



HIGH COURT OF KIRIBATI

Criminal Case No 72/2017

THE REPUBLIC

v

RAITITI TAMOA and AANA TEIWAKI

*Pauline Beiatau, Director of Public Prosecutions, for the Republic
Ryan West for Raititi Tamoā
Teetua Tewera for Aana Teiwaki*

FILE NOTE

- [1] By information filed on 13 October 2017, the 2 accused were jointly charged with 1 count of sexual intercourse with a collateral, contrary to section 158(1) of the *Penal Code* (Cap.67).
- [2] That information did not comply with section 70 of the *Criminal Procedure Code*, and a fresh information (in the same terms, but charging each accused separately) was filed by the Attorney-General on 25 October 2018.
- [3] Counsel for the Republic has this morning stated in court the Attorney-General's desire to enter a *nolle prosequi* under section 68(1) of the *Criminal Procedure Code* in respect of both accused.
- [4] The accused are accordingly discharged.
- [5] This file is to be closed.

Dated 22 March 2019.


Lambourne J

Judge of the High Court

