

## SAMOA

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8. Cases involving violence against, or neglect of, persons under 18 years

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10. Hierarchy of sentences and orders

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**2016, No. 9**

**AN ACT to set out the purposes for which defendants may be sentenced or otherwise dealt with by the courts, to promote those purposes, to aid in the public's understanding of sentencing practices, by providing principles and guidelines to be applied by courts in sentencing or otherwise dealing with defendants, to provide a sufficient range of sentences and other means of dealing with defendants and to provide for the interests of victims of crime and for related purposes.**  
*[09<sup>th</sup> February 2016]*

**BE IT ENACTED** by the Legislative Assembly of Samoa in Parliament assembled as follows:

**PART 1  
PRELIMINARY**

**1. Short title and commencement** - This Act may be cited as the Sentencing Act 2016, and commences on a date nominated by the Minister.

**2. Interpretation**-(1) In this Act, unless the context otherwise requires:

“Commissioner” means the Commissioner of Prisons and Corrections;

“community-based sentence” has the meaning given to it in section 33;

“court” means any court exercising criminal jurisdiction conferred under an enactment, and includes any specialist court, such as the Youth Court or the Family Court;

“curfew address” means the address, specified by a court, where a defendant must remain during the curfew period;