



**EASTERN CARIBBEAN
SUPREME COURT**

VOLUME 11, NUMBER 3

E-Newsletter

JULY—SEPTEMBER 2010



FROM THE DESK OF THE CHIEF JUSTICE

Dear Readers

It is always good to address you through this newsletter. Our readers are important to us and we relish the opportunity to share information with you on the workings of the Court over the various periods.

Over the period July to September 2010 the Court continued to place its focus on reform initiatives, some of which I think it imperative to make mention of.

The Rules Review Committee which was set up specifically to review the Civil Procedure Rules 2000 continued work on this initiative throughout this period. The final consultations with the constituent bar associations were held. The process will culminate in the promulgation of the Civil Procedure Amendment Rules and Practice Directions. Sincere appreciation is extended to Mr. David and Mrs. Louise di Mambro, Mrs. Georgis Taylor-Alexander, the Rules Review Committee at the Court's headquarters and the associations of the OECS and constituent bar for their invaluable input and assistance throughout this revision process.

Under the leadership of Mr. Mark Ernest, the Information Technology Department of the Court made significant strides towards bringing our court processes in the OECS on terms with the adaptation of technology for improved efficiency. The production of court transcripts has improved significantly. It is anticipated that efficiency achieved by the use of electronic recording systems in Saint Lucia will be realized by their introduction in all the courts of the OECS during the course of the new Law Year. The Court also looks forward to the impending introduction of video conference links between every Member State and Territory, under a project by the Caribbean Court of Justice and this Court. This will go a long way towards bridging the artificial divide which the sea has created between our islands.

The Halls of Justice project gained considerable headway. With the protocols for coordination of the activities for the feasibility study finalized, the study was commenced and national working committees established in each Member State and Territory. The Project Director Mr. Kevin Magill has, along with Mr. Francis Letang, been assiduously working to ensure that the project is progressing along the scheduled timelines and that the constraints which are faced are being minimized. It is anticipated that during the law year 2010-2011 the project will move into the three remaining phases to wit, the final designs and costing, tendering and lastly the construction phase.

Under the guidance of the Honourable Justice Kenneth Benjamin, assisted by Ms. Cynthia David-Ramjawan, the Criminal Division of the Court in Saint Lucia has emerged from pilot mode into a full fledged continual sitting division. Consequently, preparation is being made for the roll-out of Criminal Divisions of the Court in the Commonwealth of Dominica and Grenada later this year or in early 2011.

We are grateful to you readers for your continued interest in our Court and trust that as you go through the pages of this newsletter you will be edified by what we have in store.



Hon Hugh Anthony Rawlins

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Please send comments, suggestions and contributions to the Newsletter at offices@eccourts.org

EASTERN CARIBBEAN SUPREME COURT NEWS

OPENING OF THE NEW LAW YEAR



The Judicial and Legal Complex on East Independence Square Street

The Eastern Caribbean Supreme Court with its time-honored traditions signaled the opening of the 2010/2011 Law Year on Monday, 13th September 2010. This year the Hon. Chief Justice Hugh

Anthony Rawlins presided the occasion from the island of St. Kitts and Nevis. Judiciary and legal professionals gathered at the High Court of Justice at the Lee Llewellyn Moore Judicial and Legal Services Complex and marched to the 185 year old Wesley Methodist Church on Seaton Street in Basseterre where the traditional Church Service was convened.

In attendance were Prime Minister, the Hon. Denzil Douglas; Deputy Governor & wife, Governor General, visiting clergy, and members of the legal fraternity. Special music was presented by Master Pearletta Lanns. Rev Dr. Wycheley Gumbs, Superintendent Minister had as his theme for the morning, *Building on Lasting Foundations*. His main point was, *much has been given to you and much is required of you*, and he implored the members of the legal fraternity not to forget their awesome responsibility. He referred to Dickens' famous quote "it was the best of times and the worst of times" criminality within the region has made it the worst of times but the legal fraternity had the opportunity to make it the best of times by adhering to the rule of law, which he said is a universal 'yes' to goodness and freedom for ...

all. He noted that if justice is lost in the Caribbean all is lost. To avoid this there must be leaders to stand in the gap. He ended with the potent questions *If not you, who? If not now, when?*

Following the church service, the procession made its way through the town back to the High Court of Justice for the Ceremonial Opening, where the Chief Justice's message was presented and transmitted via simulcast to the other Member States and Territories of the OECS. This was followed by speeches from the Attorney General and Minister of Legal Affairs Hon Patrice Nisbett, President of the OECS Bar, Mr. Tapley Seaton CVO, QC; Director of Public Prosecutions, Mrs Pauline Hendrickson; Attorney at Law, Ms. Nicole Sylvester; and President of the St. Vincent & the Grenadines Bar, Mrs Kay Bacchus. Resident High Court Judge, Errol Thomas responded on behalf of the Bench.



