



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

**MAGISTRATE DR.  
MICHAEL MALLIA**

Sitting of the 16<sup>th</sup> April, 2006

Number. 351/2006

The Police

(Inspector Carmelo

Magri)

vs

Jason Michael Winder

Robin George Galbraith

Today: 16<sup>th</sup> April, 2006

The Court,

Saw the charges issued by the Police against Jason Michael Winder, 29 years, born in Ireland on the 18<sup>th</sup> March 1977 son of Michael and Bridgette nee' Mates residing in Malta at 'Velzam Flats' No 1, Triq I-Alka, St. Paul's Bay and holding passport no. T527500; and Robin George Galbraith, 22 years, born in Scotland, on the 11<sup>th</sup> April, 1984, son of Brian and Pamela nee' Pavor residing in Malta at 'Vivant Flats' No 3, Triq ic-Cern, St. Paul's Bay

and holding passport no. 454559805 where they were accused with having:

On the night of the 26<sup>th</sup> February, 2006 at around nine o'clock (21:00) committed theft of hi-fi equipment and other property from 'Vinmar Flats' No. 3, Triq ir-Ramel, St. Paul's Bay to the detriment of owner namely Julie White which theft is aggravated by means, amount that exceeds one thousand Maltese liri (Lm1,000), place and time;

On the same date and circumstances committed wilful spoil, damage, or injury to or upon any movable or immovable property belonging to the mentioned Julie White which amount of damage does not exceed fifty Maltese liri (Lm50), but exceeds ten Maltese liri (Lm10);

On the 16<sup>th</sup> April, 2005 at about ten o'clock at night (22:00) committed theft of hi-fi equipment and other property from premises number 18, Triq is-Sajf, St. Paul's Bay to the detriment of owner namely Keith Gibson which theft is aggravated by means, amount that exceeds one thousand Maltese liri (Lm1,000), place and time;

On the same date and circumstances committed wilful spoil, damage or injury to or upon movable or immovable property belonging to Keith Gibson which amount of damage does not exceed fifty Maltese liri (Lm50), but exceeds ten Maltese liri (Lm10);

On the same dates and circumstances, knowingly received or purchased any property which had been stolen, misapplied or obtained by means of any offense, whether committed in Malta or abroad or knowingly took part in any whatsoever, in the sale or disposal of the same.

The Court having seen the charges;

Having seen that accused both pleaded guilty to the charges, with having on the night of the 26<sup>th</sup> February, 2006 at around nine o'clock (21:00) committed theft of hi-fi equipment and other property from 'Vinmar Flats' No. 3,

Triq ir-Ramel, St. Paul's Bay to the detriment of owner namely Julie White which theft is aggravated by means, amount that exceeds one thousand Maltese liri (Lm1,000), place and time; on the same date and circumstances committed wilful spoil, damage, or injury to or upon any movable or immovable property belonging to the mentioned Julie White which amount of damage does not exceed fifty Maltese liri (Lm50), but exceeds ten Maltese liri (Lm10); on the 16<sup>th</sup> April, 2005 at about ten o'clock at night (22:00) committed theft of hi-fi equipment and other property from premises number 18, Triq is-Sajf, St. Paul's Bay to the detriment of owner namely Keith Gibson which theft is aggravated by means, amount that exceeds one thousand Maltese liri (Lm1,000), place and time; on the same date and circumstances committed wilful spoil, damage or injury to or upon movable or immovable property belonging to Keith Gibson which amount of damage does not exceed fifty Maltese liri (Lm50), but exceeds ten Maltese liri (Lm10); on the same dates and circumstances, knowingly received or purchased any property which had been stolen, misapplied or obtained by means of any offense, whether committed in Malta or abroad or knowingly took part in any whatsoever, in the sale or disposal of the same.

On the admission of this guilt finds accused guilty as charged;

Having seen Article 261 (b), (c), (e) and (f) and Article 325 (c) and Article 334(a) of Chapter 9 of the Laws of Malta;

On considering that accused are both first time offenders, cooperated with the investigators, returned all major items stolen and entered a guilty plea at an early stage of the proceedings;

Condemns both accused to a term of prison term of two years (2 years) each, which term, after having seen Article 28A of Chapter 9 of the Laws of Malta, is to be suspended for a period of four years. The Court orders that the accused's passports be returned to them.

Informal Copy of Judgement

The Court, after having seen Article 392A, orders that the records of this case together with a copy of this judgement be sent to the Attorney General in terms of Art. 401(3) of Chapter 9.

**< FINAL JUDGEMENT >**

-----END-----