

ROYAL COURT

9th August, 1988

Before: The Bailiff and
Jurats Lucas and Hamon

Her Majesty's Attorney General

- v -

Sean Francis Madden

Accused presented to the Court
for breach of Probation and
Community Service Order

Advocate C.E. Whelan for the Crown
Advocate A.D. Robinson for the accused

JUDGMENT

BAILIFF: Having heard the appeal, it is apparent to us that after Madden had been charged, prosecuted, and convicted of further offences, he was nevertheless permitted to continue on two occasions with his community service work. It cannot be said that he was very diligent in carrying out the orders or being punctual, but nevertheless he probably put in as much effort as he could within his limitations.

Because one of the Jurats was in favour of granting the conclusions of the Crown in sentencing Madden to twelve months' imprisonment, it is my decision. I choose to exercise it on the side of leniency, and therefore by a majority the Probation Order is going to stand, and also you will have to complete the balance of your Community Service work. If you do not, then we must tell you this is your last chance, and if you are brought before the Court again for this breach, as far as this Court is concerned twelve months' imprisonment seems an appropriate sentence.

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