

IN THE NATIONAL COURT)
OF JUSTICE AT WAIGANI)
PAPUA NEW GUINEA)

OS No (COMM). 370 of 2014

BETWEEN:

BARRICK (NIUGINI) LIMITED

Plaintiff

AND:

**PORGERA LANDOWNERS'
ASSOCIATION**

First Defendant

AND:

MARK TONY EKEPA

Second Defendant

COURT ORDER

Ordered: 5th June 2014

Entered: 5th June 2014

BARRICK (NIUGINI) LIMITED

2nd Floor, The Lodge Building

Bampton Street

(P.O. Box 851)

PORT MORESBY

National Capital District

Telephone: 322 4800

Facsimile: 322 4824

File No: GTE/Barrick (Niugini) Ltd/gte

Doc Id: court_order_3.6.14



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COURT ORDER

THE COURT ORDERS that –

1. The requirement for prior service of all Court documents namely, the Originating Summons, the Notice of Motion, the Undertaking As to Damages and Affidavit of Dr Ila Temu filed herein, upon the Defendants be dispensed with pursuant to Order 1 Rule 7 of the National Court Rules.
2. Pursuant to Order 12 Rule 1 of the National Court Rules, sections 32 and 155(4) of the Constitution and the Underlying Law and until further order, the Defendants by themselves or by their servants or agents or any of them be restrained from obstructing or interfering with the Plaintiffs mining programs and activities within all the areas in which the Plaintiff holds a Special Mining Lease issued under the Mining Act 1992 pursuant to section 41 and section 37 of the Mining Act.
3. Pursuant to Order 12 Rule 1 of the National Court Rules, sections 32 and 155(4) of the Constitution and the Underlying Law ,until further order, the Defendants by themselves or by their servants or agents or any of them be restrained from inciting, instructing, inducing, procuring, assisting, encouraging, organizing and/or facilitating any other person or persons from obstructing or interfering with the Plaintiffs mining activities within all the areas in which the Plaintiff hold's a Special Mining Lease issued under the *Mining Act* 1992.

4. The matter be returnable before this Honorable Court at **1:00pm on Friday 13 June 2014** for an inter-parte hearing.
5. The parties are at liberty to apply to the Court on the giving of three (3) clear days notice to each other.
6. The Plaintiffs are to serve all Court documents and the Order on the Defendants as soon as practicable and within three clear days of the return of the matter.
7. The time for entry of these orders is abridged to the time of settlement by the Registrar which shall take place forthwith.

By the Court

Registrar

ORDERED: the 5th day of June 2014.

ENTERED: the 5th day of June 2014