



Saint Lucia **GOVERNMENT GAZETTE**

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If you command wisely, you'll be obeyed cheerfully.

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GENERAL INFORMATION

Advertising Rates

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NATIONAL PRINTING CORPORATION

Gazette Deadline

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Please Note

The annual subscription fees are \$150.00 for hard copies and \$80.00 for electronic copies. All Legislation is available by means of email, CD, diskette and hard copy prints and will be costed according to size. This publication is available on request via email and hard copy.

Government Notice

THE following documents are published with and form part of this *Gazette*.

ASSENTED ACTS

- No. 28 of 2003 — The Insurance (Amendment) Act.
- No. 29 of 2003 — The International Business Companies (Amendment) Act.
- No. 30 of 2003 — The Treasury Bills (Amendment) Act.
- No. 31 of 2003 — The Legal Services (Criminal Matters) Act.
- No. 32 of 2003 — The Recording of Court Proceedings Act.
- No. 33 of 2003 — The Repatriation of Inmates Act.



Vacancy Notices

CARIBBEAN DEVELOPMENT BANK

Portfolio Performance Officer, Evaluation and Oversight Division

The Caribbean Development Bank (CDB) invites applications from among nationals of its member countries for the position of Portfolio Performance Officer (PPO) in its Evaluation and Oversight Division (EOV). CDB is a leading development institution that works collaboratively with its Borrowing Member Countries (BMCs) towards promoting their sustainable social and economic development and the fostering of economic cooperation and integration among them.

BEV is responsible for the independent evaluation of all Bank-financed and

non-lending activities and provides oversight and support for the enhancement of the effectiveness and efficiency of all Bank activities.

Responsibilities:

The PPO is responsible for oversight of the application, methodologies and operational guidelines and systems related to portfolio performance. The successful applicant will be required to interact with management and staff in the areas of portfolio performance, verification and validation of project supervision reports and systems testing of CBS's Project Portfolio Management System throughout the development and enhancement phases in collaboration with the Operations Department. The Officer will normally function within a multi-disciplinary environment and must therefore possess good interpersonal and communication skills. A sound command of the English language is required, as is an ability to prepare clear and concise technical reports. The job entails travel from headquarters in Barbados to CDB's BMCs. Knowledge of a second language, particularly French or Dutch will be an asset.

Requirements:

The successful applicant is expected to possess the following qualifications and capabilities;

a broad-based understanding of development issues and operational and technical issues affecting project design and implementation;

a good first degree in either Economics, Management, Accounting, Mathematics or Statistics;

at least eight (8) years working experience in their area of expertise and development assistance projects including at least four (4) years experience in monitoring or evaluation; and proficiency in the use computerised information systems.

Salary and other benefits:

Salary within CDB's salary ranges will depend on qualifications and experience. A pension plan, life and medical insurances are included in the benefits package.

Applications:

Applications, including a detailed Curriculum Vitae, with details of age and nationality, as well as the names, designations, addresses and telephone numbers of three referees should be submitted no later than January 9, 2004 to:

The Deputy Director
Human Resources and
Administration
Caribbean Development Bank
P.O. Box 408, Wildey, St. Michael
Barbados, West Indies

E-mail: recruit@caribank.org
Fax: (246) 427-4626

Information regarding CDB can be found at its website: www.caribank.org.

UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANISATION (UNESCO)

DIRECTOR (D-2) INTERNATIONAL INSTITUTE FOR CAPACITY-BUILDING IN AFRICA ADDIS ABABA, ETHIOPIA

Main responsibilities:

Under the authority of the Director-General of UNESCO, and guided by the Governing Board's general policy concerning the Institute's programme and budget, the Director is responsible for managing the International Institute for Capacity-Building in Africa (IICBA) and for planning, implementing and reporting on its programme. The Director shall act in close cooperation and consultation with UNESCO's Assistant Director-General for Education to ensure that the Institute's programme and budget are in full accord with the Organization's overall education programme.

To this end, he/she will prepare the Institute's programme and budget, in accordance with the directives given by the General Conference and the Governing Board, ensuring, in particular, that educational institutions in Africa working in the areas of educational management, curriculum development, teacher education and distance education will have improved access to the latest research, develop-

ment and technology in these areas.

The incumbent will also be responsible for organizing the annual meetings of the IICBA and for preparing and submitting to its Governing Board reports on the execution of the programme and proposals on the draft general programme and budget of the Institute.

Responsibilities also include: supervising and managing the staff of the Institute; drawing up detailed plans for teaching and research and directing their execution; ensuring contact with individual specialists and centres of excellence worldwide, with a view to enlisting their full involvement in promoting a programme for an exchange of experience; and, with the authorization of the Governing Board, securing additional resources, as may be necessary, for the operation of the Institute's programme.

Finally, the incumbent will work closely with ministries of education in Africa, UNESCO National Commissions, UNESCO field offices, other international, governmental and non-governmental organizations, as well as with universities and other educational institutions, the Education Sector at UNESCO's Headquarters and its educational institutes, in order to build effective partnerships at international, regional and national levels and to ensure consistent strategies and proactive, innovative and responsive programming.

Qualifications and experience:

Higher university degree in education. A PhD or equivalent would be an advantage.

At least 10 years' professional experience in a position of leadership in research, development and professional supervision of educational work at international and regional level.

Proven management skills.

Proven political and diplomatic skills and experience.

Good IT skills.

Excellent command of written and spoken English and good knowledge of French.

Competencies:

The successful candidate should be able to demonstrate the following com-

petencies:

Ability to plan strategically and manage an extensive programme;

Provide intellectual leadership for the staff; lead and motivate teams in a multicultural environment; ensure continuous training and development of staff;

Communicate effectively and persuasively, orally and in writing;

Establish plans and priorities and implement them effectively.

Terms and conditions:

The post is at grade D-2 common to the United Nations system, with a salary composed of base salary and post adjustment, which, at the present dollar exchange rate, totals approximately US \$109,470 (without dependants) or US \$119,170 (with dependants) per annum, exempt from taxation. In addition, an international benefits package is offered.

Please note that UNESCO is a non-smoking Organization.

How to apply:

Candidates wishing to apply for this post should do so through the following website: <http://www.unesco.org/employment>.

Candidates without easy access to the Internet may, exceptionally, apply by mail, by sending a full curriculum vitae in English or French, preferably on the official UNESCO curriculum vitae form, showing their nationality, date of birth and gender, to: Chief, Recruitment and Staffing Section, Bureau of Human Resources Management, UNESCO, 7 place de Fontenoy, 75352 Paris 07-SP, France.

Applications should reach UNESCO before 30 January 2004. Please quote post number "AF/RP/ETH/ED/0010".

Applications from qualified women candidates are encouraged, as are applications from under-or non-represented Member States.

NOTICES

Approval of Customs "examination station"

in Passenger Ferry Terminal situated adjacent to berth 6 at Port Castries

It is notified for public and general information that in the exercise of power conferred by section 16 of the Customs (Control and Management) Act No.23 of 1990, the Comptroller of Customs and Excise has approved an area in the newly built Passenger Ferry Terminal situated adjacent to berth 6 at Port Castries as an "Examination station".

With effect from January 5, 2004 the area as designated, shall be for the embarkation and disembarkation of passengers and the loading and unloading of goods.

*Herman St. Helen
Comptroller of Customs and Excise (Ag)*

Ministry of Agriculture, Forestry and Fisheries

TENDERS FOR GROUP INSURANCE

THE Ministry of Agriculture, Forestry and Fisheries request for the provision of Group Insurance coverage for staff members for one (1) year period commencing February 1, 2004 to provide for the following Officers against accidental death and injuries sustained during the performance of their duties:

Sixty-one (61) Officers attached to the Forestry Department; these officers due to the nature of their duties frequently visit areas prone to snakes.

Twenty-three (23) Officers attached to the Fisheries Department who are required to conduct diving activities between 10 to 45 times per year as part of their job duties.

