States of the Eastern Caribbean Supreme Court [ECSC] received audio recording equipment, which has been setup in the courtrooms. Earlier in the year, training was conducted for staff from each court office in these islands in the use and setup of the equipment.

In June 2003 five persons from Saint Lucia commenced a 2-month training programme with the BVI Academy of Court Reporting. Three of the persons were selected from the High Court and two from the Magistrates Court. These persons will be trained in the following areas: English and Punctuation, Legal Terminology, Medical Terminology, Keyboarding, and Transcript Preparation. A one-week Internship programme will also be included in the training.



The candidates completing the programme would be Certified in the preparation of the transcript of the proceedings. It is anticipated that once this programme is complete, plans will be made to commence training of another group of persons from the different islands, in order to have

available certified transcriptionists in all the islands where audio recording equipment has been provided.

All of the training is being funded by the USAID/Jamaica Administration of Justice Program for the Caribbean.

RECORDS & INFORMATION MANAGEMENT MONTH (RIMM)

APRIL 1 – 30, 2003

Each year the Association of Records Managers and Administrators (ARMA), represented by records and information management professionals (records managers, archivists, librarians, human resource managers, systems analysts, software vendors, etc.) in more than 30 countries world-wide, including USA, UK, Canada, Philippines, and the Caribbean, as a means of highlighting the value of records and information to the corporate world, celebrate **Records and Information Management Month** in April.

This year the Eastern Caribbean Supreme Court joined in the celebrations under the theme: **Information Management: The Way Forward.**

The primary objectives of the month's activities were:

- To educate and inform persons of what Records and Information Management really is.
- To highlight the value that Records and Information Management personnel provide to the organization.
- To identify specific areas that the department addresses behind the scenes.

The month was launched with an opening ceremony in the Court's conference room, which was attended by members of staff and a small contingency of information professionals from neighbouring organizations. Guests included: Margot Thomas, Archivist, National Archives; Pauline Thomas, Hunter J Francois Library; Vanesta Moses-Felix, Documentalist, Office of the Prime Minister; and Monica Chandler & Angeline Remy, Ministry of Tourism & Civil Aviation. Guest presenter was Naula Williams, Head of Information Services, OECS Secretariat. The Chief Justice, although out of office, was able to address the gathering, and declare the month of celebration open ... thanks to technology!

The imperatives of a successful Records and Information Management Program were identified via a display.

A different area was focused on each week:

1. **Creation of Records** – the need for authenticity – the difference between records and non records – accountability – responsibility of creators of records – workflow (creation to receipt by records unit), etc.
2. **Storage** for quick and easy retrieval – the impact that standardized procedures have on this – classification/indexing system, etc.
3. **Dissemination/Use** – control measures – accountability/responsibility, etc.
4. **Disposal** – the need for a controlled retention program – archiving – final destruction, etc.

Report on Level of Participation in Surveys Conducted
by
the Eastern Caribbean Supreme Court

The Eastern Caribbean Supreme Court recently undertook an assessment of the achievement and impact of the Court Computerization Project within the Judicial System and a computer literacy needs assessment survey of the judges.

For the former activity, the assessment took the form of visits to the High Court Offices of three Member States namely Antigua & Barbuda, St. Lucia and St Vincent & the Grenadines. Key courts personnel from all the court offices were requested to complete an assessment instrument and submit to the ECSC.

In the latter activity, the instrument was transmitted via facsimile and electronic mail.

Responses from the Court Computerization Project exercise (see table below) reflects that a total of 24 completed questionnaires were received. An average of 5 completed questionnaires from each of the 9 Member State was expected. This would have resulted in the potential analysis a total of approximately 45 questionnaires. No questionnaires were received from St. Kitts & Nevis. The largest number of completed instruments was received from Antigua & Barbuda.

