

IN THE SEYCHELLES COURT OF APPEAL

GERVAIS AIMEE

APPELLANT

versus

**PHILIP SIMEON
COMMISSIONER OF POLICE**

RESPONDENTS



Civil Appeal No: 59 of 1998

[Before: Ayoola, P., Pillay & De Silva, J.J.A]

.....
Mr. P. Boulle for the Appellant
Mr. A. Fernando for the Respondents

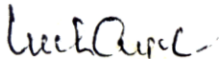
JUDGMENT OF THE COURT

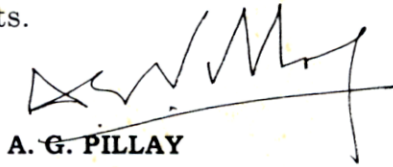
(Delivered by Ayoola, P.)

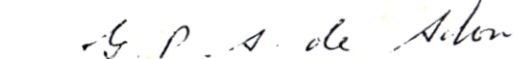
It having been rightly conceded by the Attorney General that the Constitutional Court was in error not to have pronounced on the constitutional question referred to it, the judgment of the Constitutional Court given on 4th December 1998 failing to pronounce on the question of the continuing validity of section 3 of Cap 192 is hereby set aside.

It is ordered that the matter be remitted to the Constitutional Court for it to determine the question referred to it by this Court on 27th March 1999.

No order for costs.


E. O. AYoola
PRESIDENT


A. G. PILLAY
JUSTICE OF APPEAL


G. P. S. DE SILVA
JUSTICE OF APPEAL

Dated at Victoria, Mahe this 9th day of August 1999.