

Courthouse Street
Pontypridd
CF37 1JR

1st May 2015

BEFORE:

DISTRICT JUDGE DOEL

BETWEEN:

RCT HOMES LTD

Claimant

-and-

ANDREW LEWIS

Defendant

APPEARANCES:

For the Claimant:

Miss Bethan Gladwyn

For the Defendant:

The defendant did not appear in person and was not represented

**Transcript of Whole Hearing
including
Approved Judgment**

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1

2 **MISS GLADWYN:** Good morning, sir.

3 **DJ DOEL:** Hello. Hello.

4 **MISS GLADWYN:** Yes, sir, good morning. It's Bethan Gladwyn from Hugh James, sir,
5 on behalf of the claimant and it's RCT Homes.

6 **DJ DOEL:** And no Mr Lewis?

7 **MISS GLADWYN:** There's no Mr Lewis, sir, no. Sir, PC Barry Cradle who's provided an
8 update in this matter has erm, made enquiries this morning. It's
9 understood that Mr Lewis is currently wanted under a warrant that
10 was issued out of the Pontypridd Magistrates' Court following an
11 imposition of a 16 week imprisonment in his absence. So - -

12 **DJ DOEL:** Oh, I thought it was 12, but never mind.

13 **MISS GLADWYN:** Sir, that was previously, this has happened - -

14 **DJ DOEL:** Oh I see, it's another one.

15 **MISS GLADWYN:** - - 9th of - - 24th, sorry, sir, of April, the warrant was issued for his
16 arrest, obviously to be erm, taken to, to prison. Sir, he has had notice
17 of this hearing; may I hand in a Certificate of Service?

18 **DJ DOEL:** Mhmm. I think I've already had a copy of that actually. No I didn't.
19 Right.

20 **MISS GLADWYN:** So, sir, he's not here, erm, sir, clearly the papers have been served
21 upon him, he's had 14 days to act upon them, seek legal representation
22 if he wishes and to make arrangements to either be here, or to advise
23 us of any difficulties in him being here today, and he's done, done
24 none of the above, sir. Clearly the, he hasn't attended this Court for
25 any matter other than the one breach, sir, which he was erm, brought
26 in under arrest, erm and clearly it would seem the reason for his non-
27 attendance is the fact that there is a warrant out for him.

28 **DJ DOEL:** That would be a good reason. I mean when he was arrested and
29 brought in last time - -

30 **MISS GLADWYN:** Sir, yes.

31 **DJ DOEL:** - - I think he'd been seen in that area but that was it, wasn't it?

32 **MISS GLADWYN:** It was, sir, on that occasion, yes -

33 **DJ DOEL:** And it was a different date from what we're [inaudible], yes.

34 **MISS GLADWYN:** - - sir, that was on the 16th of March and he'd been seen in the area by
35 actually, sir, one of the witnesses in this case - -

36 **DJ DOEL:** Mhmm.

1 **MISS GLADWYN:** - - in this matter, Claire Pru. Sir, this incident that we're dealing with
2 it happened in December, but it's clearly more than being in the
3 exclusion area, erm, sir, and that's detailed in the statement of
4 Vicki Pru. But, sir, my - - before I proceed any further, sir, my, my
5 submission today would be that this matter now proceeds, proceeds
6 today in his absence. The claimants' witnesses are here if you wish to
7 hear from them, and erm, sir, I'm conscious this is only listed for
8 15 minutes, but there's clearly no challenge to any of the claimants'
9 evidence, sir.

10 **DJ DOEL:** Mhmm.

11 **MISS GLADWYN:** Sir, would invite the Court to proceed in his absence to find the
12 allegations proven and then to consider any appropriate sentences
13 after submissions [inaudible].

14 **DJ DOEL:** Which is what?

15 **MISS GLADWYN:** Sir, in this matter, sir, referring, erm I would refer, in submissions I
16 would refer you to the case of *Leicester City Council v Lewis* and the
17 ASBO guidelines. In my submissions, sir, this matter is exceptionally
18 serious, he's been in the exclusion area - -

19 **DJ DOEL:** [Telephone ringing] Can I just take that in case he's turned up.

20 **MISS GLADWYN:** Yes.

21 **DJ DOEL:** Yeah?

22 **USHER:** [Inaudible], sir, [inaudible] turned up because he'd been over the other
23 Court.

