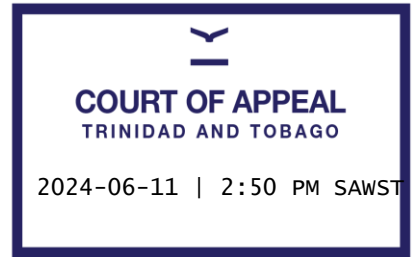


REPUBLIC OF TRINIDAD AND TOBAGO

**IN THE COURT OF APPEAL
Port of Spain**



WEST PANEL

Civil Appeal Number: CA P351 of 2023

Claim Number: CV2022-02672



Between

TERRISA DHORAY

Appellant

And

THE ATTORNEY GENERAL OF TRINIDAD AND TOBAGO

Respondent

TRINIDAD AND TOBAGO REVENUE AUTHORITY

Interested Party

ORDER

Dated the 11th day of June, 2024.

Before the Honourable Mr. Justice M. Mohammed, J.A.

Madam Justice C. Pemberton, J.A.

Madam Justice M. Dean-Armorer, J.A.

UPON this matter coming on for deliberation without hearing the parties.

AND UPON READING the order of the 4th June 2024 containing the grant of conditional leave and other directions together with the grant of a stay of execution pending the hearing and determination of the appeal to the JCPC **AND** the order of the said 4th June 2024 granting an interim stay on the terms and conditions therein contained;

AND UPON THE COURT CONSIDERING the recall of the said orders and reissuing this Order.

IT IS NOW ORDERED AS FOLLOWS:

1. The Orders of the 4th of June be and are hereby recalled and this Order be substituted to take effect from the said 4th June 2024 upon the following terms.
2. Conditional leave be and is hereby granted to the Appellant to appeal to the Judicial Committee of the Privy Council against the judgment of the Court of Appeal delivered on the 28th day of May, 2024 pursuant to section 109 (1) (d) and section 109

(2) (a) of the Constitution of Trinidad and Tobago subject to the conditions set out herein.

3. The Appellant do, within three (3) days from the date hereof, enter into good and sufficient security in the sum of Five Hundred Pounds (£500.00) to the satisfaction of the Registrar of this Court for the due prosecution of the appeal;
4. The requirement under section 8 of the Trinidad and Tobago (Procedure in Appeals to Privy Council) Order in Council 1962 that the Record of Appeal be settled by the Registrar of the Supreme Court is hereby waived;
5. The Record of Appeal shall comprise the following documents:

No.	Document	Date Filed	Page No.
DOCUMENTS IN THE HIGH COURT			
1.	Fixed Date Claim Form	19 Jul 2022	
2.	Affidavit of Terrisa Dhoray	19 Jul 2022	
3.	Affidavit of Leroy Baptiste	29 Jul 2022	
4.	Affidavit of Colm Imbert	28 Feb 2023	
5.	Affidavit of Terrisa Dhoray	05 May 2023	
6.	Affidavit of Professor Mic Moore	31 May 2023	
7.	Affidavit of Jwala Rambarran	01 Jun 2023	
8.	Affidavit of Professor Patrick Watson	17 Jul 2023	
9.	Claimant's Submissions	04 Sep 2023	
10.	Defendant's Submissions	03 Jul 2023	
11.	Claimant's Reply Submissions	29 Sep 2023	

12.	Defendant's Reply Submissions	29 Sep 2023	
13.	Judgment of the James J in the High Court	17 Nov 2023	
DOCUMENTS IN THE COURT OF APPEAL			
14.	Notice of Appeal	20 Nov 2023	
15.	Submissions of the Appellant	08 Jan 2024	
16.	Submissions of the Respondent	23 Jan 2024	
17.	Submission in reply of the Appellant	31 Jan 2024	
18.	Judgment of the Court of Appeal	28 May 2024	
19.	Legal Notice 372 of 2023	28 Nov 2023	
20.	Legal Notice 64 of 2024	02 Apr 2024	
21.	Legal Notice 79 of 2024	03 May 2024	
22.	Conditional Leave Order		
23.	Final Leave Order		
24.	Registrar's Certificate of Compliance		

6. The Registrar of the Supreme Court is directed to certify and electronically transmit the Record of Appeal to the Registrar of the Judicial Committee of the Privy Council forthwith;

7. The costs of this application do abide the final outcome of the appeal;

8. Upon the filing of an affidavit certifying that the requirement to pay the sum of Five Hundred Pounds (£500.00) or the equivalent in Trinidad and Tobago dollars to the Registrar of the Supreme Court has been fulfilled exhibiting the receipt

from the court acknowledging payment of same, final leave is to be granted by the Court in Chambers;

9. That an interim stay of the Order of the Court of Appeal dated 28th May 2024 be granted until Wednesday 25th September 2024.

10. That the parties return to the Court on that day to report on the progression of the matter at the Judicial Committee of the Privy Council.

11. Liberty to apply.

Rishma Ramrattan

Deputy Registrar (Ag.)



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