

ROYAL COURT
(Samedi Division)

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27th May, 1993

Before: The Bailiff, and
Jurats Gruchy and Le Ruez

The Attorney General

- v -

C.I. Newsagents, Limited

1 Infraction of Article 14(1)(a) of the Housing (Jersey) Law, 1949.

PLEA: Facts admitted.

DETAILS OF OFFENCE:

Qualified person in residence; 3 unqualified people living other than as lodgers. Offences covered 14 month span. Company is part of the Guiton group.

DETAILS OF MITIGATION:

Company wished to house unqualified staff over a shop which it leased in King Street. Obtained scrupulous legal advice but departed from it because of communication/administration breakdown at headquarters level. Highly co-operative through counsel.

PREVIOUS CONVICTIONS:

Nil.

CONCLUSIONS:

£1,000 (no order for costs sought).

SENTENCE AND OBSERVATIONS OF THE COURT:

Conclusions granted.

C.E. Whelan, Esq., Crown Advocate.
Advocate M.H. Clapham for the Company.

JUDGMENT

THE BAILIFF: The Court is satisfied that this was not a deliberate attempt to get round the law; quite the reverse: the company had taken all the precautions it properly could, but its organisation was at fault, and that led to the offences being committed.

In view of the fact that the Crown is not asking for costs, we do not think that the level of the fine is excessive and accordingly the company is fined £1,000.

No authorities.