

IN THE HIGH COURT
OF SOLOMON ISLANDS

Civil Jurisdiction No.309 of 1987.



19 JAN 1988

PACIFIC RESORTS LIMITED

Plaintiff

ROBERT T. PULE

Defendant

SUMMONS

Let all parties concerned attend before the Chief Justice ~~in chambers~~ on ~~Tues~~ day, the ~~26th~~ day of ~~January~~, 1988 at 9.00 o'clock in the ~~fore~~noon, on the hearing of an application on the part of the above-named Plaintiff for an interlocutory injunction restraining John Meint Smith from entering onto Anuha Island or from interfering with the Plaintiff's business in any way.

This Summons was issued the 18th day of January 1988 by Jennifer C. Corrin, of Unit 48, N.P.F. Plaza, Honiara, Advacaate for the Applicant.

To the Court

And to the Defendant and his solicitor, John Muria, Public Solicitor's Office, P.O. Box 553, Honiara.

And to John Meint Smith and his solicitor, Mr. Francis Waleillia, P.O. Box 290, Honiara.

IN THE HIGH COURT
SOLOMON ISLANDS

Civil Jurisdiction

Case No 309 of 1987

BETWEEN: PACIFIC RESORTS LIMITED

Plaintiff

AND: FR ROBERT PULE

Defendant



AFFIDAVIT

COLEMAN TUTURI, cook, of Anuha, Central Islands Province, make oath and say as follows:

1. I am the Vice Chairman of the Solomon Islands National Union of Workers Representative Committee for all local employees of Pacific Resorts Limited.
2. Prior to the 8th December 1987 I had heard rumours that the Plaintiff company was trying to get rid of John Smith the chef. At our meeting with Mr Brian Ray on or about the 8th December 1987, I told Mr Brian Ray that if John Smith was dismissed, we would go on strike.
3. Mr Brian Ray assured us at the meeting that Mr John Smith would stay on to finish his contract in October 1988.
4. All the local employees liked John Smith as a person because he appeared to respect the integrity of the local people and also because he was one of the few white men on the island who did not call us "black bastards".
5. After Mr Mckissack took over as manager on Anuha, we heard rumours from the Australian builders at Anuha that Mr John Smith had been dismissed. On or about the 14th December 1987, I discussed this situation with all the employees who agreed to go on strike, as it also appears that the Company was not going to honour its promise to improve our living conditions before Christmas.

6. Some of the employees were very angry and wanted to destroy the office when Mr Gordon Mckissack refused to come and talk to us. But John Smith approached us and told everyone not to destroy any property or fight with any white man on the Island.

7. Later that day Messrs Terry Buchanan and John lee of the Solomon Islands Union of Workers arrived from Honiara and we were told to return to work whilst negotiations were being conducted.

8. I verily belief that if Mr John Smith is dismissed or leaves Anuha pernamently, all the employees would go on strike again as this would reflect bad faith on the part of the company.

9. The demonstration on 19th December 1987 was made by local landowners and supported by surrounding villagers. Mr John Smith was not in Anuha at the time of that demonstration.

10. I verily belief that the landowners and villagers were also complaining about the same kind of mistreatment & false promises that had led to our strikes on 8th and 14th December 1987.

SWORN

at *Honiara*

this *29th* day of

January 1988

) *[Signature]*
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Before me,



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Commissioner for Oaths