



Single Justice Procedure Notice



Marcel Deveraux
36 Bushey Hill Road
Peckham
London
SE5 8QJ

TfL case number 90278891
DOB 11 February 1996

Date of posting 02 Nov 2016

**You have been charged with an offence committed on a
Transport for London service as detailed in the attached pack**

You now have 21 days to plead either GUILTY or NOT GUILTY to the offence

Details of the charge are on the next sheet

What happens next?

Fill in the forms in this pack, including the Statement of Assets form (MC100)

If you plead guilty using one of the options in this notice, you will usually get a 33% reduction on any fine

Important

You have 21 days to respond or you may be found guilty and sentenced in your absence. If you want to consult a solicitor or advice agency, you must do so immediately.

For all matters regarding this Notice, please contact LAVENDER HILL Magistrates Court at

176a Lavender Hill
Clapham Junction
London
SW11 1JU

To contact Transport for London please email
be@tfl.gov.uk



Charge Sheet



Marcel Deveraux
36 Bushey Hill Road
Peckham
London
SE5 8QJ

DOB 11 February 1996

TfL case number

90278891

Charge number

You have been charged with the following offence:

On 10 Nov 2016 at New Cross Road, New Cross, SE14, being a passenger on a Public Services Vehicle being operated on behalf of London Bus Company Limited , used for the carriage of passengers at separate fares, used a ticket which had been issued for use by another person on terms that it was not transferable. Contrary to regulation 7(1)(b) of the Public Service Vehicles (Conduct of Drivers, Inspectors, Conductors and Passengers) Regulations 1990 and section 25 of the Public Passenger Vehicles Act 1981

Charge authorised by : Abbey Ameen, Solicitor, Transport for London, 9G3 Palestra,

197 Blackfriars Road, SE1 8NJ Date : 28 Aug 2014

Signed:

Statement of Facts

On Thursday 10th November 2016 you were on board a route 177 bus, garage code 308 with the intention of travelling from PECKHAM to NEW CROSS a normal adult fare of £2.40. During the course of this journey at about 7:48 AM you offered for the inspection of London Bus Inspector LB004192 a £3.60 SINGLE Pay as you go pass in oystercard format, serial number 0287573061, which had been issued to another person on terms that it was not transferable and was therefore not valid for travel by you. When questioned, you said "I borrowed my flatmate's card". When informed that you were being reported you said "But it's paid for, why are you doing this, who does it help"

Application is being made for a £125 contribution towards the costs of Transport for London.

Further costs may be incurred if additional documentation is required or if the matter is not resolved by a Single Justice.

There will also be an application for compensation of £2.40 in respect of the fare avoided

Please retain this for your own information



Transport for London

Transport for London
Enforcement & On Street Operations
9G4 Palestra
197 Blackfriars Road
London
SE1 8NJ

020 7027 9158
Email: be@tfl.gov.uk
www.tfl.gov.uk

TfL Case Number 90117834

To: Marcel Deveraux

Of: 36 Bushey Hill Road, Peckham, London SE5 8QJ

The following charge(s) against you will be heard by a Single Justice or in a Magistrates' Court :

1. 71B Using a pass issued to another person

This offence / these offences may be tried only in the Magistrates' Court or by a Single Justice

Written statements have been made by the witnesses named below and copies of their statements are enclosed. Each of these statements will be tendered in evidence before the Magistrates or Single Justice. If you object to the statement(s) being so tendered you must notify the Prosecutor within 21 days.

Witnesses will only be called to give oral evidence if you plead Not Guilty

If you intend to consult a Solicitor about your case you should do so at once and hand this Notice and the Statements to him so that he may deal with them.

NAMES OF WITNESSES WHOSE STATEMENTS ARE ENCLOSED



Statement of Witness

(Criminal Procedure Rules, r. 27.2; Criminal Justice Act 1967, s.9, Magistrates' Courts Act 1980, s.5B)

Statement of: LIAM O'SHEA

Age of witness: Over 18

Occupation of witness: Inspector No. LB3009

Address of witness: 197 Blackfriars Road, London, SE1 8NJ.

Relative to: Marcel Devereaux, 36 Bushey Hill Road, Peckham, London SE5 8QJ

This statement consisting of ONE page(s) each signed by me, is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signed: 

Date: 2nd Nov 2017

This statement is compiled from original notes made at 8:05 on 10 Nov 2016. On Thursday 10th November 2016 at 7:40 AM I was on duty in uniform at NEW CROSS ROAD, SE14 when I ticket checked a route 177 bus, garage code 552 on a journey in service to Thamesmead. On boarding, the OYSTER CARD READERS WERE CHECKED. I approached a male passenger sitting on the lower deck, who I now know to be Mr Marcel Devereaux of 36 Bushey Hill Road, Peckham, London, SE5 8QJ, who was taking a journey from PECKHAM to NEW CROSS a fare of £2.40. Mr Devereaux offered for inspection a £3.60 Discount SINGLE Pay as you go pass in oystercard format, serial number 0287573061, I observed that this pass was being shown without a valid photocard. I sealed this in evidence bag 34091 marked exhibit LO/1, which I now offer in evidence. I said to Mr Devereaux "is this the pass you are using for your journey?". He said "Yes". I said, "Do you have the photocard for this pass. These passes are not transferrable". He said "It's my flatmate's, I was running late and couldn't find my own pass. It has credit on it though". I asked him for his name and address, which he gave as Mr Marcel Devereaux, 36 Bushey Hill Road, Peckham, London, SE5 8QJ. These details were verified by voters check. I said "I am withdrawing this OYSTER and I will be submitting a report to the Transport For London Prosecutions Team for their consideration. He said "But it's paid for, why are you doing this, who does it help"

Signed: 

Signature witnessed by: