

JERSEY / JUDGMENT

AG -v- Munks [2005] JRC 153 (04 November 2005)

[2005] JRC 153

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JUDGMENT

THE DEPUTY BAILIFF: 1. Anyone who is in possession of this amount of heroin with your record goes to prison. But the Court is impressed with the Reports from the Probation Service and Mr Gafoor, Drug and Alcohol Service, which suggest that you really are determined to conquer your addiction and you want to start a new life with your fiancée. You clearly have potential, you did well at school, you achieved A levels and started at University. You have all sorts of possibilities before you in terms of employment, but you will not really succeed in fulfilling your potential unless you can get over this heroin addiction. 2. We accept that you have never had the benefit of a Probation Order or a Treatment Order and you have in fact served the equivalent of a six months' sentence. Taking account of all these matters and those which Miss Juste very persuasively put before us we think that you should be given a chance to show what you can do. We are going to make a Probation Order for 18 months, as requested, and we are also imposing a Treatment Order with the Drug and Alcohol Service on the usual conditions. That means in particular you must do exactly what they say and attend for treatment. You must remain free of all controlled drugs and this will be checked on by random tests which you will have to submit to. You must understand if you fail to comply with the drug and alcohol treatment, if you fall off the wagon, or if you don't do what the Probation Officer tells you and attend all the courses that they direct you to, or of course if you re-offend, you will be brought back here and it seems almost inevitable that, if that happens, you will have to go back to prison. 3. You will be disqualified from driving for the two driving offences and we disqualify you from driving for 18 months. We order the forfeiture and destruction of the drugs. Authorities AG -v- Schlandt [1999]JRC166. Whelan: Aspects of Sentencing in the Superior Courts of Jersey (2 nd Ed'n): pp. 165-180. Page Last Updated: 27 Mar 2017 BAILII: Copyright Policy | Disclaimers | Privacy Policy | Feedback | Donate to BAILII

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