24 **DJ DOEL:** It's Lewis. But who's turned up?

25 **USHER:** Who's turned up there? Hang on, she's going to [pause]. [Inaudible]
26 lack of communication. Mr Doel, I'm on - - McPhillips.

27 **DJ DOEL:** Who?

28 **USHER:** McPhillips.

29 **DJ DOEL:** McPhillips. Oh a different case, alright thank you.

30 **USHER:** Okay, thanks bye.

31 **DJ DOEL:** That was a previous case, which is also RCT, but RCT and RCT
32 Homes. Go on.

33 **MISS GLADWYN:** Yes, sir, yes, so erm, sir, given the degree of harm and the fact that he
34 was in the exclusion area, sir, the claimant will be looking for erm, a
35 custodial sentence of, erm, sir, the starting point under the guidelines
36 is 26 weeks, and given the severity of the incident, and, sir, the Court
37 of Appeal guidance in *Leicester v Lewis* which allows the - - or the

1 Court of Appeal's guidance is that a 6 month immediate custodial
2 sentence for a breach of an Exclusion Order is not manifestly
3 excessive. Coupled, sir, with the ASBO sentencing guidelines where
4 there has been serious harm caused, which based on the affidavit of
5 Victoria Pru there clearly has been in this case, the starting point is 26
6 weeks in custody. Sir, in terms of erm, the defendant himself, sir, the
7 affidavit of Barry Cradle sets out his antecedent history. This is not a
8 man of good character.

9 **DJ DOEL:** Mhmm.

10 **MISS GLADWYN:** This is a man who intimidates and threatens women, and this is
11 exactly what he's done in this case.

12 **DJ DOEL:** Mhmm.

13 **MISS GLADWYN:** They're employees of the claimant, and the claimant is, all it's seeking
14 to do is to try and protect its employees from this individual. He's
15 flouted the Order on this occasion, and similarly in March there's
16 Restraining Orders left right and centre in respect of [inaudible]
17 women.

18 **DJ DOEL:** Yes. Mhmm. So I see him in March because he's arrested for breach;
19 why didn't I see him in December?

20 **MISS GLADWYN:** Sir, the delay in this matter has been because although he was arrested
21 in December for that incident, he was not then produced to the County
22 Court - -

23 **DJ DOEL:** Mhmm.

24 **MISS GLADWYN:** - - following his arrest for the breach - -

25 **DJ DOEL:** Sure.

26 **MISS GLADWYN:** - - he was taken to the Magistrates' Court because there were other
27 issues outstanding.

28 **DJ DOEL:** Right. And the Officer makes clear - -

29 **MISS GLADWYN:** The [inaudible] - -

30 **DJ DOEL:** - - in his affidavit that whatever the Magistrates dealt with it wasn't
31 this.

32 **MISS GLADWYN:** Yes, sir, there had been some confusion throughout February/March
33 time, well more in February, as to whether the Magistrates had
34 actually dealt with, with the breach of the injunction and it took the
35 claimants' some time to get to the bottom of that. Because obviously,
36 sir, the claimant could in no way issue these committal proceedings
37 had he already been dealt with, and it just took some time to bottom
38 that out, and obviously then, sir, the claimant has to, has to re-evaluate
39 the case and make a call as to whether, even though it is now three to

1 four months later than the incident, whether it is still a matter that
2 should be brought before the Court, and that, their decision on that
3 was yes, this is such a serious incident that has occurred they cannot
4 turn a blind eye to it. He has gone and threatened very seriously an
5 individual who was protected by the Order - -

6 **DJ DOEL:** Mhmm.

7 **MISS GLADWYN:** - - and the whole point of the Order was to protect that individual.

8 **DJ DOEL:** So I make an Order for his imprisonment and I presumably issue a
9 warrant of arrest.

10 **MISS GLADWYN:** Yes, sir.

11 **DJ DOEL:** And he's in prison, is he then concurrently doing both the
12 Magistrates' sentence and mine?

13 **MISS GLADWYN:** That's a matter for you - - well - -

14 **DJ DOEL:** Is it?

15 **MISS GLADWYN:** I would say it's a matter for you, sir, but I think - -

16 **DJ DOEL:** I don't think it is, I think it just happens by dint of circumstance
17 doesn't it? Whereas he might one day have been released - -

18 **MISS GLADWYN:** [Inaudible].