For more information please contact the Ministry of Agriculture, Forestry and Fisheries at telephone 468-4107.

Individual tenders for each of the above groups should be forwarded in sealed envelopes to reach the Ministry no later than January 16, 2004.

TENDERS FOR GROUP INSURANCE

Permanent Secretary
Ministry of Agriculture, Forestry and

Fisheries
Sir Stanislaus James Building
Waterfront
Castries

CUSTOMS EXCHANGE RATES

**EFFECTIVE MONDAY,
12TH JANUARY, 2004**

It is notified for general information that under the provisions of section 78 (2) of the Customs (Control and Management) Act No. 23 of 1990 as amended that the under-mentioned rates of exchange shall be used for determining their equivalent in E. C. dollars.

U. K. Pound	4.9704
U.S.A	2.7169
Canadian Dollar	2.1462
Swiss Franc	2.3219
D.Krs.(Danish Kroners)	0.4885
Japanese Yen	0.0284
NZ (New Zealand Dollar)	1.9292
Australian Dollar	2.2078
Jamaican Dollar	0.0447
Guyanese Dollar	0.0140
Swedish Kroners	0.3997
Venezuelan Bolivars	0.0017
Barbados Dollar	1.3568
Trinidad Dollar	0.4545
Euro	3.6386

HERMAN ST. HELEN,
Comptroller of Customs & Excise(Ag.).
**Supply and Installation of a Bio-
filtration Sewer Treatment Plant
for the Carellie/Black Mallet
Development Project,
Castries, St. Lucia**
Invitation to Bid

THE Government of St. Lucia (GOSL) has secured a loan from the Caribbean Development Bank (CDB) towards the cost of the National Disaster Management Rehabilitation Project and intends to apply part of the funds to cover eligible payments under the Contract for the Supply and Installation of a Biofiltration Sewer Treatment Plant for Carellie/Black Mallet Development Bidding is open to all bidders from eligible source countries specified in the agreement for the financing between CDB and GOSL.

The Ministry of Physical Development, Environment and Housing, which will be the Executing Agency for the Project, invites sealed bids from eligible bidders for the supply and installation of a Biofiltration Sewer Treatment Plant Carellie/Black Mallet Development.

The works include:

The Supply and Installation of a Biofiltration Sewer Treatment Plant to be connected to existing small-bore sewer reticulation network services 80 residential lots.

Civil works specific to the design and construction of foundations to the biofiltration system.

The procurement of goods and services will be limited to firms, or joint ventures of firms which are legally incorporated or otherwise organised in, and have their principal place of business in, one of the member countries of CDB or the Inter-American Development Bank (IDB) or the Kingdom of the Netherlands and are either:

- (1) more than 50% beneficially owned by a citizen(s) and/or bona fide resident(s) of one or more of the member countries of CDB or IDB or the Kingdom of the Netherlands, or by body(ies) corporate meeting these requirements, or
- (2) owned or controlled by the government of an eligible country provided that it is legally and financially autonomous and operates under the commercial law of an eligible country.

Eligible bidders may obtain further information from and inspect the bidding documents at the first address below between 0900 hours and 1600 hours Monday to Friday. The documents may be purchased on the submission of a

written application to the same address and upon payment of a 'non-refundable fee of two hundred and seventy Eastern Caribbean Dollars (XCD \$270) or its equivalent in a freely convertible currency for each set, payable by bank draft to the order of the Accountant General. Potential bidders who request that the documents be forwarded to them are required to submit an account number from a courier agent in St. Lucia, which will accept freight collect changes. The documents will be dispatched by designated courier pending receipt of the fee. However, payment must be received and acknowledged prior to the date set for closing of tenders. Under no circumstances will The Ministry of Physical Development, Environment and Housing be held responsible for late delivery or loss of the documents so dispatched.

Bids shall be valid for a period of ninety (90) days after Bid opening and must be accompanied by security of thirteen thousand, six hundred United States dollars (US\$13,600) its equivalent in a freely convertible currency. Bids must be deposited in the tender box at the Central Tenders Board (Second address below) by 1100 hours local time on January 21, 2004. They will be publicly opened in the Conference Room at the same address at 1400 hours local time on January 21, 2004. Bids will not be received after the tender box is closed. The Government of St. Lucia does not bind itself to accept the lowest or any other bid and will not defray any costs incurred by bidders.

The Project Coordinator
Natural Disaster Management
- Rehabilitation – Landslide Project
Ministry of Physical
Development, Environment &
Housing
Castries Waterfront
Castries, ST. LUCIA
Tel: (758).452-3350
Fax: (758) 452-2506
E-mail: mgitters@planting.gov.lc
The Secretary
Central Tenders Board
Ministry of Finance
Old Government Building
Laborie Street, Castries
ST. LUCIA

Tel. (758)-468.3929

Judicial Sale

[First Publication]

NOTICE is hereby given that the movable property hereinafter described will be put up for Sale and Adjudication by the Sheriff, or her Officer, at the Court House or at the Registrar's Office in Castries, on the day of Sale hereinafter stated for each property between the hours of ten and eleven o'clock in the forenoon by the Court House clock.

SAINT LUCIA

IN THE HIGH COURT OF JUSTICE
(CIVIL)

Claim No. SLUCHCV2002/0854

Between :

- (1) FREDERICK RAYMOND
- (2) ZENA RAYMOND

Claimants

and

- (1) FRANK KELLER

Defendant

Notice is hereby given that by virtue of judgment of the High Court dated **9th July, 2003** against the Defendant herein and writ of Execution returnable on the **23rd day of January 2004**, there will be put up for Sale and Adjudication by the Sheriff or his Officer to the Highest Bidder in the High Court House, on Peynier Street in the City of Castries on Friday the **23rd day of January 2004** at ten o'clock in the forenoon, the following movable property of the Defendant to wit:

SCHEDULE

The ordinary shares of the Defendant in Kentucky Fried Chicken Limited registered in the Company Registry as company number 31 of 1992.

BMW 3201 RHD 4 Door Sedam, Chassis No. WBAAm 12030 FN 07948, Engine No. 31852332, Registration No. PC9000.

TERMS: CASH

Sheriff's Office
Peynier Street, Castries

Trade Mark Applications

REGISTRY OF
COMPANIES & INTELLECTUAL
PROPERTY

SAINT LUCIA

NOTICE is hereby given that the following trademark applications have been accepted for registration. Any person who has grounds of Opposition to the registration of any of the Marks advertised herein according to the classes under the heading "Trademarks Applications advertised before Registration", may within three (3) months from the date of this publication, file Notice of Opposition accompanied by a fee of \$30.00.

N.B. All trademarks are published under the **NICE CLASSIFICATION (EIGHTH EDITION) NCL (8)**.

File No (210): TM/2003/ 000368

Mark name: DIGICEL MOBILE WEB

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 9 (Digital Mobile Telephone and SIM (Subscriber Identity

TRADE MARKS
APPLICATION

DIGICEL MOBILE WEB

File No (210): TM/2003/ 000369

Mark name: DIGICEL MOBILE WEB

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 16 (Paper articles and

TRADE MARKS
APPLICATION

DIGICEL MOBILE WEB

File No (210): TM/2003/ 000370

Mark name: DIGICEL MOBILE WEB

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 35 (Advertising, business management, business administrg-

TRADE MARKS
APPLICATION

DIGICEL MOBILE WEB

File No (210): TM/2003/ 000371

Mark name: DIGICEL MOBILE WEB

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 38 (Telecommunications)

TRADE MARKS
APPLICATION

DIGICEL MOBILE WEB

File No (210): TM/2003/ 000372

Mark name: DIGICEL VIBES

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 9 (Digital Mobile Tele-

**TRADE MARKS
APPLICATION**

Agent: Natalie E. Glitzenhirn-Augustin

DIGICEL VIBES

File No (210): TM/2003/ 000373

Mark name: DIGICEL VIBES

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 16 (Paper articles and advertising material.)