Chief Justice Hugh Anthony Rawlins delivers address for the ceremonial Opening of the Law Year



Chief Justice Hugh Anthony Rawlins preparing to inspect the Guard of Honor (bottom)



Chief Justice Hugh Anthony Rawlins inspects Guard of Honor (top)

EASTERN CARIBBEAN SUPREME COURT NEWS

Similar church services and speeches from the legal fraternity took place in all the Member States and Territories of Anguilla, Antigua and Barbuda, the Commonwealth of Dominica, Grenada, Montserrat, Saint Lucia, St. Vincent and the Grenadines, and the Territory of the Virgin Islands. See pictures below for activities in some of the islands

Anguilla



Justice Louise Blenman, Resident Judge (2nd right front row) with government officials and legal practitioners



Justice Louise Blenman inspects Guard of Honor

Justice Indra Hariprashad-Charles, Resident Judge, inspects Guard of Honor (right)

Antigua & Barbuda



Justice Mario Michel, Resident Judge, inspects the Guard of Honor



Officers from one of the two platoons stand at ease

Territory of the Virgin Islands



EASTERN CARIBBEAN SUPREME COURT NEWS

EMPLOYEE WELLNESS PROGRAM LAUNCH



"A healthy life-style impacts every part of your day-to-day environment."

The Eastern Caribbean Supreme Court launched its Employee Wellness Program on Friday, 10th September 2010.

An Employee Wellness Program is any workplace program that aims to help employees live more healthy lifestyles. The primary focus of these activities or programs is **education and awareness** to facilitate behavior change, and where possible prevention.

Employee Wellness Programs translate into a number of key benefits to both the employee and the organization.

Employee Wellness Programs are instrumental in keeping people on a healthy life path, especially in office environments where the employees are sedentary for significant portions of the day.

The employee wellness program is primarily aimed at helping employees maintain a more balanced approach to life by giving them tools to make healthier life choices!

Program benefits include:

Employee Benefits:

- Improved Morale & Job Satisfaction
- Improved Health & Wellbeing
- More Balanced Approach to Life
- Increased Productivity
- More Harmonious Office Environment

Court Benefits:

- Improved Employee Morale
- Reduced Absenteeism
- Increased Productivity
- Reduced Use of Health Insurance Benefit
- More Harmonious Office Environment

The Program was launched to coincide with the Caribbean Wellness Day. Members of staff were treated to a lecture and mini back massages.

7TH REGIONAL LAW FAIR

"It is always an absolute pleasure to be here for this very uplifting occasion ... the occasion of the Law Fair. We are now in the seventh year and for some years, have been putting on the symposium which is a judicial and Bar endeavour ... not only working in

tandem and in cooperation with but also for the education of all of us," opined the Hon. Chief Justice Hugh Anthony Rawlins as the OECS Bar Association prepared to launch the 7th Regional Law Fair held at the Marriot Hotel in St Kitts during the 10th to 12th September 2010.

Members of the judiciary and the legal fraternity were once again exposed to relevant knowledge in their field of work, through the various speeches and presentations, and had the opportunity to interact with publishers at the exhibition, which is a regular feature of this event, and purchase various publications to facilitate retooling and maintain the effectiveness and efficiency expected by their customers. The Court was among the exhibitors.

WELCOME



The Eastern Caribbean Supreme Court welcomes Ms Tamara Glasgow-Cox as Human Resource Officer at the Court's Headquarters. She comes with over eight years experience in human resource management at various levels. She previously held the position of Assistant Manager, Human Resource, Training & Development, at ECFH; a leading financial services organisation with over 400 employees. Despite the generalist nature of the position she developed a keen interest and competence in: coaching, succession planning, strategic human resource planning, recruitment and selection, training and development.

In the words of Mrs. Cox, "My experience and qualifications allow me to make contributions towards improving organizational effectiveness (and the bottom line). I have a keen understanding of people and am able to help them better understand themselves and the people they work with, resulting in: a more productive and enjoyable working environment, reduced conflict and stress, quicker decision making (and a greater consensus), enhanced creativity and innovation and improved cross-functional development. I believe that when all of the above work in synergy, to the maximum effect, an organisation can realize its strategic objectives."

Mrs Cox is a member of the Society of Human Resource Management.

EASTERN CARIBBEAN SUPREME COURT NEWS

GOODBYE



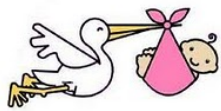
On Friday, 6th August 2010 the Court Said goodbye to Stephen Rameau, Jr., Accounts Assistant at the Court's Headquarters. Stephen served the Court well and has gone on to pursue further studies in the field of Accounts. We wish him much success in his academic pursuits.

CONGRATULATIONS

The Stork has Landed



... and Another!



Within the last seven years the Stork began visiting members of staff at the Eastern Caribbean Supreme Court Headquarters. However the visits were done intermittently.

In recent times the visits have become quite regular—once per year, sometimes twice. We are pleased to report that he Stork landed in the home of Mr. Anderson Henry, Systems Administrator, on Thursday 29th July 2010 and left him a bundle of joy, **Jaelyn**.

Mrs. Kimberley Cenac Phulgence, Chief Registrar, was also visited on Friday, 30th July 2010, and she too received a 'cutie', **Alyssa**.

Congratulations to Mr Anderson and Mrs Cenac-Phulgence on the births of their beautiful daughters.

SPECIAL SITTING



The Right Hon. Sir Vincent Floissac, KT Bach, PC, CMG, OBE, QC, served the Eastern Caribbean Supreme Court as Chief Justice during the years 1991—1996. He passed away on Saturday, 25th September and a Special Sitting was held on 30th September 2010 at 9:00 am. at the High Court of Justice, Peynier Street, Castries, Saint Lucia.

