

29th June, 1987

Before the Bailiff, assisted by Jurats Perrée and Coutanche

POLICE COURT APPEAL: ROBERT MICHAEL SPRIGGS

THE BAILIFF: Mr. Meiklejohn, we have heard all you have had to say and really we cannot go into the merits of the application in this way. The law clearly lays down that there is no appeal against the Magistrate's discretion to award costs. This is merely a way round for asking us to review that discretion and we do not think we have the power to review it. The appeal is dismissed, with costs.

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"Authorites referred to:-

- (1) A.G. -v- Anthony John Bouchard: JJ 6th April, 1983; as yet unreported
- (2) Archbold p. 960 para 15-67: "Accusations made in the presence<sup>S</sup> of the defendant"
- (3) McLean on criminal Appeals: p.43 and 44: Part I - Challenging decisions of Criminal Courts by way of case stated.  
(In particular -  
A. Case stated by Magistrates' Court  
1. General Provisions  
(2) "Wrong in law; excess of jurisdiction"
- (4) Hall -v- Reginan (1 AER 1971 p. 322)