

**IN THE SUPREME COURT OF TONGA      CR 146 of 2011**  
**CRIMINAL JURISDICTION**  
**NUKU'ALOFA REGISTRY**

---

**R E X**

**V**

**KEFU TUILA**

**BEFORE THE HON. JUSTICE CATO**

**SUMMARY OF SENTENCE DELIVERED ORALLY**

The prisoner pleaded guilty to one count of housebreaking and common assault.

He also pleaded guilty in relation to a separate incident to actual bodily harm, carrying arms with intent, possession of arms and possession of ammunition without a licence.

The first incident the prisoner had been drinking entered a house and kissed a sleeping woman. She woke up and confronted him and he ran out. He had told her he was her husband.

In the second incident, the prisoner, who had been drinking sought revenge for an earlier incident allegedly of provocation when the complainant had with others beaten him up. He obtained a gun (bold action rifle, and shot the

**IN THE SUPREME COURT OF TONGA      CR 146 of 2011**  
**CRIMINAL JURISDICTION**  
**NUKU'ALOFA REGISTRY**

---

complainant in the arm. There was a wound but no serious harm.

The accused was aged 38 and had a serious list of convictions dating back to 1994, involving several housebreakings, grievous bodily harm and other offences. His last offence was in 2006.

Recidivist offender – deterrence – protection of society

**SENTENCE**

1. Housebreaking 3 years imprisonment
2. Common assault – 6 months concurrent with count 1
3. Actual bodily harm – 3 years concurrent with count 4
4. Carrying arms with intent – 3 years imprisonment  
cumulative with count 1
5. Possession of arms without a licence – 1 year  
concurrent with count 4
6. Possession of ammunition without a licence – 1 year  
imprisonment concurrent with count 4

Sentences backdated to period of remand in custody.

**DATED: 12 APRIL 2013**

CRIMINAL JURISDICTION

NUKU'ALOFA REGISTRY

---

REX

V

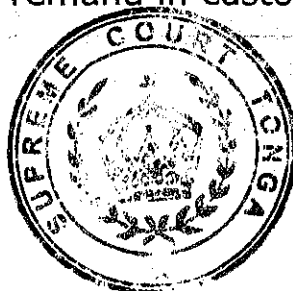
KEFU TUILA

BEFORE THE HON. JUSTICE CATO

- Count 1: Housebreaking – 3 years imprisonment  
Count 2: Common Assault – 6 months concurrent with  
count 1  
Count 3: Actual Bodily Harm – 3 years concurrent with  
count 4  
Count 4: Carry arms with intent to commit an offence  
– 3 years imprisonment cumulative years'  
con't  
Count 5: Possession of arms without a license – 1 year  
imprisonment concurrent with count 4  
Count 6: Possession of ammunition without a license –  
1 year imprisonment concurrent <sup>with</sup> ~~to~~ count 4.

Backdated to the date of his remand in custody in relation to  
this offences.

DATED: 12 APRIL 2013



*P. S. L.*  
JUDGE