Member State	No. of High Court Judges	No. of Registrars	No. of Magistrates	No. of Clerks/ Court Admins /Case Mngrs	No. of Computer Personnels	Total
1. Anguilla	-	1	-	-	-	1
2. Antigua & Barbuda	2	-	-	2	2	6
3. BVI	1	1	1	2	-	5
4. Dominica			1			1
5. Grenada	1	-	-	1	1	3
6. Montserrat	-	1	-	1	-	2
7. St. Kitts & Nevis	-	-	-	-	-	0
8. St. Lucia	1	-	-	1	-	2
9. St. Vincent & the Grenadines	2	1			1	4
Total Responses	7	4	2	7	4	24

Twelve judges returned their copies of the instrument administered during the Computer Literacy Needs assessment Survey, however one was not completed. From the responses, we were able to compile the following information:

Basic Computer Literacy:

I can only use some programs ...	4
I can use all programs ...	6
I can run 2 programs ...	4
I can run several programs and cut and paste ...	2

Productivity

I use WP for most written communications ...	8
I occasionally use WP ...	2

Research

I use email/Internet at least weekly ...	3
I use email/Internet daily ...	8
I bookmark Internet addresses ...	7

JEMS

I have never used JEMS	5
I have used JEMS but am unfamiliar with its full potentials	6
I have used JEMS but do not know how to generate reports	4
*I Cannot now access JEMS	2

Training Needs:

Basic Computer Literacy

Introductory training ...	2
Refresh skills	5
Hardware issues/basic trouble-shooting:	7
Confident in basic literacy ...	2
Specific: Keyboarding Skills ...	1

Productivity

Refresh skills	9
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Research

Need training, but not priority	1
Initial Internet training	2
Retraining for Internet usage	3

Writing simple web pages	6
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JEMS

Introductory training ...	3
Capabilities ... presentation of critical reports	8
Refresh skills	5

* Network now being set up.

* Two different reasons given to me:

1. My version of Windows 98 is not compatible with the updated version of JEMS. Need to replace with Windows XP or 2000.
2. There is a technical problem with my Toshiba that has to be found and fixed.

We would like to thank all the persons who took the time to respond, and we anticipate that in the future we will receive 100% cooperation as we work together in the advancement of the delivery of justice in a timely manner.

REPORT ON THE REGIONAL WORKSHOP ON JUDICIAL STATISTICS

Organized by The Supreme Court of the Eastern Caribbean
& The Justice Studies Center of the Americas.

For two days, April 28 & 29, 2003 judges, court administrators, librarians, registrars, magistrates, clerks, statisticians, case managers and press representatives, wended their way to Cara Suites Hotel, St. Lucia, the venue for a regional workshop, on judicial statistics, sponsored by the Eastern Caribbean Supreme Court, [ECSC] and the Justice Studies Center of the Americas [JSCA]. The workshop focused on the general theme of *Judicial Statistics*, but particular attention was paid to the building of *efficient Judicial Information Systems*.



Luciana Sanchez [1] Programme Manager and Andres Baytelman, Consultant, Justice Studies Center of the Americas

This workshop was made possible through financial support from USAID, and the formalization of a cooperation agreement, by way of a public signature, between ECSC & JSCA.

Forty persons from different Caribbean States participated in the Workshop. Although most of the attendees were from the Eastern Caribbean States, representatives from the court systems of Jamaica, Trinidad and Tobago, Guyana, the USA and The Bahamas also were in attendance.

The working sessions were opened by Mr. Karl Hudson Phillips Q.C., Member of the Board of Directors of JSCA and Sir Dennis Byron, Chief Justice of the ECSC.

The agenda for the meeting was developed by JSCA and the ECSC jointly, taking into account the actual situation and needs of judicial information systems in the English speaking Caribbean region, and especially the ongoing activities of the ECSC to improve the quality and use of the judicial statistics in the Eastern Caribbean.

JSCA provided materials developed based upon the experience of Latin American countries and its needs. [The Manual Coding and Decoding, which is part of a more comprehensive project JSCA is carrying out on Judicial Statistics, was translated into English and published on JSCA's web site for the occasion and provided as reading material for the Workshop.]

The workshop took the form of debates, to allow for interaction among the participants. Several weeks before the workshop, members of the target group were asked to provide the available statistical information about the workings of their judicial system, with a brief description of the system used to collect, process and disseminate this statistical



Small group sessions

information. This way we could have some basic information about the different situation in the different States.

The first day, discussions revolved around:

the nature of judicial statistics, use of judicial statistics, requirements for building judicial information systems, possible contents of this information systems, and problems on collecting and processing the data.

The second day we worked in smaller groups, which were asked to identify and discuss:

basic indicators being used in their respective countries; five indicators they would like to know from other countries; three products they think their judicial information systems should produce in the near future; and areas they would like the Justice Studies Center to assist them with.



