

ROYAL COURT

115.

3rd July, 1992

Before: J.H. Vint, Esq., Lieutenant Bailiff, and
Jurats Coutanche and Hamon

HM Attorney General

- v -

Arthur Philip Le Cornu

and

Helen Louise Le Cornu, née Sawkins

1 charge of contravening Part III of
the Housing (Jersey) Law, 1949; (breach of
a condition; liable under Article 14(1) (a)
of the said Law).

PLEA:

Infraction admitted.

DETAILS OF OFFENCE:

Bought a house from a company and "inherited" 4 unqualified occupiers. Knew it was unlawful but allowed it to persist until detected. Made £1,500 "unlawful" rent.

DETAILS OF MITIGATION:

Situation only lasted for 7 weeks before detection. Only intended to be a temporary measure pending the making of lawful arrangements. Entirely frank and co-operative.

PREVIOUS CONVICTIONS:

Minor motoring; not taken into account by Court.

CONCLUSIONS:

£1,800 plus £200 costs.

SENTENCE AND OBSERVATIONS OF THE COURT:

Conclusions granted. Fine based upon "unlawful" rent plus small additional sanction. Offence at lower end of the range but the Housing Law is there to be observed.

C.E. Whelan, Esq., Crown Advocate.

Advocate A.O. Dart for the accused.

JUDGMENT

THE LIEUTENANT BAILIFF: This is obviously an infraction at the lower end of the scale. The Court is grateful to the Crown for the clear and precise way it has put the mitigating factors. The fines moved for are also obviously at the bottom end of the scale and reflect the fact that this is a minor infraction. Nevertheless, it behoves us all to observe the Law.

The conclusions are granted. You are fined a total of £1,800 jointly and severally and in default there will be three weeks' imprisonment, plus £200 costs. As far as time to pay is concerned, Mr. Dart, we think £1,000 per month, whether it is paid weekly or monthly within that time scale, but £1,000 in the first month, followed by a further £1,000 in the second month.

No authorities.