19 **DJ DOEL:** - - because of the Magistrates' Order he'll have longer to do because
20 of mine.

21 **MISS GLADWYN:** He would still have yours, yes, sir.

22 **DJ DOEL:** But it must be concurrent.

23 **MISS GLADWYN:** It - -

24 **DJ DOEL:** I can't say that because it's not the same Court passing sentence, I just
25 think it's as a matter of fact.

26 **MISS GLADWYN:** It, it would have to be, sir.

27 **DJ DOEL:** Yes.

28 **MISS GLADWYN:** I think I agree with you on that.

29 **DJ DOEL:** Okay.

30 **MISS GLADWYN:** But, yes, sir, the Order would be a Committal Order would be made,
31 but then you would also issue the power of arrest. He then gets
32 arrested, brought back before you and then is immediately taken to
33 custody to serve out the Committal Order that's made.

- 1 **DJ DOEL:** Mhmm. Okay, what are you doing about possession?
- 2 **MISS GLADWYN:** He's not a tenant, sir.
- 3 **DJ DOEL:** Oh, he isn't?
- 4 **MISS GLADWYN:** No, sir.
- 5 **DJ DOEL:** Oh, I thought that was a building you had in Taff Street. Oh I see.
6 Was he once or something?
- 7 **MISS GLADWYN:** [Inaudible].
- 8 **DJ DOEL:** No, I'm sorry, I got that impression last time I - - well I jumped to that
9 conclusion last time that he was - -
- 10 **MISS GLADWYN:** No, sir, he's not.
- 11 **DJ DOEL:** Oh I see. Okay.
- 12 *Judgment given*

JUDGMENT

1st May 2015

DISTRICT JUDGE DOEL:

1. I have in front of me an application to commit Mr Lewis, in breach of the injunction made on 8th October 2014. The application has been served on 17th April 2015 (see the Certificate of Service). It was served together with three affidavits of:
 - (i) PC Barry Cradle;
 - (ii) Claire Pru; and
 - (iii) Victoria Pru,the principle witnesses to the breach itself.
2. Mr Lewis has chosen not to come to Court today, or in any way communicate with the Court about any difficulty in coming to Court today.
3. The affidavits were given on oath and I therefore am satisfied beyond reasonable doubt that there has been a breach of the Order of 8th October 2014.
4. The submissions by Miss Gladwyn on behalf of the claimant are that the appropriate penalty for this serious breach is a six month sentence of imprisonment. I agree with that, and that is the Order that I make.

End of judgment

1 **DJ DOEL:** 1) Upon the Court being satisfied beyond reasonable doubt that the
2 defendant has breached the Order of 8th October on
3 10th December 2014, in the manner set out and the affidavits of
4 PC Cradle and Claire Pru and Victoria Pru. The defendant is hereby
5 sentenced to imprisonment forthwith for a term of 6 months. Costs?

6 **MISS GLADWYN:** Yes please, sir.

7 **DJ DOEL:** Of - - have you done a statement?

8 **MISS GLADWYN:** I haven't, sir. Can we have an Order that costs to be assessed if not
9 agreed?

10 **DJ DOEL:** Okay. You normally just ask for Court fees anyway.

11 **MISS GLADWYN:** Yes, just go on the Court fees on this occasion please, sir.

12 **DJ DOEL:** Okay. The defendant to pay claimant Court fee of?

13 **MISS GLADWYN:** It was £155, sir.

14 **DJ DOEL:** By the erm, 15th of May. I'll check with the procedure downstairs, but
15 I think I also have to issue a warrant of arrest.

16 **MISS GLADWYN:** I think you do, sir, yes. Sir, my, one other matter is the injunction is
17 due to expire in October of this year. The defendant is, if he ends up
18 serving the full 6 months, although it's unlikely but even if he serves
19 3 months, upon his release there's only going to be 3 months left to
20 run on the injunction, and I wonder, sir, whether you would be
21 minded, in view of the breaches that have occurred, to extend the
22 injunction by a further year. And also, sir, to include a term that he is
23 not to contact directly or indirectly the two witnesses in this case,
24 Claire Pru and Victoria Pru.

25 **DJ DOEL:** Have you done the, have you got the draft?

