

**IN THE COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE**

**Sections 216 and 338dd of Chapter 9
of the Laws of Malta**

**Magistrate
Dr Consuelo Scerri Herrera LL.D. DIP. MATR. (Can)**

**The Police
(Inspector Nikolai Sant)**

vs

PETER BURFORD

Today, 30th September 2016

The Court,

Having seen that the accused **PETER BURFORD**, holder of passport number 513203736 was arraigned before her and charged with having on these islands on the 30th September 2016 at around 01.45hrs in St George's Road, St Julians or in the vicinity:

1. Without the intent to kill or to put the life in manifest jeopardy, caused grievous bodily harm on the person of Mohamed Mahdi as certified by Dr Thomas Armatys from Mater Dei Hospital.
2. Accused him further for having on the same date, time, place and circumstances wilfully disturbed the public peace and order.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular a statement of the accused, a declaration of refusal to legal advice, a conviction sheet, a copy of the passport of the accused, a copy of the driving license of the accused, a current incident report and a medical certificate.

Having heard the accused declare that he does not understand the Maltese language though he understands the English language and thus the Court ordered that the proceedings are to be held in the English language in terms of Section 3 of the Judicial Proceedings Act.

Having heard the accused request for assistance of a legal aid lawyer, the Court appointed Dr Simon Micallef Stafrace as Legal Aid Lawyer to assist the accused.

Having heard the accused plead guilty to the charges brought forward against him.

The Court explained to the accused the consequences of his plea of guilt in the presence of his legal aid lawyer and after having given the accused sufficient time to reconsider his guilty plea and saw that the same accused insisted on registering in the acts of these proceedings his plea of guilt, had no alternative but to register such plea.

In the light of the above plea of guilt which guilty plea was made voluntarily, expressly and unconditionally, the Court is satisfied that the accused is to be found guilty of the charges brought forward against him.

The Court heard the Prosecution declare that the accused collaborated fully with her throughout the investigation and that the accused is a first time offender and that the victim was discharged from hospital today.

Having heard the accused declare that he is resident in Malta.

Thus the Court, having seen the relevant sections at law, in particular, Sections 216 and 338dd of Chapter 9 of the Laws of Malta, decides to find the accused PETER BURFORD guilty of the charges brought forward against him by the prosecution and condemns him to eighteen months imprisonment suspended for two years in terms of Section 28A of Chapter 9 of the Laws of Malta.

The Court explained the importance and significance of this judgement to the accused.

Finally the Court orders that a copy of this judgement together with the acts of these proceedings be sent to the Attorney General within three (3) days in terms of Section 401(3) of the Criminal Code.

**Dr Consuelo Scerri Herrera LL.D.
Magistrate**