Through the two days of work, the participants came to the following conclusions:

- The knowledge participants have about judicial statistics and judicial information systems was uneven.
- The expectations about what kinds of uses and results this systems could or should have were very different, depending on the position of the person in the justice system.
- There was confusion surrounding the topics, because of operation of other similar endeavors, such as case-management software, computerization or wiring of the courts. This produced some confusion about what should be expected from each kind of product, and how they relate to each other. It was also confusing to know what is really needed to start building a judicial information system, and the abilities required.
- About the relationship between management and judicial information systems, it was said that “you can’t manage what you can’t measure”.
- The need for measuring judicial and employees performance was expressed, along with a need to clarify the assignment of responsibility.
- Another thing important to be measured was said to be the duration of the different procedures, for achieving an improvement of the timelines.

- Statistics were said to be useful to justify to the people the use of public money; both to produce accountable results and as a way to get more resources.
- It was also established that there is a need to clarify the information about the judiciary to the general public and to the decision makers, and that statistics could help to do so.
- Finally, participants established that to build an efficient judicial information system requires the identification of the kind of information that is really useful to the different users (decision-makers inside and outside the judiciary, general public, etc), and that this will certainly help to identify where the problems are.

QUESTIONS:

1. Which basic indicators are you using in your countries?
2. Which are the five indicators you would like to know from other countries?
3. Which are the 3 products you think your judicial information systems should produce in the near future?
4. What you would like the Justice Studies Center to assist you with?

GROUP ONE:

Question 1

- Measure the time taken by several key activities
- Number of cases filed in any period, disaggregate this by jurisdiction.
- Cases disposed in a particular area. Stage in which the disposition took place, by type of case.
- Cases pending at the end of the period
- Cases per functionary
- Number of orders that were made in the period

Question 2:

- What kind of income and outcome are they experiencing in terms of cases: cases filed, cases disposed, by jurisdiction, by type.
- Number of cases a particular judge will deal with in a determined period. Workload per judge: hearings, full trials, average time a judge spends on the bench.
- Budget of a particular court: investment and operational costs
- Time taking in disposal of cases, adjournments (specially in the magistrates court)
- Time between filings and dispositions
- Time between the hearing and the delivery of judgment

- Technology used, procedures they follow (handwritten notes of evidence, audio recordings, how it impacted in the time the procedure takes)
- Type of procedures used

Question 3.

Purposes: decision making and accountability, persuade the policy makers. Let the public know what is going on.

Question 4.

- Annual reports of other countries
- Annual reports of support services
- Budget reports
- Assistance with judicial records management

GROUP TWO:

Question 1.

- Dismissal rate
- Trial rate, number of cases that went through the system
- Case type, what is happening in terms of types of cases
- Adjournment rate
- Number of cases that are in the backlog
- Conviction rate
- Collection of fines rate
- Number of cases disposed at the pre trial stage

Question 2:

- Ratio of case load per judge
- Ratio of stage per judge
- Average time of filing to disposition
- Clearance rate
- Disposition of cases per judge
- Training and resource allocation indicators,

Question 3:

- Standardized reports
- Report of the number of the filings by case type
- Recidivism reports in juvenile matters

Question 4.

- Information about Software for data management
- Training opportunities about data management
- Comparative information on justice reform from various jurisdiction
- Assistance with community relations and outreach programs
- Improve access to journals and publications on justice affaires

GROUP THREE:

Question 1.

- Level of judicial activity (events)
- Increase/decrease of cases filed by case type
- Percentage of capital punishment sentences

Question 2:

- Timeframe between filing and disposition
- Number of cases determined, and disposed by case type per judge.
- Number of new filings processed per staff member daily
- Timeframe from arrest to trial
- Prison population per 100,000 inhabitants
- Timeframe from completion of trial to completion of court of appeal record
- Number of criminal cases heard which ended in conviction (conviction rate)

Question 3:

- Minimum set of indicators for reporting of each court
- Annual report
- Court performance standards

Question 4.

