

In this Court Mr Jeffries has made the submission that the sentence of imprisonment was both wrong in principle and inappropriate. He accepted, as he of course was bound to do, that a deterrent sentence of some kind was required, but submitted that the appropriate sentence would have been one of borstal training, perhaps with a recommendation that a period of not less than one year be served of that sentence.

We have given careful consideration to everything Mr Jeffries has put to us but we are not prepared to disturb the sentence imposed by the learned Judge. He himself in his remarks on sentence commented on the need for deterrent sentences to protect people who go about their lawful ways at night in the heart of Auckland.

Wilson J., who is currently aware of the situation in Auckland, has pointed out in the course of argument that unfortunately this type of offending is all too frequent.

It is regrettable that a young man of this age should have to be dealt with in this way but the interests of the public require the Courts to act with severity in order to prevent this type of widespread thuggery continuing.

However as mentioned by Mr Labone the Court does recommend to the authorities that every effort be made that is possible to keep this young man apart from the influence of older and more experienced criminals.

The appeal is dismissed.

Solicitor for the appellant: W. Jeffries, Esq.,
Wellington.

Solicitor for the Crown: Crown Solicitor,
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