

IN THE SUPREME COURT OF TONGA  
FAMILY JURISDICTION  
NUKU'ALOFA REGISTRY

NO. FA 120 of 2013

Solicitor General

01/06/15  
Scan, email.  
File.

IN THE MATTER OF

The Guardianship Act 2004

AND

IN THE MATTER OF

an application by **Taniela Kivalu & Tu'anekinoa Kivalu** for a **Legal Guardianship Order**.

AND

IN THE MATTER OF

**'Akanesi Tu'ungafasi**, a female child born on 25 March 1997

Hearing:

20 May 2015

Appearances:

Mr. 'O. Pouono for the applicants

Ms. Lutui and Ms. M. Tu'inukuafe for the Guardian ad Litem

**RULING**

- [1] This is an application for legal guardianship by the applicants in respect of 'Akanesi Tu'ungafasi, a female child born on 25 March 1997.
- [2] The application was originally filed in November 2013 when the subject child was 16 years old. The Court required further information which was subsequently provided in August 2014 at which time Lord Justice Scott appointed the Solicitor-General to be Guardian ad Litem to represent the interests of the subject child.
- [3] The Guardian ad Litem report is dated 27 March 2015 and filed with the Court that same day. I then had the case set down for hearing before me today.

need register  
data

- [4] The subject child turned 18 years of age on 25 March 2015. Under Tongan Law Guardianship of a child automatically terminates when the child attains 18 years (or marries).
- [5] Whilst at the time the application was filed it was open to the Court to make a Legal Guardianship Order in favor of the applicants it can no longer do so. For that reason the application is declined.

**NUKU'ALOFA:22 May 2015.**



A handwritten signature in black ink, appearing to read "O.G. Paulsen".

**O.G. Paulsen  
LORD CHIEF JUSTICE**