

**ROYAL COURT**  
**(Samedi Division)**

57.

30th April, 1993

**Before: The Bailiff, and**  
**Jurats Vint and Herbert**

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**The Attorney General**

- v -

**Karina Ann Le Flohic**

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- 1 count of supplying a controlled drug (amphetamine sulphate) contrary to Article 5(b) of the Misuse of Drugs (Jersey) Law, 1978 (Count 1 of the Indictment);
- 1 count of possessing a controlled drug (amphetamine sulphate) with intent to supply it to another, contrary to Article 6(2) of the said Law (Count 2);
- 1 count of possession of a controlled drug (cannabis resin) contrary to Article 6(1) of the said Law (Count 3).

AGE: 22 years.

PLEA: Guilty.

**DETAILS OF OFFENCE:**

Arrested 30th August, 1992, at home and had in her possession 5½ white tablets which she said were supposed to be "ecstasy" and two small pieces of cannabis resin weighing 13 mg. and 9 mg. respectively. The white tablets, on examination, proved to be a mixture of caffeine and 0.6 mgs. per tablet amphetamine sulphate. She originally denied that the tablets found in her room were for personal use but then claimed to have given two away. After taking legal advice she stated "I admit to possession of 5½ ecstasy tablets with intent to supply". (Count 2 refers). She then went on to admit that, of an original batch of 10 tablets, she had in fact sold three to friends for £25 each, using the other two herself. (Count 1 refers). She admitted that the cannabis belonged to her. (Count 3 refers).

**DETAILS OF MITIGATION:**

Small quantity of drugs, previous good character, case hanging over her for 8 months.

**PREVIOUS CONVICTIONS:**

None.

**CONCLUSIONS:**

Counts 1 & 2: 6 months  
Count 3: £250 or 1 month's imprisonment concurrent.  
Order for the forfeiture and destruction of the drugs.

**SENTENCE AND OBSERVATIONS OF THE COURT:**

Probation 1 year plus 120 hours of Community Service.

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**The Attorney General.**  
**Advocate J.A. Clyde-Smith for the accused.**

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**JUDGMENT**

**THE BAILIFF:** Dealing in controlled drugs normally carries with it a prison sentence. However because of the exceptionally small amounts and the relatively small amount of money involved and particularly because of your previous good character and the references which we have looked at and not least because you have had this hanging over you for rather a long time (about which we make no comment, but it is a matter to be taken into account) we have decided in the circumstances of your case to accept the recommendations of the Probation Office.

You are therefore put on probation for 1 year with a condition that you perform 120 hours Community Service. Community Service is not a 'letting-off', nor indeed is a Probation Order. You have to live and work as the Probation Officer directs during that time; to be of good behaviour and to come back here for sentence if you are not. We also make it a condition of your probation that you attend the Alcohol Dependence and Drug Abuse Centre as directed by your Probation Officer, and if you do not do so that also will be a breach of probation and you will be brought back to this Court and there will be a risk of your going to prison.

There will be an order for the forfeiture and destruction of the drugs and we liberate the *saisie judiciaire*.

**Authorities**

A.G. -v- Nicolas & Charles (30th May, 1991) Jersey Unreported.

A.G. -v- Thomas (15th November, 1991) Jersey Unreported.

A.G. -v- Ward (7th July, 1992) Jersey Unreported.