



suggests that an appeal filed within time might have been successful constitutes a ground for allowing an appeal to be lodged, very much out of time, against the earlier decision of the lower court. Were this not the case then there would be no finality in litigation.

[5] The application fails and is dismissed.

NUKU'ALOFA: 12 September 2014.

N. Tu'uholoaki  
12/9/2014.



  
PRESIDENT