



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

**MAGISTRATE
ANTONIO GIOVANNI VELLA**

Sitting of the 19 th December, 2009

Number 1325/2009

**POLICE
INSPECTOR EDEL MARY CAMILLERI**

VS

**MOHAMMED ABDALLA SINUSI
HASAN ADAM ABDALLA
PATRICK PRATT
AGNES KOBNE**

The Court;

After seeing the charges brought against:

Mohammed Abdalla Sinusi son of Abdalla and Fatima born in Kordivian Sudan on the 21st January 1979, residing at Hal Far Open Centre and holder of Police Number 08SS-37;

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Hasan Adam Abdalla son of Adam and Fatima born in Chadd in Abdeic on the 15th June 1982, residing at Hal Far Open Centre and holder of Police number 05M- 18;

Patrick Pratt son of John and Cecilia born in Morovia Libreria born on the 22nd August 1970, residing at Hal Far Open Centre and holder of Police number 02GG-24;

And

Agnes Kobne daughter of John and Therese born on the 19th April 1980 born in Morovia Liberia, residing at an unknown address in Malta;

For Having;

1) On the 19th December 2009, previous dates and later dates in Malta, made use or caused to be made a false return, false statement or false representation and/or furnished the Principal Immigration Officer with false information, and this in violation of Article 32 (1c) of Chapter 217 of the Laws of Malta.

2) And also for having committed any other kind of forgery, or knowingly made use of any other forged document, and this in violation of Article 189 of Chapter 9 of the Laws of Malta.

Considers:

After having seen the Article 32(1)(c) of Cap 217 of the Laws of Malta;

And Article 189 of Cap 9 of the Laws of Malta;

After having heard the evidence and the documents exhibited;

After having seen the accused admit the charges brought against them, which admission was confirmed by them

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after having been given due time to reconsider in accordance with the law;

Considers Further;

In these instances, where there has been a violation of border control and a breach in the laws regulating the passage of persons from one country to another, these Courts have always maintained that such border control must be safeguarded in the strictest manner, in order to avoid chaos and confusion and a lack of proper record keeping in cross border records. For this reason, any breach in these laws and regulations is always punishable with effective imprisonment, even when such prison sentence is applied in its minimum term. In this case, the accused all admitted that they had in fact committed the crimes with which they were charged in Court, and therefore there is no option before this Court other than to apply the minimum prison term of six months to all four persons accused.

Now, therefore, the Court;

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 and condemns them six (6) months imprisonment.

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

< Final Judgement >

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