26 **MISS GLADWYN:** I haven't, sir, I can get one sent in to the Court, or I can draft one up
27 and pop it back in for you.

28 **DJ DOEL:** I've provided in the warrant that he's to be brought to Court en route
29 to prison, in case he wants to purge his contempt in some way. Now
30 obviously if you arrest him on a Sunday afternoon he can't do that, so
31 either if you have a choice about when you arrest him make it on a
32 Monday to Friday, between sort of 9:30 and 4:00, otherwise
33 obviously, if it's impractical the moment when you do find him, then
34 so be it really, but erm, I think as he hasn't turned up today that's his
35 choice, but I mean it's appropriate that he has an opportunity to say
36 something about it on the way to prison. [Pause]. And Injunction
37 Order extended to 9th October 2016, amended as follows: and I've
38 got:- then absolutely nothing because you're going to write it.

39 **MISS GLADWYN:** Thank you, sir.

1 **DJ DOEL:** But what are you asking me to do?

2 **MISS GLADWYN:** Sir, to make a clause that the defendant does not contact directly or
3 indirectly the witnesses in this matter, namely Claire Pru and
4 Victoria Pru.

5 **DJ DOEL:** Yes, okay. I imagine it will give them some comfort. In practical
6 terms he doesn't know how to anyway, does he?

7 **MISS GLADWYN:** Sir, no, no.

8 **DJ DOEL:** Other than when they're in Ty Pennant.

9 **MISS GLADWYN:** But I think it gives them - -

10 **DJ DOEL:** And he's not to go there anyway.

11 **MISS GLADWYN:** Yes, sir, but I think it gives them some protection - -

12 **DJ DOEL:** Yes, fine.

13 **MISS GLADWYN:** - - then should he see them out and about, you know, for example - -

14 **DJ DOEL:** Yes, I mean - -

15 **MISS GLADWYN:** - - if they pop into Ponty town centre.

16 **DJ DOEL:** - - it doesn't matter, but is it implicit in this, he does recognise them
17 and that's why he acted in the way he did, or would it have been
18 anybody had they been there at that particular moment?

19 **MISS GLADWYN:** Well, sir, that's a question we don't know the answer to.

20 **DJ DOEL:** Okay. I know you don't know, I'm just wondering if you had an
21 opinion really. I've already I've done what I've done so it's not going
22 to affect my decision.

23 **MISS GLADWYN:** I'm just more concerned, sir, that now he's been sentenced to
24 imprisonment that a [inaudible] which he may deem to be at the hands
25 of Victoria and/or Claire that upon his release he may take steps to
26 actively find who they are.

27 **DJ DOEL:** Yes, fine. Well [inaudible] to the Order, so you don't need to debate
28 it.

29 **MISS GLADWYN:** Thank you, sir. Sir would you like me to - -

30 **DJ DOEL:** So where are you going to find him then?

31 **MISS GLADWYN:** - - to do a draft and then hand it back in to you?

32 **DJ DOEL:** Yes, please. Where are you going to find him?

1 **PC CRADLE:** I'll try his flat first of all.

2 **DJ DOEL:** Oh I'd have thought that would have been tried before now.

3 **PC CRADLE:** No, not yet, sir.

4 **DJ DOEL:** Really?

5 **PC CRADLE:** Erm, [inaudible] - -

6 **DJ DOEL:** I meant on the Magistrates' warrant, I mean you must have - -

7 **PC CRADLE:** Oh I'm sorry, I don't know what steps have been taken in relation to
8 that.

9 **DJ DOEL:** Right.

10 **PC CRADLE:** He's not a difficult man to find.

11 **DJ DOEL:** No. That's what I would have thought, but they haven't found him.

12 **PC CRADLE:** Not yet, sir.

13 **DJ DOEL:** Mhmm.

14 **PC CRADLE:** I don't know how hard they've been looking, sir.

15 **DJ DOEL:** Well that's [inaudible] I mean often people do get arrested because
16 you have to speak to them about something else, and when you run a
17 check - -

18 **PC CRADLE:** Yes, sir.

19 **DJ DOEL:** - - you find there's a warrant don't you?

20 **PC CRADLE:** Yes.

21 **DJ DOEL:** But I imagine you're taking this as something you're going to sort out
22 yourself, so - -

23 **PC CRADLE:** I'm going to try to, sir.

