

IN THE SEYCHELLES COURT OF APPEAL

[Coram: S. Domah (J.A) ,A.Fernando (J.A) ,M. Twomey (J.A)]

Constitutional Appeal SCA CP 40/2013

(Appeal from Constitutional Court Decision 11/2010)

Paul Alfred Charles Moulinie

Appellant

Versus

Government of Seychelles

Attorney General

Respondents

Heard: 28 November 2016

Counsel: Mr. P. Boulle for Appellant

Mr. J. Chinnasamy for Respondent

Delivered: 09 December 2016

JUDGMENT

S. Domah (J.A)

- (1) This matter heard on 11 April 2016 was put for disposal to be determined on the quantum to be arrived at by a panel of three experts chosen by the Court.

- (2) The panel comprised Messrs Daniel Blackburn, Hubert Alton and Patrick Lablache and through their joint efforts have duly produced a joint report for the benefit of the court on the fair market value of the property as at the time of the claim i.e. August 2011. The total market value of the items 1 and 2 is given as SR36.8m (Thirty-six Million Eight Hundred Thousand Seychelles Rupees).

- (3) We accordingly order that the Respondent pays the Appellant the sum of 36.8m Seychelles Rupees as compensation for the land appropriated by Government. With costs. Interest to run at the legal rate from the date of the judgment to the time of payment.
- (4) The costs mentioned above include costs of each of the experts: i.e. Rupees One hundred and forty-seven thousand two hundred (Rs.147,200/-).

S. Domah (J.A)

I concur:. A.Fernando (J.A)

I concur:. M. Twomey (J.A)

Signed, dated and delivered at Ile du Port on 09 December 2016