

ROYAL COURT

30th June, 1989

Before: The Deputy Bailiff and
Jurats Lucas and Le Boutillier

Her Majesty's Attorney General

- v -

Mark Ian Schollhammer

and

Peter Bernard Udoh

and

David Elias Jones

Indecent assault. Bail application by
Schollhammer pending sentencing of all
three accused by the Superior Number.

The Attorney General
Advocate R.G. Day for Schollhammer
Advocate R.J. Renouf for Udoh
Advocate W.A.M. Bridgford for Jones.

JUDGMENT

DEPUTY BAILIFF: There is an essential difference between the situation now and the situation when Schollhammer was granted bail in the Police Court. That difference is that he has been presented on indictment and has pleaded guilty. Therefore, he stands before this Court as a convicted person, a person convicted of a very serious indecent assault. Only in exceptional circumstances should a convicted person be allowed bail pending sentence. We are quite unable to find those exceptional circumstances in this case.

Secondly, the gravity of the offence as a sole ground of refusing bail has been upheld in previous cases in this Court. Therefore, bail is refused. All three are remanded in custody to appear before the Superior Number of this Court on the 31st July, 1989, at 10.00 a.m. to receive sentence.

n.b. no authorities.