

COMMUNITY-BASED CORRECTIONS ACT 2018  
(ACT No. 10 OF 2018)

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**ACT NO. 10 OF 2018**

I assent.

J. K. KONROTE  
President

[18 May 2018]

**AN ACT**

TO PROVIDE FOR A COMMUNITY-BASED CORRECTIONS SYSTEM THAT  
FOSTERS COMMUNITY-BASED SENTENCING OPTIONS AND THE  
REHABILITATION AND REINTEGRATION OF OFFENDERS AND FOR  
RELATED MATTERS

ENACTED by the Parliament of the Republic of Fiji—

**PART 1—PRELIMINARY***Short title and commencement*

1.—(1) This Act may be cited as the Community-Based Corrections Act 2018.

(2) This Act comes into force on a date or dates appointed by the Minister by notice in the Gazette.

*Interpretation*

2. In this Act, unless the context otherwise requires—

“community-based corrections officer” means a community-based corrections officer appointed under section 6;

“community-based corrections order” means an order made by the court in accordance with section 10;

“community volunteer supervisor” means a community volunteer supervisor appointed under section 8;

“court” means any court exercising jurisdiction in criminal cases;

“Minister” means the Minister responsible for social welfare;

“Ministry” means the ministry responsible for social welfare;

“Permanent Secretary” means the permanent secretary responsible for social welfare;

“pre-sentence report” means a report on the personal and family history and present environment of an offender prepared at the request of a court;

“supervising officer” means the community-based corrections officer or community volunteer supervisor who is supervising an offender subject to a community-based corrections order; and

“victim impact statement” means a statement prepared by a victim of a crime containing particulars of the impact of the offence on the victim and of any injury, loss or harm suffered by the victim as a direct result of the offence.

*Objective*

**3.** The principal objective of this Act is to provide for the administration of a community-based corrections system that contributes to the maintenance of a just society by—

- (a) providing the courts with a range of sentencing options and the means for dealing with offenders, other than by imprisonment;
- (b) establishing conditions so that the rehabilitation of offenders may be promoted or facilitated;
- (c) reducing reoffending by managing the rehabilitation of offenders and their reintegration into society;
- (d) providing useful and timely information to courts to assist them in making decisions relating to the rehabilitation and reintegration of offenders;
- (e) ensuring that community-based corrections sentences are administered in a fair and effective manner; and
- (f) promoting community participation and volunteerism in the rehabilitation and reintegration of offenders.

PART 2—ADMINISTRATION OF COMMUNITY-BASED  
CORRECTIONS SERVICES

*Duties of the Permanent Secretary*

4. The Permanent Secretary is responsible for promoting the development of policies, procedures and services that are necessary under this Act, including to—

- (a) encourage a collaborative approach between Government agencies, non-government organisations, faith-based organisations and communities in the development of community-based corrections programmes and services;
- (b) formulate policies, guidelines, plans and standards for community-based corrections programmes and services;
- (c) promote the development of programmes and services for the rehabilitation, education and vocational training of offenders, in partnership with Government agencies, non-government organisations, faith-based organisations and community leaders;
- (d) ensure the development and administration of national training programmes for the training of community-based corrections officers and community volunteer supervisors to ensure the highest degree of professionalism amongst staff;
- (e) promote research on effective models for the rehabilitation and reintegration of offenders;
- (f) ensure the supervision and fair treatment of offenders undergoing sentences of community-based corrections; and
- (g) monitor and assess the services provided under this Act by the Ministry and other individuals, agencies or organisations.

*Delegation of powers*

5. The Permanent Secretary may, from time to time, in writing either generally or specifically, delegate to any staff member as he or she thinks fit, all or any of the powers exercisable by the Permanent Secretary under this Act, and may revoke the delegation in writing at any time.

*Appointment of community-based corrections officers*

6.—(1) The Permanent Secretary may appoint public officials or such other suitably trained persons as community-based corrections officers for the effective and efficient administration of community-based corrections services.

(2) A community-based corrections officer appointed under subsection (1) must be remunerated at a rate and in a manner determined by the Permanent Secretary with the approval of the Minister.