**TRADE MARKS
APPLICATION**

DIGICEL VIBES

File No (210): TM/2003/ 000374

Mark name: DIGICEL VIBES

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 35 (Advertising, business management, business administration)

**TRADE MARKS
APPLICATION**

DIGICEL VIBES

File No (210): TM/2003/ 000375

Mark name: DIGICEL VIBES

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 38 (Telecommunications.)

**TRADE MARKS
APPLICATION**

DIGICEL VIBES

File No (210): TM/2003/ 000376

Mark name: DIGIWEBTEXT

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 9 (Digital Mobile Telephones and SIM/Subscriber Identity)

**TRADE MARKS
APPLICATION**

Agent: Natalie E. Glitzenhirn-Augustin



File No (210): TM/2003/ 000377

Mark name: DIGIWEBTEXT

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 16 (Paper articles and advertising material.)

**TRADE MARKS
APPLICATION**



File No (210): TM/2003/ 000378

Mark name: DIGIWEBTEXT

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

Class (511): 35 (Advertising, business management, business administration, office functions.)

Agent: Natalie E. Glitzenhirn-Augustin

**TRADE MARKS
APPLICATION**



File No (210): TM/2003/ 000379

Mark name: DIGIWEBTEXT

Applicant (730): Mossel (Jamaica) Limited

Filing date (220): 23/10/2003

**TRADE MARKS
APPLICATION**

Agent: Natalie E. Glitzenhirn-Augustin



File No (210): TM/2003/ 000332

Mark name: DEMERARA GOLD GENUINE DEMARARA CANE SUGAR

Applicant (730): Guyana Sugar Corporation Inc.

**TRADE MARKS
APPLICATION**

Class (511): 30 (Sugar)

Disclaimer: There shall be no exclusive rights to the separate use of the words "cane sugar" apart from the mark.

Agent: Gordon, Gordon & Co



TRADE MARKS APPLICATION

Applicant (730): Andreas Stihl AG & Co. KG

Filing date (220): 03/12/2003

Class (511): 4 (Fuels, lubricants and greases.)

Agent: Nicholas John & Co

STIHL

TRADE MARKS APPLICATION

Applicant (730): Simyashal Limited Partnership

Filing date (220): 09/12/2003

Class (511): 35 (Retail stores services featuring duty free goods, namely, fragrances, cosmetics, and bath and body products, namely perfumes, colognes, facial treatments, make-up, lotions, powders, oils, soaps, deodorants, and hair, nail and skin-care products, tobacco products, including but not limited to cigarettes (both imported and domestic), cigars, pipes, pipe tobacco, chewing tobacco, and smokers' articles, namely, lighters, matches, cigar utensils, namely, humidors, clippers, cigar cases and ashtrays, alcoholic beverages, namely liquors, (imported and domestic), mixers, beer, wine, champagne, liqueurs, and pre-mixed liquor drinks, food, confection and beverage products, namely chips,

cookies, assorted nuts, chocolates, hard candy, chewing gum, assorted snack seeds, soft drinks, juices, water, hydration drinks and energy drinks, gourmet and specialty packaged food products, including but not limited to smoked fish, caviar, mussels, sardines and eel, apparel accessories, namely belts, scarves, ties, hats and gloves, fashion eyewear, sunglasses and athletic-oriented eyewear, purses and handbags, small leather goods, namely, wallets and briefcases, watches and clocks, jewelry, writing instruments, crystal gift items, novelty gifts and souvenirs, namely plush toys, playing cards, magic tricks, key chains, drinking mugs, postcards, t-shirts, and sweatshirts, electronics, cameras, calculators, computers, batteries and music, and travel-related products, namely luggage, backpacks, duffel bags, shoulder bags, waist packs, money belts, toiletry kits, locks, tags, straps, converters and inflight comfort items.)

Disclaimer: There shall be no exclusive rights to the use of the separate letters "l", "b" and "w" apart from the mark.

Agent: Tyrone Chong

IBW

File No (210): TM/2003/ 000427

TRADE MARKS APPLICATION

Applicant (730): W.M. WRIGLEY JR. COMPANY

Filing date (220): 17/12/2003

Class (511): 30 (Confectionery, namely, bubble gum, chewing gum, candy, and mints.)

Agent: Gordon, Gordon & Co

SNAPPY STRAWBERRY

File No (210): TM/2003/ 000428

TRADE MARKS APPLICATION

COMPANY

Filing date (220): 17/12/2003

Class (511): 30 (Confectionery, namely, bubble gum, chewing gum, candy, and mints)

Agent: Gordon, Gordon & Co

GUSHING GRAPE

File No (210): TM/2003/ 000429

TRADE MARKS APPLICATION

COMPANY

Filing date (220): 17/12/2003

Class (511): 30 (Confectionery, namely, bubble gum, chewing gum, candy, and mints)

Agent: Gordon, Gordon & Co

AWESOME ORIGINAL

Notice

The Eastern Caribbean Supreme Court In The High Court of Justice

SAINT LUCIA

Claim No. SLUHCV2003/0904

BETWEEN:

FIRST CARIBBEAN INTERNATIONAL BANK (BARBADOS) LIMITED
formerly BARCLAYS BANK PLC

Claimant

And

MICHAEL AUGUSTIN of Black Bay, Vieux Fort

Defendant

TO: MICHAEL AUGUSTIN whose last known address was Black Bay, Vieux Fort

NOTICE

TAKE NOTICE that an action has been commenced against you in the High Court of Justice Saint Lucia No.SLUHCV2003/0904 by FIRSTCARIBBEAN INTERNATIONAL BANK (BARBADOS) LIMITED FORMERLY BARCLAYS BANK PLC in which the Claimant claims liquidated damages.

AND SERVICE of the Notice of the Claim Form in this action on you is being effected by this advertisement in two consecutive issues of the local Newspaper circulating in St. Lucia and two consecutive issues of the *Official Gazette*. If you desire to defend the said action you must within 28 days of the last publication of this advertisement enter an acknowledgement of service at the Registry of the High Court of Justice in the City of Castries.

IN DEFAULT of such acknowledgement the Claimant will be entitled to apply to have judgment entered against you. If the Claimant does so, you will have no right to be heard by the Court except as to costs or the method of paying any judgment unless you apply to set judgment aside.

Dated this 5th day of December, 2003.

McNamara & Co.

*Per:
Solicitors for the Claimants*

This Notice was filed by McNamara & Co., Chambers of #20 Micoud Street, Castries for and on behalf of the Claimant in this matter.

[Second Publication]

Notice

The Eastern Caribbean Supreme Court In The High Court of Justice

SAINT LUCIA

Claim No. SLUHCV2003/0869

BETWEEN:

FIRST CARIBBEAN INTERNATIONAL BANK (BARBADOS) LIMITED
formerly BARCLAYS BANK PLC

Claimant

And

SHEBA DECAILLE of La Clery, Castries

Defendant

TO: SHEBA DECAILLE whose last known address was La Clery, Quarter of Castries

NOTICE

TAKE NOTICE that an action has been commenced against you in the High Court of Justice Saint Lucia No.SLUHCV2003/0869 by FIRSTCARIBBEAN INTERNATIONAL BANK (BARBADOS) LIMITED FORMERLY BARCLAYS BANK PLC in which the Claimant claims liquidated damages.

AND SERVICE of the Notice of the Claim Form in this action on you is being effected by this advertisement in two consecutive issues of the local Newspaper circulating in St. Lucia and two consecutive issues of the *Official Gazette*. If you desire to defend the said action you must within 28 days of the last publication of this advertisement enter an acknowledgement of service at the Registry of the High Court of Justice in the City of Castries.

IN DEFAULT of such acknowledgement the Claimant will be entitled to apply to have judgment entered against you. If the Claimant does so, you will have no right to be heard by the Court except as to costs or the method of paying any judgment unless you apply to set judgment aside.

Dated this 9th day of December, 2003.

