

23/73

SUPREME COURT OF VICTORIA — COURT OF CRIMINAL APPEAL

R v PHILLIPS

Winneke CJ, Gillard and Nelson JJ

8 August 1973

CRIMINAL LAW – SENTENCING – ACCUSED CHARGED WITH ABDUCTION OF ONE FEMALE AND RAPE OF ANOTHER – OFFENCES COMMITTED WHILST ON PAROLE FOR A RAPE CHARGE – ACCUSED SENTENCED BY THE TRIAL JUDGE TO A TOTAL EFFECTIVE SENTENCE OF FIVE YEARS' IMPRISONMENT WITH A MINIMUM OF THREE YEARS – APPEAL GRANTED – SENTENCE MANIFESTLY INADEQUATE – ACCUSED SENTENCED TO TEN YEARS' IMPRISONMENT WITH NO MINIMUM TERM.

[Ed Note: The matters discussed by the Court of Criminal Appeal and the Court's conclusions in this appeal are not relevant to the Magistrates' Court]
