

ROYAL COURT

13th November, 1987

Before the Deputy Bailiff, assisted by Jurats Lucas and Bonn

Her Majesty's Attorney General - v- Michael Charles Hamon.

2 infractions of the Housing (Jersey) Law, 1949.

Advocate T.J. Le Cocq for the defendant.

DEPUTY BAILIFF: The Court realises that the defendant is a person of good character and that this is not one of the most serious cases to come before the Court because of the steps taken by the defendant to rectify the position before the authorities became aware. Nevertheless, the Court must enforce the Housing Law with vigour and there is no excuse for property owners (and a contract lease tenant is equivalent to an owner), not going to the Housing department to enquire. The Court is going to make a comparatively small reduction only to the fine on the second charge, to acknowledge that there could have been an alternative use. But, the dwelling accommodation rent was an illicit rent, and we cannot ignore that fact. Therefore the Court imposes, on the first charge, a fine of five hundred pounds or, in default of payment, one months imprisonment, and on the second charge, a fine of two thousand pounds or, in default, two months imprisonment consecutive, making a total of two thousand and five hundred pounds, or, in default, three months imprisonment. And the Court orders that the defendant shall pay costs in the sum of two hundred and fifty pounds. One month to pay.

(nb. no authorities)