



MALTA

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

**MAGISTRATE  
DR. CHARMAINE GALEA**

**Today the 16th May 2023**

**The Police  
(Inspector Christian Cauchi)**

**vs**

**Jan Erik Marko Kaselaid  
(Holder of Estonian passport number: KE0192493)**

The Court,

Having seen that the defendant **Jan Erik Marko Kaselaid** was charged with having on the the 15th May 2023 at 08:00hrs and/or in the previous times in Triq il-Kavett, San Pawl il-Bahar and/or in these Maltese islands acquired, was in possession for whatever purpose, kept or imported a knuckle duster as referred to in Schedule 1 that is prohibited in view of article 3(a) of Chapter 480 of laws of Malta;

The Court was requested that in case of guilt orders the forfeiture of the corpus delicti, of the instruments used or intended to be used in the commission of any crime, and of anything obtained by such crime in term of article 23 of the Criminal Code, Chapter 9 of Laws of Malta;

Having seen that the acts of the proceedings;

Having heard the defendant plead guilty to the charge brought against him, which guilty plea was confirmed after the Court explained to him the punishment for the charge 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 charge brought against him and hence the Court is of the opinion that the same charge has been sufficiently proven;

Regarding the penalty to be meted out, the Court took into consideration the nature of the offence and the defendant's clean conviction sheet and also the minute of the Prosecution and the defence that the Court may, at its discretion, impose a suspended custodial term instead of an effective one.

**DECIDE**

Wherefore the Court, after having seen article 3 (a) of Chapter 480 of the Laws of Malta, on his admission finds the defendant **Jan Erik Marko Kaselaïd** guilty of the charge brought against him and condemns him to three (3) months imprisonment which by application of article 28A of the Criminal Code are being suspended to one (1) year from today.

In accordance with sections 28A (4) of Chapter 9 of the Laws of Malta, the Court explained in clear and simple language the meaning of this judgement to the defendant, and the consequences which would follow if he fails to abide by it, that is if he commits another offence which is punishable by imprisonment within the operative period.

Finally, in terms of article 23 of the Criminal Code, the Court orders the forfeiture of the knuckle duster which was exhibited by the Prosecution and marked as Document CC7.

**Dr. Charmaine Galea**  
**Magistrate**

**Antonella Cassar**  
**Deputy Registrar**