- Measuring impact and results of reform programmes
- Identifying the most useful indicators for use by court administrator
- Providing information to assist with computerization system
- Provision of training to management of data

MAGISTRATES WORKSHOP
4th – 6th June 2003
St. Lucia

The Judicial Education Institute [JEI] in collaboration with the Commonwealth Secretariat and the Commonwealth Magistrates and Judges Association [CMJA] organized a Magistrates Workshop on *Judicial Ethics and Anti Corruption Issues* from June 4 – 6, 2003 at the Windjammer Landing Villa Beach Resort, St. Lucia. The Commonwealth Secretariat and the OECS Judicial Legal Reform Project sponsored the workshop.

The workshop was a follow up to a Judicial Colloquium on Judicial Corruption held in Limassol, Cyprus in June 2002. One of the recommendations coming out of the Colloquium in Cyprus was that Judicial Officers should receive continuous training on Judicial Ethics and Corruption. The Magistrates Workshop held in St. Lucia over was as a result of that recommendation.



The Magistrate's Workshop: Facilitators & Participants

The participants included magistrates of all levels of the Eastern Caribbean Supreme Court, along with a magistrate each from Guyana, Jamaica and the Bahamas.

The programme was organized in such a way that the Magistrates were required to prepare well in advance a number of subject areas, so that they could share their knowledge and experiences on these areas at the workshop. Attempts were also made to ensure that the participants were able to use the information from the sessions to train their fellow magistrates in the various jurisdictions.



The facilitators for this Workshop were Hon. Justice Adrian Saunders, the Chairman of the JEI and Ms. Bernice Lake, QC, Attorney at Law.

Hon. Adrian Saunders made a presentation on the **Rudiments of Judicial Training**, in which he demonstrated the importance of proper training styles to maximize the best results. Ms. Bernice Lake QC gave the keynote address on **Judicial Corruption** in which she focused on the causes of

<i>Hon. Justice Adrian Saunders</i>	major contributor to	<i>Ms Bernice Lake, QC</i>
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of tenure and inadequate remuneration.

At the conclusion of the workshop participants were requested to complete evaluation forms. There were fifteen respondents from the workshop. [On a scale of 1-5 with 5 being the highest] the participants were asked the following questions:

1. Did the workshop achieve its objective?
2. How effective did you find the presentations?
3. Were the group discussions useful?
4. Will the overall workshop influence your approach to Judicial Ethics?

The participants all returned scores of 4 and 5. Among comments noted were the following:

It has opened my eyes to things that are unethical/corruption that I was not aware of. It will lead to improved personal conduct.

This workshop has given the participants a more profound insight into the pitfalls of corruption in the judiciary and how it affects the society as a whole.

The participation of the Magistrates was of an exceptionally high standard. There was full participation by all the parties involved. The conference was competently organized and executed. Justice Saunders was an able pilot for the ship.

This workshop is an excellent initiative, truly commendable effort to obtain a regional integrated approach to ethical issues that challenge the integrity of the judicial functionaries in the region, particularly the Magistrates.

The workshop achieved its objectives to extend our awareness and to sharpen our focus on corruption as a monster that can destroy us and erode public confidence in and reliance on us as arbiters of justice.

A most productive and interactive workshop, which realized all its objectives - very pragmatic.

FROM THE OECS

MONTSERRAT

The Montserrat Magistrate's Court in a Volcano Crisis

The Courts in Montserrat – The Court of Appeal, The High Court and the Magistrate's Court all became an "itinerant" Court in a single jurisdiction, within an area of 9 square miles.

At the onset of the Volcano Crisis in 1995 the Magistrate's Court was conducted in the main Court House in the capital Plymouth. This building housed the Legislative Council on the top floor and the Court, the Supreme Court Registry, the Registrar's Office the Magistrate's Office and Law Library. The Court of Appeal and the High Court sat there, and on those occasions the Magistrate moved to another location. During the first quarter of 1995 the Magistracy was assigned a dedicated Court in the old Radio Antilles offices.

In 1996, six months after the onset of the crisis, the first evacuation from Plymouth was ordered and the Courts had to move. The first move was to a private dwelling house in Salem. The Court of Appeal and the High Court were not immediately affected, but the Magistrate's Court had to function without interruption.

In this private dwelling the Court sat in the living room, the dining room became the Clerks Office and the Master Bedroom was allocated to Her Worship Mrs. Ryan. Mrs. Ryan completed her contract shortly after and was succeeded by a retired English Magistrate, Mr. Eric Crowther. Another bedroom was occupied by the Registrar's Office. The files from the Court and the Registry were loaded into separate containers and stored elsewhere.

