

(Criminal Jurisdiction)

**PUBLIC PROSECUTOR**

**VS.**

**EDWIN TAMBE**

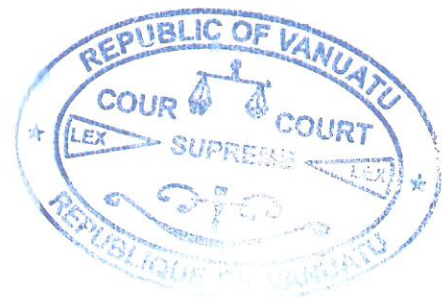
**Mr Justice Oliver A. Saksak**  
**Mrs Anita Vinabit – Clerk**

**Mrs Kayleen Tavoia – Public Prosecutor**  
**Mr Henzler Vira for the Defendant**

**Date of Plea and Sentence: 13<sup>th</sup> April 2010**

## **SENTENCE**

1. Edwin Tambe you were charged with one count of unlawful sexual intercourse contrary to section 97(1) of the Penal Code Act Cap. 135. You pleaded guilty to the charge this morning. This offence carries a maximum sentence of 14 years imprisonment.
2. Your victim was 12 years old in 2005 when the offending took place. You threatened her with a knife so that you could have sexual intercourse with her. You removed her skirt with your other hand and forced her to the ground and forced yourself upon her. She felt great pain and cried but you put your hand over her mouth and stopped her from calling out. She bled but you continued the act, of unlawful intercourse until you ejaculated onto the ground. When she returned home, her aunt saw the blood and cleaned her up. She was treated for 10 days. The other time you had sex with the victim was in 2007 when she was breaking nangai fruits (nuts) at a creek. There were occasions



with no previous criminal convictions, and your guilty plea today. There will be a 1/3 reduction from the total sentence given as credit for these.

7. The Court therefore convicts you as charged. You are sentenced to imprisonment. The starting point is 6 years. 1 year is added due to the aggravating features, making a total of 7 years. However, there is a deduction of 4 months from those 7 years.
8. You are therefore sentenced to serve the balance of 6 years and 8 months at the Correctional Centre in Luganville.
9. Your sentence begins today 13<sup>th</sup> April 2010. You will be entitled to apply for parole after you have served up to half of your 6 years and 8 months in jail.

**DATED at Saratamata this 13<sup>th</sup> day of April 2010.**

**BY THE COURT**

  
**OLIVER A. SAKSAK**

**Judge**

