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COMMONWEALTH OF THE BAHAMAS
IN THE COURT OF APPEAL
SCCivApp & CAIS No. 127 of 2022

Joann Moss-DeCosta

Appellant

And

Martin Kemp

Respondent

(Substantive Appeal)

Before: The Hon Mr Justice Isaacs, JA
The Hon Mr Justice Evans, JA
The Hon Sir Brian Moree, JA, Kt

Ms Erica D. Munroe, Counsel for Appellant
Ms Yolanda Rolle, Counsel for Respondent

23 May 2023

1 The oral judgment of the court was delivered by

2 Isaacs, JA:

3 This court can only hear further appeals if the
4 point has been certificated as one of general public
5 importance either by the court below or by this court. Since
6 that has not been done, we are not competent to hear this
7 appeal. There are differing views on what is to transpire as
8 a result. However, as the proviso to section 21(1) of the
9 Court of Appeal Act says that no appeal shall be heard by the
10 court unless it is a point that has been certificated - and
11 there is no application before us to be certified - this
12 appeal is dismissed.

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15 Dated this 23rd day of May, 2023

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ISAACS, JA

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