



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

**MAGISTRATE DR.
ANTONIO MIZZI**

Sitting of the 9th June, 2003

Number 229/2001

The Police
(Inspector Carmel Bartolo)

VS

Andrew James Sturdy, son of Andy, born in England on
the 6th
March, 1983

The Court,

Having seen the charges proffered against the accused that on the Maltese Islands during the period between the year 1999 and the 9th April, 2001, with several acts committed at different times, which constitute violations of the same provisions of the law and which were committed in pursuance of the same design:

1. on these Islands during the year 1999, committed theft of money from the premises styled "Empire Cinema

- Complex” to the detriment of the owners of the said complex, which theft is aggravated by means;
2. with having on these Islands, on the same date, place and circumstances, committed any spoil, damage or injury to or upon any movable or immovable property, which damage does not exceed five hundred Malta Liri but exceeds fifty Malta Liri to the detriment of the owners of the premises styled “Empire Cinema Complex”;
 3. on these Islands during the year 1999, committed theft of money from the premises styled “Bugibba Holiday Complex” to the detriment of the owners of the “Bugibba Holiday Complex”, which theft is aggravated by means and by time;
 4. with having on these Islands, on the same date, place and circumstances, committed any spoil, damage or injury to or upon any movable or immovable property, which damage does not exceed five hundred Malta Liri but exceeds fifty Malta Liri to the detriment of the owners of the premises styled “Bugibba Holiday Complex”;
 5. on these Islands, on the 29th January, 2001 committed theft of money from the premises styled “Bugibba Holiday Complex” to the detriment of the owners of the “Bugibba Holiday Complex”, which theft is aggravated by means and by time;
 6. with having on these Islands, on the same date, place and circumstances, committed any spoil, damage or injury to or upon any movable or immovable property, which damage does not exceed five hundred Malta Liri but exceeds fifty Malta Liri to the detriment of the owners of the premises styled “Bugibba Holiday Complex”;
 7. on these Islands, on the 4th April, 2001 committed theft of money from the premises styled “Carolina Hotel” to the detriment of the owners of the “Carolina Hotel”, which theft is aggravated by means;
 8. with having on these Islands, on the same date, place and circumstances, committed any spoil, damage or injury to or upon any movable or immovable property, which damage does not exceed five hundred Malta Liri but exceeds fifty Malta Liri to the detriment of the owners of the premises styled “Carolina Hotel”;

Informal Copy of Judgement

The Court has been requested that in case of guilt, apart from inflicting the penalty established according to the Laws of Malta, declare Andrew James Sturdy as a prohibited immigrant in terms of sections 14 and 15 of Chapter 217 of the Laws of Malta and issue a removal order against him.

Having seen the note filed by the Attorney General whereby he gave his consent that this case be dealt with summarily.

Having heard the evidence.

Having seen the records of the case of the 9th June, 2003 whereby the accused admitted to all the charges proffered against him.

Consequently, the Court finds him guilty of all the charges proffered against him. Having seen sections 261(b)(f), 263, 270, 278(1)(2) and 325(1)(b) of the Criminal Code. Having seen the young age of the accused and his clean criminal record. The Court does not condemn him to a term of imprisonment but sets him free under the provisions of section 22 of Chapter 446 of the Laws of Malta on condition that he commits no further offence for a period of three years from today. In the circumstances, there is no need to issue a removal order against the said accused.

< Final Judgement >

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