

Privy Council Appeal No. 15 of 1981

Effie Ashworth - - - - - *Appellant*

v.

Standard Chartered Bank (Isle of Man) Limited - - *Respondent*
(formerly Julian S. Hodge Bank (Isle of Man) Limited)

FROM

**THE STAFF OF GOVERNMENT DIVISION OF THE HIGH COURT
OF JUSTICE OF THE ISLE OF MAN**

ORAL JUDGMENT OF THE LORDS OF THE JUDICIAL
COMMITTEE OF THE PRIVY COUNCIL,
DELIVERED THE 12TH MAY 1982

Present at the Hearing :

LORD RUSSELL OF KILLOWEN

LORD BRIDGE OF HARWICH

LORD BRANDON OF OAKBROOK

[Delivered by LORD RUSSELL OF KILLOWEN]

This appeal to Her Majesty in Council relates to the liability of the appellant under three guarantees in favour of the respondent bank. In their Lordships' opinion the judgments below of Deemster Eason in the High Court and on appeal in the Staff of Government Division dealt fully with the facts and the law, and in their Lordships' opinion are plainly correct.

Their Lordships deplore the extent to which below the pleadings were departed from in debate into matters which were plainly not pleaded, though their Lordships do not rest their advice on that. Their Lordships are of opinion that this appeal can only be dismissed. No new legal authority put before the Board was of any relevance.

Their Lordships will humbly advise Her Majesty accordingly.

[14]

In the Privy Council

EFFIE ASHWORTH

v.

**STANDARD CHARTERED BANK
(ISLE OF MAN) LIMITED**

DELIVERED BY
LORD RUSSELL OF KILLOWEN