

2017 - 2018

Matters Which have been Heard/ Are to be Heard Before the Parish Courts

	Name of Case	Offences	Status
1.	<i>R v. Pan Caribbean Sugar Company Limited</i>	The Defendant was charged under:  1) The Waste Water Sludge Regulations, Reg. 6(1) for discharge of trade effluent into the environment without a licence;  2) The Natural Resources Conservation Authority Act s. 12(1)(a) for discharge of trade effluent into the environment without a licence; and  3) The Wild Life Protection Act s. 11 for discharge of trade effluent into a river containing fish.	<u>Decision(s)/Order(s):</u>  December 11, 2017  Matter adjourned <i>sine die</i> .
2.	<i>R v. Nordie Smith</i>	The Defendant was charged with the operation and construction of a wastewater treatment facility without a permit contrary to The Natural Resources Conservation Authority Act s. 9(2)	<u>Decisions/Order(s):</u>  Wednesday September 20, 2018  Order: Admonished and discharged.
3.	<i>R v. Horace Mair</i>	The Defendant is charged with shooting twenty-three (23) Bald-pate Doves at Dovecot Memorial Park, Kirkpatrick, Orange, St. James contrary to The Wild Life Protection (Game Bird Hunting Limit) Regulations, 2004, Reg. 2	<u>Decisions/Order(s)</u>  July 20, 2017  Verdict: Guilty  Sentence: \$30,000.00
4.	<i>R v. Dancorp Limited, Dansinghani Bindu and Dansinghani Gabind. Information No. 2992/ 2015</i>	The Defendant/Company is charged under Section 9(2) of the Natural Resources Conservation Authority Act for operating a nature based tourism attraction without a permit.	<u>Decisions/Orders granted:</u>  August 10, 2017  Plea: Guilty.  Sentence: \$20,000.00

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5.	<i>R v. Proprietors Strata Plan No. 561 (Gardens of Arcadia)</i>	The Defendant was charged with operating a sewage treatment facility contrary to section 9 (2) of the Natural Resources Conservation Authority Act without the requisite licence.	<p><u>Decisions/Orders granted:</u></p> <p>October 30, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$20,000.00</p>
6.	<i>R v. Nohaud Azan</i>	The Defendant is charged with a breach of the Beach Control Act. More specifically:  Encroachment of a groyne.	<p><u>Decisions/Orders granted:</u></p> <p>September 13, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$150,000.00</p>
7.	<i>R v. Silhouette Bay Limited</i>	The Defendant is charged with breaches of the Beach Control Act. More specifically:  i. Encroachment of a groyne; and ii. Encroachment of 10 pylons.	<p><u>Decisions/Orders granted:</u></p> <p>September 13, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$150,000.00 for each offence</p>
8.	<i>R v. Bobby Chang</i>	The Defendant is charged with breaches of the Beach Control Act. More specifically:  i. Submerged rubble breakwater; and ii. Encroachment of 27 pylons.	<p><u>Decisions/Orders granted:</u></p> <p>December 12, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$150,000.00 for each offence</p>
9.	<i>R v. Gobind Purshotamdas Mahtani</i>	The Defendant is charged with breaches of the Beach Control Act. More specifically:  i. Encroachment of 10 sand bags; ii. Encroachment of 8 pylons.	<p><u>Decisions/Orders granted:</u></p> <p>September 13, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$150,000.00 for each offence</p>

