

ROYAL COURT
(Samedi Division)

4.

12th January, 1994

Before: The Lieutenant Bailiff, the Hon. J.A.G. Coutanche,
and Jurats Blampied, Myles, Bonn, Orchard, Hamon, Gruchy,
Herbert and Rumpfitt.

The Attorney General

- v -

Paul Robert Jonathan Brannan

Sentencing, before the Superior Number, following guilty pleas before the Inferior Number on 17th December, 1993 to:

- 9 counts of breaking and entering and larceny (counts 1, 2, 3, 5, 8, 11, 17, 18 & 22 of the indictment);
- 3 counts of fraud (counts 4, 9 & 13);
- 1 count of attempted breaking and entering and larceny (count 6);
- 3 counts of larceny (counts 7, 12 & 14);
- 1 count of taking motor vehicle without owner's consent or other lawful authority, contrary to Article 28(1) as amended of the Road Traffic (Jersey) Law, 1956 (count 10);
- 1 count of obtaining money by false pretences (count 15);
- 1 count of attempting to obtain money by false pretences (count 16);
- 1 count of fraudulently using a licence, contrary to Article 15 of the Motor Vehicle Duty (Jersey) Law, 1957 (count 19);
- 3 counts of using motor vehicle uninsured against third party risks, contrary to Article 2(1) of the Motor Traffic (Third Party Insurance) (Jersey) Law, 1948, as amended (counts 20, 23 & 24); and
- 1 count of breaking and entering with intent to commit a crime (count 21).

PLEA: Guilty to all counts.

- CONCLUSIONS:**
- Counts 1, 18 & 21: 18 months' imprisonment.
 - Counts 2, 3 & 5: 2 years' imprisonment on each count.
 - Counts 4, 9 & 10: 2 months' imprisonment on each count.
 - Counts 6, 8, 11, 17 & 22: 15 months' imprisonment on each count.
 - Counts 7, 12, 15 & 16: 12 months' imprisonment.
 - Counts 13 & 14: 9 months' imprisonment.
 - Count 19: 1 month's imprisonment.
 - Count 20: 3 months' imprisonment.
 - Counts 23 & 24: 6 months' imprisonment.

The sentences imposed in respect of counts 1, 2, 4, 9 & 10 to follow each other consecutively, but to run concurrently with the sentences imposed on all other counts.

TOTAL SENTENCE: 4 years.

**SENTENCE OF
THE COURT:**

Conclusions granted, with following exceptions:
Count 1: 15 months' imprisonment.
Counts 2, 3 & 5: 18 months' imprisonment.
Counts 4, 9 & 10: 3 months' imprisonment.

The sentences imposed in respect of counts 1, 2 & 4 to follow each other consecutively, but to run concurrently with the sentences imposed on all other counts.

TOTAL SENTENCE: 3 years.

**A. J. Olsen, Esq., Crown Advocate.
Advocate S. J. Willing for the accused.**

JUDGMENT

THE LIEUTENANT BAILIFF: The Court intends to impose a custodial sentence but with regard to the totality we have made a reduction. We have taken all that you have said, Mr. Willing, into account and, Brannan, we have also read your letter.

In prison you will receive all the help that you can get from both probation and the psychiatrists and we hope that you will take advantage of that help to start a new life when you are released and we very much hope that we do not see you back here again.

As regards the sentence:

On count 1, you are sentenced to 15 months' imprisonment;
On count 2, 18 months' imprisonment consecutive;
On count 3, 18 months' imprisonment concurrent;
On count 4, 3 months' imprisonment consecutive;
On count 5, 18 months' imprisonment concurrent;
On count 6, 15 months' imprisonment concurrent;
On count 7, 12 months' imprisonment concurrent;
On count 8, 15 months' imprisonment concurrent;
On count 9, 3 months' imprisonment concurrent;
On count 10, 3 months' imprisonment concurrent;
On count 11, 15 months' imprisonment concurrent;
On count 12, 12 months' imprisonment concurrent;
On count 13, 9 months' imprisonment concurrent;
On count 14, 9 months' imprisonment concurrent;
On count 15, 12 months' imprisonment concurrent;

On count 16, 12 months' imprisonment concurrent;
On count 17, 15 months' imprisonment concurrent;
On count 18, 18 months' imprisonment concurrent;
On count 19, 1 month's imprisonment concurrent;
On count 20, 3 months' imprisonment concurrent;
On count 21, 18 months' imprisonment concurrent;
On count 22, 15 months' imprisonment concurrent;
On count 23, 6 months' imprisonment concurrent;
On count 24, 6 months' imprisonment concurrent;
Making a total sentence of 3 years' imprisonment.

Authorities

Dring -v- A.G. (12th February, 1992) Jersey Unreported C.of.A.

A.G. -v- Saven (3rd April, 1992) Jersey Unreported.

A.G. -v- McDonald (7th December, 1990) Jersey Unreported.

Marie -v- A.G. (11th June, 1992) Jersey Unreported C.of.A.

A.G. -v- Barbet (11th October, 1985) Jersey Unreported.