



**Court of Magistrates (Malta)  
As a Court of Criminal Judicature**

**Magistrate Dr. Doreen Clarke LL.D.**

**Today, the 7<sup>th</sup> of September, 2021**

**The Police  
(Inspector Alfredo Mangion)**

**vs**

**Karol Mieczyslaw Tokaj**

**Drugs number 103/2021**

The Court,

Having seen the charges against Karol Mieczyslaw Tokaj, 39 years of age, son of Mieczyslaw and Yolanta nee' Kotniewicz, born in Poland on the 24<sup>th</sup> August 1981, residing at number 48, Adlor Flats, Flat 2A, Guze Galea Street, Iklin and holder of Identity Card bearing number 257260A.

Charged with having on the 17<sup>th</sup> February 2021 and/or in the previous days or weeks, in these islands:-

1. Imported, or caused to be imported, or took any steps preparatory to import any dangerous drug (Cannabis Grass) into Malta against the

provisions of The Dangerous Drugs Ordinance, Chapter 101 of the Laws of Malta;

2. Had in his possession (otherwise than in the course of transit through Malta of the territorial waters thereof) the whole or any portion of the plant Cannabis in terms of Section 8(d) of the Chapter 101 of the Laws of Malta.

Having seen the order of the Attorney General issued in virtue of section 22(2) of Chapter 101 of the Laws of Malta for these proceedings to be heard summarily by this Court sitting as a Court of Criminal Judicature.

Having heard the prosecuting officer declare, for purposes of the first charge, that this is a case of importation for personal use.

Having seen that the defendant admitted the charges brought against him, and that he confirmed this admission of guilt even after having been given time to reconsider his plea.

Having seen the documents filed by the prosecuting officer.

Having heard the submissions regarding the penalty to be meted out.

Having considered

That defendant admitted the charges brought against him; these are consequently sufficiently proven.

With regards to the penalty to be meted out the Court took into consideration the nature of the offences of which the defendant is being found guilty, his cooperation with the investigating officer, his admission at the earliest stage of these proceedings, and his clean conviction sheet. The court also took into consideration the quantity and nature of the substance found as well as the declaration of the prosecuting officer that this was a case of importation for personal use.

Wherefore the Court, after having seen sections 7, 8(d), 22(1)(a) and 22(b)(i) of Chapter 101 of the Laws of Malta and the regulation 9 of Legal Notice 292 of the year 1939, on his admission finds defendant

guilty of the charges brought against him and condemns him to a fine of eight hundred Euros (€800) which is to be paid within six months.

The Court is also ordering **the distruction of the substance and objects exhibited Doc AM1** once this judgement becomes final and definitive, under the supervision of the Registrar, who shall draw up a proces verbal documenting the destruction procedure. The said proces verbal shall be inserted in the records of these proceedings not later than fifteen days from the said destruction.

**DR. DOREEN CLARKE**  
**MAGISTRAT**