

ROYAL COURT

5th January, 1990

Before: The Bailiff, and  
Jurats Le Boutillier and Vibert

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A.G. -v- Mark Frederick Wheatley

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One count of breaking and entering and larceny

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Solicitor General for the Crown  
Advocate S.A. Meiklejohn for the accused.

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**JUDGMENT**

THE BAILIFF: The Court has taken into account everything you have said, Mr. Meiklejohn, but it cannot overlook two matters, the first is that your client came to Jersey in July, bringing with him some money which he had stolen. That is not a matter of course for us, but it does reflect his attitude of mind, and secondly within six weeks of coming to Jersey he commits this offence. The fact that he was drunk does not necessarily mitigate it, in fact drunkenness can be an aggravation as the Court has said on many occasions. He has been extremely leniently dealt with by the English Courts as far as we can see from his record.

Looking at the similar cases which the Crown has produced for us to examine, we have come to the conclusion that this was a deliberate attempt to steal quite a quantity of jewellery late at night in the precinct. The fact

that he went about it in a foolish way does not mitigate very much.

We have come to the conclusion, looking at as I say, the previous sentences imposed by this Court, that the correct sentence that this Court should impose is one of fifteen months and we so impose it. You are sentenced to fifteen months' imprisonment.

Authorities referred to:-

A.G. -v- J.R. Patterson et al (1st July, 1988) Jersey Unreported.

A.G. -v- J. Foreman (21st October, 1988) Jersey Unreported.

A.G. -v- D.P. Skelhorn (16th June, 1989) Jersey Unreported.

A.G. -v- P.G. Dunn (18th August, 1989) Jersey Unreported.

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