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10.	<i>R v. Orville Webb</i>	<p>The Defendant was charged with breaches of the Beach Control Act. More specifically:</p> <ol style="list-style-type: none"> <li>1. Encroaching on the foreshore and floor of the sea and floor of the sea by dredging without a Beach Licence.</li> <li>2. Encroaching on the foreshore and floor of the sea by dredging without a Beach Licence.</li> <li>3. Encroaching on the foreshore and floor of the Sea by reclamation, through Dumping of boulders on the Foreshore and Floor of the Sea without a Licence</li> </ol>	<p><u>Decisions/Orders granted:</u></p> <p>September 6, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$150,000.00.</p> <p>Following pleas in mitigation the charge was withdrawn.</p>
11.	<i>R v. Rashidi Williams</i>	<p>The Defendant was charged with breaches of the Beach Control Act. More specifically:</p> <ol style="list-style-type: none"> <li>4. Encroaching on the foreshore and floor of the sea and floor of the sea by dredging without a Beach Licence.</li> <li>5. Encroaching on the foreshore and floor of the sea by dredging without a Beach Licence.</li> <li>6. Encroaching on the foreshore and floor of the Sea by reclamation, through Dumping of boulders on the Foreshore and Floor of the Sea without a Licence</li> </ol>	<p><u>Decisions/Orders granted:</u></p> <p>September 6, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$150,000.00.</p> <p>Following pleas in mitigation the charge was withdrawn.</p>
12.	<i>R v. Nathan DeLisser</i>	Breach of the s. 3(1) of the Wild Life Protection (Hunters Licences) Regulations	<p><u>Decisions/Orders granted:</u></p> <p>September 28, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$40,000.00 or two months imprisonment at hard labour</p>

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13.	<i>R v. Brandon Miller</i>	Breach of the s. 3(1) of the Wild Life Protection (Hunters Licences) Regulations	<p><u>Decisions/Orders granted:</u></p> <p>December 18, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$30,000.00</p>
14.	<i>R v. Neville J. Melvin</i>	Breach of the s. 3(1) of the Wild Life Protection (Hunters Licences) Regulations	<p><u>Decisions/Orders granted:</u></p> <p>June 5, 2018</p> <p>Plea: Guilty.</p> <p>Sentence: \$20,000.00 or forty-four days.</p>
15.	<i>R v. Ronnie Elmhirst</i>	Breach of the s. 9(1) of the Beach Control Act	<p><u>Decisions/Orders granted:</u></p> <p>August 22, 2017</p> <p>Order: Ms. Elmhirst ordered to collect and pay for her Beach Licence.</p> <p>[Ms. Elmhirst complied on September 5, 2017]</p>
16.	<i>R v. Richard Wates</i>	Breach of the s. ii of the Wild Life Protection Act	<p><u>Decisions/Orders granted:</u></p> <p>August 09, 2017</p> <p>Plea: Guilty</p> <p>Sentence: \$70,000.00 or thirty days in prison.</p>

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17.	<i>R v. Harish Lachmandas et al (17 Dillsbury Avenue)</i>	Breach of section 12 of the Natural Resources Conservation Act, 1991 – The defendants discharged Sewage Effluent into Waters, on the Ground or into the Ground at Millsborough Gully, behind Wiggan Loop, Barbican Mews	<u>Decisions/Orders granted:</u>  June 21, 2018  Admonished and discharged because the parties came into compliance.
18.	<i>R v. Equipment Maintenance Limited (Michael Causwell)</i>	The Defendant was charged for contravening an Enforcement Notice dated 19 September 2017  [Enforcement Notice issued pursuant to Town and Country Planning Act s. 23B]	<u>Decisions/Orders granted:</u>  December 4, 2017  Plea: Guilty  Sentence: \$20,000.00.
19.	<i>R v. Trevor Dunkley</i>	Breach of the Natural Resources Conservation Act, 1991 s. 9(2). Defendant was charged for operating a dispensing and storage petroleum facility without an environmental permit.	<u>Decisions/Orders granted:</u>  Mention on Thursday September 13, 2018  (Bench Warrant served.)
20.	<i>R v. (1) Michael Harris and (2) Clive McNuff</i>	Breach of the Wild Life Protection Act:  Did unlawfully kill, capture or willfully molest a protected animal as well as possess parts of a protected letter contrary to s. 6 and 6A of the Wild Life Protection Act.	<u>Decision(s)/Order(s):</u>  Wednesday, September 19, 2018.  Sentence: \$25,000.00 for each charge.  [Each defendant was fined a total of \$50,000.00]
21.	<i>R v. Anissa Geraldine Lyn</i>	Breach of the Wild Life Protection Act:  Did unlawfully hunt game birds without a hunter's licence contrary to Regulation 3 of the Wild Life Protection (Hunter's Licences) Regulations, 1973	<u>Decision(s)/Orders(s):</u>  Listed for trial, Tuesday, March 12, 2019.

