

JERSEY / JUDGMENT

AG -v- Facchino [2008]

JRC 056 (04 April 2008)

[2008] JRC 056

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JUDGMENT

THE commissioner: 1. The six charges brought against Facchino were dropped by the Crown and for these offences Facchino was remanded in custody for the equivalent of a sentence of 8 months and 2 days. 2. He has no previous offences and it was said in R v Oliver

[2002] EWCA Crim 2766 , some, but not much weight, should be attached to good character. He has written his own indictment. The police apparently damaged the computer's hard drive and nothing was recovered, apparently, apart from a part of a pornographic story. 3. We have carefully read his letter to the Court. It is extremely disturbing but it ends with these words, "On the advice of my parents I am considering getting help from a specialist ". That has been repeated today in Court by Advocate Le Guillou. That help is needed, but we are going to follow the conclusions of the Crown. 4. We are going to sentence you to 6 months' custodial sentence, suspended on both counts concurrent, that is suspended for 12 months. I have to tell you that if you commit an offence during the 12 months you will without doubt go back to prison 5. We wish to explain the repugnance that society has of this type of offence and, of course, we wish to add that the downloading of these images encourages people who make such images to continue to make them. 6. We order the forfeiture and destruction of the computers. Authorities R v Oliver

[2002] EWCA Crim 2766 . Page Last Updated: 06 Jun 2015 BAILII: Copyright Policy | Disclaimers | Privacy Policy | Feedback | Donate to BAILII

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