

# Government of Nauru

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# What happens next? Assume that *Mary* does not want to make a complaint and is willing to press charges?

- ▶ **(First Responders) Police Front Line**
- ▶ Upon receiving the call, police front line will respond to matter team of 3 or more.
- ▶ Conduct enquiry with neighbor making the call and will obtained statement also as well.

# What happens next? Assume that Mary does not want to make a complaint and is willing to press charges?

- ▶ Observe condition of victim (if victim found unconscious) without delay police will attend to victim.
  - ▶ At the same time will convey update to Police Base
  - ▶ Contact hospital and request their urgent respond.
  - ▶ Police or Medical staff convey victim to hospital.
  - ▶ A member of the police will accompany victim whilst conveyed to hospital for security and interviewing purposes.
  - ▶ Taking photos of victim's injuries
  - ▶ Conducting brief incident with duty doctor and requesting a medical report to be done and given to police.
  - ▶ Obtain statement of victim upon advise by doctor if victim's condition is stable to talk with police or upon consent by victim.

# What happens next? Assume that Mary does not want to make a complaint and is willing to press charges?

- ▶ Members at scene (incident)
  - ▶ Search for subject
  - ▶ If subject found will arrest him, and observation of subject will be conducted in some cases offenders either be under the influence of alcohol or not.
  - ▶ Feedback made to Police Base for report entry update.
- ▶ Evidence collection
  - ▶ At scene responders will take photographic evidence on all relevant physical evidence found.
  - ▶ Collect and record and label evidence.

# What happens next? Assume that Mary does not want to make a complaint and is willing to press charges?

- ▶ Case will then be handed over to Domestic Violence Unit for further investigation
  - ▶ Interviewing offender
  - ▶ Charge and bail offender
  - ▶ Police reports prepared and attached to case file of attending, arresting and interviewing officers
- ▶ Upon completion case file will be submitted to Police Prosecutions for further review and submission to DPP's office.

# Case Content

- ▶ Case file content requirements upon submission
- ▶ First Information Report
- ▶ Statements
  - ▶ Victim
  - ▶ Complainant
  - ▶ Witness/s

# Case Content

- ▶ **Police reports**
  - ▶ Responding
  - ▶ Arresting
  - ▶ Interviewing
- ▶ **Evidence**
  - ▶ Medical Report
  - ▶ Photo evidence
- ▶ **Summary**

# AVO - Apprehended Violence Order

- ▶ AVO Apprehended Violence Order
- ▶ In some cases the victim would request for an AVO Apprehended Violence Order, where within our jurisdiction Police will apply on behalf of the victim.
- ▶ Conditions for an AVO if imposed as follows
- ▶ To enter into a recognizance, for a reasonable amount of \$100.00 for keeping the peace for such period of 6 months; or
- ▶ Not to interfere with prosecution witnesses
- ▶ Not to communicate whether directly or indirectly with -----Victim-----  
--and to stay away from the residence of -----Victim-----
- ▶ And/or not to approach closer than 100 meters from the said person or place.
- ▶ Or both.

# Safe House

- ▶ Safe House Shelter
- ▶ In some cases victim will be required to be sheltered at the Safe House, only if such mentioned below arise;
- ▶ Offender is still at large
- ▶ Safety for victim and children if any
- ▶ To await application of an AVO
- ▶ Safe House is managed by the Ministry of Women's Affairs working together with the Police in providing safety for victim/s of Violence against Women and Children, where also at the shelter counselling is provided and also welfare needs such as food and clothing.

# Court process

- ▶ Upon review - charges are then filed in court and awaiting mention dates.
- ▶ Accused is summoned to attend mention.
- ▶ All disclosures are handed to the defence counsel
- ▶ Upon agreement of facts trial dates are set.
- ▶ Summons are issued to witnesses of the offence e.g. police officers, neighbours and doctor or relevant medical officer and the offender.
- ▶ Witnesses give evidence in court in relation to the offence.
- ▶ If case is proven beyond reasonable doubt then offender is found guilty.
- ▶ If found guilty he is liable to 3 years imprisonment.