

IN THE SEYCHELLES COURT OF APPEAL

[Coram: F. MacGregor (PCA) , S. Domah (J.A) , M. Twomey (J.A) **]**

Civil Appeal SCA 11/2013

(Appeal from Supreme Court Decision 97/2011)

University of Seychelles American-
Institute of Medicine Incorporation
Limited

Appellant

Versu
s

The Attorney General

Respondent

Heard: 10 April 2015

Counsel: Mr. A. Derjacques for Appellant

Mr. D. Esparon for Respondent

Delivered: 17 April 2015

JUDGMENT

F. MacGregor (PCA)

- [1] I have read the Judgment of my learned brother, Justice Domah, and agree with it, save that I am also of the opinion that in this case the Memorandum of Understanding signed between the parties which came after the Charter, implicitly cured, confirmed and ratified the precedence of transactions before it, if at all there were wanting and defective in any way.

[2] It is clearly a document of legal obligation between two proper legal personalities which in effect specifically provides that any dispute should be settled by all means through arbitration before going to court.

F. MacGregor (PCA)

Signed, dated and delivered at Palais de Justice, Ile du Port on 17 April 2015