McNamara & Co.

Per:
Solicitors for the Claimants

This Notice was filed by McNamara & Co., Chambers of #20 Micoud Street, Castries for and on behalf of the Claimant in this matter.

[Second Publication]

Notice

THE Central Tenders Board of the Government of St. Lucia invites tenders for the following vehicles, which are available for viewing at the following locations:

MINISTRY OF PHYSICAL DEVELOPMENT – GREAHAM LOIUSY ADMINISTRATIVE BLDG (CAR PARK), WATERFRONT

- (1) Mazda Double Cab, 1993
SLG 597
Engine # YG54 KV2399
Chassis # UFYOM - 3243928
- (2) Mitsubishi Pajero Jeep, 1992
SLG 525

dressed to :

The Chairperson
Central Tenders Board
Ministry of Finance and Economic Affairs
Laborie Street, Castries

All tenders should be submitted in sealed envelopes labelled "Tender for the Ministry of Physical Development Vehicles", and addressed to :

The Chairperson
Central Tenders Board
Ministry of Finance and Economic Affairs
Laborie Street, Castries

OFFICE OF THE PRIME MINISTER

- (1) VOLVO 940 Sedan, 1992
Chassis # 1944 207N 106008
Engine # 1296

All tenders should be submitted in sealed envelopes labelled "Tender for the Prime Minister's Office Vehicles", and addressed to :

The Chairperson
Central Tenders Board
Ministry of Finance and Economic Affairs
Laborie Street, Castries

MINISTRY OF COMMUNICATIONS – DENNERY WORKSHOP

- (1) Mitsubishi L300, 1991
SLG 489
Chassis # CJCP12VNA00216
Engine # FM4G32HK945
- (2) Mazda 323, 1992
SLG 600
Chassis # B41062 - 121666
- (3) Mitsubishi L200 4x4, 1992
SLG # 571
Chassis # CJNK340PP00200
- (4) Mitsubishi L200 4x4, 1996
SLG 630
Chassis # CJNK340PP00991
Engine # HB4023

All tenders should be submitted in sealed envelopes labelled "Tender for Ministry of Communications Vehicles", and ad-

CUSTOMS & EXCISE

- (1) Nissan 4X4 Double Cab Pick up, 1992
SLG 484
Engine # Z24 - 959544X
Chassis # UNMD21 - 435406
- (2) Nissan Urvan 14 Seater, 1992
SLG 285
Engine #
Chassis # JN10WGE – 24Z0512137
- (3) Nissan Double Cab Pick up, 1996
SLG 284
Engine # Z24 - 9503164
Chassis # JNICBUD – 21Z00449983
- (4) Nissan Urvan 14 Seater, 1998
SLG 748
Engine # NA20 – 882144X
Chassis # JN1HB4E24Z - 0600033

All tenders should be submitted in sealed envelopes labelled "Tender for Customs & Excise Dept Vehicle(s)", and addressed to :

The Chairperson
Central Tenders Board
Ministry of Finance and Economic Affairs
Laborie Street, Castries

MINISTRY OF HEALTH

- (1) Toyota Lite Ace, 1993 (ambulance)
SLG 143
Chassis # KR27 - 50003522
- (2) Mitsubishi L300, 1993
SLG 149
Chassis # CHCP12W – PA00228
Engine # 4G32 – 4110180
- (3) Dodge Ram, 1988
SLG 888
Engine # VIN # 2B7KB33W6JK121202
- (5) Nissan Civillian 30 Seater, 1983
SLG 891

- | | |
|------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------|
| Engine # ED33
Chassis # MGW 40 – 000 - 464 | Engine # B12
Chassis # WFB12 – 006342 |
| (6) Dodge Ram Ambulance, 1988
SLG 145
Engine # VIN#2B7KB33W5JK153297 | (5) Nissan Double Cab (4x4)
SLG 473
Engine # 438104
Chassis # 437124 |
| (7) Nissan Caravan Ambulance, 1989
SLG 889
Engine # Z22 (S)
Chassis # VUSW40 – 00178 | (6) Nissan Double Cab (4x4)
SLG 516
Engine # 965795
Chassis # 438079 |
| (8) Toyota Ambulance, 1984
SLG 141
Engine # 3Y0120138
Chassis # YH712 – 600536 | (7) Nissan (4x4)
SLG 640
Engine #
Chassis # |
| (9) Toyota Hiace, 1991
SLG 709
Engine # NY714 - 600
Chassis # 3Y – 0716986 | (8) Nissan (4 x 4)
SLG 649
Engine #
Chassis # |
| (10) Mitsubishi Pick up, 1989
SLG 146
Engine # 4G32 – BG1472
Chassis # COKFLLOKP00174 | (9) Mitsubishi Car
SLG 534
Engine # HV3266
Chassis # 266 |
| (11) Mazada Twin Cab, 1997
SLG 147
Engine # 557543
Chassis # 111265 | (10) Mitsubishi Car
SLG 613
Engine # 6669
Chassis # 0 2068 |
| (12) Toyota Coaster, 1984
SLG 156
Engine # 3B - 091552
Chassis # BB21 - 0011023 | (11) Mitsubishi
SLG 614
Engine # GR7121
Chassis # 0 2081 |

All tenders should be submitted in sealed envelopes labelled "Tender for Ministry of Health Vehicle(s)", and addressed to :

The Chairperson
Central Tenders Board
Ministry of Finance and Economic Affairs
Laborie Street, Castries

- | |
|--------------------------------------------------------------------|
| (12) Mitsubishi
SLG 615
Engine # GR1747
Chassis # SP01871 |
| (13) Nissan Sunny
SLG 722
Engine # 345755
Chassis # |
| (14) Nissan Sunny
SLG 721
Engine # 341032
Chassis # |
| (15) Nissan Patrol
SLG 005
Engine #
Chassis # |
| (16) Nissan Urvan
SLG 443
Engine #
Chassis # |
| (17) Mitsubishi
SLG 616 |

POLICE DEPARTMENT

- | |
|--------------------------------------------------------------------------------|
| (1) Nissan Sunny
Registration # PC8184
Engine # 97636A
Chassis # 1956 |
| (2) Nissan Double Cab (4x4)
Registration # TA4791
Engine # TD272663 |
| (3) Nissan Sunny
Registration # 3836
Chassis # FB13 – 33176 |
| (4) Nissan Sunny
Registration # PC7192 |

- Engine #
Chassis #
- (18) Jeep Islander
SLG 653
Engine # 3224098
Chassis # 96009
- (19) Corolla
SLG
Engine # 5A – B107 - 100
Chassis # AE – 100 – 3136703
- (20) Nissan
SLG 956
Engine # 514544
Chassis # 0506359
- (21) Nissan Sunny
SLG 711
Engine # GA15 S
Chassis # WFB12004997

(POLICE BIKES)

- (1) Honda CB 450
SLG 549
- (2) Honda CB 450
SLG 551
- (3) Honda CB 450
SLG 584
- (4) Honda CB 450
SLG 548
Engine # 14E – 9003701
Chassis # 14 – 9003666
- (5) Suzuki
SLG 547
Engine # 14E – 9003696
Chassis # 14 – 9003668
- (6) Honda CB 450
SLG 417

All tenders should be submitted in sealed envelopes labelled "Tender for Police Dept Vehicles", and addressed to :

The Chairperson
Central Tenders Board
Ministry of Finance and Economic Affairs
Laborie Street, Castries

MINISTRY OF HOME AFFAIRS & GENDER RELATIONS – Fire Service Department

- (1) Bedford 4x4 Fire Truck
SLG 043
Engine # L7418628
- (2) Bedford 4x4 Fire Truck
SLG 044

Engine # L7418625

- (3) Bedford 4x4 Fire Truck
SLG 045
Engine # L7418628
- (4) Thibalt Crash Fire Tender, 1982
SLG 059
Engine # 8VFO78553

