

**In the Court of Magistrates (Malta)  
Court of Criminal Judicature**

**Magistrate Dr. Yana Micallef Stafrace LL.D., Adv. Trib. Ecc.  
Melit**

The Police  
(Inspector Sylvana Zrinzo Azzopardi)

Vs

Agostino Di Biagio

Today 23 rd October, 2017

The Court:-

Having seen that on the 23<sup>rd</sup> of October, 2017, the Police brought in front of the Court, Agostino Di Biagio, son of Antonio and Ladviga nee Przypalinski, born on the 24<sup>th</sup> February, 1981 and residing in Zaren Court, Flat 2, Triq Wied il-Ghasel, Mosta and having ID Card number 125682 A.

The accused was charged with having on the 19<sup>th</sup> July, 2017 at about 19.30 hrs in Triq Bordino, San Pawl il-Bahar drove vehicle BUS 093;

1. And was involved in a traffic accident with another vehicle no LCO 768, the accused failed to stop and when he was required, he failed to give your particulars, your name and address, the name and address of the owner of the motor vehicle, the details of the insurer of the mentioned vehicle as well its registration mark or number of the vehicle that he was driving as requested by law,
2. And moreover through imprudence, negligence and unskillfullness in his art or profession, and non observance of the motor vehicle regulations, collided in vehicle no. LCO 768 and caused involuntary damages to the detriment of John Formosa.

The Prosecution requests that the mentioned person be disqualified from all his driving licenses.

The Court:

Having seen the documents produced - the Current Incident Report, the declaration for the Refusal of the right to consult with a lawyer of the accused and three affidavits of WPS 223 C. Calleja.

Having heard the witnesses - John Formosa, Alfred Magri and Rita Azzopardi brought forward by the Prosecution.

The accused informed the Court that he did not wish to testify.

The defence did not produce any evidence.

Having heard the oral submissions of the Prosecution and that of the Defence.

The Court finds that due to lack of proof, acquits the accused.

DR. YANA MICALLEF STAFRACE  
MAGISTRATE