



MALTA

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

**MAGISTRATE
DR. CHARMAINE GALEA**

Today the 14th February 2017

**The Police
(Inspector Matthew Spagnol)**

vs.

**Filip Strnad
(Driving licence number EJ841273)**

The Court:

Having seen that the offender **Filip Strnad** with charged with having on the 14th February 2017, at around 00:10hrs, in front of the establishment Havana Club, in St. George's Street, St. Julian's:

1. Reviled, or threatened, or caused a bodily harm to any person lawfully charged with a public duty, while in the act of discharging his duty or because of his having discharged such duty, or with intent to intimidate or unduly influence him in the discharge of such duty;
2. Disobeyed the lawful orders of any authority or of any person entrusted with a public service, or hindered or obstructed such person in the exercise of his duties, or otherwise unduly interfered with the exercise of such duties;
3. Attempted to use force against PC 1052 with intent to insult, annoy or hurt such person or others;
4. In a public place was found drunk and incapable of taking care of himself;

After having seen all the records of the case;

After having heard the offender plead guilty to the charges at an early stage of the proceedings, which guilty plea was confirmed by the same offender after the Court, in terms of section 453 (1) of Chapter 9 of the Laws of Malta, warned him of the legal consequences of that guilty plea, and allowed him sufficient time to re-consider his reply, and to change it;

After having heard the oral submissions on the punishment;

Considered that:

From the evidence brought forward and from the guilty plea registered by the offender himself, the Court concludes that the offender is guilty of the charges laid against him.

As regards the punishment, the Court took into consideration the fact that the offender admitted to the charges at a very early stage of the proceedings and that he co-operated with the police.

For these reasons the Court after having seen sections 95, 338 (ee), 338 (ff) and 339 (d) of Chapter 9 of the Laws of Malta, on his admission finds offender **Filip Strnad** guilty of the charges brought against him and condemns him to **six (6) months imprisonment which by application of section 28A (1) of Chapter 9 of the Laws of Malta are being suspended for a period of one (1) year from today**. The Court is also condemning the offender Filip Strnad to the **payment of a fine (multa) of one thousand euro (€1000)**.

In accordance with sections 28A (4) of Chapter 9 of the Laws of Malta, the Court explained in clear and simple language the meaning of this judgement to the offender, and the consequences which would follow if he fails to abide by it, that is if he commits another offence which is punishable by imprisonment within the operative period.

Dr. Charmaine Galea
Magistrate

Diane Gatt
Deputy Registrar