



Legislative Assembly of the Cayman Islands

PRIVATE MEMBER'S MOTION NO. 1/2013-2014

Penalty for the Offence of Indecent Assault on a Woman

WHEREAS section 132(1) of the Penal Code (2010 Revision) provides that it is an offence for a person to make an indecent assault on a woman;

AND WHEREAS section 132(2) of the said Code provides that a girl under the age of sixteen cannot in law give any consent which would prevent an act being an assault for the purposes of the said section 132;

AND WHEREAS section 132(5) of the said Code provides that whoever commits an offence under the said section 132 is liable on conviction on indictment to imprisonment for ten years;

AND WHEREAS there is now an urgent need for stiffer penalties to be imposed on persons convicted of the offence of indecent assault on a female;

BE IT THEREFORE RESOLVED THAT Government considers amending the Penal Code (2010 Revision) as follows –

- (a) introduce a mandatory minimum sentence of five years for persons convicted of the offence of indecent assault on a female under the age of twelve years; and
- (b) increase the maximum penalty for the offence of indecent assault on a female from ten years to twenty years.

Moved by:

Hon Anthony S Eden, OBE, JP, MLA
Deputy Speaker
First Elected Member for Bodden Town

Seconded by:

Mr Alva H Suckoo, Jr., MLA
Fourth Elected Member for Bodden Town

Received in the Office of the Clerk this 27th day of August, 2013.

Passed/Rejected by the Cayman Islands Legislative Assembly this day , 2013.

Clerk of the Legislative Assembly