

17th March, 1986

Superior Number

A.G. -v- David Gunn-Mather

BAILIFF: press for a postponement of sentence - we can see no reason to postpone sentence. You have been in custody for nearly 3 months if not longer and you have had ample time to prepare your case and therefore we have proceeded to deal with your sentence, that is this afternoon. We have looked very carefully at everything you have said and we have read your letter to me which of course you repeated in Court. We have gone through it. We have also gone through the references given to us in 'Thomas' on 'The Principles of Sentencing' by Her Majesty's Solicitor General and we have looked at the length of sentences that are imposed for offences of this nature in the United Kingdom but of course, we have had regard to our own case of Doyle where there are very similar circumstances in which there was a sentence totalling 4 years in respect of the burglary in that case. We really cannot find that the conclusions are wrong. We are satisfied that you continued to struggle with Mr. Scott Daghish and indeed, broke away from him on one occasion and you were only finally caught as a result of the intervention of some public spirited citizens.

Stand up now and we will sentence you. You obviously require a sentence of length and because you are a person who can be a danger to society and you are therefore sentenced as follows: on count 1 - 18 months; on count 2 - 3 years concurrent; on count 3 - 1 year consecutive making a total of 4 years and we wish Mr. Solicitor to commend the bravery of Mr. Scott Daghish - after all, even if he is a big man who does not know the ability of this accused, how to deal with him, and also the public spiritedness of Mr. Hauliet and his passengers.