

SCANNED

1 0 OCT 2025

BETWEEN: Public Prosecutor
Represented by Titus Thompson *BT ALIDA ALAIN*
Claimant

AND: Johnson Mariaki, Jaysen Johnson, Densly Johnson,
Yalsi Mariaki, Tino Mariaki, Dick David, John Fate
and Beckham Mariaki
Defendants

Date of Hearing: Tuesday 22 July, 2025 at 10:14 am

Venue: Efate Island Court – Court-Room, Joint-Court Ontop, Port-Vila

Before: Justice F. Thomas (Presiding Justice)

Justice R. Tining (Member)

Justice S. Paton (Member)

Island Court Clerk: Alida ALAIN

In Attendance: Titus Thompson for the State, Johnson Mariaki, Jaysen Johnson and Tino Mariaki

In Absence: Densly Johnson, Yalsi Mariaki, Dick David, John Fate and Beckham Mariaki

Copy: Court File

SENTENCE

Background:

When the matter was called, the Public Prosecutor was present, represented by Mr. Titus Thompson on behalf of the State.

On the side of the Defendants, although summons had been properly served, only three Defendants—Johnson Mariaki, Jaysen Johnson, and Tino Mariaki—appeared before the Court.

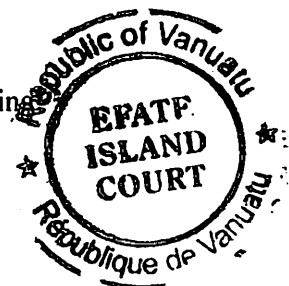
The remaining Defendants, who failed to appear, were found by the Court to have travelled to Tanna. As a result, the Court issued warrants of arrest against them for execution prior to the next Island Court plea date.

Upon hearing from both the Prosecution and the Defendants, the three Defendants entered guilty pleas to the following charges:

1. **Criminal Trespass**, contrary to Section 144 of the Penal Code Act [Cap 135]; and
2. **Malicious Damage to Property**, contrary to Section 133 of the Penal Code Act [Cap 135].

Mitigating Factors Considered:

In determining an appropriate sentence, the Court considered the following



- The Defendants pleaded guilty at an early stage of proceedings;
- The Defendants have no prior criminal record;
- The Defendants expressed remorse and cooperated with the police during the investigation.

Sentence:

Having taken into account all relevant facts, including the seriousness of the offences and the personal circumstances of the Defendants, the Court makes the following orders:

1. The Defendants—Johnson Mariaki, Jaysen Johnson, and Tino Mariaki—are each fined VT 7,000.
2. Each of the Defendants is further ordered to pay Prosecution costs of VT 2,000.
3. The total amount of VT 9,000 per Defendant must be paid on or before 15 August 2025 directly to the Vanuatu Government Cashier, located at the Ex-F.O.L Building. A copy of the official payment receipt must be submitted to the Efate Island Court for its records.
4. In addition, each Defendant is ordered to pay VT 5,000 as compensation, to be paid directly to the Efate Island Court no later than 15 August 2025.
5. The Defendants have 30 days from the date of this order to appeal the sentence if they are not satisfied.

DATED at Port Vila this 22 July, 2025.

BY THE COURT



 Justice S. Paton
 Member



 Justice F. Thomas
 Presiding Justice



 Justice R. Tining
 Member

