



**COURT OF MAGISTRATES (MALTA)
AS A COURT OF COMMITTAL**

**MAGISTRATE DR.
JOSEPH A. APAP BOLOGNA**

Sitting of the 6th April, 2009

Number 308/2009

**The Police
(Inspector Dr Mario Cuschieri)
(Inspector J. J. Fenech)**

Vs

Darren Alfred Vassallo La Rosa

The Court:

Having seen the European Arrest Warrant issued by the Public Prosecutor's Office in Utrecht against Darren Alfred Vassallo La Rosa, hereinafter to be known as "the person" and wherein it is stated that the person is wanted by the competent judicial authorities of the Netherlands a scheduled Country in terms of article 5 of Legal Notice 320 of 2004 "inter alia" for the extraditable offence of illicit trafficking in narcotic drugs and psychotropic substances

with respect to which offence his surrender to the Netherlands is being sought.

Having seen the certificate issued by the Attorney General in accordance with article 7 of the same legal notice.

Having seen the request for the extradition of the person to the above mentioned Judicial Authority.

Having seen all the acts relating to this case.

Having considered

That as can be seen from the records of the proceedings held today, the 6th of April 2009, the person voluntarily and in the presence of his defence council, informed the Court, in terms of article 43 of the same legal notice, that he would like to submit himself to the Foreign Judicial Authority involved and therefore of his own free will consenting to his extradition to the Netherlands, such declaration being made subject to article 43(3) of the above mentioned legal notice in the sense that he is not renouncing to the rule of speciality. In view of the above and in accordance with article 45(3)(a) of Legal Notice 320 of 2004, the Court orders that Darren Alfred Vassallo La Rosa as described in the arrest warrant, be kept under custody to await his extradition to the Netherlands and which is to take place within ten (10) days from today. In regard to this Order, it is to be clearly expressed that, as already mentioned above, the person has not renounced to the rule of speciality and therefore it is being issued provided that the person is tried in regard to the offences as specified and described in the above mentioned arrest warrant. Finally the person is waving any other right he has under article 25 of the same legal notice. On the request of the Prosecution, the Court, also, authorises the Prosecution to withdraw from the acts the documents marked Dok MC1 and Dok MC9.

Informal Copy of Judgement

< Final Judgement >

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