



PAPUA NEW GUINEA

SUPREME COURT OF JUSTICE

AT WAIGANI

SUPREME COURT SITTINGS LIST FOR THE MONTH OF JULY 2021 (DRAFT)

Commencing 26th JULY to 30th JULY 2021

Issued After: Directions on [17th May 2021](#) Status Conference on
Amended: [Monday 05th July 2021](#) (***updated: Wednesday 14th August 2021 @ 2:29pm***)

Issued under: SC Listings Rules 2012, 013 r12 (1)

Listings Judges: Makail J

Associate: Wari Kila

| COURT 1 MONDAY DATE: 26th /07/2021 | | | |
|--|---|---------------|---|
| CORAM | Batari, J Toliken, J Kassman, J | CORAM | Salika, CJ Toliken, J Kassman, J |
| TIME | 9:30am – 12:00pm | TIME | 1:30pm – 4:06pm |
| CASE 1 | The Independent State of Papua New Guinea, David Maning and 4 Ors vs. Sylvester Kalaut and Fred Yakasa SCM 10 OF 2021 (IECMS) (Appeal from Cannings J) <i>Hearing on Application to dismiss</i> | CASE 2 | Vitus Kais, Peter Siarup, Tom Bamatu, Wolff Bamatu, Manuel Ambat, Julius Bamatu, John Sapuri, Sim Sipiell, Mepi Vitus Erlbert Siarup & others vs. Sali Tagau & Selon Limited SCA 30 OF 2020 (Appeal from Thompson J) <i>Hearing on Respondent's Application to dismiss for want of prosecution.</i> |
| | | CASE 3 | Bishop Veburi Dabada vs. Niugini Oil Palm Limited. SCA 131 OF 2020 (IECMS) (Appeal from Anis J) <i>Hearing on Application to dismiss</i> |

| COURT 2 MONDAY DATE: 26th /07/2021 | | | |
|--|--|---------------|--|
| CORAM | Kandakasi, DCJ Gavara- Nanu, J Thompson, J | CORAM | Gavara- Nanu, J Manuhu, J Anis, J |
| TIME | 9:30am – 12:00pm | TIME | 1:30pm – 4:06pm |
| CASE 4 | Alex Tongayu, Securities Commission of PNG vs. Oil Search Limited, Christopher Taylor & PNGX Markets Limited SCA 30 OF 2021 (IECMS) (Appeal from Anis J) <i>Substantive Appeal</i> | CASE 5 | Sam Tasion & TG Holdings Limited trading as Freeway Motors vs. National Broadcasting Corporation SCA 199 OF 2019 (Appeal from Kandakasi DCJ) <i>Substantive Appeal</i> |

| COURT 1 TUESDAY DATE: 27th /07/2021 | | | |
|---|---|---------------|--|
| CORAM | Kariko, J Anis, J Berrigan, J | CORAM | Kariko, J Anis, J Berrigan, J |
| TIME | 9:30am to 12:00pm | TIME | 1:30pm – 4:06pm |
| CASE 6 | PNG Power Limited vs. Grant Hoffmeister SCA 2 OF 2020 (Appeal from Polume-Kiele J) <i>Hearing on Respondent's Objection to Competency</i> | CASE 7 | Pacific Freight management (PNG) Limited vs. Bras Raim and Waia Rutz Group of Companies Limited SCA 128 OF 2020 (IECMS) (Appeal from Numapo J) <i>Substantive Appeal</i> |

| COURT 2 TUESDAY DATE: 27th /07/2021 | | | |
|---|--|---------------|---|
| CORAM | Salika, CJ Makail, J Kassman, J | CORAM | Salika, CJ Makail, J Kassman, J |
| TIME | 9:30am – 12:00pm | TIME | 1:30pm – 4:06pm |
| CASE 8 | Benjamin Samson -Registrar of Titles, Department of Lands & Physical Planning & Oswald Tolopa-Acting Secretary, Department of Lands & Physical Planning vs. Samuel Philip Kenai SCA 206 OF 2019 (Appeal from Kandakasi DCJ) <i>Hearing on Respondent Notice of Objection to Competency</i> | CASE 9 | Nadia Suzanne Brad vs. Papua New Guinea Law Society SCA 156 OF 2020 (IECMS) (Appeal from Kandakasi DCJ) <i>Hearing on Summary Determination</i> |