The volcanic activity increased; the exclusion zone moved further north. The building now fell within the exclusion area and another move was made.

While seeking better accommodation, the Magistrate held Court in an abandoned building at the Defence Force Camp at Gerald's, but shortly thereafter accommodation was found in a building that would house the Attorney

General 's Chambers, the Magistrate's Office and the Registrar's Office.

It was now time for the High Court to sit, and a building was rented for the purpose. The Magistrate seized the opportunity to establish a foothold there for the Court. At this time a new Magistrate was appointed. He was formerly a Justices Clerk in England and was not bothered about an active volcano. In fact, he presided as Coroner inquiring into the death of persons who died from volcanic activity.

At the time of the trial of our great Bank Robbery, the High Court Judge held Court in a large school building, while in an adjacent school building, the Senior Magistrate held the Coroner's Court inquiring into the death of the 'volcano victims" (for 2 months) while the Acting Magistrate carried on the normal work of the Magistracy in another classroom. A Jury Room was provided in another classroom, while the Judge's Chambers was tucked away in a tiny room adjacent to the Court. It was inauspicious but provided direct entrance to the Court.

After these vicissitudes the Magistracy, the Court, the Registrar and the Judge are now accommodated at the Temporary Government Headquarters which is a group of container-like units housing the Chief Minister's office, the Ministries of Finance, Health and Education, Inland Revenue, Audit, Treasury and Administration.

Facilities are crowded and inadequate; there is still insufficient space. Some files are still in containers, but having experienced less salubrious quarters adjustments are made.

The Magistrates: Mrs. Anna B. Ryan served in happier days, and left at the end of her contract. Mr. Jean Kelsick, a Barrister agreed to act for about 2 weeks, as did Mr. Colin Meade. Mr. Eric Crowther a retired Stipendiary Magistrate from London spent 3 months. Mr. Rhys Burris was next appointed in 1997 on a one-year contract. He was the Coroner inquiring into the "volcano deaths". The Inquiry took two months of daily sittings, and had great public interest. He was not offered a new contract.



Mr Karney Osborne

During the Inquest E. Karney Osborne a Lay Magistrate was appointed to act as Magistrate until the appointment of Mr. Brian Cottle in June 1999.

Mr. Cottle was appointed Attorney General February 2000 and was succeeded by Mr. Clifton Warner in May 2000.

Statistics

Here is a brief overview of the trend in cases.

The base year is 1995 when the population was 10,324. The Volcano erupted in 1995, and by 1996 the population was reduced to 7867.

1997	6094
1998	2726
1999	3417
2000	3853
2001	4517
2002	4501

It is interesting to note that in 1996, 33 drug-related cases passed through the Court when the population was 7867, but in 1997 at the height of the crisis when the population was 6094, the drug related cases numbered 66. This figure may have resulted from greater vigilance by the Police or increased mental stress due to the volcano activity.

Funding would ensure a proper recording and analysis of the statistics that should prove useful and interesting.

**Judicial Appointments for the period
April to June, 2003**

Eastern Caribbean Supreme Court

- [1] Appointment of **His Lordship, the Hon. Justice Ephraim Georges** to act as a Justice of Appeal of the Eastern Caribbean Supreme Court with effect from 1st to 31st May, 2003.
- [2] Appointment of **His Lordship, the Hon. Justice Brian Alleyne, SC** to act as a Justice of Appeal for the purpose of a sitting of the Court of Appeal in Tortola for the period 18th to 21st June, 2003.

Antigua and Barbuda

- [3] Appointment of **Ms. Turkessa Benjamin** as Acting Assistant Registrar, Registrar's Division for the periods 27th January to 27th April, 2003 and 28th April to 30th May, 2003 vice Ms. Veronica Thomas on leave on maternity leave.
- [4] Appointment of **Mrs. Cecile Hill** as Registrar, Land Registry Division on contract for a further period of one [1] year with effect from 2nd February, 2003 to 1st February, 2004.