24 **DJ DOEL:** - - you'll be positively looking for him.

25 **PC CRADLE:** Yes.

26 **DJ DOEL:** Thank you. Alright. Well we should have the paperwork done by
27 lunchtime I would have thought.

28 **MISS GLADWYN:** Thank you, sir. I - - would you like me to knock or just leave it
29 downstairs?

30 **DJ DOEL:** [Inaudible] oh, erm, hand it in downstairs.

1 **MISS GLADWYN:** Downstairs, thank you. I'll do that.

2 **DJ DOEL:** That's okay.

3 **PC CRADLE:** Just ask as a process, sir, there's a Magistrates' warrant and this
4 warrant [inaudible] do we come here first before he gets taken to
5 custody?

6 **DJ DOEL:** Well I've asked on this warrant he comes here first, if that's
7 practicable.

8 **PC CRADLE:** Yes.

9 **DJ DOEL:** Simply because people should have a chance to purge their contempt.

10 **PC CRADLE:** Yes.

11 **DJ DOEL:** And I'd rather he had that opportunity on his way to prison. As far as
12 the Magistrates' one goes, let's suppose he said something that caused
13 me to change my mind - it's unlikely but - -

14 **PC CRADLE:** Yes.

15 **DJ DOEL:** - - I don't know what he'd say - you'd still be holding him on the
16 Magistrates' warrant and you'd still be taking him to prison for that.

17 **PC CRADLE:** Yes, I was just wondering for a process from our point of view, if,
18 rather than taking him straight to a custody suite, you know, would I
19 bring him here?

20 **DJ DOEL:** Oh I see.

21 **PC CRADLE:** [Inaudible].

22 **DJ DOEL:** I'm certainly saying you bring him here before you take him to prison.
23 You might well take him into your custody suite and dispossess him of
24 his belt and wallet and stuff - -

25 **PC CRADLE:** Yes.

26 **DJ DOEL:** - - and do some processing, but I'm simply saying before he gets to
27 Cardiff - -

28 **PC CRADLE:** Bring him here.

29 **DJ DOEL:** - - bring him here.

30 **PC CRADLE:** Lovely. Okay. Fine.

31 **DJ DOEL:** Yes. I don't want to make life difficult for you but if you arrest him at
32 8:00 o'clock in the evening you might keep in him Ponty, and perhaps
33 bring him here in the morning.

1 **PC CRADLE:** Okay.

2 **DJ DOEL:** Yes.

3 **PC CRADLE:** Thank you.

4 **DJ DOEL:** But before [inaudible] when and [inaudible] when you find him.
5 Thank you.

6 **MISS GLADWYN:** Thank you, sir, very much.

7 *[End of hearing]*

8 **DJ DOEL:** [Inaudible].

9 **MISS HAYMAN:** Good afternoon.

10 **DJ DOEL:** Are they here yet?

11 **MISS HAYMAN:** They are here. He's just asked to go to the toilet.

12 **DJ DOEL:** Why not?

13 **MISS HAYMAN:** Erm, yes. I've just served the paperwork on him, because the erm,
14 obviously the paperwork was just completed as we got the phone call,
15 sir. Just by chance we saw him as we left his morning.

16 **DJ DOEL:** Ah, I see. You had a hand in this.

17 **MISS HAYMAN:** Sorry?

18 **DJ DOEL:** You had a hand in this?

19 **MISS HAYMAN:** Yes.

20 **DJ DOEL:** I thought maybe because PC Cradle had gone straight round there.

21 **MISS HAYMAN:** Well we did initially and we saw the PC, the local PCSO and said
22 obviously just radio in, and he was spotted in Taff Street. So PC
23 Cradle ran round, I wasn't going to run anywhere, and erm, let him do
24 what he needed to do, and then I spoke to him when he was under
25 arrest.

26 **DJ DOEL:** Yes, come in.

27 **OFFICER OF G4S:** You sit yourself there.

28 **DJ DOEL:** Have a seat Mr Lewis. Who can tell me what happened in the
29 Magistrates?

30 **OFFICER OF G4S:** We got a warrant.

31 **OFFICER OF G4S:** We got a warrant [inaudible].

1 **OFFICER OF G4S:** We haven't had chance to read it yet, we haven't been there today, so.