Members of the judiciary and legal fraternity, family and friends met to pay homage to a great man. Addresses were given by the Hon Chief Justice Hugh Anthony Rawlins, Justices Kenneth Benjamin and Mario Michel. From the legal fraternity deliveries were made by Hon. Senator Mr. Rudolph Francis, Attorney General and Minister of Justice of Saint Lucia; Attorneys General of Antigua & Barbuda and St Vincent & the Grenadines: Hon. Justin Simon and Hon. Judith Jones-Morgan respectively; Mr. Tapley Seaton, CVO, QC, President of the OECS Bar Association; Mrs. Victoria Charles-Clarke, Director of Public Prosecutions, Saint Lucia; Mr. Andie George, President of the Saint Lucia Bar Association; His Worship Velon John, Magistrate, Saint Lucia; Mr. Hilford Deterville, QC and Mr. Geoffrey Duboulay, representatives of the Inner and Utter Bars respectively.

All Member States and Territories held similar sittings in their jurisdictions.

THOSE WHO SERVE—HIGH COURT REGISTRY, TERRITORY OF THE VIRGIN ISLANDS

Section A: Introduction

In support of the mission of the Eastern Caribbean Supreme Court, "To serve its Member States by providing access to a system of justice that is accountable and independent, and administered by officers in a prompt, fair, efficient and effective manner", the High Court Registry in the Territory of the Virgin Islands is committed to "provide a modern system of justice ensuring that cases are dealt with expeditiously and justly, minimizing expenses and time." Their mission is to "deliver a high quality of judicial service to the citizens of the Virgin Islands and by extension the wider Caribbean and beyond."

Commercial Court Registry: On Thursday, 15th September, the Government of the TVI signed a contract for the construction of the new Commercial Court Registry. The Commercial Division of the Registry will be housed upstairs the Old Administration Building on Main Street which is a building of historic value to the Territory. This construction is part of the work plan of the Deputy Governor's Office. The initiative focuses on modernization of the Courts in the TVI as well as promoting productivity and accountability in the Public Service.

The Permanent Secretary in the Deputy Governor's Office, Mr. David Archer, chaired the brief ceremony and witnessed the Premier's signature on behalf of the Government. Mr. Archer highlighted the critical function of the Registry in the efficient operations of the Commercial Division of the Court as a means of providing administrative support.

Honourable Justice Edward Bannister, Q.C., the Commercial Court Judge made the following remarks at the ceremony: "This is a great day for the Commercial Division. The provision of a dedicated space to house the crucial infrastructural business of the Commercial Division is going to mean, a superior work environment for those who carry out the day-to-day business of the Commercial Court; segregating the business and paperwork of the Commercial Court; providing crucial benefits to Commercial Division users who will have a fast track access to the services and producing a modern environment providing storage facilities for the heavy volume of paperwork generated by the practice of the Commercial Division."

Information on the Commercial Court Registry taken from a Press Release by the Department of Information and Public Relations in the TVI

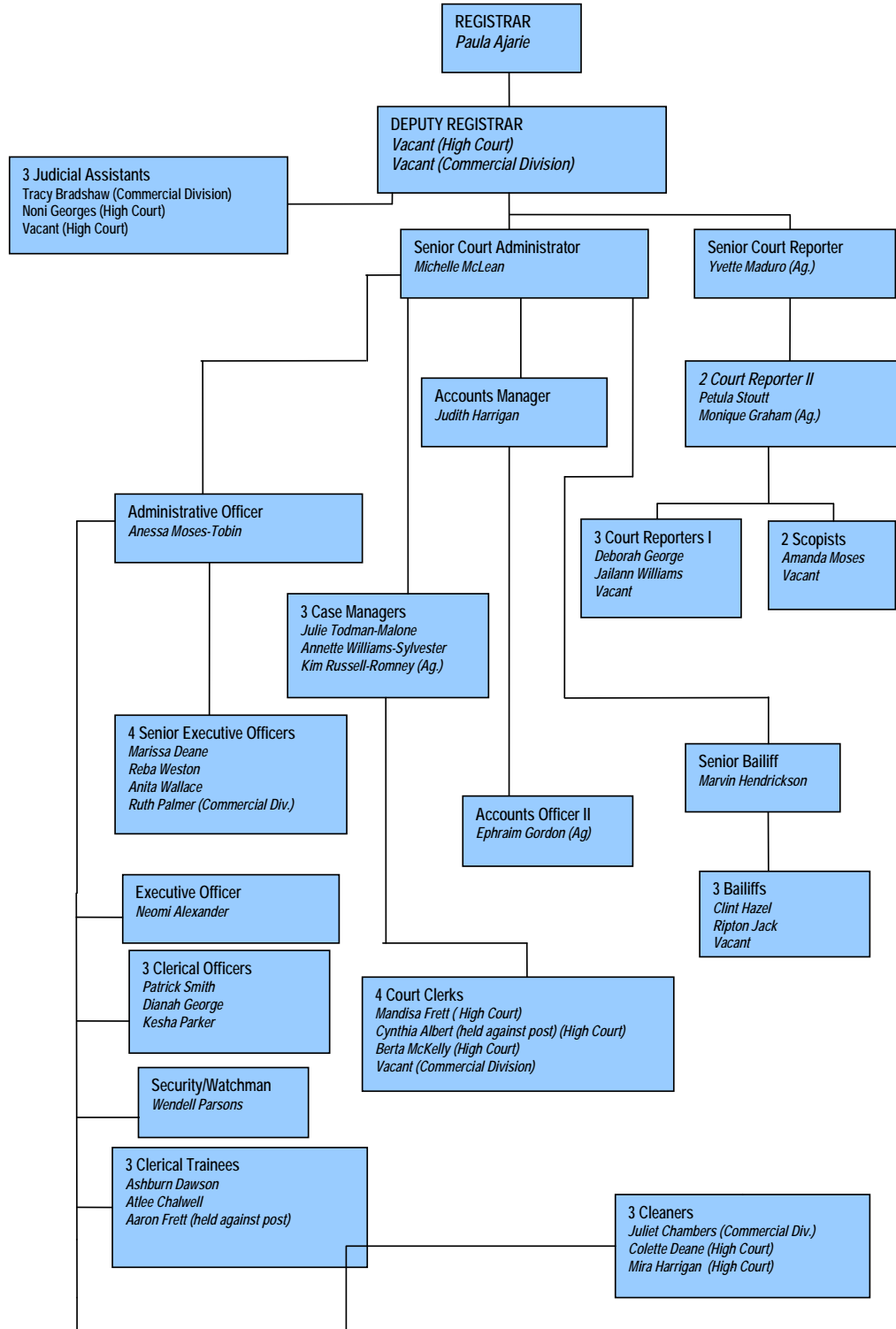


Registrar: Ms. Paula Ajarie



Staff Members of the High Court Registry

Organizational Chart



PERFORMANCE OF THE REGISTRY

Section B: Statistical Analysis

This section highlights some aspects of the performance of the TVI High Court. Data were obtained from past ECSC Annual Reports (2009/10, 2008/09, 2007/08, 2006/07); also via the JEMS software and directly from the TVI High Court.

Recent data

Data reflect the status of Cases Filed, Cases Disposed and Events which occurred for the first two quarters in 2010 (January to March and April to June). Table 1 gives the Number of Cases Filed by Case Type while Table 2 showcases the same for Disposed Cases. A total of 359 cases were filed in total for the first two quarters in 2010 while 200 were disposed for the same period. Civil cases were the most filed as well as disposed for both quarters under review.

Table 1: Number of Cases Filed in the TVI High Court: first two quarters, 2010

TVI Cases Filed		
Case Types	January to March	April to June
Civil	70	85
Matrimonial	20	12
Probate	23	28
Criminal	6	6
Adoption	1	1
Admiralty	1	3
Commercial	39	41
Civil Appeal	10	8
Criminal Appeal	0	3
Magisterial Appeal	1	1
Total	171	188

PERFORMANCE OF THE REGISTRY

Table 2: Number of Cases Disposed in the TVI High Court: first two quarters, 2010

TVI Cases Disposed	January to March	April to June
Case Types		
Civil	44	37
Matrimonial	10	1
Probate	17	24
Criminal	3	1
Adoption	1	1
Admiralty	1	2
Commercial	33	25
Total	109	91

Table 3 below lists the events which occurred in the Court during the said period. Chamber Hearings dominated the events, accounting for approximately 55% of total events for both quarters. Figures 1 and 2 depict the data in Table 3.

Table 3: Events Count for the first two quarters, 2010

TVI Event Count Report	January to March	April to June
Types of Events		
Chamber Hearing	246	300
Case Management Conference	0	9
Trial	74	92
Masters Hearing	64	39
Open Court	52	108
Total	436	548

PERFORMANCE OF THE REGISTRY

Figure 1: Percentage Share of Events for January to March, 2010

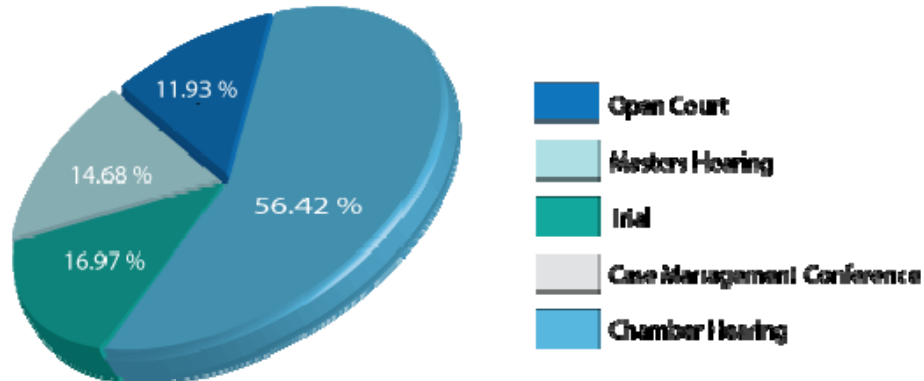
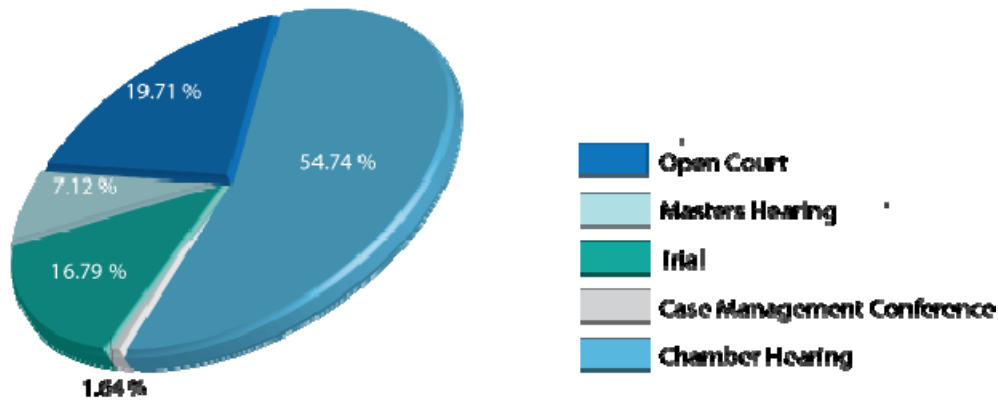


Figure 2: Percentage Share of Events for April to June, 2010



Trend Analysis

The following tables portray the Number of Filed Cases, Number of Disposed Cases and the Events Count: from 2005 to 2009 in the first two instances and from 2006 to 2009 in the latter. Important trends are also highlighted where necessary. The number of filed cases over the five-year period was highest at 679 in 2009 and lowest at 462 in 2006. The average (mean) number of filed cases over the five-year period was roughly 544. Total Filed Cases decreased from 2005 to 2006 and thereafter increased. Civil cases were the most filed cases for the four years where the breakdown of cases is provided.

PERFORMANCE OF THE REGISTRY

Table 4: Number of Filed Cases from 2005 to 2009

Case Type	2009	2008	2007	2006	2005
Civil	457	409	-	325	317
Criminal	35	-	-	28	22
Matrimonial	62	67	-	76	67
Adoption	5	11	-	9	6
Probate	92	99	-	18	55
Admiralty	28	4	-	6	7
Other	0	-	-	-	-
Total	679	590	514	462	474

The numbers of reported disposed cases were lower than filed cases for the respective years. The average (mean) number of disposed cases was approximately 250. Civil cases were the most disposed case type during the four years where the breakdown is provided. Figure 3 compares the number of Filed and Disposed Cases graphically based on the data in Tables 4 and 5

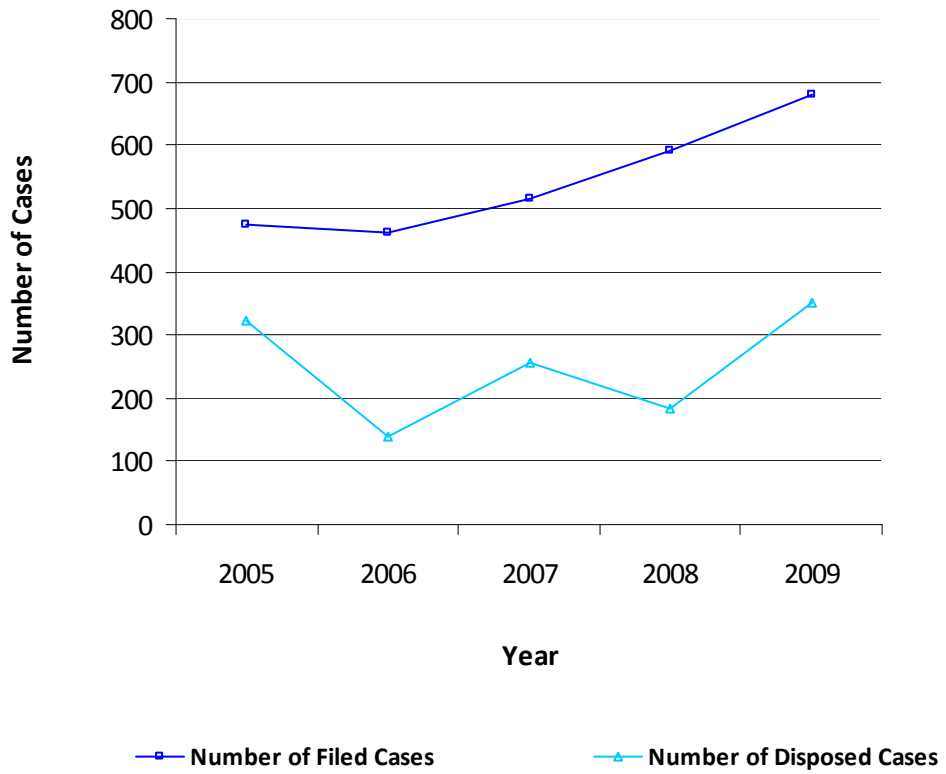
Table 5: Number of Disposed Cases from 2005 to 2009

Case Type	2009	2008	*2007	2006	2005
Civil	199	135	-	92	159
Criminal	14	-	-	2	96
Matrimonial	29	35	-	28	40
Adoption	9	-	-	5	4
Probate	96	10	-	12	21
Admiralty	3	2	-	1	1
Other	0	-	-	-	-
Total	350	182	256	140	321

* Data was not disaggregated by case type for the year 2007.

PERFORMANCE OF THE REGISTRY

Figure 3: Comparison between the Number of Filed and Disposed Cases from 2005 to 2009



PERFORMANCE OF THE REGISTRY

Table 6 which follows, gives information on the number of events which were reported from 2006 to 2009. Total events were highest in 2009, at 1,929 cases and lowest in 2007 at 667 cases. There was a drastic decrease by approximately 48.5% in the number of events from the year 2006 to 2007. Also noteworthy was the significant increase by 1,157 cases or by almost one and a half times the number of cases between the years 2008 and 2009. The most frequent events for all four years were Chamber Hearings which accounted for over 50% of total events in all years except 2009, when they represented approximately 48% of total events. Chamber Hearings had a very high percentage share of total events in 2008: approximately 76%.

