

JERSEY / JUDGMENT

AG v Ross [2001] JRC 165 (27 July 2001)

[2001] JRC 165

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JUDGMENT

THE BAILIFF: 1. We agree with the Crown Advocate that street violence is quite unacceptable and generally should be punished with custodial sentences. In this case, however, the accused, we are satisfied, was on the periphery of the attack and was not responsible for the serious injuries suffered by the victim at the hands of the two co-accused who have absconded. 2. We have taken account of the excellent references supplied for the accused and the fact that he is a first offender. 3. Ross, you were 'steaming' drunk on that occasion and you behaved disgracefully in joining in the mêlée and kicking Mr. Roberts while he was on the ground. It is only because we are satisfied that this is out of character, so far as you are concerned, that we are going to impose a non-custodial penalty. We hope that you will appreciate how close you have come to a custodial sentence and that you will not ever again become involved in this kind of affair. Had we been going to impose a custodial sentence, we would have imposed one of 18 months' imprisonment. However, the Court orders you to perform 240 hours of community service. We also make an exclusion order for a period of six months, from today, excluding you from 1 st and 7 th category licensed premises, that is from pubs and nightclubs. Authorities Mallet -v- AG (14 th July 2000) Jersey Unreported; [2000/134] Page Last Updated: 11 Apr 2017 BAILII: Copyright Policy | Disclaimers | Privacy Policy | Feedback | Donate to BAILII

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