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22.	<i>R v. Dennis Paul Lyn</i>	Breach of the Wild Life Protection Act:  Did unlawfully aid and abet the hunting of game birds without a hunter's licence contrary to Regulation 3 of the Wild Life Protection (Hunter's Licences) Regulations, 1973	<u>Decision(s)/Orders(s):</u>  Listed for trial, Tuesday, March 12, 2019.
23.	<i>R v. Winston Moo Pen</i>	Breach of the Wild Life Protection Act:  Did unlawfully kill capture or willfully molest any animal or bird in a Game Sanctuary contrary to s. 4(1)(a) of the Wild Life Protection Act.	<u>Decision(s)/Orders(s):</u>  Listed for trial, Monday, June 11, 2019.
24.	<i>R v. Gregory Lee</i>	Breach of the Wild Life Protection Act:  Did unlawfully kill capture or willfully molest any animal or bird in a Game Sanctuary contrary to s. 4(1)(a) of the Wild Life Protection Act.	<u>Decision(s)/Orders(s):</u>  Listed for trial, Monday, June 11, 2019.
25.	<i>R v. Troy Moo Pen</i>	Breach of the Wild Life Protection Act:  Did unlawfully kill capture or willfully molest any animal or bird in a Game Sanctuary contrary to s. 4(1)(a) of the Wild Life Protection Act.	<u>Decision(s)/Orders(s):</u>  Listed for trial, Monday, June 11, 2019.
26.	<i>R v. Oreal Larmond</i>	Breach of the Wild Life Protection Act:  Did unlawfully kill capture or willfully molest any animal or bird in a Game Sanctuary contrary to s. 4(1)(a) of the Wild Life Protection Act.	<u>Decision(s)/Orders(s):</u>  Listed for trial, Monday, June 11, 2019.
27.	<i>R v. Tyrone Moo Pen</i>	Breach of the Wild Life Protection Act:  Did unlawfully kill capture or willfully molest any animal or bird in a Game Sanctuary contrary to s. 4(1)(a) of the Wild Life Protection Act.	<u>Decision(s)/Orders(s):</u>  Listed for trial, Monday, June 11, 2019.
28.	<i>R v. Kyle Ramsay</i>	Breach of the Wild Life Protection Act:  Did unlawfully kill capture or willfully molest any animal or bird in a Game Sanctuary contrary to s. 4(1)(a) of the Wild Life Protection Act.	<u>Decision(s)/Orders(s):</u>  Listed for trial, Monday, June 11, 2019.
29.	<i>R v. Brett Thwaites</i>	Breach of the Wild Life Protection Act:  Did unlawfully hunt game birds in excess of the maximum of twenty by one person during the period sunrise 9:00a.m. contrary to The Wild Life Protection (Game Bird Hunting Limit) Regulations 2007, Regulation 2	<u>Decision(s)/Orders(s):</u>  Wednesday, September 12, 2018.  Plea: Guilty  Sentence: \$20,000.00.

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30.	<i>R v. Vivian Robinson (Water's Edge Villa )</i>	The Defendant is charged with breaches of the Beach Control Act. More specifically:  i. Encroachment of 21 pylons.	<u>Decision(s)/Orders(s):</u>  <b>Wednesday, October 24, 2018</b>  Plea: Guilty  Listed for sentencing, Monday, December 10, 2018.  <b>Monday, December 10, 2018</b>  Sentence: \$100,000 or Three (3) months imprisonment
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