

ROYAL COURT
(Samedi Division)

28

14th February, 1997

Before: F.C. Hamon, Esq., Deputy Bailiff, and
Jurats de Veulle and Quérée

The Attorney General

- v -

Christopher Brian Walker

Application for review of magistrate's decision to refuse bail.

On 30th September, 1996,	the applicant reserved his plea to one count of grave and criminal assault and was remanded in custody without bail option.
On 17th October, 1996,	a bail application was refused.
On 30th October, 1996,	the applicant was remanded in custody, without bail option.
On 19th November, 1996,	the Magistrate rejected a submission that there was no case to answer. The applicant was remanded in custody without a bail option.
On 17th December, 1996,	transcripts were signed. A bail application was refused. The applicant was remanded in custody, without bail option, pending Royal Court trial, however the applicant was granted bail of £500 for three days (24th-26th December, 1996).

Application refused.

J.G.P. Wheeler, Esq., Crown Advocate.
Advocate J. Martin for the applicant.

JUDGMENT

THE DEPUTY BAILIFF: Christopher Brian Walker makes an application for a review of the Magistrate's decision to refuse bail.

He has been in prison on remand for four months. That is unfortunate. The Magistrate had all the information that was supplied to us and the application was most strenuously opposed by the police. Apparently the victim spent some ten days in hospital and, according to PC Vogel who appeared at the Magistrate's Court, was still suffering both physically and psychologically from the effects of the attack, and was still apprehensive of the applicant's release.

We have read the letters accompanying the application but they do not take us much further as to whether the police were right in the emphatic statement that there was every chance that Walker would abscond if bail were granted.

We have read the transcript carefully and anxiously but on the basis of A.G.-v-Makarinos (1978) JJ 215 we cannot find fault with the Magistrate's decision. Therefore, the application is refused.

Authorities

A.G.-v-Makarios (1978) JJ 215