

PAPUA NEW GUINEA

IN THE NATIONAL COURT }
OF JUSTICE AT WAIGANI }
IN THE NATIONAL CAPITAL }

O.S. NO. 982 OF 2011. (JR)

BETWEEN:
GRAHAM LESLIE OSBORNE
Applicant

AND:
JAMIE MAXTONE GRAHAM MP
First Respondent

AND:
ANO PALA MP
Second Respondent



CONSEQUENTIAL ORDERS AND DIRECTIONS

[As it pertains to the Orders of the Court dated the
6th day of January, 2012]

Ordered: 15/1/12

Entered: 15/1/12

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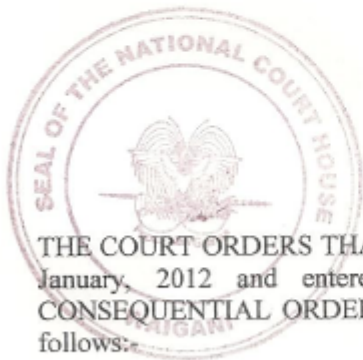
GRAHAM LESLIE OSBORNE
Applicant

AND:

JAMIE MAXTONE GRAHAM MP
First Respondent

AND:

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ORDERS

THE COURT ORDERS THAT based on the Orders of this Court made the 6th day of January, 2012 and entered the 7th day of January, 2012, the following CONSEQUENTIAL ORDERS be made and DIRECTIONS be issued forthwith as follows:

1. THAT the Deputy and Acting Chief Migration Officer, JOSEPH NOBETAU, by himself, or his servants, agents, or officers of the Immigration Division of the Department of Foreign Affairs, present at the Immigration Desk or Office at the Jackson's International Airport are HEREBY ORDERED to allow the Applicant, GRHAM LESLIE OSBORNE, to enter Papua New Guinea forthwith by accepting his current passport, according full force and effect to his Papua New Guinea Entry Permit engrossed in the said passport, and thus allowing the said Applicant to enter Papua New Guinea on the terms and for the purposes stipulated in the said Permit.
2. THAT the Court ORDERS that the said JOSEPH NOBETAU is to present himself personally at the Jackson's International Airport in Port Moresby, Papua New Guinea, upon arrival by the Applicant, GRAHAM LESLIE OSBORNE either on the 16th day of January, 2012 or on any subsequent date as advised to him by Counsel John Gawi and the Court further DIRECTS that he the said Joseph Nobetau personally directs, supervises and controls the conduct of his agents or officers in respect of compliance with the terms of the Orders under paragraph 1 above.
3. FURTHER, should MATAIO RABURA, the Chief Migration Officer, resume duties of his Office before the arrival of the Applicant, these Orders shall bind him personally and he shall be subject to the terms of these Orders in the same and like manner as the said JOSEPH NOBETAU and any reference in these Orders to the said Nobetau shall be deemed to refer also to the said Mataio Rabura.

4. THAT in the event that the said Joseph Nobetau is not present upon the arrival of the Applicant, the next most Senior Officer present at the Immigration Desk or Office at the Jackson's International Airport shall forthwith take charge of the matter as Ordered under paragraphs 1 and 2 above and the said most senior officer shall personally ensure that the said Applicant is accorded the full benefit of the Orders under the said paragraphs 1 and 2 above.
5. THAT the Court DIRECTS that these ORDERS take effect forthwith and the Court further Directs that the terms of the Orders herein speak for themselves, thus requiring no amount of interpretation, explanation, concurrence, clearance or approval by anybody including the above named Joseph Nobetau and his Superior Officers including the Chief Migration Officer, Mataio Rabura or any State Lawyers including the Solicitor General, Neville Devete, therefore these Orders and Directions must be complied with forthwith and without any delay of any nature and in any form or shape.
6. THAT the Court ORDERS and DIRECTS that any attempts to frustrate the effect of these Orders and Directions or to delay the immediate implementation of same shall be treated as amounting to contempt of Court thus requiring the contemptors to show cause by Summons before this Court as to why they should not be committed to prison for such contempt.
7. FURTHER, it is HEREBY ORDERED that the CEO of Air Niugini, MR WASANTHA KUMARISI personally ensures that the Applicant, GRAHAM LESLIE OSBORNE is allowed to board an Air Niugini Flight No. PX 93, Estimated Departure Time 12:00pm; Estimated Arrival Time 13.25pm, boarding ex Cairns, Australia, for Port Moresby, Papua New Guinea, on the 16th day of January, 2012 or on any other Air Niugini flights either on that day or on any other day or days subsequent thereto.
8. THAT sealed copies of these Orders plus the previous Orders of the 6th of January are to be served on the above named CEO of Air Niugini and other CEOs of each of the other above named Airlines.
9. THAT the above named JOSEPH NOBETAU is to be served a sealed copy of these Orders personally and failing that the said copy shall be delivered to and left with the Senior Migration Officer manning the Immigration Desk at the Jackson's International Airport aforesaid and a further copy of the said Orders may be pushed under the main door at the Waigani Immigration Office and left there and that such delivery in the manner aforesaid shall be deemed personal service for the purpose of these Orders.
10. THAT these Orders are returnable on Monday, the 16th day of January, 2012 at 9:30 am and the above named Joseph Nobetau is HEREBY ORDERED to appear in person or by Counsel on the date aforesaid to inform this Court on the matter of compliance with these Orders and Directions.
11. THAT parties have liberty to apply.
12. THAT time is abridged to the time and date of settlement of these Orders which must take place forthwith.

ORDERED the 14th day of January, 2012.

ENTERED the 1st day of January, 2012.



BY THE COURT