



**IN THE COURT OF MAGISTRATES
AS A COURT OF CRIMINAL JUDICATURE**

MAGISTRATE DR. ANN MARIE THAKE
LL.B., Adv. LL.M., LL.D.

Today, the 19th of January 2025

The Police
(Inspector Christian Cauchi)

vs

Keiran Patrick Mussett

Case number 49/2025 AMT

The Court,

Having seen the charges against **Keiran Patrick Mussett**, son of Darren James Mussett and Marthese Mussett nee` Gatt, born in the United Kingdom the 3rd of January 2005, holder of the Maltese identity card with the number 0081905L, whereby he was accused of having between Thursday 16th January 2025 and Friday 17th January 2025 at several times in these Maltese islands:

1. Caused his **mother Marthese Mussett** to fear that violence will be used against her or her property of any of her ascendants, descendants, brothers or sisters aggravated by the fact that the offence was committed against the former or current spouse or partner, by a member of the family, a person having abused her or his authority and this in terms of **article 251B, 251H(a) and 251HA of the Criminal Code, Chapter 9 of the Laws of Malta**.

2. And moreover due to the fact in the aforementioned period at several times in these Maltese islands, by means of a network or electronic communication apparatus, threatened the commission of any crime, with intent to extort money or any other thing, or to make any gain, or with intent to induce Marthese Mussett to do or omit from doing any thing, threatened to accuse or to make a complaint against, or to defame, that or another person and made any improper use thereof and this in terms of **article 49 (a)(b)(c) of Chapter 399 of the Laws of Malta**

3. And moreover due to the fact that between Thursday 16th January 2025 and Friday 17th January 2025 under the same circumstances utterly insulted or threatened Marthese Mussett, not otherwise provided for in this code, or if Kieran Patrick Mussett was provoked, same carried his insult beyond the limit warranted by the provocation in terms of **Article 339(1)(e) of the Criminal Code, Chapter 9 of the laws of Malta.**

4. And moreover, on Friday 17th January 2025 at around ten in the evening (22:00HRS) at residence number 84, 'Emerald', Triq F.Assenza, Swieqi wilfully committed any spoil, damage or injury to or upon any moveable or immoveable property belonging to Marthese Mussett when the amount of the damage does not exceed twenty-three euros and twenty-nine cents (€23.29) and this in terms of **Article 325(1)(d) of the Criminal Code, Chapter 9 of the laws of Malta.**

The Court was requested, in the event of a finding of guilt, and in addition to the punishment in accordance with the law, apply articles 382, 383, 384, and 385 of Chapter 9 of the Laws of Malta, to provide security for Marthese Mussett, and to issue a treatment order requiring the accused person to accept treatment without harm for those conditions that the Court may deem appropriate to include in the order, and this under the provisions of Article 412D of the Criminal Code, Chapter 9 of the Laws of Malta.

The Court was also requested, in the case of a finding of guilt and in addition to the punishment in accordance with the law, to order the accused to pay the costs incurred in terms of Articles 532A, 532B and/ or Article 533 of the Criminal Code, Chapter 9 of the Laws of Malta.

Having seen all documents and acts;

Having heard, during the sitting held on the 19th of January 2025, the accused admit to the charges brought against him even after the consequences of the guilty plea were explained to him and after the accused was given reasonable time to reconsider.

Having heard the parties' submissions of punishment;

Considered;

Having heard the accused plead guilty to all charges proffered against him, the Court cannot but find the accused guilty of all charges.

With regards to punishment, the Court is taking note of the declaration made by the Prosecuting Official, the parte civile duly assisted by a lawyer of her choosing and the defendant, who stated that they agree that in the circumstances the most suitable punishment would consist of a conditional discharge, in addition to the payment of a fine in view of the second charge, and a treatment order to ensure that the defendant address his anger management problem. The Court is also taking note of the fact that the parte civile requested that no restraining order be issued in her favour against the accused.

Decide

For these reasons the Court, after having seen articles 251B, 251H(a), 339(1)(e), and 325(1)(d) of Chapter 9 of the Laws of Malta and article 49(a)(b) and (c) of Chapter 399 of the laws of Malta finds the accused guilty of all charges proffered against him, but upon the application of article 22 of Chapter 446 of the Laws of Malta, conditionally discharges the accused for three (3) years.

In addition, the court condemns the accused to the payment of a fine of seven hundred and fifty euro (€750) which may be paid in monthly instalments of twenty five euro (€25), and in terms of article 412D of Chapter 9 of the laws of Malta places him under a Treatment Order of three (3) years, in accordance with the conditions indicated in the annexed decree.

The Court explained to the accused in ordinary language that if he commits another offence during the period of conditional discharge, he will be liable to be sentenced for the original offence, and his obligations in accordance with the Treatment Order.

The Court orders that, in accordance with article 392A(2) of Chapter 9 of the Laws of Malta, the Attorney General is given access to a scanned copy of the acts of the proceedings and to a scanned copy of the judgment within six (6) working days.

Ann Marie Thake
Magistrate

Ylenia Spiteri
Deputy Registrar