



*In the Court of Magistrates (Malta)  
As a Court of Preliminary Inquiry*

*(For purposes of the Extradition Act referred to as a Court of Committal)*

*Magistrate Dr. Donatella M. Frenco Dimech LL.D., Mag. Jur. (Int. Law)*

*The Police  
(Inspector Dr Mario Cuschieri)  
(Inspector John Spiteri)*

*-vs-*

*Bryan Davies*

*Today the 2<sup>nd</sup> August, 2017*

*The Court,*

*Having heard the prosecution arraign under arrest Bryan DAVIES, holder of British passport bearing number 461515822 and Maltese residence card bearing number MT0027334,*

*Having seen the European Arrest Warrant issued by the District Judge (Magistrates' Court) sitting at Mold Magistrates Court, in the United Kingdom dated 27 July, 2017, and the Schengen Information System Alert number GBP170000245274000001 dated 27 July, 2017;*

*Having heard submissions by the Prosecution on the European Arrest Warrant and having seen the Certificate of the Attorney General in terms of Article 7 of Legal Notice 320 of 2004;*

*Having heard submissions by counsel for the requested person;*

*Having taken cognizance of the examination of the requested person as well as the documents exhibited by the prosecution;*

*Having heard the requested person declare that he was served with a copy of the European Arrest Warrant upon his arrest;*

*The Court,*

*In terms of Article 10 of the Extradition (Designated Foreign Countries) Order (L.N. 320 of 2004, S.L.276.05) decides that the person appearing before it is the person in respect of whom the Part II warrant was issued by the judicial authorities of the United Kingdom;*

*In terms of Article 11 of the said Order, having informed the requested person of the contents of the Part II warrant and having given the requested person the required information about consent as provided in para (2) of the same article;*

*Having seen that Article 11(1A) of the Order has been complied with;*

*Having explained the provisions of Article 43 of the said Order;*

*Having heard the requested person consent to his return to the United Kingdom, whilst contesting the offences referred to in the said warrant for which his return is being requested;*

*Having seen that the provisions of Article 43 of the Order have been complied with;*

*Having heard the requested person declare that he is not waiving his rights to the rule of specialty, that is he does not waive any right he would have (apart from the consent) not to be dealt with in the scheduled country for an offence committed before his return;*

*Having seen Article 15(5) of the Extradition Act, Chapter 276 of the Laws of Malta, rendered applicable to the proceedings by Article 44 of the Order;*

*The Court,*

*Commits to custody and orders the return of the requested person, Bryan Davies, to the United Kingdom on the basis of the European Arrest Warrant and Schengen Information System Alert issued against him on the 27<sup>th</sup> July, 2017 in terms of Article 44 of Extradition (Designated Foreign Countries) Order (L.N. 320 of 2004, S.L.276.05). The requested person's return is to take place within 10 days of this decree.*

*Furthermore, in terms of Article 73D of the Order, the Court is ordering that all items exhibited in these proceedings, be handed over to the requesting judicial authorities.*

***Dr. Donatella M. Frendo Dimech LL.D., Mag. Jur. (Int. Law)***  
***Magistrate***