

ROYAL COURT

13th July, 1992

126.

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

Police Court Appeal: Graham Maxwell Henderson

Appeal against conviction in respect of
contravention of Article 15 of the Road Traffic
(Jersey) Law, 1956 (as amended).

Advocate S.C.K. Pallot on behalf of the Attorney General
Advocate P.A. Bertram for the appellant.

JUDGMENT

THE COMMISSIONER: There is both an objective and a subjective test in a prosecution of this nature. On the objective test there are, on the facts of this case, no sufficient evidence of inconvenience to the Police Constable to justify upholding the conviction. The conviction must be quashed.

In these circumstances we do not propose to deal with the subjective test.

Authorities

A.G. -v- Ayles (1980) JJ 41.

Wilkinson's Road Traffic Law: p.277.