



THE EASTERN CARIBBEAN SUPREME COURT  
COLONY OF MONTSERRAT CIVIL

IN THE HIGH COURT OF JUSTICE

CLAIM NO: MINIHCV2009/0002

BETWEEN:

INTERNATIONAL PAIRS LIMITED

Claimant

And

HONOURABLE ATTORNEY GENERAL  
DR. THE HONOURABLE LOWELL LEWIS

Defendants

Appearances:

Mr. Charlesworth Brown for the Claimant  
Mrs. Sheree Jemmotte-Rodney for the Defendants

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2014: May 01  
2014: September 16  
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Whether there was a contract between the Claimant and the Defendants, Whether the Chief Minister and/or the Acting Chief Minister could have entered into a contract to bind the government of Montserrat, whether the defendants are liable to the Claimant on a Quantum Meruit basis?

**Judgment**

- [1] **Redhead, J. (Ag):** The Claimant, International Pairs Limited Claims against the Defendants damages in the sum of £350,000.00 as loss of profits or in the alternative £86,333.00 on a quantum meruit basis for repudiation of a contract which the Claimant alleges it entered into with the Defendants on 27<sup>th</sup> August 2008.
  
- [2] Mr. Ross Honey is the Chief Executive of the Claimant Company which is a United Kingdom (UK) based Company specializing in using events as a medium for marketing platforms.

- [3] The Claimant's case, to encapsulate it in a nutshell, is that Ross Honey was invited to Montserrat to "Showcase" the Claimant's capability in promoting Montserrat as a golfing destination thereby injecting much needed capital in Montserrat's economy. This was in the year 2008.
- [4] If I may interject here, Montserrat was devastated by a series of volcanic eruptions beginning in 1995, it is therefore, in my view, that against that background the government was anxious in looking at ways and means to develop the island of Montserrat and to move it back to some form of economic viability.
- [5] Mr. Ross Honey prepared documentation and travelled to Montserrat in August 2008 with a Mr. Roach and a Mr. Bramble. According to Mr. Honey he met his own travel expenses.
- [6] In Montserrat he met with the Chief Minister Dr. Lowell Lewis, Hon. John Skerritt, Financial Secretary, Mr. Eugene Skerritt, Permanent Secretary and Hon. Mr. Easton Farrell.
- [7] Mr. Honey made a presentation or a "pitch" as he prefers to call it to the men. At that presentation, he was told that the men were very impressed. The Chief Minister himself was so impressed with Mr. Honey's presentation that he arranged for Mr. Honey to travel to a possible site of a golf driving range at Silver Hills early the next morning in order to hit golf balls and to take publicity shots while at Silver Hills.
- [8] According to Mr. Honey's testimony, the Chief Minister said he could make available \$10,000.00 immediately for a driving range.
- [9] According to Mr. Honey, he advised Dr. Lewis that this would be a waste of money and that it would be better to establish a proper plan. Dr. Lewis disputes this event.
- [10] Mr. Honey was due to leave the island on August 2<sup>nd</sup> 2008. However, before he left, Mr. Honey was met at the airport by Dr. Lewis who hand delivered a letter to him.  
The letter dated the 2<sup>nd</sup> August 2008, is in the following terms:

“Mr. Ross Honey  
CEO International Pairs,  
No.15 Walen Gardens  
Horndean  
Hampshire POB Q PP  
United Kingdom

Dear Ross,

It was a pleasure to meet [with] you and to share with you our dreams of a restored Montserrat. Your expressions of support were very encouraging and I expect great results from the collaborations which may take place between the Government of Montserrat and your company 'International Pairs'.

We will actively pursue the opportunity for Montserrat to benefit from your marketing services and await the details and estimates for phrase 1 of your proposal. In addition, I believe that it is important for the establishment of a high quality golf course in Montserrat to be a priority, and that although we encourage the private sector to take such development forward, that the government of Montserrat should take the lead in making such a facility become a reality.

I shall therefore be proposing to my colleagues that we identify a portion of land owned by government in the Silver Hills area, to be made available for a Club House. And that we invite relevant land owners to join us in co-operation, that will work together to develop a proposal for an 18 hole state of the art golf course in the Silver Hills.

I shall suggest a government owned company to be a funding shareholder. Once I have feedback from my colleagues and the land owners in the area, I will write to you about the next steps to be taken. Once again it was a pleasure to meet [with] you and I look forward to working with you.