All tenders should be submitted in sealed envelopes labelled "Tender for the Fire Service Department Vehicle(s)", and addressed to :

The Chairperson
Central Tenders Board
Ministry of Finance and Economic Affairs
Laborie Street
Castries

MINISTRY OF EDUCATION

- (1) Nissan Panel Van
SLG # 399
Chassis # WHG24 – 5030964
- (2) Nissan 14 Seater
SLG 413
Chassis # WHG24 - 0035561

All tenders should be submitted in sealed envelopes labelled "Tender for Ministry of Education(s)", and addressed to:

The Chairperson
Central Tenders Board
Ministry of Finance and Economic Affairs
Laborie Street, Castries

MINISTRY OF JUSTICE

- (1) Nissan Pathfinder, 1991
SLG # 964
Chassis # WBVD21 - 056062
Engine # TD27 - 0721371

All tenders should be submitted in sealed envelopes labelled "Tender for the Ministry of Justice Vehicle(s)", and addressed to:

The Chairperson
Central Tenders Board
Ministry of Finance and Economic Affairs
Laborie Street, Castries

***DEADLINE FOR THE RECEIPT OF
TENDERS IS NO LATER THAN
4:30 PM ON FRIDAY 16th January 2004.***

GOVERNMENT NOTICE

The public is hereby notified that, effective 12th December, 2003 and until further notice, I **KENNY D. ANTHONY**, Minister for Finance, acting in accordance with the Consumption Tax (Amendment) (No.92) Order 2000 approve the following rate of consumption tax as corresponds to the description of goods and HS Tariff Numbers specified:

<i>HS Tariff Number</i>	<i>Description of Goods</i>	<i>Rate of Tax/Duty</i>
27.10.13.90	Gasolene(Unleaded)	274.97 cents per imperial gallon
27.10.14.10	Spirit type (Gasolene type) jet fuel	141.04 cents per imperial gallon
27.10.22.10	Illuminating Kerosene exported under processing agreement	85.61 cents per imperial gallon
27.10.22.90	Other Illuminating Kerosene	85.61 cents per imperial gallon
27.10.31.10	Diesel Oil exported under the processing agreement	217.83 cents per imperial gallon
27.10.31.90	Other Diesel oil	217.83 cents per imperial gallon
27.10.39.10	Other diesel oil exported under processing agreement	217.83 cents per imperial gallon
27.10.39.90	Other	217.83 cents per imperial gallon
27.11.12.00	Liquified Propane (More than 25 lbs)	20.63 cents per pound
	Liquified Propane (Up to 25 lbs)	11.63 cents per pound
27.11.13.00	Liquified Butane (More than 25 lbs)	20.63 cents per pound
	Liquified Butane (Up to 25 lbs)	11.63 cents per pound
27.11.11.00	Liquified Natural Gas (More than 25 lbs)	20.63 cents per pound
	Liquified Natural Gas (Up to 25 lbs)	11.63 cents per pound
27.11.14.00	Ethelyne, Propylene, Buthelyne (More than 25lbs)	20.63 cents per pound
	Ethelyne, Propylene, Buthelyne (Up to 25 lbs)	11.63 cents per pound

KENNY D. ANTHONY,

GOVERNMENT NOTICE

The public is hereby notified that, effective 19th December, 2003 and until further notice, I **KENNY D. ANTHONY**, Minister for Finance, acting in accordance with the Consumption Tax (Amendment) (No.92) Order 2000 approve the following rate of consumption tax as corresponds to the description of goods and HS Tariff Numbers specified:

<i>HS Tariff Number</i>	<i>Description of Goods</i>	<i>Rate of Tax/Duty</i>
27.10.13.90	Gasolene(Unleaded)	265.55 cents per imperial gallon
27.10.14.10	Spirit type (Gasolene type) jet fuel	141.04 cents per imperial gallon
27.10.22.10	Illuminating Kerosene exported under processing agreement	85.61 cents per imperial gallon
27.10.22.90	Other Illuminating Kerosene	85.61 cents per imperial gallon
27.10.31.10	Diesel Oil exported under the processing agreement	210.97 cents per imperial gallon
27.10.31.90	Other Diesel oil	210.97 cents per imperial gallon
27.10.39.10	Other diesel oil exported under processing agreement	210.97 cents per imperial gallon
27.10.39.90	Other	210.97 cents per imperial gallon
27.11.12.00	Liquified Propane (More than 25 lbs)	20.63 cents per pound
	Liquified Propane (Up to 25 lbs)	11.63 cents per pound
27.11.13.00	Liquified Butane (More than 25 lbs)	20.63 cents per pound
	Liquified Butane (Up to 25 lbs)	11.63 cents per pound
27.11.11.00	Liquified Natural Gas (More than 25 lbs)	20.63 cents per pound
	Liquified Natural Gas (Up to 25 lbs)	11.63 cents per pound
27.11.14.00	Ethelyne, Propylene, Buthelyne (More than 25lbs)	20.63 cents per pound
	Ethelyne, Propylene, Buthelyne (Up to 25 lbs)	11.63 cents per pound

KENNY D. ANTHONY,

Notice

The Eastern Caribbean Supreme Court (A.D. 2003)

PRACTICE DIRECTION No. 1 of 2003 COURT CONNECTED MEDIATION

This Practice Direction is made pursuant to Part 4.2(2) of the Eastern Caribbean Supreme Court Civil Procedure Rules 2000 and supplements Part 25.1[h] of the Rules.

1. GENERAL

In this Practice Direction, unless otherwise provided for or the context otherwise requires -

“ADR” - means a collective description of methods of resolving disputes otherwise than through the trial process including, in particular, mediation;

“Court” - means the High Court and, where the context so admits and in Part 62, the Court of Appeal

“court-connected mediation services” - means mediation services provided as the result of a referral by the court;

“court office” – refers to –

- (a) the place where documents are to be filed, etc. and includes a Registry of the High Court and of the Court of Appeal; and
- (b) members of the court staff who carry out work of a formal or administrative nature under rule 2.6 (1) of the Eastern Caribbean Supreme Court Civil Procedure Rules 2000;

“ECSC regional mediation coordinator” means the person appointed by the Chief Justice to coordinate the development of court-connected mediation in the Member States and Territories;

“Judicial Education Institute” – means the Judicial Education Institute of the Eastern Caribbean Supreme Court;

“mediation” - means a flexible dispute resolution procedure in which a neutral third party, the mediator, facilitates negotiations between the parties to help them settle their dispute;

“mediation coordinator” – means the person appointed to be responsible for the management of court connected mediation in each of the Member States;

“mediation session” - refers to a mediation including continuations and adjournments of the same matter held with a mediator and attended by parties and or their lawyers to a dispute to which this Practice Direction applies;

“mediator” - means an individual engaged as a neutral third party to provide mediation services and whose name appears on the Roster of Mediators for the Eastern Caribbean Supreme Court;

“Member States” means –

- [1] Antigua and Barbuda;
- [2] Commonwealth of Dominica;
- [3] Grenada;
- [4] Saint Christopher and Nevis;
- [5] Saint Lucia; and
- [6] St. Vincent and the Grenadines;

“party” – includes both the party to the claim and any legal practitioner on record for that party unless any rule specifies or it is clear from the context that it relates to the client or to the legal practitioner only;

“referral order” - means an order to attend mediation as a result of a referral by a master or judge;

“Rules” – means Eastern Caribbean Supreme Court Civil Procedure Rules 2000;

“statement of case” – means -

- (a) a claim form, statement of claim, defence, counterclaim, ancillary claim form or defence and a reply; and
- (b) any further information given in relation to any statement of case under Part 34 of the Eastern Caribbean Supreme Court Civil Procedure Rules 2000 either voluntarily or by order of the court;

“Territories” means –

- [1] Anguilla;
- [2] Montserrat; and
- [3] the British Virgin Islands

“To refer” - means to provide a party to a case with the name of one or more mediators for the purpose of selecting a mediator.

