



**COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE
MAGISTRATE DR. GABRIELLA VELLA B.A., LL.D.**

**The Principal Immigration Officer
(Inspector Hubert Gerada)**

Vs

Euredice Annelatt Olijfveld

Today, 22nd April 2021

The Court,

After having considered charges brought against **Euredice Annelatt Olijfveld**, twenty six (26) years of age, daughter of Orpheo and Marijke, born in Holland, on the 10th August 1994, presently residing in Amsterdam and holder of Dutch Passport Number NY9299J112, of having on the 22nd April 2021 or days prior this date in these Islands:-

1. In order to gain any advantage or benefit for herself or others, in any document intended for any Public Authority, knowingly made a false declaration or statement or gave false information and this in violation of Article 188(2) of Chapter 9 of the Laws of Malta;
2. Committed any other kind of forgery or knowingly made use of any other forged document and this in violation of Article 189 of Chapter 9 of the Laws of Malta;

After having considered the documents submitted by the Prosecution namely: (i) the Police report regarding the incident forming the merits of these proceedings - Doc. "A"; (ii) a photocopy of the accused's passport - Doc. "B"; (iii) a copy of the false test result used by the accused - Doc. "C"; (iv) a document which shows that the test result used by the accused is false - Doc. "D"; (v) a declaration by the accused regarding refusal of legal advice - Doc. "E"; (vi) a statement given by the accused - Doc. "F"; (vii) the conviction sheet of the accused – Doc. "G";

After having heard the accused plead guilty to the charges brought against her, which guilty plea was confirmed by her even after the Court, in terms of Section 453(1) of Chapter 9 of the Laws of Malta, warned her in the most solemn manner of the legal consequences of her guilty plea after having given her sufficient time within which to reconsider and withdraw her guilty plea;

After having heard submissions regarding punishment, including the submission that the second charge brought against the accused is alternative to the first charge brought against her;

Considers:

The accused is being charged of having on the 22nd April 2021 or days prior this date in these Islands:- (1) in order to gain any advantage or benefit for herself or others, in any document intended for any Public Authority, knowingly made a false declaration or statement or gave false information and this in violation of Article 188(2) of Chapter 9 of the Laws of Malta; (2) committed any other kind of forgery or knowingly made use of any other forged document and this in violation of Article 189 of Chapter 9 of the Laws of Malta.

The accused pleaded guilty to the charges brought against her.

In view of guilty plea by the accused, the Court finds the accused guilty of the first charge brought against her however, it abstains from considering the second charge brought against the accused since this is alternative to the first charge brought against her.

In so far as concerns punishment the Court took into account the nature of the charges brought against the accused but also the fact that the accused submitted a guilty plea at an early stage of the proceedings and that she has a clean conviction sheet.

Therefore after considering Articles 11 and 188(2) and of Chapter 9 of the Laws of Malta, the Court, whilst reiterating that it is finding the accused guilty of the first charge brought against her and that it is abstaining from considering the second charge brought against the accused since it is alternative to the first charge brought against her, condemns the accused to a fine (*multa*) of five hundred Euro (€500).

MAGISTRATE

DEPUTY REGISTRAR