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ROYAL COURT

7th June, 1991

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Before: Deputy Bailiff, and Jurats
Le Boutillier and Le Ruez

Her Majesty's Attorney General

-v-

Jeffrey Hickson

Possession of controlled Drugs (3 counts.);
Possession of utensil for the purposes committing
an offence. (1 Count)

PLEA:

Guilty

DETAILS OF OFFENCE:

He arrived at a friend's house while a drugs raid was in progress. He was found to be in possession of a small amount of cocaine (1"wrap"), 5 squares of LSD, and a chillum pipe for smoking cannabis. A small amount of cannabis was later discovered in his room.

DETAILS OF MITIGATION:

Very co-operative with police.

PREVIOUS CONVICTIONS:

Several convictions including 3 for drugs, the last of which led to 3 years imprisonment in 1987.

CONCLUSIONS:

12 months for possession of cocaine.
3 months for possession of LSD, cannabis & pipe.

SENTENCE AND OBSERVATIONS OF THE COURT:

Conclusions granted. Sentencing policy re-affirmed. In cases of possession of Class A drugs, prison unless exceptional circumstances.

The Attorney General.

A.D. Robinson for the accused.

JUDGMENT

DEPUTY BAILIFF: As the Attorney General has said the policy of this Court laid down by the Superior Number is so well known as not to need repetition.

In the case of even simple possession of a Class A drug there shall be a custodial sentence unless there are exceptional circumstances.

It would be helpful if the Probation and After Care Service recognised that policy and addressed the question of exceptional circumstances.

We have studied the background report very carefully and we read the references. We are quite unable to find exceptional circumstances.

We also note that the Community Service had already been tried and that too failed. There is mitigation but the

Attorney has given full weight to that in the sentence moved for. Therefore the conclusions are granted.

Hickson, on count one you are sentenced to twelve months imprisonment. On count two, to twelve months imprisonment concurrent, on count three to three months imprisonment concurrent, on count four to three months imprisonment concurrent, making a total of twelve months imprisonment. And the Court makes an order for the forfeiture of the drugs and the pipe and other items and of course for their destruction.

No authorities cited.