



**QORTI TAL-MAGISTRATI (MALTA)  
BHALA QORTI TA' GUDIKATURA KRIMINALI**

**MAGISTRAT DR.  
DOREEN CLARKE**

Seduta tas-27 ta' Frar, 2012

Numru. 103/2012

**The Police  
(Inspector Herman Mula)**

**vs**

**Max Victor Anderson**

Today the 27<sup>th</sup> February 2012

The Court,

Having seen the charges brought against the accused, Max Victor Anderson, 28 years of age, born on the 19<sup>th</sup> December 1983, in Malmo Sweden, son of Lors and Ingrid nee Busck, temporarily resident at Flat 3B Block 7, Sir Gorg Borg Street Sliema, bearer of Swedish passport number 62327604.

Charged with having on these islands, on the 26<sup>th</sup> February 2012, had in his possession the drug cocaine

specified in the First Schedule of the Dangerous Drugs Ordinance, Chapter 101 of the Laws of Malta, when he was not in possession of an import or export authorization issued by the Chief Government Medical Officer in pursuance of the provisions of Paragraphs 4 and 6 of the Ordinance, and when he was not licensed or otherwise authorized to manufacture or supply the mentioned drugs and was not otherwise authorized, by the President of Malta or authorized by the Internal Control of Dangerous Drugs Regulations (GN292/1939), to be in possession of the mentioned drug, and failed to prove that the mentioned drug was for his personal use according to a medical prescription as provided in the said regulations, and this in breach of the 1939 Regulations of the Internal Control of Dangerous Drugs (GN292/1939) as subsequently amended by the Dangerous Drugs Ordinance Chapter 101 of the Laws of Malta.

Having seen sections 4 and 6 of Chapter 101 of the Laws of Malta and Legal Notice 292 of the year 1939.

Having seen the order of the Attorney General for this case to be tried by this Court as Court of Criminal Judicature.

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

Having seen the documents filed by the prosecuting officer.

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, with regards the penalty to be meted out, the nature of the offence brought against defendant,

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his admission of guilt at the earliest stage of these proceedings and his cooperation with the police as well as his clean conviction sheet.

Wherefore, the Court, after having seen sections 4 and 6 of Chapter 101 of the Laws of Malta and Legal Notice 292 of the year 1939, 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 an other offence in the period of three years.

The Court is also ordering that the substance exhibited as Document HM 5 be destroyed under the supervision of the Registrar of this Court.

The Court explained to the defendant in ordinary language the significance of this judgement.

**< Sentenza Finali >**

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