

TASMANIA v K A C
COMMENTS ON PASSING SENTENCE

27 JUNE 2007
TENNENT J

You have been found guilty by a jury of the aggravated burglary of premises at Cressy in April 2002.

By their verdict the jury were satisfied that on the night of 27 April 2002 you, your then boyfriend Colin Reid and his father Kerry Reid, broke into a property occupied by Russell Jones at Main Road Cressy. Colin Reid and his father removed a quantity of property which included a television, video recorder, microwave, UHF radios and related equipment, a camera, a video camera and some jewellery. What became of all the stolen property is not known. However, I accept that there was no evidence you obtained any financial benefit from the crime.

You are now aged 21. You were 16 at the time of this crime. You are now a single parent to two young children who live in your care. You have no convictions for any offences of dishonesty either before or since this matter. Your only dealings with the courts appear to be in relation to traffic matters. At the time of this crime you were living with Colin Reid. Your association with him ended shortly after and you no longer have contact with either he or his father.

The evidence suggests you looked up to Kerry Reid and I accept that you were brought into this matter as a result of the relationships you had with both father and son. Having said that you showed no remorse for your involvement. The jury by its verdict must have accepted that you lied at trial as to that involvement.

You were only 16 when the crime was committed and there is no evidence of any similar offending before or since. There must, however, still be a sentence imposed which will act as a deterrent not only in respect of you but others who might be inclined to act in a similar way.

You will be convicted of one count of aggravated burglary. You will be sentenced to serve a period of 3 months' imprisonment. The sentence will, however, be suspended on condition that for a period of 2 years you commit no offence involving dishonesty and otherwise be of good behaviour during that period.

You are to pay a victim of crime compensation levy of \$50 within 3 months.