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ROYAL COURT

18th October, 1991 149B.

Before: The Deputy Bailiff, and
Jurats Myles and Herbert

Attorney General

- v -

Yannick Le Guellec

OFFENCE:

Supplying cannabis resin, and possession with intent to supply.

PLEA:

Guilty.

DETAILS OF OFFENCE:

Le Guellec was arrested in possession of 198 grammes (approximately 7 ounces) whilst in the course of dealing in the car park of the Tivoli Tavern. The value of the drug was approximately £1,100. Deliberate decision to embark on drug trafficking as a money-making exercise.

DETAILS OF MITIGATION:

Experiencing financial problems; moved from flooded flat to unsatisfactory sharing of parents' house; rather deprived background. Co-operative with police.

PREVIOUS CONVICTIONS:

Bad record of minor offending. No prison.

CONCLUSIONS:

Six months' imprisonment.

SENTENCE AND OBSERVATIONS OF THE COURT:

Five months' imprisonment. Court maintains its policy of imprisonment for drug trafficking. Reduces conclusions because of exceptional mitigation in background circumstances.

The Attorney General;
Advocate T.J. Le Cocq for the accused.

JUDGMENT

DEPUTY BAILIFF: Firstly, we make a confiscation order in the sum of £295. As to the charges, we are going to reduce the conclusions slightly, not because they are wrong in any way, but because we wish to give a little more weight to the exceptional mitigation contained in the background report; and because we believe that it is in the interest of society as well as his own that Le Guellec should return to work as soon as possible.

We are going to impose a total sentence of five months' imprisonment. This has the following advantages: 1) The Court maintains its well-known policy about custodial sentences for drugs offences. For that reason we are not prepared to think in Community Service terms. 2) It recognises the exceptional mitigation, particularly in Le Guellec's domestic background and financial difficulties. 3) It will give him a short experience of imprisonment as a convicted person. 4) He will be released within a very short period which should enable him to save the prospects of regaining his employment to which reference has been made.

Therefore, Le Guellec, on Count 1, you are sentenced to five months' imprisonment; on Count 2, you are sentenced to five months' imprisonment; on Count 3, also you are sentenced to five months' imprisonment; all concurrent with each other, thus making a total of five months' imprisonment. The drugs are forfeited and will be destroyed.

No authorities.