

ROYAL COURT
(Samedi Division)

11th February, 1991

27.

Before: The Bailiff, and Jurats
Gruchy and Orchard

Police Court Appeal: Mrs. Carol Ann Louis

Appeal against sentence of disqualification from keeping dogs for two years imposed by the Police Court Magistrate in respect of offences of:

1. Omitting to supply an animal, namely a dog, with proper and sufficient food.
2. Being the owner of an animal, namely a dog, wantonly or unreasonably neglecting it so as to cause it unnecessary suffering.
3. Failing to obtain a dog licence.

Miss S.C. Nicolle, Crown Advocate
Advocate R.G.S. Fielding for the Appellant.

JUDGMENT

BAILIFF: We are satisfied that the Magistrate properly exercised his discretion to disqualify your client. It was, as you rightly said, as a result of incompetence that this suffering occurred, but as Miss Nicolle pointed out that is more justification for a disqualification not less. There was sufficient evidence to show that this bitch exhibited signs of malnutrition for several days; and indeed signs of attempting to give birth for some time. These were both missed - unnecessary suffering was caused to it and we have reached the

conclusion that the Magistrate was correct. The appeal is dismissed.
Mr. Fielding, you shall have your legal aid costs.

No authorities.