2. INTRODUCTORY NOTE

Court-connected Mediation was introduced in St. Lucia by Practice Direction No. 2 of 2002. Practice Direction No. 1 of 2003 extends court-connected mediation to all Member States and makes provision for the referral to mediation of civil actions filed in the Court.

Under Part 25.1(h) of the Rules, the Court must actively manage cases, by “encouraging the parties to use any appropriate form of dispute resolution including, in particular, mediation, if the court considers it appropriate and facilitating the use of such procedures”. In order to facilitate the use of such procedures and to provide litigants with a timely and cost-effective method to the conventional way of resolving civil disputes, the Court is instituting Court-connected mediation in the Member States.

Practice Direction No. 1 of 2003 does not provide for court-connected mediation in family proceedings, insolvency (including winding up of companies), non-contentious probate proceedings, proceedings when the High Court is acting as a prize court and any other proceedings in the Supreme Court instituted under any enactment, in so far as rules made under that enactment regulate those proceedings.

3. ADMINISTRATION

Court-connected mediation will be managed on a regional and national basis. In each Member State and Territory there will be a national court-connected Mediation committee which may include:

- Members of the Judiciary
- Registrar of the High Court
- Representatives from:
 - o The Ministry responsible for Legal Affairs
 - o The Bar Association
 - o The private sector
 - o Trade Unions
 - o Religious Organisations
- Such other persons as may be selected by the Chief Justice

These Committees shall be responsible for selecting mediators, who have been certified by the Judicial Education Institute, to be placed on the Roster of Mediators. The committees will also deal with complaints, assess the effectiveness of the process and make recommendations.

The Roster of Mediators from which litigants can choose a mediator will be available at the High Court Office and at the office of the Mediation Co-ordinator. Mediators on the roster will be paid on a fee basis established by the Court.

The Regional Court-connected Mediation committee shall be comprised of:

- Representatives of the national court-connected Mediation committees
- Such other persons as may be selected by the Chief Justice

This committee will serve as an advisory body to the Chief Justice.

4. REFERRAL TO MEDIATION

At any stage of the proceedings:

- A Master or Judge may make an order referring any civil action filed in the Court to mediation.
- The parties may by consent notify the court that they wish to have their case referred to mediation and in such case, the Master or Judge shall make a referral order.

Parties will not be allowed to opt out of the Referral Order to mediation except by order of a Master or Judge and upon adducing good and substantial reasons.

5. SELECTION OF MEDIATOR AND DATE FOR MEDIATION

It is the joint responsibility of the parties to select a Mediator mutually agreed to by them. If the parties cannot agree upon a mutually acceptable mediator, a Master or Judge shall make an order appointing a mediator from the Roster of Mediators.

The Mediation Co-ordinator shall be responsible for the scheduling of mediation sessions, which will be conducted on facilities under the management and control of the Court. Parties will be required to attend a mediation session of up to three hours but they may choose to go beyond that period if they so desire.

After the holding of a mediation session, the following cases will be returned to case management:

- Cases in which a Certificate of Non-compliance has been filed;
- Cases in which a Notice of Outcome of Mediation indicates that the parties have not settled.

6. PRE-MEDIATION REQUIREMENTS

After an order has been made referring a matter to mediation, the parties are required to:

- Submit a copy of the Statement of Case to the Mediator at least 7 days prior to the mediation session;
- Sign a Confidentiality Agreement prior to the mediation session.

If the parties have agreed to settle or have settled the claim prior to the scheduled mediation session, they must cancel the session and provide the Mediation Coordinator with the details of the terms of the agreement or settlement.

7. ATTENDANCE AT MEDIATION SESSION

All parties to the litigation are required to attend the mediation session. The Mediator shall lodge with the Mediation Co-ordinator a Certificate of Non-compliance if a party to the claim fails to attend the mediation session whether or not their legal practitioners attend.

8. PROCEDURES

The Procedures to be followed in relation to court-connected mediation are prescribed in the First Schedule.

9. PRACTICE FORMS

The Practice Forms are contained in the Second Schedule.

10. EFFECTIVE DATE

This Practice Direction will come into effect on the 1st day of December 2003 and will be applicable to all civil actions filed in the Court.

Dated this 22nd day of December 2003.

Sir Dennis Byron
Chief Justice

FIRST SCHEDULE

PROCEDURES

1. REFERRAL OF CASES TO MEDIATION

- 1.1 At any stage of the proceedings:
- a. A Master or Judge may make an order in Form M1 referring any civil action filed in the Court to mediation; or
 - b. The parties may by consent notify the Court in Form M8 that they wish to have their case referred to mediation, and in such case, the Master or Judge may make a Referral Order.
- 1.2 This Practice Direction does not apply to the following matters as excluded by Part 2.2 (3) of the Civil Procedure Rules 2000:
- Family proceedings
 - Insolvency (including winding up of companies)
 - Non-contentious probate proceedings
 - Proceedings when the High Court is acting as a prize court; and
 - Any other proceedings in the Supreme Court instituted under any enactment, in so far as rules made under that enactment regulate those proceedings.
- 1.3 After the Referral Order has been made, the court office shall send a copy to the Mediation Co-ordinator.

2. CRITERIA FOR REFERRAL OF CASES

- 2.1 In considering whether to refer a case to mediation, the master or judge shall take into account all relevant circumstances including the following:
- a) the relationship between the parties;
 - b) the willingness of the parties to resolve their dispute by a collaborative process;
 - c) opportunities for joint gains not available through litigation in the court; or
 - d) any other criteria considered appropriate by the master or judge.

3. APPLICATION TO DISPENSE WITH MEDIATION

Within 15 days after the Referral Order, a party may apply to the court to vacate the Referral Order if good and substantial reason is shown to the master or judge.

4. TIME FOR CONDUCTING THE MEDIATION SESSION

The mediation session hearing shall be held within 45 days of the Referral Order unless otherwise ordered by the master or judge, on application by any party.

5. EXTENSION OF TIME FOR MEDIATION

- 5.1 In considering whether to extend the time within which the mediation is to be conducted the master or judge shall take into account all circumstances, including:
- a) the number of parties and the complexity of the issues in the action; and
 - b) whether the mediation will be more likely to succeed if it is postponed to allow the parties to acquire more information.

6. ROSTER OF MEDIATORS

- 6.1 The Mediation Co-ordinator shall maintain a Roster of Mediators for that Member State, as selected by the Court-connected Mediation Committee.
- 6.2 The Roster of Mediators shall be exhibited at the High Court Office and at the office of the Mediation Co-ordinator.

7. SELECTION OF MEDIATOR BY THE PARTIES

- 7.1 All court-connected mediations shall be conducted by a mediator from the Roster of Mediators, who is:
- a) mutually agreed to by the parties; or
 - b) assigned by the master or judge, where the parties fail to agree.
- 7.2 The parties may select the mediator:

- a) at the time of filing the Notice for Referral to Mediation;
- b) at the time the Referral Order is made; or
- c) within 10 days of the Referral Order, by filing a Notice of Selection of Mediator in Form M2.

7.3 If the parties fail to select a mediator, the Mediation Coordinator shall request:

- a) That the master or judge assign a mediator from the Roster of Mediators; and
- b) Issue a Notice of Selection of Mediator in Form M3, to the parties.

8. SCHEDULED DATE FOR MEDIATION

When the Notice of Selection of Mediator is filed in Form M2 and M3, the Mediation Co-ordinator shall:

- a) in consultation with the parties and the mediator, fix a date for the mediation session; and
- b) serve on every party a Notice of Scheduled Mediation (Form M4) stating the place, date and time of the mediation.

9. PROCEDURE BEFORE THE MEDIATION SESSION

9.1 Parties are required to:

- a) Submit a copy of the Statement of Case to the Mediator at least 7 days prior to the mediation session;
- b) Sign a Confidentiality Agreement prior to the mediation session.

