

3 pages.

ROYAL COURT
(Samedi Division)

27th November, 1992

207.

Before: The Bailiff, and
Jurats Myles and Hamon

The Attorney General

- v -

JP

Breach of Probation Order imposed on 14th August, 1992, (see Jersey Unreported Judgment of that date) following guilty plea to:

- 1 Count of taking a motor vehicle without owner's consent or other lawful authority, contrary to Article 28 of the Road Traffic (Jersey) Law, 1956. (Count 2 of the original indictment laid against him and six others).
- 1 Count of driving a motor vehicle whilst disqualified for holding or obtaining a licence to drive, contrary to Article 13(1) of the said Law. (Count 27 of the original indictment).
- 1 Count of using a motor vehicle uninsured against third party risks, contrary to Article 2(1) of the Motor Traffic (Third Party Insurance) (Jersey) Law, 1948. (Count 26 of the original indictment).
- 2 Counts of breaking and entry and larceny, or of aiding, assisting or participating in the said offences. (Counts 5/5A; 6/6A of the original indictment).

AGE: 16.

PLEA: Breach admitted.

DETAILS OF OFFENCE:

14th August, 1992. JP placed on probation, one condition that he attend the Offending Behaviour Group. Failed to attend on three occasions and produced doctor's certificate in respect of two only. Failed to advise Probation Officer where he was living.

DETAILS OF MITIGATION:

Accused apologised. Disturbed background. Probation Service view that right for the accused to remain on probation, but failure to attend Offending Behaviour Group serious.

PREVIOUS CONVICTIONS: Many.

CONCLUSIONS:

Probation Order to be continued, in addition a condition for 50 hours' Community Service and attend Offending Behaviour Group when the opportunity arose again.

SENTENCE AND OBSERVATIONS OF THE COURT:

Conclusions granted.

W.J. Bailhache, Esq., Crown Advocate.
Advocate P. Landick for the accused.

JUDGMENT

THE BAILIFF: Certainly, it is a pity that you failed to attend the Centre because you appeared, to start with, to be doing quite well. However, the Court is going to continue with the Probation Order and make you serve 50 hours of Community Service. You have got to follow what your Probation Officer tells you, because if you do not you will be in breach. You are only 16 years old and it is a pity that you are in this position at such a young age.

One important thing to remember is that if you do move

premises without telling your Probation Officer, that is a breach.
They must know where you are.

No authorities.

