

SUPPLEMENT to the Solomon Islands Gazette

Tuesday 1st July, 2008

S.I. No.27

[Legal Notice No. 49]

LOCAL COURTS ACT
[Cap. 19]

WARRANT ESTABLISHING THE GHORENA LOCAL COURT

1. IN exercise of the powers conferred on me by section 2 (1) of the Local Courts Act, I Sir Albert Rocky Palmer, Chief Justice of Solomon Islands, hereby establish the GHORENA Local Court with jurisdiction in the area of any of the wards of the Gizo/Kolombangara Local Court, Simbo/Ranongga Local Court, Vella la Vella Local Court (constitution of wards) order.
2. The constitution of the Court Shall be as follows:-
 - (a) The Court shall consist of –
 - (i) not more than 1 president;
 - (ii) not more than 5 vice - president and each of whom may preside in place of the president; and
 - (iii) not more than 30 Members
 - (b) The Court shall be deemed to be duly constituted if it consist of not less than three members, one of whom shall be a president or vice - president and in the determination of causes and matters coming before the Court it shall be lawful for more than one Court as so constituted to sit at any one time.
 - (c) In the determination of any cause or matter the opinion of the majority of the members shall prevail.

3. The Court shall subject to the limitations imposed by the Local Courts Act or herein after appearing, have jurisdiction in
 - (a) offences against the law and custom of Islanders when such offences are not punishable under any law in force in Solomon Islands and always provided that the law and custom of Islanders does not contravene or is not repugnant to the law of Solomon Islands and the principles of natural justice.
 - (b) offences against any law specified in any order made under section 9 of the Local Court Act, Cap. 19.
 - (c) subject to the provisions of paragraph 4(b) of this warrant, all civil suits and matters in which the defendant is ordinarily resident within the area of the jurisdiction of the Court or in which the cause of action shall have arisen within the said area.

4. The court shall, subject to the provisions of the Local Courts Act, have jurisdiction –
 - (a) in criminal cases to pass sentence of imprisonment for a term not exceeding six months and to impose a fine not exceeding two hundred dollars;
 - (b)
 - (i) in all matters and proceedings of a civil nature affecting or arising in connection with Customary Land in accordance with the provisions of Section 254 of the Land and Titles Act (Cap. 113);
 - (ii) in all other civil cases, including civil proceedings brought by a Local Government provincial assembly for the recovery of any rate or penalty under the provisions of section 83 of the Local Government Act (Cap. 117) where the subject matter in dispute does not exceed one thousand dollars in value.

5. The fees and fines collected by the Court shall be disposed of in accordance with the Law.
6. The warrants establishing the following Local Courts are hereby cancelled:-

LOCAL COURT

REFERENCE

- | | |
|----------------------|---------------------|
| 1. GIZO/KOLOMBANGARA | Legal Notice 103/86 |
| 2. SIMBO/RANONGGA | Legal Notice 68/86 |
| 3. VELLA LA VELLA | Legal Notice 114/87 |

Dated at Honiara this twentieth-eighth day of May, 2008.

Sir Albert Rocky Palmer
Chief Justice
