

**ROYAL COURT**  
**(Samedi Division)**

161

22nd November, 1993

**Before: The Bailiff and Jurats Bonn and Vibert**

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**Police Court Appeal**

**Cara Dawn Murphy**

- v -

**The Attorney General**

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Appeal against a sentence of a fine of £200 and a 3 month disqualification, following a guilty plea in the Magistrate's Court on 3rd September, 1993, to:

1 count of causing or permitting a person to use a motor vehicle on the road when there was not in force, in relation to the said user, a policy of insurance in respect of third party risks, contrary to Article 2 (as amended) of the Motor Traffic (Third Party Insurance) (Jersey) Law, 1948.

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**Advocate R.G.S. Fielding for the Appellant.**  
**Advocate A.D. Robinson on behalf of the**  
**Attorney General.**

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**JUDGMENT**

**THE BAILIFF:** It is desirable for there to be uniformity as far as possible in sentencing and there is some merit in what you have said, Mr. Fielding, that during the period when your client, the appellant, was sentenced the level of fines imposed appeared to be lower. It produced the comment from me - and the Court wishes me to stress this - that the Magistrates appear to be imposing, o

were imposing - and whether it was the same Magistrate, again that is a difficulty because there are four possible Magistrates who may sit at different times - very low sanctions when they have had the maximum amount raised by the States only in 1987 to £1,000.

Under the circumstances we are going to allow the appeal in part and will substitute a fine of £150 and eight weeks disqualification, and in default of payment of the fine, two weeks' imprisonment.

You will have your legal aid costs.

Authorities

Wells -v- A.G. (15th April, 1991) Jersey Unreported.

Thomas: "Principles of Sentencing" (2nd Ed'n.): p.73