

IN THE SUPREME COURT OF NAURU

Criminal Jurisdiction

Criminal Appeal No. 5 of 1976

PAULUS WALTON AGIGO

Appellant

v.

DIRECTOR OF PUBLIC PROSECUTIONS

Respondent

28th May, 1976 at 8.55 a.m.

In Court

Before Mr. Justice I.R. Thompson, Chief Justice

For the Respondent: I/P D. Gioura

For the Appellant: Mr. D. Deiye

Appellant present.

COURT: The probation officer has submitted a report and has prepared the ground for the possibility that the appellant may go to work on a Nauru Pacific Line ship. Would the appellant be willing to do that if this Court made an order which enabled him to be free to do so?

APPELLANT: Yes.

COURT: In view of the appellant's age it is most desirable that positive measures to reform him - and to give him a job and an income - are to be preferred to a sentence of imprisonment. I shall, therefore, accept the probation officer's recommendation and order an appropriate order.

ORDER: Sentence set aside. Appellant to enter into a recognisance to appear and be sentenced for the offence if called upon by the District Court to do so, within a period of 12 months of this order, and in the meantime to keep the peace and be of good behaviour.

I.R. THOMPSON
Chief Justice

28/5/76.

* (Sentence: 3 months' imprisonment with hard labour for stealing.)