



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

**MAGISTRATE DR. NOEL BARTOLO
B.A., M.A. (Fin. Serv.), LL.D.**

TODAY 26th August, 2022

**The Police
(Inspector Jean Paul Attard)**

vs.

Romi Yohannes

The Court,

After having seen the charges brought against the accused **Romi Yohannes**, son of Yohannes and Manalulosh, born in Addis Ababa, Ethiopia, on 8th November 2000, resident at Josephine Pace 5, Triq Santu Wistin, Hamrun, holder of Police Number 20BB-019 and Refcom number 30123 **accused of having committed several acts, even if at different times, constitute violations of the same provisions of the law, and were committed in pursuance of the same design:**

1. In Triq Mons. Alfredo Mifsud, Pembroke and/or other places in Malta, during the night between the 24th August 2022 and 25th August 2022, committed theft of clothes from inside a vehicle of make Opel that was locked, bearing registration number GBO916, which vehicle is owned by Nicholas Scerri and/or other persons, which theft is aggravated by amount, which exceeds two hundred and thirty two Euro and ninety-four cents (€232.94) but not more than two thousand three hundred and nine and twenty euros and thirty-seven cents

(€2,329.37) and is also aggravated by means, time and by the nature of the thing stolen;

2. And further for having in Triq Mons. Alfredo Mifsud, Pembroke and/or other places in Malta, during the night between the 24th August 2022 and 25th August 2022, with intent to commit a crime having manifested such intent by overt acts which are followed by a commencement of the execution of the crime by attempting to steal from inside a vehicle of make Nissan that was locked, bearing registration number DBZ862, which vehicle is owned by Chiara Camilleri and/or other persons, which crime was not completed in consequence of some accidental cause independent of his will, and which attempted theft is aggravated by means, amount, time and by the nature of the thing stolen;

3. And further for having in Triq Don Luigi Rigord, Pembroke and/or other places in Malta, committed theft of electronic equipment and clothes, which amount does not exceed two hundred and thirty-two Euro and ninety-four cents (€232.94), from inside a vehicle of make Isuzu that was locked, bearing registration number KAD969, which vehicle is owned by Anthony Aquilina and/or other persons, which theft is aggravated by means, time and by the nature of the thing stolen;

4. And further for having in Triq San Patrizju, Pembroke and/or other places in Malta, committed theft of electronic equipment, which amount does not exceed two hundred and thirty-two Euro and ninety-four cents (€232.94), from inside a vehicle of make Peugeot that was locked, bearing registration number CBX738, which vehicle is owned by Jeffrey Savage and/or other persons, which theft is aggravated by means, time and by the nature of the thing stolen;

5. And further for having in Triq Villa Rosa, Swieqi and/or other places in Malta, during the night between the 22nd August 2022 and 23rd August 2022, committed theft of money, which amount does not exceed two hundred and thirty-two Euro and ninety-four cents (€232.94), from inside a vehicle of make Peugeot that was locked, bearing registration number CMC307, which vehicle is owned by Carlos Bonello and/or other persons, which theft is aggravated by means, time and by the nature of the thing stolen;

6. And further for having on the same date, time, place and circumstances, wilfully committed spoil, damage or injury to or upon any movable or immovable property, which amount of the damage does not exceed two

hundred and fifty euro (€250) to the detriment of Carlos Bonello and/or other persons;

7. And further for having in Triq Villa Rosa, Swieqi and/or other places in Malta, during the night between the 22nd August 2022 and 23rd August 2022, committed theft of money, which amount does not exceed two hundred and thirty-two Euro and ninety-four cents (€232.94), from inside a vehicle of make Mazda that was locked, bearing registration number ANT159, which vehicle is owned by Antonella Grech and/or other persons, which theft is aggravated by means, time and by the nature of the thing stolen;

8. And further for having on the same date, time, place and circumstances, wilfully committed spoil, damage or injury to or upon any movable or immovable property, which amount of the damage does not exceed two hundred and fifty euro (€250) to the detriment of Antonella Grech and/or other persons;

9. And further for having in Triq Ġogi, Swieqi and/or other places in Malta, during the night between the 22nd August 2022 and 23rd August 2022, with intent to commit a crime having manifested such intent by overt acts which are followed by a commencement of the execution of the crime by attempting to steal from inside a vehicle of make Toyota that was locked, bearing registration number FBV386, which vehicle is owned by Carmen Xuereb and/or other persons, which crime was not completed in consequence of some accidental cause independent of his will, and which attempted theft is aggravated by means, amount, time and by the nature of the thing stolen;

10. And further for having on the same date, time, place and circumstances, wilfully committed spoil, damage or injury to or upon any movable or immovable property, which amount of the damage does not exceed two hundred and fifty euro (€250) to the detriment of Carmen Xuereb and/or other persons;

