

154.

ROYAL COURT

Police Court Appeal

18th September, 1989

Before: Commissioner P.R. Le Cras and
Jurats Le Boutillier and Le Ruez

Her Majesty's Attorney General

- v -

Simon Brian Knapp

Appeal against conviction and sentence in
respect of one charge of acting in
contravention of paragraph (1) of
Regulation 15 of the Census (Jersey)
Regulations, 1988.

Advocate S.C.K. Pallot for the Crown
Advocate P.C. Sinel for the appellant.

JUDGMENT

COMMISSIONER LE CRAS: The appeal raises an interesting point and one which we have looked at with considerable care. Regulation 15 of the Census (Jersey) Regulations, 1988, reads: "Every prescribed person shall give the enumerator such information as he may reasonably require for the

performance of his duties under this part to these Regulations and every other person with respect to whom it is the duty of a prescribed person to make a return shall give to that prescribed person such information as he may reasonably require for that purpose".

In the instant case it appears to us that there was not sufficient evidence before the Police Court to show that Mr. Knapp had failed or refused to give the enumerator (that is Mrs. Bayford) such information as she might reasonably have required under the Regulations.

The conviction is therefore unsafe and cannot stand.

Authorities cited:

Archbold (43rd ed.) Vol. 1 p. 873.