

ROYAL COURT

25th October, 1990

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Before: The Bailiff, and
Jurats Coutanche and Gruchy

Police Court Appeal: Robert Christopher Dowden

Appeal against sentences of a £50 fine (or one week's imprisonment in default) and three months' imprisonment imposed following convictions on charges of failing to leave licensed premises when requested to do so and being disorderly on licensed premises.

Advocate S.C. Nicolle for the Crown
Advocate S.A. Meiklejohn for the appellant.

JUDGMENT

BAILIFF: We cannot find that the Magistrate in any way misdirected himself, or that the sentence was manifestly excessive. Your client in effect in the words of Costen was in fact caught redhanded. The record is appalling; he has already been to prison for substantially more than the sentence imposed by the Magistrate and we agree with Miss Nicolle that the jump effect is not relevant to this case and we cannot find the sentence was wrong. Therefore the appeal is dismissed. Legal aid costs.

Authorities referred to

D.A. Thomas' Principles of Sentencing (2nd edition) at pp. 204, 205.

D.A. Thomas' Current Sentencing Practice at section A1.2 and section A8.2 (in particular, the case of R. -v- Skilton and Blackman (1982) 4 Cr. App. R.(S) 339).