

BETWEEN: Public Prosecutor  
Claimant

AND: Kenneth Toara  
Defendant

*Date of Hearing:* Monday 17<sup>th</sup> July, 2023  
*Date of Judgement:* Monday 17<sup>th</sup> July, 2023 at 11:45 am  
*Venue:* Efate Island Court – Court-Room, Joint-Court Ontop, Port-Vila  
*Before:* Justice F. Thomas (Presiding Justice)  
Justice L. Sakita (Member)  
Justice R. Tining (Member)  
*Island Court Clerk:* Alida ALAIN  
*In Attendance:* Both Parties

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## SENTENCE

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HAVING Read and Heard Mr Beeman Sahe, for the State, and the Defendant Mr. Kenneth Toara, the defendant pleads guilty to the charge of

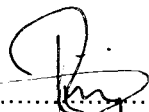
1) **Unintentional Harm** - Contrary to Section 108 of the Penal Code Act Cap 135.

**THE Court sentences the Defendant as follows:**

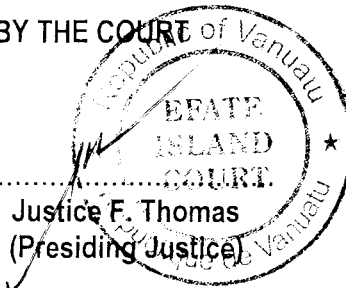
1. That the Defendant, Kenneth Toara, must pay a fine of VT 10'000.
2. That the Defendant, must pay Prosecution costs of VT 1'000.
3. That the Defendant to pay the fine and the Prosecution costs before or by 15/08/2023 directly to Vanuatu Government Cashier and must provide copy of the payment receipt to the office of the Efate Island Court for records purposes.
4. That the Defendant has 30 days to appeal this sentence if he is not satisfied with it.

DATED at Port Vila this 17<sup>th</sup> July, 2023.

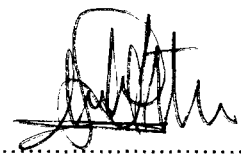
BY THE COURT



Justice R. Tining  
(Member)



Justice F. Thomas  
(Presiding Justice)



Justice L. Sakita  
(Member)