

19/72

SUPREME COURT OF NEW SOUTH WALES — COURT OF CRIMINAL APPEAL

R v BARNESLEY

Kerr CJ, Collins and Slattery JJ

28 July 1972 — [1972] 2 NSWLR 220

MOTOR TRAFFIC - DRINK/DRIVING - ACCUSED INVOLVED IN A MOTOR CAR COLLISION WHILST DRIVING HIS MOTOR VEHICLE - TWO PERSONS SEVERELY INJURED - ACCUSED UNDERWENT A BREATH TEST - READING OF .10BAC - ACCUSED CHARGED ON INDICTMENT AND WITH DRIVING WHILST UNDER THE INFLUENCE OF INTOXICATING LIQUOR - TRIAL JUDGE ADMITTED THE EVIDENCE OF THE BREATH TEST RESULTS - ACCUSED CONVICTED - APPEAL REFUSED: *MOTOR TRAFFIC ACT (NSW)*, S4E(1).

[Ed Note: The matters discussed by the New South Wales' Court of Criminal Appeal in this matter are not relevant to the Magistrates' Court]
