



MALTA

COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE
MAGISTRATE DR.
DOREEN CLARKE

Sitting of the 19th March, 2015

Number. 309/2015

Police

(Inspector Jonathan Ransley)

VS

Emil Sebastian Engstrom Launoila

The Court

Informal Copy of Judgement

Having seen the charges brought against Emil Sebastian Engstrom Launoila, 28 years old, born in Sweden on the 3rd of February 1987, son of Clarence Launoila and Satu nee Engstrom, residing at 16, Belsol, Madonna ta Sacro Cuor, Sliema and holder of Finnish passport bearing number 17127657

Accused with having;

On the 25th of February 2015 at around noon at the Strand, Sliema:

1. Without intention to kill or to put the life of any person in manifest jeopardy, caused grievous bodily harm on John Marshall Middlemas as certified by Dr Alfred Aquilina reg: 871 of the Gzira health Centre.
2. Rendered himself a recidivist as per article 49, 50 and 289 of Chapter 9 of the laws of Malta, by judgments which have become absolute by foreign Courts.

The Court was requested, in case of guilt, to apply articles 382A and 383 of Chapter 9 of the laws of Malta

The court was also requested to provide for the security of John Marshal Middlemas by applying article 412C of Chapter 9 of the laws of Malta

Having seen sections 49, 50, 214, 215 and 216(1)(b) of Chapter 9 of the Laws of Malta.

Having seen the consent of the Attorney General for this case to be tried summarily and that the defendant had no objection to the case being so tried.

Having seen that during the hearing held today the defendant admitted the charges brought against him and that he confirmed this admission of guilt even after having been given time to reconsider his plea.

Having heard the submissions of the parties regarding the penalty to be meted out.

Having seen the acts of the proceedings.

Having considered

That the defendant admitted the charges brought against him; these are consequently sufficiently proved.

With regards the penalty to be meted out the Court took into consideration the nature of the offences of which the defendant is being found guilty, his cooperation with the police, and his admission at an early stage of the proceedings.

For these reasons the Court, after having seen sections 49, 50, 214, 215 and 216(1)(b) of Chapter 9 of the Laws of Malta, on his admission finds defendant guilty of the charges brought against him and by application of section 7 of Chapter 446 of the Laws of Malta places him under order of probation for a period of two years with the conditions listed in the order given contemporaneously. The Court, in order to provide for the safety of John Marshall Middlemas and for the keeping of the public peace, is placing the defendant under a restraining order for a period of two years with the conditions listed in the order also given contemporaneously.

The Court explained to the defendant in ordinary language the significance of this judgement and of the consequences should he commit an other offence in the period of two years.

The Court is ordering that this judgement be served on the Director of the Office of Probation.

< Final Judgement >

-----END-----