



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

MAGISTRATE DR. AUDREY DEMICOLI LL.D.

Today 19th of December, 2017

**The Police
(Inspector Roderick Spiteri)**

VS

Nana Agyeman Maxwell

The Court;

Having seen the charges brought against Nana Agyeman Maxwell holder of Republic of Ghana Passport Number H2742166 accused that on these Maltese Islands, between the 16th of December, 2017 at around 02:00hrs at Saint Lucy Street Naxxar &/or other places on these Maltese Island:

1. Without intent to kill or to put the life of Francis Opoku ID 42442A and/or any person in manifest jeopardy, caused harm to the body or health of Francis Opoku ID 42442A and/or any person as certified by Dr James Saviour Borg M.D. Reg No. 3668, which

injury permanent defect in any part of the physical structure of the body and/or serious and permanent disfigurement in the face.

2. Had in your possession a pointed and sharp weapon and/or instrument with the licence of the Commissioner of Police.

The Court was asked in case of guilt, pronounce judgment or in any subsequent order, sentence the person convicted to the payment, wholly or in part, to the registrar, of the costs incurred in connection with the employment of the proceedings of any expert or referee, as per Art 533 of Cap 9 of the Laws of Malta.

The Court was asked to in case of guilt to provide for the security/safety of the victims as per Art 383 of Cap 9 of the Laws of Malta.

The Court was asked to in case of guilt to issue a protection order so as to provide for the security/safety of the victims as per Art 412C of Cap 9 of the Laws of Malta.

Having seen all records of the proceedings.

Having heard the accused plead guilty to all the charges brought against him, notwithstanding the fact that the Court warned him of the consequences of his guilty plea after having afforded him sufficient time within which to withdraw his guilty plea, the Court has no alternative but to find him guilty of the charges brought against him.

With regards to punishment the Court took into consideration the fact that the accused filed a guilty plea at such an early stage of the proceedings but it also took into consideration the serious nature of the

offences for which he is being found guilty and deems that an effective term of imprisonment would be the most adequate form of punishment.

For the abovementioned reasons and after having seen Sections 17, 215, 216 and 218 of the Criminal Code as well as Section 6 and 51 of Chapter 480 of the Laws of Malta the Court finds the accused guilty of all the charges brought against him and condemns him to eighteen (18) months imprisonment.

In terms of Section 412C of the Criminal Code the Court is hereby issuing a Protection Order for a period of two (2) years from today where the person protected is Francis Opoku.

The Court orders the destruction of document RS 7 which shall be done under the supervision of the Registrar of Courts.

After having seen Article 392 A (2) and 401 (3) of Chapter 9 of the Laws of Malta, the Court order that all the acts of proceedings together with judgement are sent to the Attorney General in terms of Law.

MAGISTRATE

Graziella Abela
Deputy Registrar