



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

**MAGISTRATE DR.  
MARSEANN FARRUGIA**

Sitting of the 10 th January, 2011

Number 224/2009

**The Police  
(Inspector Therese Sciberras)**

**vs.**

**Joseph Grimshaw**

The Court,

Having seen the charge brought against Joseph Grimshaw, 74 years old, born in England on the 24<sup>th</sup> September 1934, son of John and Harriat nee Dixon and residing in number 11 Ledmar Court, Triq Andrew Cunningham Qawra, holder of Identity Card number 26225A.

For having, between the 2<sup>nd</sup>. February 2009 and the 3<sup>rd</sup>. February 2009, whilst in Qawra San Pawl il-Bahar between 18.00hours and 01.00hours, voluntarily caused

damages which amount to 525 euros on the vehicle having the registration number TD1 111 to the detriment of James Chetcuti.

After having heard the evidence and seen the all the records of the case,

After having seen the consent given by the Attorney General in virtue of Section 370(4) of the Criminal Code, that this case be dealt with summarily, and after having seen that the person charged had no objection that the case be dealt with in this manner.

After having heard the person charged plead guilty to the charge at an early stage of the proceedings, which admission was confirmed by the same person charged even after the Court, in terms of Section 453(1) of Chapter 9 of the Laws of Malta, warned him of the legal consequences of that admission, and allowed him sufficient time to re-consider his reply, and to change it; After having heard the injured party declare that he had been paid in full by the person charged for the damages caused to him between the 2<sup>nd</sup> and 3<sup>rd</sup>. February 2009 on car DTI-111.

After having heard the oral submissions on the punishment;

Considered that:

From the evidence brought forward and from the guilty plea filed by the person charged himself, the Court concludes that the person charged is guilty of the charge laid against him.

As regards the punishment, the Court took into consideration the fact that the person charged admitted to the charge at a very early stage of the proceedings, the fact that from the police report<sup>1</sup> it results that the person charged had refunded to the injured party the sum of €525 representing all the damages, which he had caused to the car, even before he was arraigned in court, and this was confirmed by the injured party in court, took into

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<sup>1</sup> Exhibited in the court sitting of the 1<sup>st</sup>. December 2010 as Dok TS2

consideration the age of the person charged and that the person charged has a clean criminal record;

The Court, after seeing Section 325 of Chapter 9 of the Laws of Malta, finds the person charged guilty as charged, but in the light of the considerations above-mentioned, and by applying Section 22 of Chapter 446, is discharging him, on condition that he does not commit another offence within twelve (12) months from to-day.

In accordance with Section 22(3) of Chapter 446 of the Laws of Malta, the Court explained in clear and simple language the meaning of this judgement to the offender.

**< Final Judgement >**

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