

THE STATE vs MALUKUSI ANDREAS

1994-12-01 Hannah, J:

Mtambanengwe, J

JUDGMENT ON SENTENCE

Held: For a second or subsequent conviction for an offence in terms of Act 12 of 1990 the mandatory minimum sentence is 3 years imprisonment, to sentence one to 3 years imprisonment and suspend 1 year is an error. The sentence must be corrected to read 3 years imprisonment.