

ROYAL COURT
(Samedi Division)

25th March, 1994

66A.

Before: The Bailiff, and
Jurats Orchard and Rumfitt

The Attorney General

- v -

Frederick William South

4 infractions of Article 10(1) of the Social Security (Collection of Contributions) (Jersey) Order, 1975 (charges 1, 3, 5, 7).

4 infractions of Article 36(1) of the Social Security (Jersey) Law, 1974 (charges 2, 4, 6, 8).

AGE: 46.

PLEA: Facts admitted.

DETAILS OF OFFENCE:

Failure to pay contributions since 1987 - total arrears £6,493.22. He is a sub-contract plasterer who had never registered.

DETAILS OF MITIGATION:

Income tax levels suggested that the amount due would have been less if he had produced certificates at the time.

PREVIOUS CONVICTIONS:

Many when young but none since 1976.

CONCLUSIONS:

Charges 1, 3, 5 & 7: £75.00 on each charge - 1 week's imprisonment in default consecutive on each charge.

Charges 2, 4, 6 & 8: £300 on each charge - 1 month's Imprisonment consecutive on each charge.

Total: £1,500 plus £100 costs.

SENTENCE AND OBSERVATIONS OF THE COURT:

Conclusions granted.

**The Attorney General.
Advocate S.A. Maiklejohn for the Accused.**

JUDGMENT

THE BAILIFF: The Court notes that you have a bad record but, fortunately, you have pulled yourself together and have not been in trouble since 1976 apart from a minor speeding offence here. Therefore we will not take into account your previous record in arriving at our conclusions.

Nevertheless you must understand that the system both in England and here depends on everybody paying their contributions because they go towards pensions, sickness and other State benefits. People like you who do not pay their contributions are, to put it bluntly, sponging on your fellow citizens. Therefore the Court has to reflect its disapproval by imposing substantial fines.

Accordingly we impose the fines asked for by the Attorney General. You will be fined £75 on each of charges 1, 3, 5 & 7, or in default one week's imprisonment. You will be fined £300 on each of charges 2, 4, 6 & 8, or in default one month's imprisonment consecutive on each count, making a total of £1,500 plus £100 costs. In view of what your counsel has said and the fact that you have made attempts to put yourself right you will be allowed to pay these off at the rate of £30 per week.

No authorities.