9.2 If the parties have agreed to settle or have settled the matter prior to the scheduled mediation session, they must cancel the session and provide the Mediation Coordinator with the details of the terms of the agreement or settlement.

10. ATTENDANCE AT THE MEDIATION SESSION

- 10.1 The parties are required to attend a three-hour mediation session. After the first three hours, the mediation may be continued if the parties and the mediator agree to do so and the parties agree to pay the scheduled additional hourly rate.
- 10.2 A party who requires another person's approval before agreeing to a settlement shall, before the mediation session, arrange to have ready access to the other person throughout the session.
- 10.3 Where a party is not a natural person, the person attending on behalf of that party must be authorized to settle the dispute or be in a position to be able to obtain such authority during the mediation.
- 10.4 With the consent of all parties and the mediator, a mediation session may be adjourned at any time. In the event of an adjournment, the parties must reschedule the mediation session within the time limits set out in the Practice Direction.

11. FAILURE TO ATTEND

- 11.1 If a party fails to attend the mediation session within half an hour of the appointed time or attends the mediation session without having authority to settle the mediator shall:
 - a) cancel the session; and
 - b) immediately lodge with the Mediation Co-ordinator a Certificate of Non-compliance (Form M 5) for filing at the Court Office.

12. NON-COMPLIANCE WITH THE REFERRAL ORDER

When a Certificate of Non-compliance is filed with the Court Office, the Registrar shall refer the matter to the master or judge who may make an order under Part 26 (case management- the court's powers) or under Part 64 (costs- general) of the Rules against a party who fails to comply with the Practice Direction.

13. CONFIDENTIALITY

Prior to commencement of the mediation session the parties shall sign a Confidentiality Agreement (Form M6).

14. MEDIATOR'S REPORT

At the end of the mediation session, the mediator shall complete and lodge the Notice of Outcome of Mediation (Form M 7) with the Mediation Co-ordinator, for filing at the Court Office.

15. AGREEMENT

15.1 If there is an agreement resolving some or all of the issues in the dispute:

- a) it shall be signed by the parties and the mediator and lodged with the Mediation Co-ordinator for filing at the Court Office; and
- b) within 7 days after the agreement is signed the parties shall apply to the court for an order in terms of the agreement and the master or judge shall make an order in Form M9;

15.2 If the parties fail to make an application to the court for an order in terms of the signed agreement within 7 days after the agreement is signed, the master or judge shall make an order under Part 26.2 of the Rules.

16. NO AGREEMENT

If no agreement is reached that resolves all the issues in dispute, the matter shall be returned to case management.

SECOND SCHEDULE

PRACTICE FORMS

Form M 1: Mediation Referral Order

[Rule 1.1(a)]

The Eastern Caribbean Supreme Court

In the High Court of Justice

[State/Territory]

Claim No.

Between

A.B.

Claimant

and

C.D.

Defendant

Mediation Referral Order

Made the day of 20 ...

Upon this matter coming on before:

The Honourable Justice/Master

[And Upon Hearing Counsel for the Claimant and

Counsel for the Defendant]

[And Upon the Claimant and/or Defendant being present]

IT IS ORDERED THAT:

The parties to these proceedings are required to attend a mediation session with a mediator within 45 days from today's date. Parties shall select a mediator from the Roster of Mediators and advise the Mediation Co-ordinator of the name of the mediator within 10 days of the receipt of this notice. If parties fail to select a mediator, one will be appointed by the Court.

By the Court

[SEAL]

Registrar

Form M 2: Notice of Selection of Mediator

[Rule 7.2]

Heading: same as in Form M 1

Notice of Selection of Mediator

TAKE NOTICE that the parties have selected (Name of Mediator) from the Roster of Mediators.

Dated:

Signed:

Claimant/ Claimant's Legal Practitioner
(Name, address, telephone number, email)

To: Mediation Co-ordinator
(Name, address, telephone number, email)

Form M3: Notice of Selection of Mediator by Judge or Master

[Rule 7.3]

Heading: same as in Form M1

Notice of Selection of Mediator by Judge or Master

TAKE NOTICE that a Notice of Selection of Mediator by the parties has not been filed in this action. Accordingly, I have assigned (Name of Mediator) to conduct the mediation session in these proceedings.

Unless the court orders otherwise, you are required to attend this mediation session. If you have a lawyer representing you in this action, he is also required to attend.

YOU MAY BE PENALIZED IF YOU FAIL TO ATTEND THE MEDIATION SESSION.

(Dated)

By the Court
[SEAL]
Registrar

To: Claimant's Legal Practitioner/ Claimant
(Name, address, telephone number, email)

And To: Defendant's Legal Practitioner/ Defendant
(Name, address, telephone number, email)

And To: Mediation Co-ordinator
(Name, address, telephone number, email)

Form M4: Notice of Scheduled Mediation

[Rule 8(b)]

Heading: same as in Form M1

Notice of Scheduled Mediation

TAKE NOTICE that the parties/the Master or Judge have/has selected. (Name of Mediator) from the Roster of Mediators. The mediation is scheduled to take place on the.....day, of.....(date) from to (time) at the Office of the Mediation Co-ordinator at (address).

You are required to attend a three-hour mediation session. If you have a lawyer representing you in this proceeding, he is also required to attend. Any party attending the mediation must be authorized to settle the dispute or be in a position to be able to obtain such authority during the mediation.

When you attend the mediation session, you should bring with you any documents that you consider of central importance to your case. You should plan to remain throughout the scheduled time.

Dated:

Signed: Mediation Co-ordinator
(Name, address, telephone number, email)

To: The Mediator
(Name, address, telephone number, email)

To: Claimant's Legal Practitioner/ Claimant
(Name, address, telephone number, email)

And To: Defendant's Legal Practitioner/ Defendant
(Name, address, telephone number, email)

Form M5: Certificate of Non-Compliance

[Rule 11.1(b)]

Heading: same as in Form M1

Certificate of Non-Compliance

TAKE NOTICE that

- The claimant failed to attend the mediation session.
- The defendant failed to attend the mediation session
- The claimant or his representative attended the mediation but had no authority to settle.
- The defendant or his representative attended the mediation but had no authority to settle.

Dated:

Signed:
Mediator
(Name, address, telephone number, email)

To: Mediation Co-ordinator
(Name, address, telephone number, email)

And to: The Registrar
(Name, address, telephone number, email)

Form M6: Confidentiality Agreement

[Rule 13]

Heading: same as in Form M 1

Confidentiality Agreement

Notice for Referral to Mediation

TAKE NOTICE that:

1. I(name) of(address) the Claimant herein consent to have the Court refer this matter to mediation.

2. I(name) of(address) the Defendant herein consent to have the Court refer this matter to mediation.

3. We have selected.....(name of mediator) from the Roster of Mediators.

Dated

Signed

Claimant/ Claimant's Legal Practitioner
(name, address, telephone number, email)

Defendant/ Defendant's Legal Practitioner
(name, address, telephone number, email)

To: The Registrar

Form M9 : Order subsequent to Mediation Agreement

[Rule 15.1(b)]

Heading: same as in Form M1

Order subsequent to Mediation Agreement

Made the day of 20 ...

Upon this matter coming on before:

The Honourable Justice/Master

[And Upon Hearing Counsel for the Claimant and

Counsel for the Defendant]

[And Upon the Claimant and/or Defendant being present]

Upon this matter having been referred to mediation

And upon the parties having agreed to the terms set out in the signed agreement annexed hereto;

IT IS ORDERED THAT

All further proceedings in this matter are stayed except for the purpose of carrying into effect the terms of the said agreement;

For that purpose the parties have permission to apply to the court.

BY THE COURT

REGISTRAR

Press Releases

St. Lucia leads Caribbean ranking in E-Government readiness

ST. LUCIA is leading other Caribbean islands in E-Government readiness and is preparing to host a top meeting on the subject later this month.

E-Government is a concept aimed at encouraging governments to use less ink and paper and more electronic information technology in their day-to-day affairs.

