

COMMONWEALTH OF THE BAHAMAS
IN THE COURT OF APPEAL
SCCrApp & CAIS No. 121 of 2010

Jamal Armbrister

Applicant

vs

Regina

Respondent

(Extension of Time)

Before: The Hon Mr Justice Newman, JA

Applicant appeared Pro Se
Ms. Jillian Williams, with Ms. Olivia Blatch,
Counsel for Respondent

25 January 2011

The oral judgment of the court was delivered by
Newman, JA:

On this application there is a complete lack of explanation as to why some two years have passed before an extension of time to appeal was sought. The application contains some suggestion that the applicant had understood that somebody else was going to do it, but why so much time passed before he did anything is, as Ms. Williams who has appeared for the Attorney-General rightly pointed out, inexplicable.

That said, the circumstances are somewhat unusual since he was convicted of the attempted armed robbery, but the jury could not agree in connection with two counts of murder of two individuals who were shot on the same occasion.

Ms. Williams has informed the court that it is hoped that the retrials (there will be a joint charge along with co-defendant Woodside) will take place in February.

It seems to me that it is sensible simply to grant an extension of time to appeal against the sentence of 12 years for the attempted armed robbery, but to order that all further process in that appeal should be stayed until the outcome of the retrial is known and the matter can be looked at then in the light of those important circumstances, which plainly have a bearing on what justice requires in connection

with this applicant.

Dated this 25th day of January, 2011

NEWMAN, JA