ROYAL COURT

21st March, 1988

Before: Sir P.L. Crill, C.B.E., Bailiff
assisted by Jurat P.G. Blampied
and Jurat D.E. Le Boutillier

Her Majesty's Attorney General
- v -
Donald Armstrong

Appeal against conviction on an infraction of Article 16 (as amended) of the Road Traffic (Jersey) Law, 1956

Advocate S.C. Nicolle on behalf of the Crown
Advocate A.R. Binnington on behalf of D. Armstrong

JUDGMENT

THE BAILIFF: We have looked at the papers in Chambers and what concerned me and concerned the Court was in fact observations of the learnèd Magistrate on p.41 of the evidence of Centenier Buesnel which led us to suppose that that itself was sufficient in our view to allow the appeal without considering the other matters.

I think it would be unsafe to allow the matter to stand. Justice has not only got to be done, as on the evidence it may well have been, but the fact is it has to be seen to be done and in the light of those observations we could not be satisfied that that was the position. Therefore the appeal is allowed with costs.