



**COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE
MAGISTRATE DR. GABRIELLA VELLA B.A., LL.D.**

Case No. 1105/2025

**The Police
(Inspector Roxanne Tabone)**

Vs

Arthur Jan Olivier Lodder

Today, 20th January 2025

The Court,

After having considered the charges brought against **Arthur Jan Olivier Lodder**, fifty five (55) years of age, son of Jun and Agnes neè Schenkeveld, born in Terneuzen, The Netherlands, on the 19th May 1969, resident at 37, Sitka Court, Ix-Xatt ta' Qui-Si-Sana, Sliema, and holder of Dutch Passport Number NMJL18KL7, of having on the 19th January 2025 at around 17.40hrs at the Malta International Airport, Gudja:

1. Reviled, or threatened, or caused a bodily harm to any person lawfully charged with a public duty, while in the act of discharging his duty or because of his having discharged such duty, or with intent to intimidate or unduly influence him in the discharge of such duty and this in violation of Article 95 of Chapter 9 of the Laws of Malta;
2. Also, that on the same day, time and circumstances disobeyed the lawful orders of any authority or of any person entrusted with a public service and this in violation of Article 338(ee) of Chapter 9 of the Laws of Malta;
3. On the same day, time and circumstances, wilfully disturbed the public good order or the public peace and this in violation of Article 338(dd) of Chapter 9 of the Laws of Malta;
4. Also, that on the same day, time and circumstances, without intent to kill or to put the life of any person in manifest jeopardy, caused harm to the body or health of PC 708 and this in violation of Articles 214 and 221 of Chapter 9 of the Laws of Malta;

After having considered the documents submitted by the Prosecution marked as Doc. “A” to Doc. “F”;

After having heard the accused plead guilty to the charges brought against him, which guilty plea was reiterated by him after the Court gave him sufficient time to reconsider his position and withdraw his guilty plea;

After having heard submissions by the Prosecution and Defence Counsel regarding punishment and after having heard the accused apologise for his actions;

After having considered the records of the proceedings;

Considers:

The accused is being charged with having on the 19th January 2025 at around 17.40hrs at the Malta International Airport, Gudja: (1) Reviled, or threatened, or caused a bodily harm to any person lawfully charged with a public duty, while in the act of discharging his duty or because of his having discharged such duty, or with intent to intimidate or unduly influence him in the discharge of such duty and this in violation of Article 95 of Chapter 9 of the Laws of Malta; (b) Also, that on the same day, time and circumstances disobeyed the lawful orders of any authority or of any person entrusted with a public service and this in violation of Article 3389(ee) of Chapter 9 of the Laws of Malta; (c) On the same day, time and circumstances, wilfully disturbed the public good order or the public peace and this in violation of Article 338(dd) of Chapter 9 of the Laws of Malta; and (d) Also, that on the same day, time and circumstances, without intent to kill or to put the life of any person in manifest jeopardy, caused harm to the body or health of PC 708 and this in violation of Articles 214 and 221 of Chapter 9 of the Laws of Malta.

The accused pleaded guilty to the charges brought against him. In view of such guilty plea on the part of the accused, the Court must find said accused guilty of the charges so brought against him.

For the purposes of punishment the Court took into account the nature of the charges brought against the accused but it also took into account that fact that the accused has a clean conviction sheet, that he registered a guilty plea at an early stage of the proceedings and that he apologised for his actions.

Therefore after considering Sections 31, 95, 214, 215, 221(1), 222(1)(c), 338(dd) and 338 (ee) of Chapter 9 of the Laws of Malta, the Court is finding the accused guilty, upon his own admission, of the charges brought against him and condemns him to six (6) months imprisonment, however, in view of the fact that the Court deems that there are sufficient reasons which warrant the suspension of the prison term being here imposed on the accused, namely that the accused has a clean Maltese conviction sheet and that he submitted a guilty plea at an early stage of the proceedings, in terms of Section 28A of Chapter 9 of the Laws of Malta, it is hereby suspending the term of six (6) months imprisonment being imposed on the accused for a period of two (2) years from date of this judgement. Furthermore, the Court condemns the accused to a fine (*multa*) of eight hundred Euro (€800).

In terms of Section 28A(4) of Chapter 9 of the Laws of Malta, the Court explained to the accused in plain language his liability under Section 28B of Chapter 9 of the Laws of Malta, if during the operational period of this suspended sentence he commits an offence punishable with imprisonment.

MAGISTRATE

DEPUTY REGISTRAR