

Application for Leave to Apply for Judicial Review (0.53, r.4.3)  
IN THE GRAND COURT OF THE CAYMAN ISLANDS

BETWEEN: THE ATTORNEY GENERAL OF THE CAYMAN ISLANDS APPLICANT

AND: THE MAGISTRATE AND JUSTICES OF THE YOUTH COURT RESPONDENT

APPLICATION FOR LEAVE TO APPLY FOR JUDICIAL REVIEW

To the Clerk of the Court, Law Courts, George Town, Grand Cayman

Name, address and description of applicant(s) The Attorney General Government Administration Building 4th Floor, Elgin Avenue, George Town

Judgment, order, decision or other proceeding in respect of which relief is sought Ruling by Youth Court made 15-3-96

Relief Sought

The relief sought is: An order of Prohibition preventing the Magistrate from continuing the hearing of charges of robbery and possession of unlicensed firearm

Name and address of applicant's attorneys, or if, no attorneys acting, the address for service of the applicant The Attorney General Government Administration Building 4th Floor, Elgin Avenue, George Town

Signed  ADAM ROBERTS

Dated 26 April, 1996

This Application is made on behalf of the Attorney General whose address for service is Legal Department, 4th Floor, Tower Building, George Town

GROUND ON WHICH RELIEF IS SOUGHT

2. The grounds on which the relief is sought are as follows:-

- (i) the Youth Justice Law 1995 which came into effect

on 12th March 1996 could not have retroactive effect.

- (ii) the bench of the learned Resident Magistrate and two Justices of the Peace should not have ruled that they had a discretion to decide which Statute should apply.
- (iii) the Juveniles Law applies to these charges lodged on January 9th 1996 and the case should proceed under the rules set out by the Juveniles Law.

