IN THE COURT OF APPEAL OF THE REPUBLIC OF VANUATU Civil Appeal Case No. 19/3206 CoA/CIVA

|                             |   | MINUTE  |
|-----------------------------|---|---|
| In Attendance:              | Colin Leo for appellant<br>Edward Nalyal for the First and Second Respondents and the<br>Interested Party |   |
|                             | Hon. Ju   | stice Onver.A.Saksak<br>stice Gustaf Andrée Wiltens<br>stice Viran Molisa Trief |
| onam.                       | Hon Jus<br>Hon Jus  | stice John Hansen<br>Stice Richard White<br>Stice Oliver.A.Saksak               |
| Date of Hearing :<br>Coram: | 13th day of February, 2020 at 9:00 AM<br>Hon Chief Justice Vincent Lunabek                                |   |
|                             |   | Interested Party  |
|                             | AND:  | Josiah Tamat  |
|                             |   | Second Respondent   |
|                             | AND:  | Joseph Verlili  |
|                             |   | First Respondent  |
|                             | AND:  | Harry Kemuel  |
|                             |   | Appellant   |
|                             | BETWEEN:  | Walter Jonah  |

- 1. When this appeal was called for hearing Mr Leo sought leave orally to withdraw the appeal.
- 2. Mr Nalyal did not make any applications when invited by the Court.
- 3. Accordingly, leave is granted. This appeal is withdrawn. There is no order as to costs.

## DATED at Port Vila this 13<sup>th</sup> day of February, 2020. BY THE COURT BY THE COURT COURT OF APPEAL Vincent Lunabek Chief Justice