

IN THE GRAND COURT OF THE CAYMAN ISLANDS
HOLDEN IN GEORGE TOWN, GRAND CAYMAN
IN CHAMBERS, BEFORE THE HON. MR. JUSTICE HULL

CASE NOS. 1649 - 1670/83

REGINA VS. DELROY WEBB

Mr. Jones for the appellant.

Mr. Smellie for the Crown.

DECISION

The defendant submits that if he is not allowed to return to Florida pending the conclusion of the proceedings, his dental practice there will suffer severe financial loss, disproportionate to the gravity of the charges against him. He points to his voluntary return to face the charges, his compliance with the bail conditions to date, his Caymanian ties, the worth of his sureties, and the argument that as a professional man, he has everything to lose by not answering to his bail.

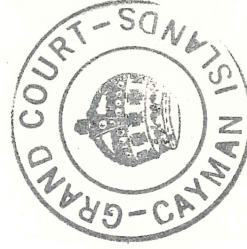
The only issue on this application is whether he will do so.

It is an application, in effect, for bail beyond the jurisdiction.

The defendant left the Cayman Islands of his own accord after he had been suspended by the Cayman Government and in the knowledge that the police were investigating his conduct. The charges are serious, both in themselves, and in relation to his professional standing. He established the practice which he now wishes to sustain after leaving here. He agreed to return here after a provisional warrant for his arrest had been obtained.

I consider that bail beyond the jurisdiction involves something beyond ordinary bail and I also consider that if it is granted there is a real possibility (which is how I wish to put it) that he will not answer to his bail. He will be outside the control of this jurisdiction. I think there is some risk that he may abscond, and that there is also a risk that he may successfully involve his rights in the United States under due process of law to resist being returned here.

This application is therefore refused.



D. Hull

Acting Chief Justice
25th March, 1985