

Committal or Other Order upon Proof of Disobedience of a Court Order or Breach of an Undertaking

(S 4 (1 and 2) of the Anti – Social Behaviour, Crime and Policing Act 2014 Part 1 s1 – s2)

In the	
COUNTY COURT at NEWPORT GWENT	
Always	B00NP370
Claim No. quote	

Applicant

Between HEDDLU GWENT POLICE

AND

ANNA JAMES

Respondent

Before District Judge MORGAN JENKINS

Sitting at The County Court Newport Gwent, The Concourse, Clarence House, Clarence Place, Newport, NP19 7AA

On the 14TH NOVEMBER 2016

UPON hearing Solicitor for the Applicant and Solicitor for the Respondent

Whereas ANNA JAMES has been suspected of a breach of the attached order dated 4TH JULY 2016 and has been arrested by a constable and brought before the Judge under Section 4 of the Anti – Social Behaviour, Crime and Policing Act 2014

IMMEDIATE CUSTODIAL ORDER

It is ordered that: ANNA JAMES be committed for contempt to Her majesty’s Prison (be detained under section 9(12) of the Criminal Justice Act 1982) at x for a (total) period of 6 WEEKS or until lawfully discharged if sooner, and that a warrant of committal be issued forthwith.

And the contemnor can apply to the (court)(Judge) to purge her contempt and ask for release

The Court amended the charge sheet as attached, with the consent of the respondent.

This order must be personally served upon the respondent. The respondent is remanded into the custody of the gwent Police to await in Newport County Court until this order has been served upon her.

Gwent Police must file a Certificate of service by 21.11.16

PROVISION FOR COSTS

And it is ordered that: THERE BE NO ORDER AS TO COSTS SAVE FOR A PUBLIC FUNDING TAXATION DIRECTION FOR THE RESPONDENT’S PUBLICLY FUNDED COSTS

Date 14th November 2016.

For record of service, hearing and contempts found proved, see overleaf

RECORD OF SERVICE, HEARING AND CONTEMPTS FOUND PROVED

At the hearing

⁽¹⁾ ANNA JAMES was represented by Solicitor

The court read the affidavits of (names)

STEPHEN HEATER

KENNETH SMITH

SHARON GRACE THORPE

Date

13.11.16

1.11.16

7.11.16

And the court heard oral evidence given by

Name(s)

And the court is satisfied having considered the facts disclosed by the evidence and admitted in court by her

That ANNA JAMES has been guilty of contempt of this court by disobeying the Order dated 4TH JULY 2016 by

1. On 29.10.16 calling an ambulance other than in an emergency, and being abusive to ambulance staff on their arrival
2. On 12.11.16, being abusive to ambulance staff
3. The above admitted matters put the Respondent in breach of the Suspended order of Committal of 28 days imprisonment dated 26.9.16

And for the particular contempt the court imposed the penalty of

1. 2 weeks immediate imprisonment
2. 2 weeks imprisonment concurrent
3. 4 weeks imprisonment consecutive

TOTAL 6 weeks

RECORD OF SERVICE

**Service of Injunction Order with Penal Notice
Incorporated or indorsed.**

(Order dated

Service proved by

Certificate of service
Dated

SERVICE PROVED IN PREVIOUS
COMMITAL HEARING ON 26.9.16

Oral evidence accepted by the Defendant

Service of Notice to show good reason in form N78

(Order dated 20

(for substituted)(dispensing with) service)

Service proved by

certificate of service
dated 20

certificate of bailiff

oral evidence of

**Arrest under warrant
of arrest**

Respondent arrested on

By officers of Heddlu
Gwent Police, and the
legality of the arrest is
admitted by the
respondent

in accordance with
Section 4 Anti – Social
Behaviour, Crime and
Policing Act 2014

The court office is open from 10 am to 4 pm Monday to Friday

When corresponding with the court, please address forms and letters to the Court Manager and quote the case number.