



MALTA

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

**MAGISTRATE
DR. CHARMAINE GALEA**

Today the 31st of December 2021

**The Commissioner of Police
(Inspector Karl Roberts)
(Inspector Kurt Farrugia)**

vs

**Shariffo Sanno
(Italian residence permit I16130641)
(Italian Refugee Passport MC0056071)**

The Court,

Having seen that the defendant **Shariffo Sanno** was charged with having on the 29th December 2021 and/or the previous days, weeks or months in these Maltese Islands;

1. Knowingly making use of forged document;
2. Drove or permitted that the motor vehicle with registration number 1-YCQ 388 of make Hyundai Sante Fe to be on the road, whether parked or in use, without a valid circulation licence, or a circulation permit or a temporary licence disc, as applicable, issued by the Authority;
3. As the owner of vehicle registration number 1-YCQ-388 of make Hyundai Sante Fe, failed to ensure that such vehicle is always and at all times covered by a licence issued by the Authority;

4. Drove the vehicle with registration number 1-YCQ-388 of make Hyundai Sante Fe, when not covered with an insurance policy for the risks of third parties;
5. Drove the vehicle with registration number 1-YCQ-388 of make Hyundai Sante Fe, without having a valid driving licence;

The Court was requested that in case that the accused is found guilty, to disqualify him from having or attempting of having a valid driving license for the period of not less than eight (8) days, according to Article 15(3) of the Traffic Regulation Ordinance

The Court was also requested to apply Section 533(1) of Chapter 9 of the Laws of Malta, as regards to the expenses incurred by the Court appointed Experts.

The Court was also requested that in case that the accused is found guilty, to order the confiscation of the vehicle, make Hyundai Sante Fe with registration number 1-YCQ-388

Having seen that the acts of the proceedings;

Having heard the defendant plead guilty to the charges brought against him, which guilty plea was confirmed after the Court explained to him the punishment for the charges brought against him and gave him time to reconsider such plea;

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

Having considered:

The defendant admitted the charges brought against him and hence the Court is of the opinion that the same have been sufficiently proven;

Regarding the penalty to be meted out, the Court took into consideration the nature of the offences, the defendant's clean conviction sheet and his admission at the earliest stage of these proceedings and also that the Principal Immigration Officer would issue a Removal Order as the defendant does not have the necessary permits to reside in Malta.

DECIDE

Wherefore the Court, after having seen article 9 of the Criminal Code, Regulation 13 (2) and 14 (3) of Subsidiary Legislation 368.02, article 3 (1) of

Chapter 104 of the Laws of Malta, article 15 (1) (a) of Chapter 65 of the Laws of Malta, on his admission finds defendant guilty of all the charges brought against him and condemns him to nine (9) months imprisonment which by application of article 28A of the Criminal Code are being suspended to two (2) years from today.

In terms of article 15 (3) of Chapter 65 of the Laws of Malta and article 3 (2A) of Chapter 104 of the Laws of Malta the Court is disqualifying the defendant from holding a driving license for twelve (12) months from today.

The Court is also confiscating in favour of the Government of Malta the vehicle with registration number 1-YCQ 388 of make Hyundai Sante Fe.

Dr. Charmaine Galea
Magistrate

Diane Gatt
Deputy Registrar