Commonwealth of Dominica

- [5] Termination of acting appointment of **Mr. Reginald Winston** as Registrar, Registrar General and Provost Marshall for the period 18th to 31st March, 2003 while he attended a Registrar's Workshop in Trinidad and Tobago.
- [6] Appointment of **Mr. Ronald O. P. Armour**, Magistrate to act in the office of Chief Magistrate from 17th to 22nd April and 6th to 16th May, 2003 vice Mrs. Joan Joyner due to proceed on vacation leave.
- [7] Appointment of **Ms. Celia Delauney** to the office of State Attorney with effect from 30th October, 2002.
- [8] Appointment of **Ms. Sandra Julien**, State Attorney to act in the office of Registrar, Registrar General and Provost Marshal for the period 16th to 23rd April, 2003 vice Mr. Reginald Winston who is on vacation leave.

Grenada

- [8] The renewal of contract of **Mr. Hugh Wildman** with effect from 1st November, 2002 to 31st December, 2003.

St. Christopher and Nevis

- [9] Appointment of **Ms. Heidi-Lyn Sutton** as a Legal Counsel in the Legal Department with effect from 1st April, 2003.

Saint Lucia

- [10] Appointment of **Ms. Louise Esther Blenman** as Solicitor General on contract for a period of three [3] years with effect from 1st August, 2003.

WRITTEN JUDGMENTS

The following are written judgments available for the months of April – June 2003:

COURT OF APPEAL JUDGMENTS

ANGUILLA

Leeward Isles Resorts Limited v Charles Hickox

Anguilla

Civil Appeal No. 02/2001

Redhead, J.A.

Delivered: 03/04/03

ANTIGUA & BARBUDA

Bank of Antigua v Errol Williams

Antigua & Barbuda

Civil Appeal No 23/2001

Georges, J.A. (Ag).

Delivered: 03/04/03

H.M.B. Holdings v The Cabinet of Antigua and Barbuda et al

Antigua & Barbuda

Civil Appeal No 16/2002

Redhead, J.A.

Delivered: 30/05/03

British American Insurance Company Ltd v The Attorney General of Antigua & Barbuda

Antigua & Barbuda

Civil Appeal No 20/2002

Byron, C.J.

Delivered: 18/06/03

B.V.I

Sparkasse Bregenz Bank AG v Associated Capital Corporation

B.V.I

Civil Appeal No 10/2002

Byron, C.J.

Delivered: 18/06/03

ST. LUCIA

Martinus Francois v Petrus Compton

St. Lucia

Civil Appeal No 08/2002

Byron, C.J.

Delivered: 18/06/03

Noelina Maria Prospere v Frederick Prospere etal

St. Lucia

Civil Appeal No 30/2001

Byron, C.J.

Delivered: 18/06/03

HIGH COURT JUDGMENTS

ANTIGUA & BARBUDA

Volmer Cochrane v Royal Bank of Canada et al

Antigua & Barbuda

Civil Suit No ANUHCV2000/0319

Mitchell, J.

Delivered: 01/05/03

Baldwin Spencer v Guy Yearwood et al

Antigua & Barbuda

Civil Suit No. ANUHCV2003/0139

Mitchell, J.

Delivered: 23/06/03

Dave George et al v Sir Alister McIntyre et al

Antigua & Barbuda

Civil Suit Nos. ANUHCV2002/0545, ANUHCV2002/0546, ANUHCV2002/0551

Mitchell, J.

Delivered: 24/06/03

BRITISH VIRGIN ISLANDS

Citco Banking Corporation N V v Pusser's Limited et al

B.V.I

Civil Suit No. 0218/1994

Benjamin, J.

Delivered: 07/04/03

Margaret Penn v British Virgin Islands Ports Authority

B.V.I

Civil Suit No. 109/2000

d'Auvergne, J.

