



REPRESENTING THE DEVIL

The unpopular defendant in criminal and civil cases

Response Attributed To Female Counsel

'Don't Come To Us!'

Female attorneys shying away from MoBay rape case

While they try to find lawyers to represent them, highly placed sources have told **The Gleaner** that female attorneys-at-law in Montego Bay are shying away from the case in solidarity with the women who have been raped.

Irwin St James

Big up the cell-mates who issue out some justice on behalf of the women and children.

St James Rape Accused Beaten In Police Custody, Thursday October 4, 2012,
<http://jamaica-gleaner.com/latest/article.php?id=40350>,
accessed on October 18, 2012, On line Gleaner, reader named Wesjames_09

Alleged Rapists of Irwin Five

BEAT DEM TILL DEM SOFT LIKE

PORRIDGE

St James Rape Accused Beaten In Police
Custody, Thursday October 4, 2012,
[http://jamaica-
gleaner.com/latest/article.php?id=40350](http://jamaica-gleaner.com/latest/article.php?id=40350),
accessed on October 18, 2012, On line
Gleaner, reader named MarvinJoe51

Alleged Rapists of Irwin Five

I hope the police arrested the right persons. I hope they didn't just find two persons who have committed previous crimes and pin it on them in order to make it appears as if they are doing their work.

St James Rape Accused Beaten In Police Custody, Thursday October 4, 2012, <http://jamaica-gleaner.com/latest/article.php?id=40350>, accessed on October 18, 2012, On line Gleaner's reader's (PixJM) response to article

Alleged Rapists of Irwin Five

`PixjM, Don't you think that these police officers must done some investigation and also had an identification parade for these two guys. You have to realise that the policemen were not at the rape site. I think the policemen are doing their work.

St James Rape Accused Beaten In Police Custody, Thursday October 4, 2012, <http://jamaica-gleaner.com/latest/article.php?id=40350>, accessed on October 18, 2012, On line Gleaner's reader's (Bromsed) response to another reader's (PixJM)to the article

FINSAC – THE COMPANY EVERYONE LOVES TO HATE

'They destroyed me'

**Paul Chen-Young says he was
selected for personal and
vindictive treatment**

Jamaica Observer, Sunday, April 17, 2011 by
Patrick Foster, Sunday Observer Writer,
accessed at
http://www.jamaicaobserver.com/finsac-enquiry/They-destroyed-me_8679774, on
Thursday, October 18, 2012

Animosity - Sympathy

The references generate great emotion on either side of the issue

Should not these persons, regardless of their character be represented by counsel?

Rule of law and Democracy

One of the hall marks of democracies is open justice unless there are very exceptional circumstances (usually created by legislation)

The concept of open justice is an important aspect of accountability of judges and the legal system



Rule of law and Democracy

An important concept in the rule of law in a democratic state is that of equality of arms, that is the defendant has the right to legal representation

Rule of law and Democracy

In our context, the system of trials is adversarial.

The parties have the right to decide what evidence to put before the court, how they will construct their cases and cross examine witnesses of the opponent



Rule of law and Democracy

Generally speaking defendants
are not equipped to
undertake these tasks without
legal representation

Purpose of trials

Trial is not just for the parties but also for the society as a whole.

Trial is the primary means of allocating responsibility and imposing punishment for crime.

Also an avenue for determining civil rights and liabilities

Purpose of trials

No democratic society can survive with a justice system in which perceived guilty or unworthy persons are denied the opportunity of counsel to present their cases

Role of the judge

Judge has to be very guarded in comments made before, during and after the trial

Judge should make every effort to be impartial

Judge should strive to avoid appearance of having a stake in the outcome

Role of the judge

Rulings should be made promptly and confidently

Where reflection is necessary – should not be too long

Rulings should be delivered clearly and unambiguously



Role of the judge

Ensure that trial moves along swiftly to conclusion

Manage time and human resources efficiently