Table 6: Number of Events from 2006 to 2009

Case Type	2009	2008	2007	2006
Status Hearing	34	-	-	-
Chamber Hearing	925	590	351	726
Case Management Conference	86	55	41	80
Application without Hearing	3	-	-	-
Application for Committal Orders	18	-	-	-
Pre- Trial review	32	4	-	8
Trial	123	-	51	161
Criminal	14	-	-	-
First Hearing	63	-	-	-
Open Court Hearing	236	-	-	-
Hearing of Petition	0	-	-	-
Mediation	20	-	-	-
Uncontested Divorce	60	-	-	-
Judgment Delivered	46	28	-	-
Masters Hearing	230	-	211	305
Judgment in Default	39	-	-	-
Other	-	95	13	14
Total	1929	772	667	1294

PERFORMANCE OF THE REGISTRY**Commercial Division**

Data were also provided specifically on the Commercial Division for the first two quarters in 2010. This period is used because Commercial cases were recorded separately from other Civil matters in the JEMS software only since 2010. A total of 39 Commercial Cases were reported on during the first quarter in 2010 (January to March) while this total was 41 during the second quarter (April to June).

The Status of Cases for the first two quarters in 2010 is summarized in Tables 7 and 8. When the statuses reflecting disposition of cases are combined, namely "Disposed", "Order Granted" and "Discontinued" it is observed that approximately 87% of cases were disposed in the first quarter, with approximately 85% in the second quarter. There were instances in both Tables where the statuses of cases were not specified.

Table 7: Case Status Report on Commercial Cases during the first quarter in 2010
(January to March)

Status of Cases	Number of Cases
Disposed	17
Order Granted	15
Discontinued	2
<i>Not Specified</i>	2
Defense Filed	1
Matter Instituted	1
Trial	1
Total	39

PERFORMANCE OF THE REGISTRY

Table 8: Case Status Report on Commercial Cases during the second quarter in 2010
(April to June)

Status of Cases	Number of Cases
Disposed	18
Order Granted	17
<i>Not Specified</i>	5
Defense Filed	1
Total	41

JLSC APPOINTMENTS FOR THE PERIOD JULY 1–SEPTEMBER 30, 2010**HEADQUARTERS, SAINT LUCIA**

Her Ladyship, Hon. Justice Ola Mae Edwards to act as *Chief Justice* of the Eastern Caribbean Supreme Court for the following periods: 9th to 20th August, 2010, 1st to 6th September, 2010

His Lordship, Hon. Justice Errol Thomas to act as Justice of Appeal, Eastern Caribbean Supreme Court for the period 13th to 17th September, 2010

Mr. Michael Gordon, QC to act as Justice of Appeal, Eastern Caribbean Supreme Court for the following periods: 20th to 24th September, 2010, 23rd to 27th October, 2010

Justice Albert Redhead to act as High Court Judge, Eastern Caribbean Supreme Court for the period 3rd July to 31st August 2010.

Master Ralph Doyle to act as High Court Judge, Eastern Caribbean Supreme Court for the period 26th July to 7th August, 2010.

Hon. Justice Albert Redhead to act as High Court Judge, Eastern Caribbean Supreme Court for the period 1st to 30th September, 2010.

Hon. Ephraim Georges to act as High Court Judge, Eastern Caribbean Supreme Court for the period 1st September to 30th November, 2010.

Hon. Justice Henry Moe to act as High Court Judge, Eastern Caribbean Supreme Court for the period 12th September to 31st December, 2010.

Mr. Francis Compton as *Regional Mediation Coordinator*, Eastern Caribbean Supreme Court on contract for one [1] year with effect from 1st July, 2010.

Ms. Lenore St. Croix as *Office Manager/Mediation Coordinator*, Eastern Caribbean Supreme Court on contract for two [2] years with effect from 16th September, 2010.

Mrs. Reine James, Records & Archives Manager to act as *Office Manager*, Eastern Caribbean Supreme Court for the period 3rd August to 17th September, 2010.

Ms. Benedicta St. John, Junior Accounts Clerk to act as Accounts Assistant, Eastern Caribbean Supreme Court from 9th August, 2010 until further notice.

Mr. Gregory Girard as *Court Administrator*, Eastern Caribbean Supreme Court on contract for a further period of two [2] years with effect from 16th September, 2010.

ANTIGUA & BARBUDA

Ms. Luann DeCosta as *Crown Counsel II*, Ministry of Legal Affairs on contract for a period of two [2] years with effect from 1st September, 2010.

Ms. Tracy Samuel as *Deputy Registrar*, Registry Division, Ministry

of Legal Affairs on contract for a period of two [2] years with effect from 1st September, 2010.

Ms. Tracy Samuel, Deputy Registrar to act as *Registrar* for the period 30th August to 24th September, 2010 in conjunction with her substantive duties.

GRENADA

Ms. Lisa Telesford, Registrar of the Supreme Court [Ag.] to act as Registrar of Companies and Intellectual Property in conjunction with her substantive duties for the period 8th to 30th July 2010 vice Ms. Annette Henry.

