

**IN THE COURT OF MAGISTRATES (MALTA)**

**AS A COURT OF CRIMINAL JUDICATURE**

**MAGISTRATE**

**DR. ANTHONY J. VELLA BA., LL.D., MA**

**TODAY 24<sup>th</sup> June 2017**

**Police**

**Inspector Matthew Spagnol**

**Vs**

**Florin-Cristian Costinea**

**The Court;**

After seeing the charges brought against Florin-Cristian Costinea, 33 years old, son of Leonida and Flaorea, born on the 16<sup>th</sup> November 1983 in Romania, currently residing in 21, Flat 10, Wilga Street, St. Julian's and holder of Romanian ID Card number 436065;

With having, during the month of June 2017, in these Islands:

- 1) Committed a theft of mobile phone of make iPhone, to the detriment of persons unknown, which theft is aggravated by 'amount' which exceeds two hundred and thirty-two euro and ninety-four cents (232.94), and does not exceed two thousand and three hundred and twenty-nine euro and thirty-seven cents (2,329.37);

- 2) Accused also with having, during the same month, in these Islands, knowingly received or purchased any property which has been stolen, misapplied or obtained by means of any offence, or has knowingly taken part, in any manner whatsoever, in the sale or disposal of the same;

Accused also with having, on the 23<sup>rd</sup> June, 2017, at around 05:30hrs, in Wilga Street, St. Julian's:

- 3) Had in his possession the drugs (cocaine) specified in the First Schedule of the Dangerous Drug Ordinance, Chapter 101 of the Laws of Malta, when he was not in possession of an import or an export authorisation issued by the Chief Government Medical Officer in pursuance of the provisions of paragraphs 4 and 6 of the Ordinance, and when he was not licensed or otherwise authorised to manufacture or supply the mentioned drugs, and was not otherwise licensed by the President of Malta or authorised by the Internal Control of Dangerous Drugs Regulations (G.N.292/1939) to be in possession of the mentioned drugs, and failed to prove that the mentioned drugs was supplied to him for his personal use, according to a medical prescription as provided in the said regulations.

Having heard the accused plead guilty to the charges brought against him, notwithstanding the fact that the Court warned him in the most solemn manner of legal consequences of his guilty plea after giving him sufficient time within which to reconsider and withdraw his guilty plea;

Having heard the prosecution and defence counsel make their submissions;

Having seen all the acts and documents exhibited;

**Considers;**

After having seen Articles 261(c) and 334(a) of Chapter 9 of the Laws of Malta and the 1939 Regulations of the Internal Control of Dangerous Drugs (G.N. 292/1939) as subsequently amended by the Dangerous Drugs Ordinance Chapter 101 of the Laws of Malta;

After having heard the evidence and the documents exhibited;

The Court finds the said accused guilty and is sentencing him to eighteen (18) months imprisonment suspended for three years in accordance to Article 28A of Chapter 9 of the Laws of Malta.

The Court explained in clear words the terms of the judgment to the accused.

**DR ANTHONY G VELLA BA. LL.D. M.A.**

**MAGISTRAT**