

ROYAL COURT

26th June, 1992

110.

Before: The Bailiff, and  
Jurats Bonn and Le Ruez

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H.M. Attorney General

-v-

Susan Jane McGough

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1 Count of Larceny.

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AGE: 25.

PLEA:

Guilty.

DETAILS OF OFFENCE:

Nervous breakdown. Near Suicide. Vicarious stealing for Dwane Pockett with whom obsessed. Probation recommended supervision.

PREVIOUS CONVICTIONS:

None.

CONCLUSIONS:

12 months' imprisonment

SENTENCE AND OBSERVATIONS OF THE COURT:

Probation and 200 hours Community Service. Sentence out of mercy.

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J.A. Clyde-Smith, Esq., Crown Advocate.  
Advocate D.E. Le Cornu for the accused.

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**JUDGMENT**

**THE BAILIFF:** This case caused us some difficulty because we were quite satisfied that had the relationship of the accused with this young man continued up to the time she was discovered or confessed, whichever it was, that would have been, in our opinion, something which we might have regarded as special circumstances.

But the fact was that the relationship finished in August, 1990, and the accused continued stealing until October, 1991. Therefore that could no longer be relied upon as constituting special circumstances and that is the unanimous view of the Court.

That being so, the Court had to ask itself whether it would be entitled to depart from the well-known and accepted principles laid down by this Court and the Superior Number regarding cases of this nature. We felt that we could not depart from that principle, and we do not intend to, but as an act of mercy which this Court is always entitled to exercise - but not, I repeat, departing from our principle - we are going to place you on probation for two years and you will carry out 200 hours of Community Service to be completed within 12 months. We hope that you will take advantage of the opportunity we are giving you.

Authorities

A.G. -v- Morris (3rd June, 1992) Jersey Unreported.