Mr. Howard Pinnock as *Crown Counsel*, Office of the Director of Public Prosecutions on contract for a further period of two [2] years with effect from 4th September, 2010.

ST KITTS & NEVIS

Mrs. Claudette Jenkins as *Registrar* and Prevost Marshall, Ministry of Legal Affairs on contract for two [2] years with effect from 9th July, 2010.

Mr. John Edgland Tyme as *Solicitor General*, Ministry of Justice and Legal Affairs on contract for a period of two [2] years with effect from 6th September, 2010.

SAINT LUCIA

Mrs. Christine Phulchere as *Magistrate II*, Ministry of Justice on contract for a period of two [2] years with effect from 29th July, 2010.

Ms. Anne Marie Smith as *Magistrate II*, Ministry of Justice on contract for a period of two [2] years with effect from 3rd August, 2010.

Mrs. Karen Gray Bernard as *Crown Counsel III*, Attorney General's Chambers on contract for one [1] year with effect from 26th July, 2010.

Ms. Cagina Foster as *Crown Counsel II*, Attorney General's Chambers on contract for a period of two [2] years with effect from 3rd August, 2010.

Mr. Anwar Brice as *Adjudicator*, Ministry of Justice on contract for one [1] year with effect from 3rd August, 2010.

Ms. Sallyane Cotter to act as Registrar of the High Court for the period 2nd to 21st September, 2010 in conjunction with her substantive duties.

JUDGMENTS DELIVERED DURING THE MONTHS OF JULY –SEPTEMBER 2010**COURT OF APPEAL****ANGUILLA**

Hotel de Health (Caribbean) Inc v James Webster et al
HCVAP 2008/004
Gordon, J.A. [Ag]
Delivered: 18/08/10

ANTIGUA & BARBUDA

Gaston Browne v AG Antigua and Barbuda et al
HCVAP 2009/024
George-Creque, J.A.
Delivered: 13/08/10

Nigel Hamilton-Smith v Alexander Fundora
HCVAP 2010/031
Edwards, J.A.
Delivered: 31/08/10

COMMONWEALTH OF DOMINICA

Shane Graham et al v Police and Emanuel Azille v Police and Jullien Hamilton v Police and Robin Daniel v Police
MCRAP 2010/009, 2010/011, 2010/013, 2010/014
George-Creque, J.A.
Delivered: 13/09/10

GRENADA

Faban Cadore v Claris Gay et al
HCVAP 2009/017
Edwards, J.A.
Delivered: 15/07/10

SGL Holdings v Aiham Shammass
HCVAP 2010/002
George-Creque, J.A.
Delivered: 13/08/10

One Call Construction Company Limited v Grenada Solid Waste Management Authority
HCRAP 2009/014
Baptiste, J.A.
Delivered: 08/09/10

ST KITTS & NEVIS

Boundaries Commission v Shawn Richards et al
HCVAP 2009/007, 010
Gordon, J.A. [Ag]
Delivered: 13/09/10

Attorney General v Shawn Richards et al
HCVAP 2009/009
Gordon, J.A. [Ag] & Edwards, J.A.
Delivered: 13/09/10

SAINT LUCIA

In the Matter of the Attorney General's Reference (Constitutional Questions) Act Cap 17.18 of the Revised Laws of St Lucia
SLUHCVAP 2010/0009
Lord Neuberger of Abbotsbury, J.A. [Ag]
Delivered: 22/09/10

SAINT VINCENT & THE GRENADINES

Commissioner of Police v Jamal Grant
MCRAP 2009/025
Edwards, J.A.
Delivered: 14/07/10 [Re-issued]

Chatham Bay Club v Judith Jones-Morgan
HCVAP 2007/021
George-Creque, J.A.
Delivered: 13/08/10

Flavia Richardson v The Queen

HCRAP 2009/019
Edwards, J.A.
Delivered: 01/09/10 [Reissued]

TERRITORY OF THE VIRGIN ISLANDS

TSJ Engineering v Al-Rashaid Petroleum
HCVAP 2010/013
Rawlins, C.J.
Delivered: 27/07/10

Trade and Commerce Bank v Island Point Properties et al
HCVAP 2009/012
George-Creque, J.A.
Delivered: 13/08/10

Thomas Townsend et al v Persistence Holdings Ltd
HCVAP 2004/008
Edwards, J.A.
Delivered: 13/09/10

Claudette Francis v Celia Martin

HCVAP 2009/007
Bannister, J.A. [Ag]
Delivered: 20/09/10

Pacific China Holdings Ltd v Grand Pacific Holdings Ltd
HCVAP 2010/007
George-Creque, J.A.
Delivered: 20/09/10

JUDGMENTS DELIVERED DURING THE MONTHS OF JULY–SEPTEMBER 2010**HIGH COURT****ANGUILLA**

First Montana Services et al v Best Concrete Corp. et al
Claim No AXAHCV 2007/0053
Foster, J. [Ag]
Delivered: 07/07/10

ANTIGUA & BARBUDA

Eugene Teague v Claxton Ralph
Claim No ANUHCV 2007/0417
Harris, J.
Delivered: 09/07/10

Roxanne Frederick v Richard Lam
Claim No ANUHCV 2008/0322
Harris, J.
Delivered: 29/07/10

