



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

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

Today 10th July, 2024

**The Police
(Inspector Roderick Attard)**

vs

Alexander Pontus Larsson

The Court,

After having seen the charges brought against the accused: **ALEXANDER PONTUS LARSSON**, 29 years, son of Sven Borgesson and Annika, born in Sweden, on the 4th September 1994, residing at Blk E, Manor Heights, flat 10, Triq Charles Sciberras, San Giljan and holder of Swedish personal ID No 940904-0293

Accused with having: On the 8th of July 2024 and/or in the days and/or months prior in the Maltese Islands;

(1) Had in his possession the drugs (cocaine) specified in the First Schedule of the Dangerous Drug Ordinance, Chapter 101 of the Laws of Malta, when he was not in possession of an import or an export authorisation issued by the Chief Government Medical Officer in pursuance of the provisions of paragraphs 4 and 6 of the Ordinance, and when he was not licensed or otherwise authorised to manufacture or supply the mentioned drugs, and was not otherwise licensed by the President of Malta or authorised by the Internal Control of Dangerous Drugs

Regulations (G.N.292/1939) to be in possession of the mentioned drugs, and failed to prove that the mentioned drugs was supplied to him for his personal use, according to a medical prescription as provided in the said regulations, and this in breach of the 1939 Regulations, of the Internal Control of Dangerous Drugs (G.N.292/1939) as subsequently amended by the Dangerous Drugs Ordinance Chapter 101, of the Laws of Malta which drug was found under circumstances denoting that it was not intended for his personal use;

(2) Produced, sold or otherwise dealt with the whole or any portion of the plant Cannabis in terms of Section 8 (e) of the Chapter 101 of the Laws of Malta;

(3) 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, which drug was found under circumstances denoting that it was not intended for his personal use;

(4) Had in his possession the psychotropic and restricted drug (ecstasy) without a special authorisation in writing by the superintendent of Public Health, in breach of the provisions of the Medical and Kindred Professions Ordinance Chap 31 laws of Malta and the Drugs (Control) Regulations, Legal Notice 22 of 1985 as amended;

(5) Committed these offences in, or within 100 metres of the perimeter of, a school, youth club or centre, or such other place where young people habitually meet in breach of Article 22 (2) of the Dangerous Drugs Ordinance, Chapter 101 of the Laws of Malta.

The court is humbly requested that in case of guilt, apart from inflicting the punishment as prescribed by law, order also the confiscation of all objects exhibited.

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

Having examined all the documents forming part of the proceedings.

Having heard the accused plead guilty to the charges brought against him, and having heard him confirm his guilty plea after the Court 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/or withdraw his guilty plea and consult again with his lawyer.

Considers

That, as a consequence of the accused's admission of the charges brought against him, the said 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 and the submissions of the defense and prosecution during today's sitting with respect to the punishment where they suggested the punishment of 9 months imprisonment the period of which is suspended for 2 years.

Decide:

Therefore, the Court, for the above reasons and after having seen and considered *inter alia* ***the provisions of paragraphs 4 and 6 of the Dangerous Drugs Ordinance (Cap. 101 of the Laws of Malta), Article 22(2)(b) of Cap. 101 of the Laws of Malta, Articles 8(e) and (d) of Cap. 101 of the Laws of Malta, Sections 40A and 120A of Chapter 31 of the Laws of Malta and regulation 4 GN 292/1939*** finds the accused **ALEXANDER PONTUS LARSSON**, on his own admission, guilty of the charges brought against him and condemns him **to a period of nine (9) months imprisonment which in terms of Article 28A of Chapter 9 of the Laws of Malta shall be suspended for a period of two (2) years from today.**

The Court explained to the guilty person in simple terms the consequences of this judgement.

In relation to the request of the Prosecution as contained in the charge sheet where the Court was requested to condemn the accused, in case of guilt, for the payment of costs in connection with the appointment of experts as contemplated in Article 533 of Chapter 9 of the Laws of Malta, the Court rejects such request since no evidence has been brought forward in this regard.

Finally, the Court orders that in terms of Article 392A of Chapter 9 of the Laws of Malta the Attorney General is given access to all the records of these

proceedings and to this judgment with the means and within the period of time stipulated by law.

Noel Bartolo
Magistrate

Marisa Bugeja
Deputy Registrar

10th July, 2024