

ROYAL COURT
(Superior No., exercising appellate jurisdiction).
17th October, 1988

Before: Vernon Amy Tomes Esq., Deputy Bailiff of Jersey assisted by Jurats
the Honourable J.A.G. Coutanche, M.G. Lucas, P.G. Blampied, Mrs.
B. Myles, P.G. Baker, D.E. Le Boutillier, G.H.Hamon, C.L. Gruchy,
and Mrs. M.J. Le Ruez.

Her Majesty's Attorney General

- v -

Archibald Donald Campbell

Application by the accused for leave to appeal against sentence of imprisonment of nine months imposed by the Court on the 19th August, 1988, in respect of one charge of being drunk and disorderly and a breach of probation.

Counsel: Advocate S.C. Nicolle - for the Crown
Advocate N.F. Journeaux - for applicant

DEPUTY BAILIFF: The Court is unanimous in dismissing the application for leave to appeal. This is not a case in which the Court wishes to make any statement of policy with regard to the finding of alternative premises and alternative means of treating this sort of person, because here there was grossly disorderly conduct, amounting to an assault (it is surprising that he was not charged with assault) and therefore he would have had to come before the Court in any case.

The Court has previously said that a sentence of nine months' imprisonment is the acceptable ceiling for offences of drunkenness and it was the correct sentence in this case. The appeal is dismissed.

Advocate Journeaux will have his legal aid costs.