

ROYAL COURT
(Samedi Division)

22

10th February, 1994

Before: The Bailiff, and Jurats
Vint, Blampied, Bonn, Orchard,
Vibert, Herbert, Rumfitt.

The Attorney General

- v -

John Anthony Delij

Sentencing by Superior Number, following guilty plea on 14th January, 1994, before the Inferior Number to:

2 counts of possession of a controlled drug (count 1 of the indictment: methylenedioxyethylamphetamine; count 2: amphetamine sulphate).

CONCLUSIONS: Count 1: 3 years' imprisonment.
Count 2: 18 months' imprisonment, concurrent.
Forfeiture and destruction of drugs.

SENTENCE: Count 1: 2 years' imprisonment.
Count 2: 12 months' imprisonment, concurrent.
Forfeiture and destruction of drugs.

S.C.K. Pallot, Esq., Crown Advocate.
Advocate R.G. Morris for the accused.

JUDGMENT

THE BAILIFF: A prison sentence is inevitable and that is accepted by the accused. Whilst adhering to that principle of sentencing in cases of this sort, we think that under the circumstances of this particular case, having regard to the inference that may properly be drawn from the Court of Appeal case of Gummer -v- A.G. (10th January, 1994) Jersey Unreported C.of.A., we think the appropriate sentence is one of two years' imprisonment. Therefore you are sentenced to two years' imprisonment on count 1; and 12 months' imprisonment on count 2, concurrent. There will be an order for the forfeiture and destruction of the drugs.

Authorities

A.G. -v- Wall (16th August, 1993) Jersey Unreported.

Gummer -v- A.G. (10th January, 1994) Jersey Unreported C.of.A.

A.G. -v- Gummer (23rd September, 1993) Jersey Unreported.

A.G. -v- Gotel (5th August, 1993) Jersey Unreported.

A.G. -v- Falle (29th July, 1993) Jersey Unreported.

Campbell -v- A.G. (28th September, 1992) Jersey Unreported C.of.A.

A.G. -v- Davidson (6th August, 1992) Jersey Unreported.

A.G. -v- Unthank (6th August, 1992) Jersey Unreported.