

JERSEY / JUDGMENT

AG v Conroy [2005] JRC 164 (18 November 2005)

[2005] JRC 164

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JUDGMENT

THE BAILIFF: 1. Your behaviour during that four day period was disgusting and completely out of order. You may have felt concerned about your girlfriend but your behaviour was unacceptable. Spitting at a Doctor in particular, is an assault and you were fortunate that you were not charged with that offence. We agree with the Crown Advocate that a consecutive sentence should be imposed for the offence of obstructing Customs officers. 2. In context, this was a different matter from the importation of drugs and we want to make it clear that Customs Officers carrying out their duty should not be obliged to put up with this kind of behaviour. Now having said that, the maximum penalty is one of two years' imprisonment and in our judgment the conclusions on Count 3 bearing in mind the guilty plea, are too high. We have read your letter and we have read the letter from your girlfriend and we are pleased to learn that you have been clean of drugs during your time in prison and we hope that you will continue that when you get back to Liverpool. 3. Now the sentence of the Court is this, on Count 1 you will be sentenced to 3 months' imprisonment. On Count 2 to 1 month's imprisonment concurrent. On count 3, to 10 months' imprisonment consecutive. On Count 4 to 1 month's imprisonment concurrent, making a total of 13 months' imprisonment. We order you to pay compensation in favour of the Customs and Excise department in the sum of £173 and in default of payment of that compensation you will serve 1 month's imprisonment consecutive. 4. Now what that means in practice is that you will be released as soon as you have paid the £173 compensation. If you fail to pay the compensation you will serve another one month; and we order the forfeiture and destruction of the drugs.

Authorities AG -v- Brian Whyte 1998/243. Whelan: Aspects of Sentencing in the Superior Courts of Jersey (2 nd Ed'n). Page Last Updated: 14 Jul 2016 BAILII: Copyright Policy | Disclaimers | Privacy Policy | Feedback | Donate to BAILII

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