

ROYAL COURT
(Samedi Division)

27.

2nd February, 1996.

Before: Deputy Bailiff and Jurats Coutanche
and de Veulle

Her Majesty's Attorney General

-v-

Andrew Marcel Theophile Jouan

Application for remand in custody to allow accused
to visit the Faithfull Foundation in England for
assessment before sentencing on 15th March, 1996.

On 9th November, 1995,	the applicant was remanded in custody to 7th December, 1995, following a guilty plea to 1 count of indecent assault.
On 7th December, 1995,	the applicant reserved his plea to 19 further counts of indecent assault and was remanded in custody to 12th December, 1995,
On 12th December, 1995,	the applicant pleaded guilty to those counts to which he had reserved his plea on 7th December, 1995, and was remanded in custody to 9th January, 1996, for reports.
On 9th January, 1996,	the applicant was again remanded in custody for trial before the Royal Court. A bail application was refused.

S.C.K. Pallot, Esq., Crown Advocate.
Advocate Mrs. S.A. Pearmain for the accused.

JUDGMENT

5 THE DEPUTY BAILIFF: Because we are now the sentencing Court, and we have dealt with this matter previously, I need to repeat that the learned Crown Advocate agrees the course that we are about to adopt. But our adopting it, in my view, does not render the offences committed by Jouan less repugnant, or in any possible sense excusable.

5 The learned Crown Advocate has made it very clear that although he agrees with the course we are about to adopt, he does not say that there can be an alternative to a custodial sentence without further expert opinion and he does not suggest in any way that even after this assessment has been made, the Crown will not eventually move for a custodial sentence.

10 We have listened very carefully to what Mrs. Pearmain said to us in her last address and we are going to make this order because we feel that it is important that the sentencing Court has the best advice possible as to what is wrong with Jouan. He will remain in custody in this jurisdiction but we will grant bail to a limited extent to enable him to be escorted from this jurisdiction to England in the company of a probation officer and a police officer and on condition he undergoes a period of assessment by the Faithfull Foundation which is likely to take about four weeks.

20 When that assessment has been completed he will be returned to this jurisdiction and will remain in custody to await sentencing by this Court, and the sentencing date is fixed at the present time to Friday, 15th March, at 10.00 a.m. And therefore Jouan, on those terms you are remanded in custody.

No Authorities.