

ROYAL COURT
(Samedi Division)

21.

7th February, 1997

Sir Philip Bailhache, Bailiff, and
Jurats Herbert and Qu eriee

The Attorney General

- v -

Alexander Stevenson

1 count of breach of the public peace (count 1).

1 count of obstructing police in the execution of their duty (count 2).

Plea: Guilty.

Age: 41.

Details of Offence:

Officers called to defendant's flat following reported disturbance and concerns for welfare of a woman. Defendant clearly heavily intoxicated when answered door. Abusive to officers and stated he was alone. Officers persisted in checking the accommodation. Defendant repeatedly obstructed officers by physically blocking their paths, shouting abuse, and maintaining that no-one else was in the flat. Shut an internal door on the officers and, when an officer located a woman within the flat, grabbed officer by the arm and pulled him away. Struggled, screamed and shouted abuse when arrested.

Details of Mitigation: Last Probation Order discharged on the grounds of good behaviour.

Previous Convictions:

26 appearances over 28 years, including nine public order offences in the last 10 years. Eight offences since March, 1995, involving three Court appearances. Most previous offences stated to be alcohol related.

Conclusions: 12 months' Probation; 40 hours Community Service; attendance at S.M.A.R.T. programme.

Sentence and Observations of the Court: 12 months' Probation; attendance at S.M.A.R.T. programme.

A.J. Olsen, Esq., Crown Advocate.
Advocate M.H.D. Taylor for the accused.

JUDGMENT

THE BAILIFF: Stevenson, we are prepared to accept that this was a domestic squabble which, perhaps, got out of hand and which led to the calling of the police to the premises on the occasion in question. The Court thinks that at your age you ought to have learned to restrain yourself when the police arrive in these kind of circumstances and your reaction to the police was, of course, not acceptable. Having said that we think that the imposition of a Probation Order with a condition that you attend at what is called the S.M.A.R.T. programme will be the best way of dealing with the matter both from the point of view of the community and indeed from your own point of view. We hope that you will comply with that because if you do not as I am sure you understand it will be open to the authorities to bring you back before this Court and you will be sentenced again for this offence.

The sentence of the Court is that you will be placed on Probation for one year, subject to the usual conditions that you be of good behaviour during that time and live and work as directed by your Probation Officer and subject to a further condition that you attend the S.M.A.R.T. programme for the requisite number of hours.

No Authorities.