Delivered: 07/04/03

Edread Stoutt v Commisioner of Police for the British Virgin Islands et al
B.V.I
Claim No. 119/2001
d'Auvergne, J.
Delivered: 30/05/03

DOMINICA

Ken George v Davina Lugay
Dominica
Suit No. HCV 0427/2002
Cenac, J.
Delivered: 03/04/03

GRENADA

Kenton Collinson St Bernard v The Attorney General of Grenada et al St. Bernard v A-G et al
Grenada
Civil Case No. 0084/1999
Barrow, J
Delivered: 06/04/03

Regina v Peter Duncan
Grenada
Case No. 58/2003
St. Paul, J
Delivered: 08/04/03

In the Estate of Mary lewis...v Ovan Lewis
Grenada
Civil Case No. 450/2000
St. Paul, J
Delivered: 15/04/03

Joseph Felix v Errol Cooper
Grenada
Claim No. GDAVHCV2001/0677
St. Paul, J
Delivered: 15/04/03

Kariyma Abdul Lateef v Michael Armstrong et al
Grenada
Civil Case No.GDAHCV1999/0124
Barrow, J
Delivered: 15/04/03

The Grenada Technical ETC v THe Public Service Commision ETC
Grenada
Civil Case No. GDAHCV 2001/0692
Barrow, J
Delivered: 28/04/03

ST CHRISTOPHER & NEVIS

Cable & Wireless St Kitts & Nevis Limited v The National Telecommunications Regulatory Commission
St. Christopher & Nevis
Civil Suit No SKBHCV2003/0053
Mitchell, J
Delivered: 15/04/03

Constance Mitcham v Dawud St L Byron
St. Christopher & Nevis
Civil Suit No SKB1992/0276
Mitchell, J
Delivered: 15/04/03

Garfield Michael v House St Kitts Ltd
St. Christopher & Nevis
Civil Suit No SKB2002/0149
Mitchell, J
Delivered: 15/04/03

St Kitts-Nevis Finance Company Limited v Avril Francis
St. Christopher & Nevis
Civil Suit No SKBHCV2000/0129
Mitchell, J
Delivered: 15/04/03

Vaughn Warner v Ivan Harris
St. Christopher & Nevis
Civil Suit No SKBHCV1997/0080
Mitchell, J
Delivered: 15/04/03

Richard Lupinacci v Garfield Claxton et al

St. Christopher & Nevis
Claim No. NEVHCV2002/0156
Baptiste, J
Delivered: 16/04/03

Claude Gerald v The Government of Montserrat et al

St. Christopher & Nevis
Action No. M6/2000
Baptiste, J
Delivered: 28/04/03

Junie Gumbs v The Attorney General of St Christopher and Nevis et al

St. Christopher & Nevis
Suit No. SKBHCV2002/0046
Baptiste, J
Delivered: 28/04/03

ST. LUCIA

Barbara Joseph v Rytis Joseph

St. Lucia
Suit No. D51/2001
Hariprashad-Charles, J.
Delivered: 09/04/03

Vance Chitolie v The Attorney General of Saint Lucia et al

St. Lucia
Suit No. 161/2002
Hariprashad-Charles, J.
Delivered: 19/05/03

Regis Frank Ju Pierre et al v St Lucia Water and Sewerage Authority et al

St. Lucia
Claim No. 354/1994
Hariprashad-Charles, J.
Delivered: 20/05/03

The St Lucia Coconut Growers Association v Park Estates (1962) Limited et al

St. Lucia

Claim No. SLUHCV0005/1984

Hariprashad-Charles, J.

Delivered: 27/05/03

Parry Husbands v Cable & Wireless

St. Lucia

Claim No. SLUHCV2002/1193

Hariprashad-Charles, J.

Delivered: 29/05/03

Lawrence Winsbert Maxwell v Patrick Joseph

St. Lucia

Petition No. 475/2002

Hariprashad-Charles, J.

Delivered: 30/05/03

Albert Isembert v Samson Albertine

St. Lucia

Claim No. 439/2001

Hariprashad-Charles, J.

Delivered: 06/06/03

Mildred Samuel v Adrian Dolcy

St. Lucia

Claim No. SLUHCV2001/0422

Hariprashad-Charles, J.

Delivered: 16/06/03

The Queen v Lucien Maximin

St. Lucia

Case No. 63/2002

Hariprashad-Charles, J.

Delivered: 16/06/03

Augustin Biscette v Club Mediterranee

St. Lucia

Suit No. 645/2000

Shanks, J.

Delivered: 08/05/03

Sophie Barnard v Simon Gajadhar

St. Lucia

Suit No. 1131/2002

Shanks, J.

