



**COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE**

MAGISTRATE DR ELAINE MERCIECA LL.D

**THE POLICE
(Inspector Leeroy Balzan Engerer)**

Vs

**SERENA MARIA FALZON
AMEERAH RENATA FALZON OJO**

Case No: _____

Today, 27th December 2021

The Court,

Having seen the charges brought against:

Serena Maria Falzon, daughter of William Falzon and Zulad nee Hussein born in London, United Kingdom on the 20th October 1972, residing at 12. Dawnay Road, London, SW18 3PG and/or Room No 719: , Kavallieri Hotel, Triq Spinola, San Giljan and holder of British Passport with number : 510316878; and

Ameerah Renata Falzon Ojo, daughter of unknown father and Serena Maria Falzon, born in the United Kingdom on the 04th February 2002, residing at 12. Dawnay Road, London, SW18 3PG and/or Room No: 719 , Kavallieri Hotel, Triq Spinola, San Giljan and holder of British Driving Licence with number : FALZO052042AR9TN 61

By virtue of which they were accused for having on the 26th December 2021, throughout various times in St. Julian's, Malta;

1. Reviled, or threatened, or caused a bodily harm to PS 1330 Sandro Mangion, PS 750 Terry James Mallia and PC 127 Clyde Agius, who are persons lawfully charged with a public duty, while in the act of discharging their duty or because of their having discharged such duty, or with intent to intimidate or unduly influence him in the discharge of such duty;
2. Wilfully disturbed the public good order or the public peace;
3. Failed to abide by the provisions of the regulations about the mandatory use of medical or cloth masks;
4. Disobeyed the lawful orders of any authority or of any person entrusted with a public service, or hindered or obstructed such person in the exercise of his duties, or otherwise unduly interfered with the exercise of such duties, either by preventing other persons from doing what they are lawfully enjoined or allowed to do, or frustrating or undoing what has been lawfully done by other persons, or in any manner whatsoever, unless such disobedience or interference falls under any other provisions of this Code or of any other law;

This Court was requested to provide a Protection Order for the safety of PS 1330 Sandro Mangion, PS 750 Terry James Mallia and PC 127 Clyde Agius, or of other individuals or for the keeping of the public peace or for the purpose of protecting the injured person or other individuals from harassment or other conduct which will cause a fear of violence, issue a protection order against the accused, in terms of Section 382A and 412C of Chapter 9 of the Laws of Malta.

Furthermore, this 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.

Having seen the acts and documents of the case;

Having seen that both accuseds admitted the charges brought against them and that they reconfirmed their guilty plea even after being given sufficient time to reconsider;

Having heard submissions with regards to the penalty which should be meted out;

Considered

Whereas both accuseds have admitted to the charges brought against them and thus these have been sufficiently proven;

With reference to the penalty to be meted out, the Court, is taking into consideration the nature and all of the circumstances relating to the offence for which the accuseds are pleading guilty, their clean conviction sheet; and the accuseds' guilty plea at the earliest stage possible.

Decide

Hence, this Court, after having seen articles 95; 338(dd); 338(ee) of the Criminal Code and regulation 3 of Subsidiary Legislation 465.48, upon admission by both accuseds, is finding both of the accuseds, namely, Serena Maria Falzon and Amerrah Renata Falzon Ojo guilty of all the charges proffered against them and is consequently condemning each of them to nine (9) months imprisonment, which by virtue of article 28A of the Criminal Code is hereby being suspended for the period of eighteen (18) months. The Court is also condemning each of the accused to the payment of fine multa of Eur. 1,200.

With reference to the prosecution's request to issue a protection order against the accuseds in favour of PS1330 Mangion; PS750 Mallia and PC127 Agius; the Court, after having considered the facts of the case, the fact that this was an isolated incidence and also the fact that, in these circumstances, the protection order was requested with regards to police officers (who are duty bound by law to ensure good order and the enforcement of laws), does not deem it appropriate to accede to such request.

Finally, the Court is also not acceding to the prosecution's request for the accuseds to be condemned to pay the expenses in relation to court appointed experts in terms of article 533 of the Criminal Code given that no such experts were appointed in this case.

Dr Elaine Mercieca
Magistrate

Christine Farrugia
Deputy Registrar