

ROYAL COURT
(Samedi Division)

8th October, 1993

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Before: The Bailiff, and
Jurats Orchard and Herbert

The Attorney General

- v -

Tilbury Douglas Construction Limited

Infraction of the Health and Safety at Work (Jersey) Law, 1989:
Article 21(1)(a).

PLEA: Facts admitted.

CONCLUSIONS: Fine of £2,000; £200 costs.

SENTENCE OF THE COURT: Fine of £1,500; £200 costs.

M.C. St. J. Birt, Esq., Crown Advocate.
Advocate J.C. Gollop for the Defendant Company.

JUDGMENT

THE BAILIFF: This accident, to some extent, was due to the impatience of the sub-contractor who wanted to get on with what he had to do, rather than wait to go through the proper procedure which had been carefully worked out by the Defendant Company and practised by them in the past.

The Court is satisfied that this company has a good record of safety, it is true that it was prosecuted in quite different circumstances in 1992, but the Court is satisfied, from what you have told us, Mr. Gollop, that this was something they could not reasonably have foreseen, certainly so far as the criminal law is concerned. Therefore we are going to reduce the fine to £1,500 with £200 costs.

No authorities.