

18th August, 1986

Her Majesty's Attorney General

-v-

David Ronald Manning

DEPUTY BAILIFF: The evidence before the Police Court was absolutely clear. The offence charged had been committed. The appellant saw fit not to give evidence or call his driver, and the question whether other drivers on the opposite side of the road had committed a like offence is not relevant to the appellant's case. Two wrongs do not make a right, and the appellant was in the wrong. Under Article 14 of the Police Court (Miscellaneous Provisions)(Jersey) Law, 1949, there is no right of appeal against an order for payment of costs. Accordingly, the appeal against conviction and costs is dismissed. Now Mr Manning, we have got the power in fact to order you to pay the prosecution's cost today; but we have decided not to do so. So we will make no order as to costs.

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