At the just concluded World Summit on the Information Society held in Geneva, Switzerland in December 2003, St. Lucia out-ranked the rest of the Caribbean placing first ahead of the Dominican Republic, Jamaica and the Bahamas, Trinidad & Tobago, St. Kitts and Nevis, Barbados, Cuba, Antigua & Barbuda, Grenada and St. Vincent & The Grenadines in that order.

Deputy Director of Public Sector Reform in the office of the Prime Minister Dr. Cletus Bertin says the ranking was “based on a global study by the United Nations Department of Economic and Social Affairs.”

He says the indicators used in the ranking “take into account the progress made as a result of the liberalization of telecommunications, especially the wide use and availability of cell phones.”

According to Dr. Bertin, with some 50 percent of the population having access to cell phones and other forms of modern telecommunications, the ability of persons to use the technology as well as the kind of infrastructure that exists here all contributed to the island’s ranked readiness for e-government.”

He says the island’s cell phone penetration was significant to the ranking, “as it indicates we are a society that is receptive to and can be ready for the transition to e-government.”

According to Dr. Bertin, “besides the enabling environment, government has created to foster access to and use of the latest information technology, government has also taken steps to ensure e-government becomes a major plank in its efforts to reform the Public Service.”

To this end, Dr. Bertin was appointed to his new post and given special responsibility for E- Government. Since his appointment last year Dr. Bertin, has represented St. Lucia at several Information Technology conferences abroad including a two week seminar in China and Washington prior to the Geneva conference where St. Lucia was declared a leader in E-Government readiness in the Caribbean.

Meanwhile, Dr. Bertin says that as a follow-up to St. Lucia’s top ranking in e-government readiness, St. Lucia will later this month host the 5th Ministerial Consultation and High Level Workshop on E-Government. This meeting will take place in Castries on January 20 and 21, 2004 and will bring together some of the top government officials from around the world involved in E-government.

Independent Verification of Electricity Meters Coming Soon

OFFICIALS of the St. Lucia Bureau of Standards say they are looking forward to being able to independently verify electricity meters both in the commercial and domestic sectors. The initiative is part of a wider package of assistance made possible via the signing of a memorandum of agreement with the Office of Private Sector Relations (OPSR) late last year.

The agreement makes over \$400,000 available to assist the private sector in maintaining international quality standards for locally produced goods and services. Director of the Bureau of Standards Dr. Alison Plummer explained that the initiative marks another first for the Unit.

According to her, "I really feel proud and I am sure that the Board of Directors, after months of going through discussions on how we are going to regularize the independent verification of electricity meters, can with the thanks and support of the project, for the first time in St. Lucia be able to independently verify electricity meters both in the commercial and domestic sector." This she said will become a reality once the electricity standard meters have been purchased with the support of the programme. "This has been a function of the Bureau of Standards with the passage of the new Metrology Act back in 2000, however we were unable to do anything with regards to verification of electricity meters," said Dr. Plummer.

She says quality control and certification will be high priority for the Bureau throughout this year. Part of the OPSR funds will go towards HACCP training, training in food safety, quality control and certification. Funds will also be made available to promote the Product Certification Mark.

Officials are hoping to have the project up and running within the first quarter of this year.



Chemical Safety Project to Monitor Agricultural Pesticides

THE Prevention and Management of Agricultural Pesticide Related Illness Project" is one of the many key venture which will continue making inroads this year. The project involves technical co-operation between St. Lucia, Barbados, Martinique and Guadeloupe; and is administered through the Occupational Health and Safety Department of the Ministry of Labour Relations, Public Service and Cooperatives.

Senior Occupational Health and Safety Officer Lesmond Magloire says the project centres on the critical need for monitoring of toxic chemicals and its residual impact on the environment, biology and human health.

"I should be expecting a visit from professionals in Martinique between February the 9th and 21st. By that time we in Saint Lucia would have carried out

a survey and pesticides inventory and would have determined what pesticides we would need help and assistance, to either to remove or to minimize."

The project which is being facilitated through the Pan American Health Organization and the Caribbean Health Institute also aims to establish water quality monitoring for pesticides residue.

St. Lucia imported 202,399 kilograms of solid pesticides and over 300,000 litres of chemicals between June 1998 and May 1999. Over a similar period for 1999 – 2000, these figures increase to 1,294,267 and 434,130 respectively. The vast majority of those imports consisted of insecticides, herbicides, and nematocides, with an estimated 80% intended for the banana industry.



New Police Commissioner Appointed

THE Government of St. Lucia has announced the appointment of a new Commissioner of Police for St. Lucia. He is Mr. Ausbert Regis, who has been acting in the post for just over a year.

Mr. Regis was appointed to the top post in the Royal St. Lucia Police Force by Her Excellency the Governor General Dame Pearlette Louisy, acting on the advice of the Public Service Commission. His official letter of appointment is dated December 30, 2003 and the appointment took effect from January 1, 2004.

A career police officer who has served in several top posts within the force, Commissioner Regis is the seventh St. Lucian to be appointed Commissioner since the Island gained its independence in 1979.

The appointment of the new Commissioner by the Governor General is expected to put an end to speculation or anxiety about the top post in the police force.

His confirmation in the post in which he has been acting for one year also gives the new Commissioner the necessary mandate to pursue the actions and changes needed to address the continuing public concerns about crime.



Work on the establishment of the CSME Intensifies



AS the New Year begins, the Caribbean Single Market and Economy CSME continues to be the watchword for Caricom governments as they prepare for the establishment of a new system of economic unity.

Saint Lucia for its part through the Ministry of Commerce, Investment and Consumer Affairs is at present involved in developing a number of measures for the coming on of the new system. During a recent television discussion with the Government Information Service, Director of Commerce and Industry Titus Preville and Trade Advisor McDonald Dixon spoke to the far reaching impact that the CSME is expected to have on the entire Caribbean.

According to the Trade Advisor the CSME holds very promising possibilities for the region. "The most urgent interest in my view is getting the CSME off the ground. It would provide a larger trading bloc for the area and give us a pool of resources, possibly that we never had before in order to negotiate between the various external affairs, particularly in the FTAA."

However the Director of Commerce believes there is an important distinction between the formation of a single market and a single economy. "We are looking at forming a single market and a single economy. They're not the same. The single market presupposes or what is involved in that is the establishment one economic space. The same way if you live in Gros Islet and you want to work in Vieux Fort all you do is drive across and you get to work. That is what a single market is supposed to be. It means the free movement of persons, of capital, of skills, the right to establish a business and conduct business without any impediment along the way," Preville explained.

Preville further explained that although the CSME is not fully operational. There are elements which are already being successfully implemented such as the free movement of nationals within the Caricom region.

Belfund Makes Its Services More Accessible

THE James Belgrave Micro-Enterprise Development Fund- Belfund, is to make a number of adjustments that will see more persons benefiting from the services of the Fund. According to Belfund's General Manager Marcellus Joseph, the Fund's first move would be the removal of guarantors, in that way making the fund more easily accessible.

"We are now working at probably removing the need for guarantors altogether that is especially if we believe that the business is viable and can stand its own ground. Where persons may have difficulties getting guarantors we may be able to approve that loan for them without the guarantors; however we will be a lot tougher on those businesses in terms of being there to ensure that they are successful," Joseph said.



The Belfund is further looking at developing a Marketing Unit, which would assist several of its clients who at present are unable to adequately market their products. "We believe that if we could assist them in that regard, especially our manufacturing persons. It may make their businesses a little more viable and put them in a position where they would be able to produce more and employ more persons."

Consideration is also being given to strengthening the Fund's Business Support department. Belfund has over the years made some successful interventions, assisting in the opening of new micro businesses as well as in the expansion of existing ones. The James Belgrave Micro-Enterprise Development Fund, was established three years ago, to provide low cost loans, business training and other support services to deprived unemployed St. Lucians in establishing their own micro enterprises, thereby providing for themselves and their families.