



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

**MAGISTRATE
ANTONIO GIOVANNI VELLA**

Sitting of the 22 nd January, 2009

Number. 368/2008

**POLICE
INSPECTOR ALEXANDER GRECH**

VS

**MILOS STANISIC
MILAN STANISIC
VUKASIN STEVOVIC**

The Court;

After seeing the charges brought against:

Milos Stanisic 25 years old, son of Slevko and Svetlana, born Serbia on the 12th September 1982, and resides at No. 3/1, Triq San Guzepp, Msida, Passport No. 5475018;

Milan Stanisic 27 years old, son of Slevko and Svetlana, born Serbia on the 11th July 1980, and resides at No. 3/1, Triq San Guzepp, Msida, Passport No. 4560825;

Vukasin Stevovic 26 years old, son of late Radivoi and Rada born Serbia on the 25th April 1982 and resides at No.2, Clarens Flts. Triq Graham, Sliema, Passport No. 5580709;

For Having:

1) On the 24th April 2008, at about 11.00pm whilst they were at Corradino Sports Pavillion, Industrial Est. Corradino, Paola wilfully commit any spoil, damage or injury of Article 325 of Chapter 9 of the Laws of Malta;

2) In the same date, time, place and circumstances, maliciously caused, by an explosive substance, an explosion of a nature likely to endanger the life or to cause serious injury to the property of any other person, in breach of Article 311 of Chapter 9 of the Laws of Malta;

3) In the same date, time, place and circumstances, made of knowingly had in their possession or under their control any explosive substance, under such circumstances as to give rise to a reasonable suspicion that they are making it or had it in their possession or under their control for an unlawful object, in breach of Article 313 of Chapter 9 of the Laws of Malta;

4) In the same date, time, place and circumstances, incited an assembly of persons, who when so incited shall be ten or more in number, for the purpose of committing an offence, in breach of Article 68 of Chapter 9 of the Laws of Malta;

5) In the same date, time, place and circumstances, publicly instigated any other person to commit an offence, for the mere fact of the instigation, in breach of Article 69 of Chapter 9 of the Laws of Malta;

6) In the same date, time, place and circumstances, publicly incited any other person to disobey the Law, in breach of Article 70 of Chapter 9 of the Laws of Malta;

7) In the same date, time, place and circumstances, without a license from the Police, set fire to or let off petards, bombs, rockets, or other fireworks whatsoever, or fire- balloons, or generally caused any explosion or made any fire which may have caused danger, in any place whatsoever in breach of Article 24, 29 and 33 of Chapter 9 of the Laws of Malta;

8) On the same date, time , place and circumstances offended Michael Stritz and other persons by words, gestures or in any other manner in breach of Section 252 (1) of Chapter 9 of the Laws of Malta;

9) On the same date, time place and circumstances, wilfully disturbed the public good order or the public peace in breach of Section 338 (dd) of Chapter 9 of the Laws of Malta;

10) On the same date, time, place and circumstances uttered insults or threats not otherwise provided in the Criminal Code or provoked in breach of Sec 339 of Chapter 9 of the Laws of Malta;

11) Also for having on the same date, time, place and circumstances although they were not the officials, the persons taking part in the game or games, and those authorised either by the authority or association under the auspices of which the game or games are being held or by the ground management, shall trespassed beyond the fence or barrier surrounding the pitch and entered the field of play in the breach of S.L 10.33 Article 5 of the Laws of Malta;

12) Also for having on the same date, time, place and circumstances threatened any other person with stones or with any other object or who throws any stone or other object on to the field of play or any other part of the sports ground, or while entered, within or while leaving a sports ground had in their possession any arm or otherwise conducted themselves in a manner likely to cause a

breach in breach of S.L 10.33 Article 6 of the Laws of Malta;

13) Also for having on the same date,time, place and circumstances while entering within or while leaving a sports ground used insulting words or showed abusive behaviour in breach S.L 10.33 Article 7 of the Laws of Malta.

Considers:

After having seen the Articles 325 (1) (b), 313, 68(1), 69(a) (b) , 70, 252 (1), 338 (dd), 339(e), 24(1) (3), 29 (1), 33(1), 17, 23 and 533 of the Criminal Code of the Laws of Malta and Regulations 5, 6, 7 and 9 (1) (2) (3) of Subsidiary Legislation 10.33 concerning Maintenance of Public Order at Sports Grounds Regulations.

After having seen the accused admit the charges brought against them, which admission was confirmed by them after having been given due time to reconsider in accordance with the law;

After having heard the evidence and the documents exhibited;

After having heard the submissions raised by both parties in today's sitting;

After having heard the accused's plea and after having given the time prescribed by Law for the accused to consider their plea, this Court finds the said accused guilty as charged in the 1st, 6th, 8th, 9th, 10th, 11th, 12th and 13th accusations but discharges them from any punishment on condition that they do not commit another offence within the period of three (3) years from today, in accordance with the provisions of Article 22 Chapter 446 of the Laws of Malta.

Informal Copy of Judgement

The Court furthermore prohibits the accused from entering any sports ground for a period of one (1) year from today.

In conclusion the Court does not find the accused guilty as charged in the 2nd, 3rd, 4th, 5th and 7th accusations and acquits them from these charges.

The Court explained in clear words the terms of the judgement to the accused.

< Final Judgement >

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