

AT THE COUNCIL CHAMBER WHITEHALL

The 27th day of July 2006

BY THE RIGHT HONOURABLE THE LORDS OF THE
JUDICIAL COMMITTEE OF THE PRIVY COUNCIL

WHEREAS by virtue of His late Majesty's Order in Council dated 18th October 1909 there as referred to this Committee the Petition of Save Guana Cay Reef Association Limited in the matter of an Appeal from the Court of Appeal of the Bahamas between the Petitioner and (1) Your Majesty (2) The Minister responsible for Crown Lands and (3) The Treasurer of the Bahamas setting forth that the Petitioner prays for special leave to appeal from the Judgments of the Commonwealth of the Bahamas dated 8th May 2006 and 28th June 2006:

THE LORDS OF THE COMMITTEE having taken the humble Petition into consideration and having heard Counsel in support thereof the Board has ordered the following:

1. The Developers, and their employees and agents shall not cut tear down or remove any vegetation or trees.
2. The Developers, and their employees and agents shall not disturb or remove any mangrove or wetlands.
3. The Developers, and their employees and agents shall not excavate or dredge the land or seabed.
4. The Developers, and their employees and agents shall not erect any further buildings or structures on the land.
5. The Developers, and their employees and agents shall not construct or pave any further roads.
6. An injunction is granted in the terms supplied until judgment in the Judicial Review or the hearing of the application for leave to appeal, whichever is earliest, or further Order.
7. The Respondents are at liberty to make an application to the Board on 48 hours' notice.


Registrar of the Privy Council