

13th February, 1987

Her Majesty's Attorney General

David John Wadsworth Clayton

Judgment

DEPUTY BAILIFF: It was right that the prosecution should have been brought, because the integrity of the Customs procedures is of paramount importance. A conviction is recorded obviously because, very properly there is a plea of guilty to absolute offences, but the Court is satisfied that there was no criminal intent. We think that the defendant was 'duped' by the criminal conspirators in Turkey. For those reasons we do not think it would be right to impose a fine. On the other hand, the investigation had to be carried out, and was properly carried out and we believe the defendant should make a meaningful contribution towards the costs incurred both by the Customs Department and the Law Offices Department. Accordingly we are going to grant the defendant a conditional discharge for one year. The conditions being that he shall not re-offend and that he shall pay the sum of £750 by way of costs.

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(no authorities noted)

AJB