

DISTRICT COURT OF NAURU:

R v Nathan Solomon

26/2011

Magistrate Law

Mr Wilisoni Kurisqila for the Prosecution

Mr Knox Tolenoa for the Defendant

Date of Sentence: 29.8.11

Citation: [2011] NRDC 34

SENTENCE

Nathan Solomon you have each pleaded guilty to the following offence:

Count 1

That on 28th October 2010 at Nauru you did receive a Magnavox DVD player, the property of Seini Puamau and which you knew to be stolen in contravention of s433 of the Criminal Code of Queensland as adopted.

The maximum sentence for receiving is 7 years imprisonment when the substantive offence is a misdemeanour.

The facts are as follows: *On Thursday 28th October 2010 you were approached by three persons unknown who asked you for a charger for a laptop computer but you were unable to provide one. You were told by these persons they had some stolen items including laptops and a Magnavox DVD player stolen from a property at MQ 84 at NPC. Later on the weekend, Conzaley approached you again with the Magnavox DVD payer and asked you to help sell it. You took the DVD to Stardonna store where you exchanged it for a case of VB Beer.*

You have pleaded guilty to this offence on 23 August 2011. Pleading guilty reflects some insight into your offending and is the first step into your rehabilitation to ensure you do not reoffend. This factor stand in your favour and I will reduce the sentence I would otherwise impose. At the time of committing this offence, you did not have any criminal record and that also stands in your favour.

You are 20 years of age and live with your parents and two of your brothers in Aiwo. You are currently unemployed but you are studying engineering as part of the TVET program at night. You have received a very positive report from your instructor highlighting how well you are doing with the course. You are involved in a youth program in Aiwo which focuses on literacy and numeracy and concreting. You have received a very positive report concerning your involvement with the concreting project.

I consider that your offending was an aberration, that you were influenced by others into doing what you did. I believe you are at low risk of re-offending. For all these reasons I will reduce the sentence I would otherwise impose.

I hope that the opportunity that this Court gives you today will enable you to do something with your life. I consider that you will need supervision and guidance in the foreseeable future.

Receiving or dealing with property is very serious because it enables others who steal to gain assistance in turning their deceitful acts into profit. Stealing or receiving property that belongs to others is always a serious offence. The Court must impose a sentence which will deter others and reflect the seriousness of the criminality.

You are convicted and sentenced to a 12 month Probation Order. You will be required to see the Chief Probation Officer today to be given details about the conditions of the Order.