



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

**MAGISTRATE
DOREEN CLARKE**

Sitting of the 13th August, 2009

Number. 834/2009

**The Police
(Inspector Trevor Micallef)**

vs

Austin Ashborough

Today the 13th August, 2009,

The Court,

Having seen the charges brought against the accused, Austin Ashborough, 15 years of age, son of late Michael Morgan Taylor and Gwendolyn nee' Ashborough, born on the 28th March, 1994 in the United States of America, having no fixed address and no passport.

Charged with having in these islands from, Corinthia San Gorg Hotel, St. Julians on the 11th August, 2009 at about four thirty in the afternoon (16:30hrs), committed theft of

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€245.00 to the detriment of Corinthia San Gorg Hotel which theft is aggravated by 'amount'.

Having seen sections 37, 261(c) and 267 of Chapter 9 of the Laws of Malta.

Having seen that the defendant admitted the charge brought against him and confirmed this admission of guilt even after the Court gave him sufficient time to change his plea.

Having seen the documents and the acts of the proceedings.

Having heard the submissions of the parties regarding the penalty to be meted out.

Having considered that the defendant admitted the charge brought against him; this is consequently sufficiently proved.

Having considered on the one hand the nature of the offence brought against defendant, and on the other hand his admission of guilt at the earliest stage of these proceedings, his clean criminal record, his age and his cooperation with the investigating officer.

Wherefore, the court after having seen sections 37, 261(c) and 267 of Chapter 9 of the Laws of Malta, on his admission finds defendant guilty of the charge brought against him and by application of section 22 of Chapter 446 of the Laws of Malta discharges him on condition that he does not commit any other offence in the period of one (1) year from today.

The Court explained to the defendant in ordinary language that if he commits another offence during the period of a year he will be liable to be sentenced for this present offence.

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< Final Judgement >

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