



MALTA

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

**MAGISTRATE DR.
AUDREY DEMICOLI**

Sitting of the 11 th November, 2014

Number. 1098/2014

**Police
(Inspector Carol Fabri)
vs
Rory Alexander Sinclair Scott**

The Court;

Having seen the charges brought against Rory Alexander Sinclair Scott of 23 years, son of Adam and Louise nee' Maddock, born in Scotland on the 16th October 1991, residing at Santana Hotel, Room 239, Bugibba and holder of Scottish passport no. 652334807.

Accused with having on the 10th November, 2014 at about 1:30hrs (Thirty past one o' clock in the morning) at Hugo Terrace at Triq Santu Wistin, St Julian's:

1. Through imprudence, negligence or unskillfulness in his trade or profession, or through non-observance of any regulation caused involuntary damages to an EPOS Machine to the detriment of Hugo Chetcuti;

Accused him further having on the same date, time at St Julian's Police Station:

2. Reviled, threatened or caused bodily harm on a person lawfully charged with a public duty, while in the act of discharging his duty or because of having discharged such duty, or with intent to intimidate or unduly influence them in the discharge of such duty;
3. Accused him further with having on the same date, time, place and circumstances assaulted or resisted by violence or active force not amounting to public violence against persons lawfully charged with a public duty when in the execution of law or a lawfully order issued by a competent authority;
4. Accused further with having on the same date, time, place and circumstances was in a public place or place open to the public, found drunk and incapable of taking

care of himself; or being in any public place or place open to the public;

5. Accused further with having on the same date, time, place and circumstances caused slight bodily harm on the persons of PC 1221 Noel Mifsud as certified by Dr Stefan Camilleri (reg med 1771) of Floriana Clinic.

Having seen all the acts of the proceedings including the Attorney General's consent dated 11th November 2014 (exhibited at. folio 15 of the proceedings) for this case to be treated summarily.

Having heard the accused plead guilty to the charges brought against him, notwithstanding the fact that the Court warned him of the consequences of his guilty plea after having afforded him sufficient time within which to withdraw his guilty plea, the Court has no alternative but to find him guilty of the charges brought against him.

With regards to punishment the Court took into consideration the fact that the accused has a clean criminal record. The accused paid all the damages in full to the victims and he apologized to the said victims which apologies were duly accepted by the same victims.

For the abovementioned reasons and after having seen Sections 325, 95, 96, 221, 338(dd) and 338(ee) of the Criminal Code, the Court finds the accused guilty of all the charges brought against him and in terms of Section 22 of Chapter 446 discharges him subject to the condition that

Informal Copy of Judgement

he does not commit another offence within eighteen (18) months from today.

< Final Judgement >

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