

IN THE COUNTY COURT AT BRISTOL

Case No: CO1BS513

Marlborough Street
Bristol
BS1 3NU

Tuesday, 25th October 2016

Before:

HIS HONOUR JUDGE AMBROSE

Between:

BRISTOL CITY COUNCIL

Claimant

and

CHERECE GUBB

Defendant

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JUDGMENT
(Approved)

JUDGE AMBROSE:

1. I am going to allow this appeal and suspend the sentence of six weeks' imprisonment until midnight on 8 July 2017 on condition that you abide by the injunction made against you on 29 July 2016 by District Judge Rowe. The injunction excludes you from an area marked on the map attached to the injunction. You know the extent of that exclusion zone. You are not allowed to go into that zone.
2. The reasons are these. The breaches of the injunction which you have admitted are undoubtedly so serious as to justify a prison sentence. In that respect the order made on 14 October was entirely correct. However, it is my judgment that that order did not take sufficient account of the fact that, since the passing of the suspended sentence in respect of Mr Iles and the making of the injunction in respect of you, there has been a very considerable reduction in breach behaviour and for the last three months or thereabouts there has been a complete cessation of breach behaviour. That factor leads me to the conclusion that provided there is something hanging over you, whether it be breach proceedings or now a suspended sentence, you will have the motivation to stick to this order and that persuades me that a suspended sentence is appropriate in the circumstances of this case.
3. There is no doubt that the residents are entitled to be left in peace by you. I appreciate that your intention is not so much to go and cause trouble for them, but in the past your visits to Mr Iles have resulted in trouble. You now know that you have just got to stay away from him and stay away from that address. If you do not stay away from that address then you will end up in prison.