2 **OFFICER OF G4S:** It's [inaudible].

3 **DJ DOEL:** Right, but in short, Mr Lewis has been sentenced to a term.

4 **OFFICER OF G4S:** Yes, 16 weeks I believe it amounts to.

5 **DJ DOEL:** That's right. Well that was previously imposed wasn't it? So
6 basically they now having found him just simply confirmed that
7 sentence.

8 **OFFICER OF G4S:** Yes. Yes.

9 **DJ DOEL:** So he's going to Cardiff anyway, alright.

10 **OFFICER OF G4S:** [Inaudible].

11 **DJ DOEL:** Well, Mr Lewis [inaudible] in the sense kill two birds with one stone,
12 okay. I dealt with this matter at 10:30 this morning, which was when
13 you were given notice that it was going to be dealt with, and my
14 understanding is that you were arrested subsequent to that hearing not
15 before. So that arrest didn't stop you coming in to the hearing. I am
16 required when I impose a sentence of imprisonment, in open Court, to
17 pronounce what I've done, and that is that today I found that
18 Andrew Lewis was in breach of an injunction made on the application
19 of RCT Homes, dated 8th October 2014, not to enter the area around
20 Ty Pennant and not to be aggressive or threatening towards their staff,
21 or use abusive language towards their staff. I found that on
22 10th December Mr Lewis had behaved in that way, and after hearing
23 submissions from the claimant I decided that the correct punishment
24 for those breaches was 6 months in respect of each breach, but making
25 a total of 6 months not 12. Those details are now sent to the national
26 media and published in various ways. As it happens I did want the
27 opportunity to speak to you before you were taken to prison, and I
28 thought that maybe, because I had the impression that PC Cradle was
29 keen to see this matter brought to a proper conclusion, I did wonder if
30 you may be found today, and here you are, you've now been brought
31 under arrest to the Court and you're going to Cardiff prison for the
32 sentence imposed by the Magistrates, some time ago I think, and
33 they've now, and you've now been found and you're being taken to
34 serve that sentence. Why didn't you come to Court at 10:30?

35 **MR LEWIS:** I didn't know.

36 **DJ DOEL:** Well - -

37 **MR LEWIS:** I've had no letter [inaudible].

38 **DJ DOEL:** You were handed, on 17th April, you were handed the papers in this
39 case by Miss Hayman I think.

1 **MISS GLADWYN:** Yes, yes.

2 **DJ DOEL:** And she provided a certificate to that effect, and it was clear on those
3 papers that the matter was listed at 10:30, so I dealt with it in your
4 absence.

5 **MR LEWIS:** Alright, well all the paper's on top of the cupboard, so I haven't got
6 other dates [inaudible].

7 **DJ DOEL:** If and when you're back, and you have access to your cupboard, you'll
8 find that that's what it tells you. It includes affidavits sworn by a
9 PC Barry Cradle, and then two members of staff of RCT Homes, a
10 Claire Pru and a Victoria Pru, relating to incidents on 10th December.
11 In your absence to challenge that evidence I accepted it as it was put in
12 the affidavits. Miss Claire Pru's position is that she considered the
13 abusive remarks you made to her to be a threat to rape her, which is
14 obviously a very serious matter, and that's why I felt the sentence of
15 6 months was an appropriate sentence. You need to take some advice,
16 Mr Lewis; you need to take advice about two things. One is the fact
17 that the matter was dealt with in your absence, notwithstanding I'm
18 satisfied you knew about it, still it was dealt with in your absence, you
19 need to take advice about that. Secondly, you need to take advice
20 about whether in some way some application could be made to
21 persuade me that the sentence is too severe and should be lessened, or
22 even suspended. That's not a hint, I'm simply saying that those are
23 matters on which you ought to take advice.

24 **MR LEWIS:** I went to the solicitors yesterday - -

25 **DJ DOEL:** Well.

26 **MR LEWIS:** They're all saying that I couldn't get representation because it was
27 County Court.

28 **DJ DOEL:** You can always get representation under legal aid, in the County
29 Court, if you're threatened with imprisonment. So if that's what you
30 were told it was a misunderstanding.

31 **MR LEWIS:** [Inaudible] yesterday.

32 **DJ DOEL:** Well there we are. You've had two different things, you can believe
33 me or not, but I believe you can get legal aid and get advice.

