



MALTA

**COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE
MAGISTRATE DR. SIMONE GRECH**

Sitting of the 6th February 2019

The Police

vs

Elena Anatolievna Camilleri

The Court

Having seen the charges brought against Elena Anatolievna Camilleri, holder of Identity Card number 0100916(L), charged with having:

- (1) Reviled, or threatened or caused a bodily harm to PS 1526, WPC 328, PC 201 and PC 636 persons lawfully charged with a public duty, while in the act of discharging their duties or because of his having discharged such duty, or with intent to intimidate or unduly influence them in the discharge of such duty.

Having seen the documents exhibited and all the acts of the proceedings.

Having heard the evidence brought forward by the Prosecution.

Having heard the testimony of the accused.

Having heard oral submissions by the Prosecution and by the defence.

Considers;

That, the Court took note of all the affidavits of the police officers involved in this case, which affidavits were presented by the Prosecution during the hearing of this case. The evidence given was in the sense that the accused uttered several statements to the Police officers being “You as Police have the pistols and the authority to get my daughter back now”, and “The Police can fuck off.”

The accused chose to testify and stated that she uttered those phrases towards the father of her child as he had not returned the child back to her. She stated that she was not referring to the police officers when she stated these words.

The Court after having seen Section 95(1) of Chapter 9 of the Laws of Malta, makes reference to the evidence given by PS 1526, WPC 328, PC 201 and PC 636. All four describe the way the accused acted in their regard. The police officers mentioned corroborated each other’s testimony and the defence chose not to cross-examine them.

After considering these testimonies, the Court notes that there should be no doubt whatsoever that the fourth charge brought against the accused has been sufficiently proven as indeed the accused reviled PS 1526, WPC 328, PC 201 and PC 636 while on duty.

With regards to the punishment to be inflicted, the Court will be taking into consideration various factors, including the nature of the fourth charge brought against the accused and the fact that none of the police officers were injured by the accused.

Decide

The Court, after having seen and considered Section 95(1) of Chapter 9 of the Laws of Malta, finds the accused Elena Anatolievna Camilleri guilty of the charge brought against her and condemns her to pay a fine (multa) of eight hundred and fifty Euros (EUR 850).

Dr Simone Grech LL.D.

Magistrate

Karen Falzon

Deputat Registratur