

ROYAL COURT

4th May, 1990

63.

Before: The Bailiff, and Jurats
Vint and Orchard

Attorney General

- v -

Ricardo Silveiro McBride De Almeida Governo

Eight counts of malicious damage; four
counts of larceny; one count of forgery; and
one count of uttering a forged cheque.

Solicitor General,
Advocate A.D. Hoy for the accused.

JUDGMENT

BAILIFF: You have embarked on a pattern of offending in this Island which leaves us with no alternative but to impose a prison sentence. I am sure you realise that. You have on two occasions failed to attend Court when required, but that is not a reason for further punishment, but it does indicate that we felt that we would be unable to place you on probation for example because we felt you would not indeed respond, or indeed carry out what you were asked to do. As I say it leaves us with no alternative but to sentence you to a term of imprisonment to protect the public as much as anything else. Looking

at the authorities it cannot be said to any right thinking person that a sentence of imprisonment would be wrong.

Having said that, Mr. Solicitor, we think that you have slightly under-estimated what the appropriate sentence should be for these offences. We are going to increase the sentence for the last offence from one month to three months, otherwise the conclusions remain the same, but the net effect is that the total amount of sentence is twelve months' imprisonment instead of ten months.

Authorities:

AG -v- Wakeling & O'Driscoll (23rd April, 1990) Jersey Unreported.

Hurren (1990) Cr. App. R.60.

AG -v- Ryan & Mesney (20th April, 1990) Jersey Unreported.

AG -v- Godwin (4th December, 1989) Jersey Unreported.

AG -v- Harmes (30th September, 1988) Jersey Unreported.

AG -v- Flynn (2nd February, 1990) Jersey Unreported.