

ROYAL COURT

127.

13th July, 1992

Before: P.R. Le Cras, Esq., Commissioner,
and Jurats Vint and Hamon

Police Court Appeal: Graham John Chapron

Appeal against sentence of disqualification from driving for life following guilty plea to one charge of contravening Article 2(1) of the Motor Traffic (Third Party Insurance) Jersey Laws, 1948-1972.

(The appellant also pleaded guilty to one charge of contravening Article 44(A) of the Road Traffic (Jersey) Law, 1956, and was bound over for 1 year).

Advocate S.C.K. Pallot on behalf of the Attorney General.

Advocate Mrs. S.A. Pearmain for the appellant.

JUDGMENT

THE COMMISSIONER: This is an unfortunate and sad case. This is a serious offence and care must be taken not to permit people to

drive when they are uninsured. However, we can say that the appellant did make an enquiry, even though it was not sufficient.

In the peculiar circumstances of this case, and taking into account the reports which have been put to us, we find that the period of suspension ought to and will end on the 1st August, 1992. Counsel will, we are sure, explain to the appellant the powers of the Constable under the Law.

We finish by urging the appellant to take the doctor's advice and to remember that a future offence may not be thus dealt with.

Authorities

Thomas: "Principles of Sentencing": p.350.

Tantrum (1989) 11 Cr. App. R.(S.).

Sweet & Maxwell: "Current Sentencing Practice" H1.6(a) and (b).

A.G. -v- Whiteford (14th January, 1991); (20th September, 1991);
(25th October, 1991), Jersey Unreported.