

CONDOMINIUM DES NOUVELLES-HEBRIDES
NEW HEBRIDES CONDOMINIUM

ARRETE CONJOINT 24 de 1971
JOINT REGULATION 24 of 1971

JOINT REGULATION

No. 24
of 1971.

provide for the suspension of sentences and the imposition of alternative penalties.

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MADE by the Resident Commissioners under the provisions of Article 2 (2) and Article 7 of the Anglo-French Protocol of 1914.

1. The execution of any sentence imposed for an offence against any joint regulation or joint rule may, by decision of the Court having jurisdiction in the matter, be suspended to the following conditions—

Provision
for
suspension
of sentences.

- (a) when the Court which has convicted a person of an offence considers that, in view of the circumstances and in particular the nature of the crime and the character of the offender, it is not appropriate to make him suffer a penalty it may in its discretion order the suspension of the execution of any sentence it has imposed upon him, on the condition that the person sentenced commits no further offence against any joint regulation or joint rules within a period which shall be fixed by the Court, not exceeding three years;
- (b) if, at the end of such period, the person the execution of whose sentence has been suspended in accordance with this section shall not have been convicted of any further offence against any joint regulation or joint rules, the sentence shall be deemed to be annulled;
- (c) if, before the end of such period, the person the execution of whose sentence has been suspended in accordance with this section is further convicted of any offence against any joint regulation or joint rules, the original sentence shall be immediately executed, in no case concurrently with any subsequent sentence;
- (d) the President of the Court shall, when ordering the suspension of the execution of the sentence, explain clearly to the person sentenced the nature of the order and shall ascertain that he has understood its meaning.

2. Where in any joint regulation or joint rules a penalty of a fine is provided for any offence without any alternative penalty the Court may in its discretion impose a sentence of imprisonment either in lieu thereof or as an alternative penalty, which sentence shall not exceed a term calculated at the rate of sixteen days' imprisonment for every ten Australian dollars of the maximum fine provided.

Power to
impose
substituted
or alternative
penalty of
imprison-
ment.

3. Where in any joint regulation or joint rules a penalty of imprisonment is provided for any offence without any alternative penalty, the Court may in its discretion impose a fine either in lieu thereof or as an alternative penalty, which fine shall not exceed a sum calculated at the rate of four Australian dollars for every week of the maximum term of imprisonment provided.

Power to impose substituted or alternative penalty of fine.

4. This Regulation may be cited as the Joint Punishment of Offenders Regulation No. 24 of 1971 and shall come into operation on the date of its publication in the Condominium Gazette.

Citation and Commencement.

Made at Vila this sixteenth day of November, 1971.

R. LANGLOIS

COLIN H. ALLAN

The Resident Commissioner
for the French Republic.

Her Britannic Majesty's
Resident Commissioner.