



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

**MAGISTRATE DR.  
CONSUELO-PILAR SCERRI HERRERA**

Sitting of the 5<sup>th</sup> April, 2013

Number. 327/2013

**The Police  
(Inspector Edel Mary Camilleri)**

**vs**

**ABDULMOUSSA FAISA**

**The Court,**

Having seen that the accused **ABDULMOUSSA FAISA** of twenty two years, daughter of Abdulmoussa and Alima, born in Mogadisho, Somalia, born in 1991, residing in Hal Far Open Centre, Malta and holder of police immigration identity number 12V-012 was arraigned before her accused that on the 3<sup>rd</sup> April 2013 and previous dates in Malta:

She was in possession of a passport issued to another person;

And also for having under the same circumstance in these islands, committed theft of a genuine document, with the name of Ali Mohamed Shukri with number 9010458.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular a document issued by the immigration branch marked as Dok CSH, the consent of the Attorney General for the case to be dealt with summarily, an alien's passport animo ritirandi, the personal details form of the victim, the declaration of arrested person, two e-mails sent from the airport immigration, PIRS report of the victim and statement in handwritten version of the accused.

Having heard the accused declare that she understands the English Language well and that she understood the charges brought forward against her by the prosecution.

Having heard the accused declare that she is indigent, nominated the legal aid lawyer on duty to assist her.

Having heard the accused plead guilty to the charges brought forward against her.

The Court explained to the accused, in the presence of her Legal Aid lawyer Dr Yana Micallef Stafrace, the consequences of her plea of guilt and after having given the accused sufficient time to reconsider her plea of guilt and saw that the same accused insisted on registering in the acts of these proceedings her plea of guilt, had no alternative but to register such plea.

In the light of the above plea of guilt which guilty plea was made voluntarily, expressly and unconditionally, the Court is satisfied that the accused is to be found guilty of the charges brought forward against her.

The Court took note of the full co-operation of the accused with the Prosecution from the early stages of the investigation before deciding on which punishment is to be awarded.

**Hence the Court, having seen the relevant sections at law, in particular Section 284 of Chapter 9 and Section 3 of Chapter 61 of the Laws of Malta, decides to find the accused ABDULMOUSSA FAISA guilty of the charges brought against her by the prosecution and condemns her to six (6) months imprisonment suspended for two (2) years, in terms of Section 28A of Chapter 9 of the Laws of Malta.**

**The Court explained the judgement to the accused and what happens should she commit another crime of a voluntary nature during the operative period of the judgement.**

**< Final Judgement >**

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