



MALTA

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

**MAGISTRATE
DR. CHARMAINE GALEA**

Today the 29th of October 2019

**The Police
(Inspector Jonathan Ransley)**

Vs

**Ivan Arbanas
(ID: 148318A)**

The Court;

Having seen that the defendant **Ivan Arbanas** was charged with having on the 26th October 2019 at around 09:00 in the evening in Testaferrata Street, Tax-Xbiex:

1. Through imprudence, carelessness, unskilfulness in his art or profession, or non-observance of regulations, caused grievous injuries to Bjorn Spiteri as certified by Dr. Ryan Camilleri registration number 3672 of Mater Dei hospital;
2. Through imprudence, negligence or unskilfulness in his trade or profession, or through non-observance of any regulation, caused damage, spoil or injury, as mentioned in this sub-title, 'Of crimes against public safety and of injury to property' mainly on motorcycle bearing registration number LUU-089;
3. Drove motor vehicle of make Isuzu bearing registration number DAR-909 in a reckless, negligent and dangerous manner;

4. Drove motor vehicle of make Isuzu bearing registration number DAR-909 and failed to keep to the left of the road or failed to indicate his intention by hand signal, or by a traffic indicator or indicator light that he was going to alter direction or course;
5. Failed to stop and give the details when owing to the presence of motor vehicle of make Isuzu bearing registration number DAR-909 an accident occurred involving personal injury to Bjorn Spiteri and damage to motorcycle bearing registration number LUU-089.

Having seen the documents exhibited by the Prosecution;

Having heard the offender plead guilty to the charges 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 him of the legal consequences of that guilty plea, and allowed him sufficient time to re-consider his reply, and to change it.

Considered that:

From the evidence brought forward by the Prosecution and from the guilty plea registered by the offender, the Court concludes that the offender is guilty of the charges laid against him.

With regards to the punishment, the Court took into consideration the fact that the offender collaborated with the investigators and that he registered an early guilty plea. Consideration was also given to the fact that the offender has a clean criminal conviction record.

For these reasons, the Court, after having seen article 15 (1) (a) and (2) of Chapter 65 of the Laws of Malta, Regulation 67 (1) and Regulation 75 of Subsidiary Legislation 65.11, and article 226 (1) (a) and article 328 (b) of the Criminal Code, upon his admission, finds the defendant **Ivan Arbanas** guilty of all the charges brought against him and condemns him to the payment of a fine (multa) of two thousand euro (€2000) and suspends him from driving any vehicle for a period of three (3) months from today. The Court is also imposing eight (8) penalty points on the offender's driving licence.

Dr. Charmaine Galea
Magistrate

Diane Gatt - Deputy Registrar