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ROYAL COURT

6th September, 1991

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Before: The Bailiff, and
Jurats Herbert and Le Ruez

The Attorney General

- v -

Martin John Wakeling

On 18th January, 1991 (see Jersey Unreported), Wakeling was placed on probation following guilty plea to 4 counts of larceny (counts 1,2,4, & 6 of Indictment), 1 count of malicious damage (count 3), 2 counts of tampering with mechanism of motor vehicle (Art. 29(2) of Road Traffic (Jersey) Law, 1956) (counts 5,7), and 1 count of being drunk & disorderly (count 8).

On 7th June, 1991, Royal Court varied Probation Order, following breach (see Jersey Unreported).

On 29th July, 1991, Wakeling was sentenced to 3 months imprisonment by the Magistrate's Court for other offences.

Further breach of Probation Order admitted.

Conclusions.

Probation Order be discharged.

Counts 1,2,3,4, & 6: 3 months on each (concurrent);

Counts 5,7, & 8: £10/ 1 week in default on each (consecutive to each other and to sentence imposed on counts 1,2,3,4,6).

Total sentence to follow consecutively that imposed in Magistrate's Court on 29th July.

Court grants conclusions.

The Attorney General;
Advocate A.D. Robinson for the accused.

JUDGMENT

THE BAILIFF: It is obvious to us that you have little regard for authority, whether in this Court, or the Police Court or even for your Probation Officer.

You were before the Magistrate on the 25th July, who gave you a chance. Within two or three days you were committing other offences. You were back before him on the 29th July, when he had no option but to sentence you to imprisonment. Had it not been for those other offences between the time you were presented on the 25th July, and the second time on the 29th July, we might have considered not imposing the sentence we are going to impose, but we feel we have no option.

Accordingly, the Probation Order is revoked. On Counts 1, 2, 3, 4 and 6 of the original indictment you are sentenced to three months' imprisonment concurrent; on Counts 5, 7 and 8, you are fined £10 or one week's imprisonment in default on each Count, consecutive to each other and to the sentence imposed on Counts 1, 2, 3, 4, and 6, making a total of three months' imprisonment with £30 or in default, three weeks' imprisonment consecutive; and the total sentences of three months' imprisonment and three weeks' imprisonment, if served, will be consecutive to the existing sentence imposed by the Magistrate.

No authorities.