



In the Court of Magistrates (Malta)
As a Court of Criminal Judicature
Magistrate Dr. Abigail Lofaro LL.D. Dip. Stud. Rel.
Mag Juris (Eur Law)
Hall 9

The Police
(Inspector Neville Xuereb)
(Inspector Chris Pullicino)

vs

Andrew James Stuardy

Today the 19th September, 2002

The Court;

Having seen the charges brought against the above mentioned defendant Andrew James Stuardy, born on the 6th March, 1983 and holder of British passport number 20149737 charged with having during the month of February, 2002 committed several acts, even if at different times, and which constitute violations of the same provision of the law, and in pursuance of the same design, that is :

- a. with having on the 6th February, 2002 at White Dolphine Apartments in Qawra, committed theft of money to the detriment of Martin Jones Denny;
- b. with having on the 14th February, 2002, with the intent to commit theft from the Karanne Hotel, manifested such intent by over acts and commenced the execution of this crime by forcing open the door of Room No. 324, which theft was not completed in consequence of some accidental cause independent of his will and which theft if committed would have been aggravated by means to the detriment of unknown persons;
- c. with having on the above dates, time and places willfully committed spoil, damage or injury to / or upon movable or immovable property belongings to the proprietors of the above-mentioned property and other persons;

The Court is requested that besides awarding the punishment prescribed by law, declare the above mentioned Andrew James Stuardy as a prohibited immigrant and issue a removal order against him;

Having heard defendant plead guilty to all charges in the presence of his defence counsel;

Finds defendant to be **guilty** as charged, after having seen Sections 284, 330 and 325(d) of Chapter 9;

Considered regarding punishment the fact that defendant cooperated fully with Police during investigations, immediately registered a guilty plea and has a clean criminal record, therefore does not regard imprisonment to be a fit punishment in this case;

Having seen also Section 9 of Chapter 152, frees defendant on condition that he does not commit another offence for a period of twelve months from today;

The Court declares that it has explained to defendant the legal import of this judgement;

The Court declares defendant to be a prohibited immigrant and orders his removal from these Islands.

(signed) Rita Saliba

Deputy Registrar