34 **MR LEWIS:** I don't know which one to go to, you know.

35 **DJ DOEL:** Well you may find, I don't know, but I suspect in prison there may be
36 access to lawyers in some way. I'm not getting an encouraging look
37 but it's something you should pursue.

38 **MR LEWIS:** It's all Family Courts and Civil Courts and - -

1 **DJ DOEL:** Yes, this is a Civil Court but you'll find - - I'll say it one more time,
2 you'll find that when you're threatened with imprisonment then legal
3 aid is available. What I've done is this, I have told the staff to put the
4 matter in my list next Friday at 11:00, alright. So I'm making a space,
5 I can't do it before then, we're not working Monday and my lists are
6 full until then. That's giving you a space in which you can make an
7 application that you think may be appropriate, preferably you having
8 taken advice about what that application might be, okay. So I'm
9 putting it in my list, I'll make a direction to the Governor to produce
10 you at 11:00 on Friday, but I suggest you get some advice and you get
11 some representation so that you can put your case in the best way
12 possible, alright. For the moment, I made a decision this morning, this
13 isn't an appeal of my decision, it's not a re-hearing of my decision,
14 I'm not changing it. there's a 6 month term of imprisonment which
15 obviously you'll be doing at the same time as you're doing the
16 sentence that the Magistrates have imposed upon you, but I will look
17 at it again, next Friday at 11:00, alright.

18 **MR LEWIS:** The last time, the time I was in Court last time in here, the lad outside
19 on the desk, erm, and in the Magistrates Court, and [inaudible] the
20 same day, and erm, [inaudible] why I could get here, and erm, I
21 [inaudible] and he handed it the lad outside and he phoned through.

22 **DJ DOEL:** Well I'm not sure, the last time you were here you were brought in by
23 the Officers having been arrested, but that related to a different
24 incident on a different date, because I remember you and I having a
25 chat about how you could get from your flat into Pontypridd without
26 being in breach the injunction.

27 **MR LEWIS:** Yes.

28 **DJ DOEL:** You just had to cross the road. But that was a different event, okay.
29 This is to do with an incident on 10th December, it's in the papers,
30 obviously if you get representation, or even if you don't, if there's a
31 request from you the staff will forward copy papers to you in prison if
32 that's what you need.

33 **MR LEWIS:** [Inaudible] in touch with a solicitor now, cos there's no-one represent
34 - - [inaudible].

35 **DJ DOEL:** Well I mean the short answer is, I don't know, Mr Lewis, but I can't
36 believe that people in prison don't have a way of getting in touch with
37 legal advice, because it must happen all the time for obvious reasons.

38 **MR LEWIS:** It's bank holiday Monday - -

39 **DJ DOEL:** I know.

40 **OFFICER OF G4S:** - - and I've only got till next week.

1 **DJ DOEL:** I know, I know I know. I know. Which makes it an advantage it's
2 not until Friday. But if it's any consolation you'd be there anyway
3 because of the Magistrates' Order.

4 **MR LEWIS:** Yes. I was hoping to get it dealt with [inaudible].

5 **DJ DOEL:** Well I did deal with it today, but I'm giving you an opportunity to
6 persuade me to revisit it, but that's next Friday at 11:00, alright. So
7 are you clear about what I've done?

8 **MR LEWIS:** Yeah, so you've got to adjourn it for a week.

9 **DJ DOEL:** I haven't. I've made an Order, I've ordered, I've sentenced you to
10 6 months in prison, but I've listed it for 11:00 next Friday for any
11 application that you wish to make. I also, by the way, when you look
12 at the papers you'll see that the injunction has been extended for
13 another year.

14 **MR LEWIS:** Yeah, I know that.

15 **DJ DOEL:** And it also now refers, particularly to your behaviour towards Claire
16 Pru and Victoria Pru. You may not know them by name, but those are
17 the terms of the Order.

18 **MR LEWIS:** I don't even know [inaudible].

19 **DJ DOEL:** Well if you're never rude to anybody you're not going to be rude to
20 Victoria Pru or Claire Pru are you? That's one simple way of dealing
21 with it. Alright. So I'll see you next week.

22 **MR LEWIS:** Okay, thanks.

23 **DJ DOEL:** Thank you.

24 *[End of hearing]*