



MALTA

**QORTI TAL-MAGISTRATI (GUDIKATURA
KRIMINALI)
KUMPILAZZJONIJIET - NORMALI**

**MAGISTRAT DR.
MIZZI ANTONIO LL.D.**

Seduta ta' 04 ta' Ottubru, 2002

Numru. 90/2001

The Principal Immigration Officer
(Insp. Sandro Zarb)

VS

Kemal Oglu Murat Ozdemir, son of
Kemal, born in Turkey on the 15th June, 1974

The Court,

Having seen the charges proffered against the accused:

1. that on the 24th November, 2000 and the 3rd February, 2001, as a person who embarked or disembarked from Malta, made or caused to be made a false return, false statement or false representation and/or furnished the Principal Immigration Officer with false information, by presenting the Principal Immigration Officer with a passport of Greece, issued in the name of Ozden Murat which passport bears number E 374216;

2. with having on the same dates and circumstances in Malta, knowingly made use of a forged document being the above mentioned passport;
 3. with having on the same dates and circumstances in Malta, forged, altered or tampered with a passport or used or had in his possession a passport which he knew to be forged, altered or tampered with;
 4. with having during these last months, without having been granted a residence permit, landed or was in Malta without leave from the Principal Immigration Officer.
- The Court has been requested, that besides awarding the punishments according to Law, to declare the above mentioned person as a prohibited immigrant and to issue a Removal Order against him in terms of sections 14 and 15 of Chapter 217 of the Laws of Malta.

Having seen the note filed by the Attorney General where permission was granted to hear this case summarily.

Having the records of the sitting of the 4th October, 2002 where the Court was informed that the accused married a Maltese citizen on the 12th July, 2002.

Having seen the records of the sitting of the 4th October, 2002 where the accused admitted all the charges proffered against him.

Consequently, the Court finds the accused guilty of all the charges proffered against him. Having seen section 189 of the Criminal Code, section 5 of Chapter 61 of the Laws of Malta and sections 5 and 32(c) of Chapter 217 of the Laws of Malta, does not condemn him to a term of imprisonment but sets him free in terms of section 9 of Chapter 152 of the Laws of Malta on condition that he commits no further offence for a period of two years from today. In the circumstances, there is no need for the issue of a Removal Order against the accused.