

Spore

ROTAL TITO AND OTHERS v. SIR ALEXANDER WADDELL AND OTHERS  
(RE-PLANTING ACTION)

SUMMARY OF PROCEEDINGS, THURSDAY, 13 NOVEMBER 1975.

1. Most of the day was again occupied by Mr Macdonald (Counsel for the Banabans) proving the plaintiffs title to the various plots of land in respect of which they seek relief.
2. In the afternoon Mr Macdonald turned to the question of a legal remedy. Earlier in the case Counsel for the British Phosphate Commissioner had submitted that the importation of soil which would be required for any re-planting to be carried out was prohibited by Colony Legislation. Mr Macdonald therefore began by a detailed examination of the relevant 1963 Ordinance. Mr Vinelott (Counsel for the Crown), on the advice of the Treasury Solicitors, intervened to say that there might be relevant legislation subsequent to the 1963 Ordinance and the Crown would establish whether or not such legislation did exist before the Court resumed on Friday morning.

Pacific Dependent Territories Department  
Foreign and Commonwealth Office