

JERSEY / JUDGMENT

AG v Jones [2005] JRC 034 (24 March 2005)

[2005] JRC 034

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JUDGMENT

THE DEPUTY BAILIFF: 1. This defendant imported 82 grams of heroin with a street value of between £25,000 and £38,000 into Jersey concealed internally. He acted as a courier in return for a fee of £1,000, but fortunately he was detected at the airport. 2. We must first consider the starting point. This falls within the 9 to 11 year bracket, for 50 -100 grams as laid down in Rimmer Lusk & Bade -v- AG [2001JLR173]. The Crown has suggested 10 years which is the mid-point. That would be correct purely on terms of quantity, but we must also take into account the nature of the defendant's rôle. We accept Mr Hopwood's submission that that takes it down and we set a starting point of 9 years. 3. In mitigation there is the guilty plea, but it was, of course, a case where drugs were concealed internally and therefore a full discount is not available. We accept that this was a drug run done for financial reasons. The defendant had suffered a chapter of misfortunes as we have heard, and was out of work when he returned from Australia and he, therefore, succumbed to the temptation of an easy £1,000. 4. He has previous convictions, including several for possession of drugs, but we take into account that there are none for dealing with commercial amounts of drugs. He has a good work record, and in particular he has overcome a very difficult background that we have read about; and we have also read carefully the letter which shows that he is devastated by what he has done. 5. As we say, we think the starting point should be dropped by one year, but we think that overall the mitigation allowed of three years is correct. The sentence of the Court will, therefore, be 6 years' imprisonment and we order the forfeiture and destruction of the drugs. Authorities Rimmer Lusk & Bade -v- AG [2001JLR173]. Campbell & Ors. -v- A. G. [1995JLR136]. Valler -v- A. G. [2002JLR383]. Page Last Updated: 18 Aug 2015 BAILII: Copyright Policy | Disclaimers | Privacy Policy | Feedback | Donate to BAILII

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Prepared on 29 October 2026 · Esheria