Julien Sprecher v Price Waterhouse Coopers et al
Claim No ANUHCV 2009/0514
Harris, J.
Delivered: 29/07/10

Sven Frisell v Hodges Bay Estate Ltd
Claim No ANUHCV 2010/0233
Michel, J.
Delivered: 26/07/10

Ada Henry v Charles Henry
Claim No ANUHCV 2004/0082
Michel, J.
Delivered: 30/07/10

Trevor Mathurin v British American Insurance Co Ltd
Claim No ANUHCV 2009/0427
Michel, J.
Delivered: 30/07/10

Claudy Brown v AG et al
Claim No ANUHCV 2010/0291
Michel, J.
Delivered: 09/08/10

Kerrine Small v Clinton Softleigh
Claim No ANUHCV 2007/0177
Thomas, J. [Ag]
Delivered: 30/08/10

COMMONWEALTH OF DOMINICA

Kay Robinson v Cable & Wireless (Dominica) Ltd
DOMHCV 2004/0381
Cottle, J.
Delivered: 14/07/10

The State v William Greenaway
Case No DOMHCR 2010/012
Stephenson-Brooks, J.
Delivered: 15/07/10

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Susan Dodge et al v Michael Simanic et al

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IHM Incorporated Ltd v Brian Samuel

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Cable & Wireless (West Indies) Ltd v Earl Francis

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Samora Johnson v Pancrase Eleza

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Delivered: 27/07/10

Mandissa Jacob v Boniface Romulus et al

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Solid Gold Ltd v Jn Baptiste Auguste

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Renee Cenac v British American Insurance Co Ltd

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Claude Schoulette v Attorney General

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William Clarefront v Foshlan Inc

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Redhead, J. [Ag]
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Wayne Stewart et al v Richard Giraudy

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Dixon Charles v Ed Melchoir

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Redhead, J. [Ag]
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Aschele Hippolyte v Joanne Page

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Claim No. SLUHCV 2008/0158

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Delivered: 30/08/10

Roland Brown v AG et al

Claim No SLUHCV 2009/0730

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Delivered: 06/08/10

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Michele Morthely v Adolphus Olivierre et al

High Court Civil Claim No. 334 of 2008

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TERRITORY OF THE VIRGIN ISLANDS**Dale Nibbs v Attorney General**

Claim No BVIHCV 2008/0148

Foster, J. [Ag]

Delivered: 05/07/10

Queen v Franklyn Huggins

BVIHCR 2009/001

Hariprashad-Charles, J.

Delivered: 13/07/10

Queen v Shonovia Thomas

Criminal Case No 7 of 2009

Hariprashad-Charles, J.

Delivered: 14/07/10

**EASTERN CARIBBEAN
SUPREME COURT**

Heraldine Rock Building
Waterfront
Castries

Phone: 758-457-3600
Fax: 758-457-3601
E-mail: offices@eccourts.org

MISSION

To serve its Member States by providing access to a system of justice that is accountable and independent, and administered by officers in a prompt, fair, efficient and effective manner.

ECSC JUDICIAL OFFICERS AS AT SEPTEMBER 30, 2010

THE CHIEF JUSTICE

His Lordship, the Hon. Chief Justice, Hugh Rawlins – Saint Lucia

JUSTICES OF APPEAL

Her Ladyship, the Hon. Justice Ola Mae Edwards – Saint Lucia

Her Ladyship, the Hon. Justice Janice George-Creque – Saint Lucia

His Lordship, the Hon. Justice Davidson Baptiste – Saint Lucia

HIGH COURT

His Lordship, the Hon. Justice Kenneth Benjamin – Saint Lucia

Her Ladyship, the Hon. Justice Indra Hariprashad-Charles – Territory of the Virgin Islands

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

Her Ladyship, the Hon. Justice Rita Joseph-Olivetti – Territory of the Virgin Islands

Her Ladyship, the Hon. Justice Louise Blenman – Anguilla

Her Ladyship, the Hon. Justice Clare Henry – Grenada

His Lordship, the Hon. Justice Francis Belle - Saint Lucia

Her Ladyship, the Hon. Justice Gertel Thom - St Vincent & the Grenadines

Her Ladyship, the Hon. Justice Ianthea Leigertwood-Octave – St Christopher & Nevis/ Montserrat

His Lordship the Hon Justice Brian Cottle—Commonwealth of Dominica

His Lordship the Hon Justice Courtenay Harris—Antigua & Barbuda

His Lordship the Hon Justice Francis Cumberbatch—Grenada

His Lordship the Hon Justice Mario Michel —Antigua & Barbuda

Her Ladyship the Hon Justice Margaret Price Findlay - Grenada

Her Ladyship the Hon. Justice Rosalyn Wilkinson—Saint Lucia

Her Ladyship the Hon Justice Bernie Stephenson Brooks - Commonwealth of Dominica

His Lordship, the Hon. Justice Edward Bannister, QC [Ag] – Territory of the Virgin Islands

His Lordship the Hon Errol Thomas [Ag] - St Christopher & Nevis

His Lordship the Hon Justice Ephraim Georges [Ag] - Saint Lucia

Master Cheryl Mathurin – Antigua & Barbuda

Master Pearletta Lanns—St Christopher & Nevis

Mrs. Kimberly Cenac Phulgence, Chief Registrar - Saint Lucia

Ms Agnes Actie, Deputy Chief Registrar— Saint Lucia