| COURT 1 WEDNESDAY DATE: 28th /07/2021 | | | |
|---|---|----------------|--|
| CORAM | Kandakasi, DCJ Gavara Nanu, J Toliken, J | CORAM | Manuhu, J Makail, J Miviri, J |
| TIME | 9:30am – 12:00pm | TIME | 1:30pm – 4:06pm |
| CASE 10 | Paul Paraka trading as Paul Paraka Lawyers vs. Nambawan Super Limited SCA 63 of 2020 (IECMS) (Appeal from Anis J) <i>Hearing on Respondent's Objection to Competency</i> | CASE 11 | Madang Timbers Limited -vs- Henry Wasa, Registrar of Titles- Dept of Lands & Physical Planning, Benjamin Samson Deputy Registrar of Titles Dept of Lands & Physical Planning, The STATE and Zheng Erhung SCA 23 of 2009 (Appeal from Kariko J) <i>Substantive Appeal</i> |

| COURT 2 WEDNESDAY DATE: 28th /07/2021 | | | |
|---|--|----------------|---|
| CORAM | Batari, J David, J Anis, J | CORAM | Batari, J David, J Kassman, J |
| TIME | 9:30am – 12:00pm | TIME | 1:30pm – 4:06pm |
| CASE 12 | Rex Mauri and Nakuwi Association Inc vs. Mr Jerry Garry, Mineral Resources Authority and The Independent State of Papua New Guinea SCA 135 of 2020 (IECMS) (Appeal from Dowa AJ) <i>Substantive Appeal</i> | CASE 13 | New Ireland Development Corporation Limited vs. Arrow Trading Limited SCA 84 of 2018 (Appeal from Hartshorn J) <i>Hearing on Respondent's Application to dismiss the appeal for want of prosecution.</i> |
| | | CASE 14 | Yapi Giwi & Willie Hagahuno vs. Jacob Popuna as the Public Curator and Official Trustee of PNG and Graham Elipas SCA 102 OF 2019 (Appeal from Polume-Kiele J) <i>Hearing on 2nd Respondent Application for Summary dismissed</i> |

| COURT 1 THURSDAY DATE: 29th /07/2021 | | | |
|--|---|----------------|---|
| CORAM | Salika, CJ Anis, J Berrigan, J | CORAM | Kandakasi, DCJ Manuhu, J Miviri, J |
| TIME | 9:30am - 12:00pm | TIME | 1:30pm - 4:06pm |
| CASE 15 | Opis Papo vs. Barrick (Niugini) Limited SCA 146 OF 2019 (Appeal from Hartshorn J) <i>Substantive Appeal</i> | CASE 16 | Wiokin Investments Limited and Anastasia Pesh vs. Dr John Pesh, Ray Pesh, Sabeth Pesh, Sharon Pesh, Mach & Wam Ipata and Wilkinson Pesh Jnr SCREV 58 OF 2019 (Appeal from Sakora J) <i>Substantive Review</i> |

| COURT 2 THURSDAY DATE: 29th /07/2021 | | | |
|--|---|----------------|---|
| CORAM | Kariko, J Toliken, J Thompson, J | CORAM | Kariko, J Toliken, J Thompson, J |
| TIME | 9:30am - 12:00pm | TIME | 1:30pm - 4:06pm |
| CASE 17 | The Independent State of PNG, Gari Baki acting in his capacity as the Commissioner of Police & Fred Yakara in his capacity as Metropolitan Superintendent National Capital District vs. Nick Betanjo for himself and 100 others named in the schedule. SCA 77 of 2020 (IECMS) (Appeal from Cannings J) <i>Hearing on Respondent's application to dismiss the appeal for want of prosecution</i> | CASE 18 | Jonathan Waki Waiakali trading as Rammah Trading vs. BeMobile (PNG) Limited and Telikom (PNG) Limited SCA 16 of 2021 (IECMS) (Appeal from Tusais AJ) <i>Hearing on Respondent's Objection to competency</i> |

| COURT 1 FRIDAY DATE: 30th /07/2021 | | | |
|--|---|--------------|-----------------|
| CORAM | Salika CJ David J Makail J Anis J Miviri J | CORAM | |
| TIME | 9:30am - 12:00 pm | TIME | 1:30pm - 4:06pm |
| CASE 19 | Kenny Wesley vs. The State SCRA 7 of 2012 (Appeal from Maliku AJ) <i>Substantive Appeal</i> | CASE | <i>Judgment</i> |

| COURT 2 FRIDAY DATE: 30th /07/2021 | | | |
|--|-------------------|--------------|-----------------|
| CORAM | | CORAM | |
| TIME | 9:30am - 12:00 pm | TIME | 1:30pm - 4:06pm |
| CASE | <i>Judgment</i> | CASE | <i>Judgment</i> |