11. And further for having on the 23rd August 2022 at around one in the morning (01:00hrs) and/or previous hours in Triq il-Wasliet, Swieqi and/or other places in Malta, with intent to commit a crime having manifested such intent by overt acts which are followed by a commencement of the execution of the crime by attempting to steal from inside a vehicle of make Toyota that was locked, bearing registration number DBE021, which vehicle is owned by Anthony Portelli and/or other persons, which crime was not completed in consequence of some

accidental cause independent of his will, and which attempted theft is aggravated by means, amount, time and by the nature of the thing stolen;

12. And further for having on the same date, time, place and circumstances, wilfully committed spoil, damage or injury to or upon any movable or immovable property, which amount of the damage does not exceed two hundred and fifty euro (€250) to the detriment of Anthony Portelli and/or other persons;

13. And further for having on the 23rd August 2022 at around quarter to two in the morning (01:45 hrs) in Triq tal-Franciz, Swieqi and/or other places in Malta, committed theft of money, which amount does not exceed two hundred and thirty-two Euro and ninety-four cents (€232.94), from inside a vehicle of make Smart that was locked, bearing registration number ZEE147, which vehicle is owned by Matthew Zammit and/or other persons, which theft is aggravated by means, time and by the nature of the thing stolen;

14. And further for having in Triq tal-Franciz, Swieqi and/or other places in Malta, during the night between the 22nd August 2022 and 23rd August 2022, committed theft of money, which amount does not exceed two hundred and thirty-two Euro and ninety-four cents (€232.94), from inside a vehicle of make Smart that was locked, bearing registration number ICD458, which vehicle is owned by Audrey Craig and/or other persons, which theft is aggravated by means, time and by the nature of the thing stolen;

15. And further for having in Triq l-Imghazel, Swieqi and/or other places in Malta, during the night between the 22nd August 2022 and 23rd August 2022, with intent to commit a crime having manifested such intent by overt acts which are followed by a commencement of the execution of the crime by attempting to steal from inside a vehicle of make Fiat that was locked, bearing registration number FCV282, which vehicle is owned by Noel Muscat and/or other persons, which crime was not completed in consequence of some accidental cause independent of his will, and which attempted theft is aggravated by means, amount, time and by the nature of the thing stolen;

16. In St. Julian's and/or other places in Malta, on 25th August 2022 and the preceding days knowingly received or purchased any property which has been stolen, misapplied or obtained by means of any offence, whether committed in Malta or abroad, or knowingly took part, in any manner whatsoever, in the sale or disposal of the same.

The Court is 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 examined all the documents forming part of the proceedings.

Having seen the consent given by the Attorney General for this case to be dealt with summarily (Doc. "JP 1" and "JP 2").

Having heard the accused inform the Court that he did not object to this case being dealt with summarily.

Having heard the accused plead guilty to all the charges brought against him, notwithstanding the fact that the Court in terms of Section 453(1) of Chapter 9 of the Laws of Malta warned him in the most solemn manner of the legal consequences of his guilty plea and after having given him sufficient time within which to reconsider and withdraw his guilty plea.

Considers

That, as a consequence of the admission of the accused of all the charges brought against him, the mentioned charges brought against the accused have been sufficiently proven.

With regards to the punishment to be inflicted against the accused, the Court took into consideration various factors, including: the nature of the charges brought against the accused, the guilty plea of the mentioned charges at an early stage of these proceedings and the conviction sheet of the accused. Moreover the Court also took note of the submissions brought forward by the defense and the prosecution during today's sitting namely that the accused has a drug problem with synthetic drugs, that he co-operated with the police, that most of the stolen items have been recovered and that the accused would benefit from a rehabilitation programme against drug abuse.

Decide:

Therefore, the Court, for the above reasons and after having seen and considered Articles 18, 41, 261(b), (c), (f), (g), 263(a), 264(1), 267, 270, 271(g), 278(3), 280(2), 281(b), 325(1)(c) and 334 of Chapter 9 of the Laws of Malta, finds the accused **Romi Yohannes** guilty of all the charges brought against him and condemns him to a period of twenty six (26) months imprisonment.

Moreover the Court recommends that the guilty person **Romi Yohannes** be afforded all the necessary help in order to overcome his drug problem and orders that a copy of this judgement be transmitted to the Chief Executive Officer of the Correctional Services Agency.

The Court orders that in terms of Article 392A of Chapter 9 of the Laws of Malta the records of this case be duly transmitted to the Attorney General within the term prescribed by Law.

Dr. Noel Bartolo
MAGISTRATE

Caroline Perrett
Deputy Registrar