



**REPUBLIC OF NAURU
GOVERNMENT GAZETTE
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EXTRAORDINARY**

No. 164

20th August 2020

Nauru

G.N. No. 620/2020

CRIMINAL PROCEDURE (CRIMINAL CONVICTIONS) REGULATIONS 2020

SL No. 25 of 2020

Notified: 20th August, 2020

Table of Contents

<u>1</u>	<u>Citation</u>	2
<u>2</u>	<u>Commencement</u>	2
<u>3</u>	<u>Register of Records of Criminal And Other Convictions</u>	2
<u>4</u>	<u>Certificate of record of no convictions</u>	2
<u>5</u>	<u>Certificate of record of convictions</u>	2
<u>6</u>	<u>Notice of objection to certificate of record of convictions</u>	2
<u>7</u>	<u>Notice of objection to certificate comparing fingerprints</u>	2
<u>8</u>	<u>Fees</u>	2
	<u>SCHEDULE 1</u>	3
	<u>SCHEDULE 2</u>	4
	<u>SCHEDULE 3</u>	8

Cabinet makes the following Regulations under *Section 98* of the *Criminal Procedure Act 1972*:

1 Citation

These Regulations may be cited as the *Criminal Procedure (Criminal Convictions) Regulations 2020*.

2 Commencement

These Regulations come into effect on the day they are notified in the Gazette.

3 Register of Records of Criminal and Other Convictions

For the purpose of *Section 98* of the Act, the Register established and maintained by the Registrar may be kept as set out in Schedule 1:

- a) in writing; and
- b) in electronic form that is readily retrievable.

4 Certificate of record of no convictions

The form of a certificate of no convictions shall be in Form 1 of Schedule 2.

5 Certificate of record of convictions

For the purpose of *Section 98A(1)* of the Act, the form of the certificate of the record of criminal convictions issued by the Registrar shall be in Form 2 of Schedule 1.

6 Notice of objection to certificate of record of convictions

For the purpose of *Section 98A(1)* of the Act, the notice of objection to a certificate of record of convictions shall be in Form 3 of Schedule 2.

7 Notice of objection to certificate comparing fingerprints

For the purpose of *Section 98A(2)* of the Act, the notice of objection to a certificate comparing fingerprints of person with a conviction shall be in Form 4 of Schedule 2.

8 Fees

For the purpose of *Section 98(7)* of the Act, the fees to be paid are set out in Schedule 3.

SCHEDULE 1



REPUBLIC OF NAURU

[Section 98; Regulation 3]

REGISTER OF RECORDS OF CRIMINAL AND OTHER CONVICTIONS

Details of offender:	<i>[insert full name]</i> <i>[insert residential address]</i> <i>[insert date of birth]</i> <i>[insert nationality]</i> <i>[photo/photo identity]</i>
Offender's parents' details:	<i>[insert full names]</i> <i>[insert residential address]</i>
Register number:	
Case Reference Number:	
Court person convicted:	
Nature of offence for which person convicted:	
Date charge filed:	<i>[date/month/year]</i>
Date of conviction [whether after pleading guilty or trial]:	<i>[date/month/year]</i>
Date of sentence:	<i>[date/month/year]</i>
Sentence:	

SCHEDULE 2

FORM 1



REPUBLIC OF NAURU

CONFIDENTIAL

CERTIFICATE OF RECORD OF NO CONVICTIONS

[Regulation 4]

This is to certify that *[insert name]* has no convictions recorded and kept in the *Register of Records of Criminal and such other Convictions* under the *Criminal Procedure Act 1972*.

Sealed and issued on *[insert date]*

REGISTRAR OF THE COURTS

G.N. No. 620/2020(Cont'd)

FORM 2



REPUBLIC OF NAURU

CONFIDENTIAL

CERTIFICATE OF RECORD OF CRIMINAL AND OTHER CONVICTIONS

[Section 98A(1); Regulation 5]

RPC No: ... / 20...

This is to certify that as of the date of issuance of this certificate, *[Mr / Ms / Mrs / Miss]* *[insert full name]* has the following *(criminal / other)* convictions recorded and kept in the *Register of Records of Criminal and such other Convictions* under the *Criminal Procedure Act 1972*: *[list convictions]*

(1) [court], [case reference number], [offence guilty of], [sentence]

Sealed and issued on *[insert date]*

REGISTRAR OF THE COURTS

G.N. No. 620/2020(Cont'd)

FORM 3



REPUBLIC OF NAURU

[Section 98A (1), Regulation 6]

NOC No.: ... / 20...

NOTICE OF OBJECTION

TO

CERTIFICATE OF RECORD OF CONVICTIONS

TAKE NOTICE that *[Full name]*, *[address]* objects to the following conviction(s) recorded and kept in the *Register of Criminal and Other Convictions* under the *Criminal Procedure Act 1972*:

(1)

The above conviction(s) is objected to on the following ground(s):

(1)

The aforementioned records shall be removed from the Register of *Criminal and Other Convictions* and the certificate reference number ... issued on ... of 20... under *Regulation 5* to be rectified accordingly.

Dated this day of 20....

[Signature]

[Full name of applicant]

To the Republic

FORM 4



REPUBLIC OF NAURU

[Section 98A (2), Regulation 7]

NOTICE OF OBJECTION

TO

CERTIFICATE COMPARING FINGERPRINTS OF PERSON WITH CRIMINAL CONVICTIONS

TAKE NOTICE that *[Full name], [address]* objects to the certificate issued by *[Full name of person appointed by Minister]* on the following ground(s):

(1)

Dated this day of 20....

[Signature]

[Full name of applicant]

To the Republic

SCHEDULE 3
Criminal Procedure Act 1972

FEES

[Section 98(7); Regulation 8]

	Item	Section of <i>Criminal Procedure Act 1972</i>	Fees
1	Certificate for record of convictions	Section 98(7)	\$50.00
2	Certificate for record of no convictions	Section 98(7)	\$50.00