



MALTA

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

**MAGISTRATE
DR. CHARMAINE GALEA**

Today the 6th September 2018

**The Police
(Inspector Leeroy Balzan Engerer)**

VS

**Pipina Elvira
(Latvian Passport LV5621125)**

The Court:

Having seen that the offender **Pipina Elvira** was charged with having on the 04th September 2018 between 22:10hrs and 23:00hrs in St. Julian's:

1. Without the intention to kill or put another person's life in jeopardy, caused a slight bodily harm as certified by Dr. Stefano Camilleri of the Floriana Health Clinic on a certain Charmaine Cassar, holder of Maltese identity card: 125970M (Art 221(1) Chapter 9 of the laws of Malta)
2. Wilfully disturbed the public good order or the public peace (Art 338(dd) Chapter 9 of the laws of Malta)

The Court was requested to issue a protection order in terms of Article 412C in which the accused will be prohibited to approach or follow the movements of Charmaine Cassar and also prohibits her to approach the place of work of Charmaine Cassar.

After having seen all the records of the case;

After having heard the offender plead guilty to the charges laid against her 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 her of the legal consequences of that guilty plea, and allowed her sufficient time to re-consider her 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 herself, the Court concludes that the offender is guilty of the charges laid against her.

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 she co-operated with the police.

DECIDE

For these reasons, the Court, after having seen section 221 (1) and 338 (dd) of Chapter 9 of the Laws of Malta, declares the accused **Pipina Elvira** guilty of all the charges laid against her and in terms of Section 22 (1) of Chapter 446 of the Laws of Malta conditionally discharges her on condition that she does not commit any other offence during the period of one (1) year as from today.

The Court is giving accused **Pipina Elvira** the explanation prescribed in Section 22(3) of Chapter 446 of the Laws of Malta.

In terms of section 412C of the Criminal Code, the Court is also issuing a Protection Order in favour of Charmaine Cassar which Protection Order is being attached to this judgement and which forms an integral part of the same judgement. The Court explained to the accused her obligations under the same Protection Order.

Dr. Charmaine Galea
Magistrate

Diane Gatt
Deputy Registrar