

REPUBLIC OF VANUATU

THE PRISONERS (RELEASE ON LICENCE)
ORDER No. 19 OF 1990

An Order to provide for the release of certain prisoners.

IN EXERCISE of the powers conferred by section 30 of the Prisons (Administration) Act [CAP.20], 1, IOLU JOHNSON ABRIL, Minister of Home Affairs, HEREBY MAKE the following Order:-

RELEASE OF PRISONERS ON LICENCE

1. The persons who are currently being held in custody as prisoners and whose names appear in Column A in the Schedule hereto, shall be set free and released from prison on the 25th day of July, 1990 SUBJECT TO THE TERMS AND CONDITIONS set out in sections 2 and 3 of this Order.

TERMS AND CONDITIONS OF RELEASE

2. The following terms and conditions shall apply in respect of all those prisoners named in the Schedule hereto:-
 - (a) Every prisoner shall keep the peace and be of good behaviour for a period commencing on the day of his release hereunder and ending on such day as is specified opposite each prisoner's name in Column B in the Schedule, which period is hereinafter called "the relevant period";
 - (b) In the event that a prisoner should commit a criminal offence during the relevant period, whether or not the offence is of a similar nature as that for which the prisoner's original prison sentence was ordered by the Court or, the Court before which the prisoner concerned appears for such new offence orders a prison sentence, the prisoner concerned shall automatically be recalled and returned to prison.

PROCEDURES RELATING TO VIOLATIONS OF CONDITIONS OF RELEASE, RECALL TO PRISON, ETC.

3. In every case where the provisions of paragraph (b) of section 2 apply, the following procedures shall apply:
 - (a) Where the Minister is satisfied that a prisoner has violated the terms and conditions set out in section 2 he shall issue a Notice in writing directing that the prisoner concerned is returned to custody forthwith;
 - (b) A Notice issued by the Minister shall be served on the prisoner concerned directing him to return to prison at such time and on such day as specified in the Notice;

- (c) A prisoner who is returned to prison in accordance with this section shall be obliged to serve the unexpired term of his original sentence which he would have had to serve if he had not been released in accordance with this Order;
- (d) A prisoner who is returned to prison in accordance with this section is not entitled to have part of his original unexpired term of sentence remitted.

COMMISSIONER OF POLICE AND SUPERINTENDENT OF PRISONS TO ENFORCE DIRECTIONS OF THE MINISTER

- 4. The Commissioner of Police and the Superintendent of Prisons shall take all lawful measures required or necessary to enforce every Direction or Notice issued by the Minister under this Order.

COMMENCEMENT

- 5. This Order shall come into force on the 25th day of July, 1990.

MADE at Port Vila this *24th* day of July, 1990.


IOLU JOHNSON ABBIL
MINISTER OF HOME AFFAIRS



SCHEDULE

COLUMN A

NAME OF PRISONER
RELEASED ON LICENCE

OLIVA RIMAN

MAKENZIE KALOTITI

TATAMAT SETH

COLUMN B

DATE OF RELEASE AS
ORDERED BY THE COURTS

20th November, 1995

30th November, 1992

24th October, 1992