

**IN THE SUPREME COURT OF
THE REPUBLIC OF VANUATU**
(Criminal Jurisdiction)

Criminal Case No. 18 of 2009

PUBLIC PROSECUTOR

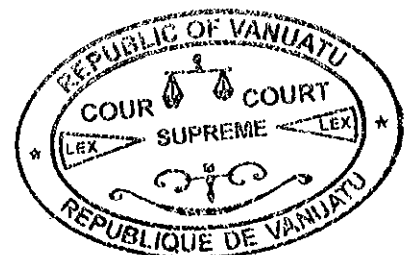
-v-

GEORGE JOHN

Coram: Justice RLB SPEAR
Date of Sentencing: 18 February 2011
Counsel: Mr F Ngwango for Public Prosecutor
Mr B Livo for Accused

SENTENCE
18 FEBRUARY 2011

1. George John, you are for sentence today having pleaded guilty and being convicted on a charge of possession of cannabis. The police found you with a small amount of cannabis that was obviously for your personal use. It is interesting to note that your father, in fact, alerted the police to your use of cannabis because of his concern for you.
2. I have received submissions from both prosecution and defence and also a pre-sentence report from the Corrections Service. The recommendation of the probation officer is for community work and supervision with special conditions and this particularly as you are a first offender.
3. It appears that this prosecution has come as something of a wakeup call for you and that you now understand that your life will be affected significantly if you do not stop using cannabis.



4. The principal object of the sentence today is to encourage and support you change you life-style so that cannabis will not be part of it. No good will come of you using cannabis. I accept the recommendation of the probation officer. I am particularly mindful of the fact that you have parental support which clearly is of a responsible nature.
5. You are sentenced to carry out 60 hours community work.
6. You are placed under supervision for a period of 9 months with the special conditions set out in the pre-sentence report:-
 - 1) that you attend the spiritual programs with the Pentecostal Harvest Church
 - 2) that you undertake the Niufala Rod Program as directed by the Probation Officer
 - 3) Not to associate with people who smoke cannabis
 - 4) Undertake the marijuana program as directed by the probation officer
7. I need to inform you also that you are entitled to appeal the decision either as to conviction and sentence and you have 14 days to do so.

BY THE COURT



**IN THE SUPREME COURT OF
THE REPUBLIC OF VANUATU**



**Criminal Case No. 18 of 2009
ORDER FOR SENTENCE OF SUPERVISION
(Section 58F Penal Code Amendment Act 2006)**

Name: George John

DOB: 20 years

Residential location: Anamburu Area.

At a sitting of the Supreme Court at Port-Vila, Efate this 18 day of February, 2011 you were sentenced to a Supervision Order for a period of 9 months following conviction for:

<u>Criminal Case number:</u> CR Case 18 of 2009	<u>Offence(s):</u> Possession of Cannabis c/s 2 (62) of the Dangerous Drugs Act [Cap. 12]
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In addition to the standard conditions of Supervision (to be given to the offender) the Court has imposed the following Special Conditions:

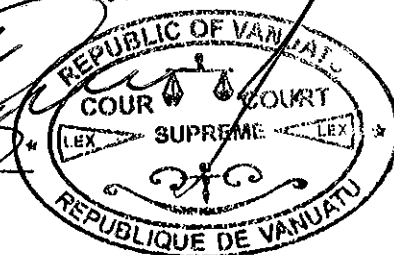
Special Condition:

1. Attend spiritual programs with Pentecostal Harvest Church.
2. Undertake the Niufala Rod Program.
3. Not to associate with people who smoke cannabis.
4. undertake the marijuana program as directed by the probation officer.

DATED at Port-Vila this 18 day of February, 2011

BY THE COURT

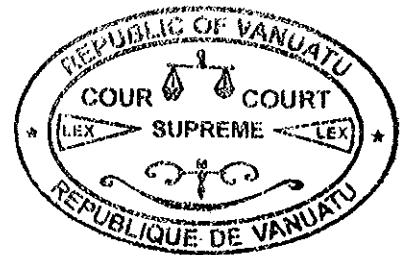
R. L. B. SPEAR
Judge



Standard Conditions Of Supervision

1. You must report in person to a probation officer as soon as practicable and not less than 72 hours after the sentence is imposed.
2. You must report to a probation officer as and when required to do so by a probation officer and must notify the probation officer of your residential location.
3. You must not move to a new residential location without the prior written consent of a probation officer.
4. You must take part in a rehabilitative and re-integrative needs assessment and/or programme if and when directed to do so by a probation officer.

Other rules of the sentence of Supervision will be explained to you when you meet your Probation Officer



**IN THE SUPREME COURT OF
THE REPUBLIC OF VANUATU**



Criminal Case No. 18 of 2009
ORDER FOR SENTENCE OF COMMUNITY WORK
(Section 58N Penal Code Amendment Act 2006)

Name: **GEORGE JOHN**

DOB: **20 years**

Residential location: **Anamburu Area.**

At a sitting of the Supreme Court at Port Vila, Efate this 18 day of February 2011 you were sentenced to 60 hours Community Work.

<u>Case number:</u> CR Case 18 of 2009	<u>Offence:</u> Possession of Cannabis Leaves c/s- 2 (62) of the Dangerous Drugs Act [Cap.12]
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The Penal Code Amendment Act 2006 requires you to:

1. You must report to a Probation Officer as soon as practicable and not later than 72 hours, after sentence is passed.
2. You must report to a Probation Officer as directed at any other time during the sentence for the purpose of monitoring the sentence.
3. You must notify a Probation Officer, within 72 hours, if you move to a new residential location.
4. You must work as directed by the Probation Officer until the total number of community work hours is finished.

Other rules of the Community Work sentence will be explained to you when you meet your Probation Officer

DATED at Port Vila, this 18 day of February, 2011

BY THE COURT

R. L. B. SPEAR
Judge



NOTE FOR COURT: If the sentence is cumulative on an existing sentence of Community Work please state case number: _____