Delivered: 13/05/03

Group MGA International et al v Rochamel Construction Ltd et al
St. Lucia
Suit No. 0073B/2001
Shanks, J.
Delivered: 27/05/03

National Contractors Limited v GPEC International Limited et al
St. Lucia
Suit No. 758/2002
Shanks, J.
Delivered: 02/06/03

Neville Cenac v Attorney General
St. Lucia
Suit No. 904/2002
Shanks, J.
Delivered: 02/06/03

Christopher Flermius v Andre Solomon et al
St. Lucia
Suit No. 1041/2002
Shanks, J.
Delivered: 03/06/03

Donavan Isidore v Attorney General et al
St. Lucia
Suit No. 380/2002
Shanks, J.
Delivered: 04/06/03

Augustin Tate v Ricky Plant
St. Lucia
Suit No. 571/2001
Shanks, J.
Delivered: 06/06/03

Michael Walker et al v Samuel Francis
St. Lucia
Suit No. 361/1994
Shanks, J.
Delivered: 13/06/03

Justin Elcock et al v Jn Baptiste Auguste
St. Lucia
Suit No. 499/2000
Shanks, J.
Delivered: 20/06/03

Terrance Monrose v David Wallace

St. Lucia
Suit No. 116/2001
Shanks, J.
Delivered: 25/06/03

Anastasia Decoteau v Norbert Francis

St. Lucia
Suit No. 159/2003
Shanks, J.
Delivered: 23/06/03

ST. VINCENT & THE GRENADINES

Webster Jordan v Dipcon Engineering Services Limited

St. Vincent
Civil Suit No. SVGHCV0395/1996
Alleyne, J.
Delivered: 16/06/03

Eden Fraser v Josiah Rodney

St. Vincent
Civil Suit No. SVGHCV0153/2001
Alleyne, J.
Delivered: 04/06/03

Cable & Wireless (West Indies) Limited v The National Telecommunications Regulatory Commission

St. Vincent
Civil Suit No. SVGHCV104/2003
Alleyne, J.
Delivered: 10/06/03

Matilda Antoine v Claude Theobalds et al

St. Vincent
Civil Suit No. SVGHCV0103/2003
Alleyne, J.
Delivered: 06/06/03

Leroy Lewis v Bernard Mascoll

St. Vincent
Civil Suit No. 492/2000
Bruce-Lyle, J.
Delivered: 07/04/03

Deleted: On the Bench!

EASTERN CARIBBEAN SUPREME COURT

Deleted: ¶
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As at 30th June 2003

The Chief Justice

His Lordship, the Hon. Chief Justice, Sir Dennis Byron – Saint Lucia

Justices of Appeal

His Lordship, the Hon. Justice Albert Redhead – Saint Lucia

His Lordship, the Hon. Justice Adrian Saunders – Saint Lucia

His Lordship, the Hon. Justice Ephraim Georges [Ag.] - Antigua & Barbuda

High Court

Her Ladyship, the Hon. Justice Suzie d'Auvergne – British Virgin Islands

His Lordship, the Hon. Justice Dunbar Cenac – Commonwealth of Dominica

His Lordship, the Hon. Justice Kenneth Benjamin – Grenada

His Lordship, the Hon. Justice Brian Alleyne, SC – St. Vincent & The Grenadines

His Lordship, the Hon. Justice Don Mitchell, QC – Antigua & Barbuda

Her Ladyship, the Hon. Justice Indra Hariprashad-Charles – Saint Lucia

His Lordship, the Hon. Justice Frederick Bruce-Lyle – St. Vincent & The Grenadines

Her Ladyship, the Hon. Justice Charmaine Pemberton – Saint Lucia

His Lordship, the Hon. Justice Hugh Rawlins – British Virgin Islands

His Lordship, the Hon. Justice Davidson Baptiste – St. Christopher & Nevis

Her Ladyship, the Hon. Justice Ola Mae Edwards – Anguilla; Montserrat

Her Ladyship, the Hon. Justice Rita Joseph-Olivetti – Antigua & Barbuda

His Lordship, the Hon. Justice Lyle St. Paul, OBE, CBE, [Ag.] - Grenada

His Lordship, the Hon. Justice Denys Barrow, SC [Ag.] – Grenada

His Lordship, the Hon. Justice Murray Shanks [Ag.] – Saint Lucia

Master Brian Cottle – St. Lucia

Master Cheryl Mathurin – Antigua

Mrs. Ianthea Leigertwood-Octave, Chief Registrar - Saint Lucia