

ROYAL COURT
(Samedi Division)

93

16th July, 1993

Before: The Bailiff, and
Jurats Blampied and Myles

The Attorney General

- v -

AD

2 counts of supplying a controlled drug, contrary to Article 5(b) of the Misuse of Drugs (Jersey) Law, 1978 (Count 1 of the Indictment [M.D.A.] and Count 2 [amphetamine sulphate]).

2 counts of possessing a controlled drug with intent to supply it to another, contrary to Article 6(2) of the said Law (Count 3 [M.D.A.]; Count 4 [amphetamine sulphate]).

AGE: 18.

PLEA: Guilty.

DETAILS OF OFFENCE:

Drugs found in a vitamin container by accused's mother who reported son to police in the hope that he would receive help. AD was arrested in bedroom and produced the drug when asked by an officer to do so. Whilst being interviewed AD admitted to having supplied or used himself 130 'snowballs' (Ecstasy), 60g amphetamine sulphate, 50 'Adam and Eves' (Ecstasy) and 56 brown tablets which contained amphetamine sulphate. The total street value of the drugs AD supplied or possessed is approximately £8,525.00.

PREVIOUS CONVICTIONS:

One for receiving stolen goods.

CONCLUSIONS:

Borstal training on all counts.

SENTENCE AND OBSERVATIONS OF THE COURT:

Court granted conclusions. Bailiff said that following submissions from the A.G. and restrictions under the Children's Law, sentences up to 6 months or over 3 years could only be applied. Probation could not be considered due to the gravity of the offences. Borstal was the only real option.

**The Attorney General.
Advocate S.A. Meiklejohn for the Accused.**

JUDGMENT

THE BAILIFF: Notwithstanding what your counsel has said, this is not an appropriate case for probation. What you did was far too serious for probation and we have to take into account that the message has to go out from this Court that in cases of this nature - unless there are extremely exceptional circumstances which even your counsel admits do not apply here - a prison sentence is inevitable.

Because of the restrictions which I need not rehearse, we are faced with three choices, either three years', or six months imprisonment, or Borstal. It is quite clear to us that Borstal is the only real choice that we have.

Accordingly you are sentenced to Borstal training on all four counts concurrent. We hope, when you return to Jersey, or even if you stay in England, that you will realise that dealing in drugs is not going to get you anywhere; quite apart from the fact that you are encouraging other people to take them. There will be an order for the forfeiture and destruction of the drugs.

Authorities

A.G. -v- Siham (10th August, 1992) Jersey Unreported.

R. -v- Catterall (29th March, 1992) "The Times".

