

ROYAL COURT

19th April, 1991

54B.

Before: The Bailiff, and
Jurats Myles and Herbert.

The Attorney General

- v -

Marc Perrée

OFFENCE:

Unlawful fishing within Jersey's territorial waters contrary to Section 6(2) of Sea Fisheries Act 1968.

PLEA:

Guilty.

DETAILS OF OFFENCE:

Perrée was fishing for whelks off south-east coast about 600 yards inside the limit. He claimed that he thought he was outside the limit. He had sufficient navigational aids on board but no compass or dividers which made plotting the precise position difficult.

DETAILS OF MITIGATION:

Very co-operative and voluntarily returned to Jersey to be charged.

PREVIOUS CONVICTIONS:

One conviction before Police Court in 1986 for same offence.

CONCLUSIONS:

£400 or two months' imprisonment
Costs £200
Forfeiture of string of pots valued at £500.

SENTENCE AND OBSERVATIONS OF THE COURT:

Conclusions granted.

NOTES:

The maximum fine remains £500.

The Attorney General.
Mr. Ferrée was not represented.

JUDGMENT

BAILIFF: It is not a very good beginning to the week of the Festival France/Jersey tomorrow.

It is not the first time that you have been caught in our waters. If the maximum fine were higher under the Law, we would probably fine you more.

You are fined £400 or in default, two months' imprisonment; £200 costs and the gear which is already in the possession of the Department is confiscated. You will have one month in which to pay.

No authorities.