



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

Magistrate Dr Monica Vella LL.D., M.Jur.

**The Police
(Inspector Darren Buhagiar)**

vs

Said Al-Motwakel

Today, 15th June 2019

The Court;

Having seen the accusations brought against:

“Saed Al-Motwakel, holder of police number 18U-042;

And charge him with having on 15th June 2019 or previous days somewhere in these islands or somewhere else, forged, altered or tampered with a document, being a false Italian aliens’ passport and a false Italian residence permit card or used or had in his possession

same documents, which he knew to be forged, altered or tampered with (Chap. 61, Sec. 5 of the Laws of Malta);

And charge him also with having on same date, time and circumstances committed any other kind of forgery, or have knowingly made use of any other forged document mentioned above at Malta International Airport (Chap. 9, Sec. 189 of the Laws of Malta);

And charge him also with having on same date, time and circumstances forged any document or true copy of a document or an entry made in pursuance of this act (Chap. 217, Sec. 32 (1d) of the Laws of Malta).

Therefore, the Court is humbly requested to investigate the case according to law.”

Having seen all documents exhibited by the Prosecution;

Having seen the records of the case;

Having heard the submissions made by the Prosecution and by the Defence;

Having duly considered all the records of the case and all submissions made;

Having explained to the accused the charges brought against him;

Having heard the accused plead guilty to said charges in today's sitting, and this in the presence of Defence Counsel Dr. Graziella Tanti;

Having warned the accused of the legal consequences of such guilty plea and having given the accused further time to reconsider his guilty plea and having heard the accused reconfirm his guilty plea during his arraignment before this Court and thus said guilty plea was registered in the acts of today's sitting, the 15th June 2019;

Considers:

That thus upon such guilty plea the Court can only find the accused guilty as charged;

That in pronouncing its judgement the Court is hereby taking into consideration the fact that the accused registered an early guilty plea, that the accused collaborated with the Police, the nature and gravity of the accusations with which he is charged;

Thus, the Court, after having seen Article 5 of Chapter 61, Article 189 of Chapter 9, and Article 32(1d) of Chapter 217 of the Laws of Malta hereby finds the accused guilty as charged and condemns the accused to a term of imprisonment of six (6) months which by the application of Article 28A of Chapter 9 of the Laws of Malta are being suspended for two (2) years.

The Court explained to the accused in simple and clear language his obligations arising out of this judgement and the consequences should he not abide by the said judgement.

Magistrate Dr Monica Vella LL.D., M.Jur

Angelo Buttigieg

Deputy Registrar