



**MALTA**

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

**MAGISTRATE DR IAN FARRUGIA LL.D**

**Today the 25<sup>th</sup> day of July 2017**

**The Police  
(Inspector Kylie Borg)**

**Vs**

**Anna Rutkovskaja**

**THE COURT;**

Having seen the charges brought against **Anna Rutkovskaja** holder of Maltese ID Card bearing number 82545A, accused with having on the 28<sup>th</sup> April 2013 at about 22:00hrs, whilst in Margo's Pizzeria situated at Republic Street Valletta;

1. Misapplied, converting to your own benefit or to the benefit of any other person, anything which was delivered to you under a title which implies an obligation to return such thing or to make use thereof for a specific purpose, committed on things entrusted to you by reason of your profession, amounting to more than €232.94 but less than €2,329.37 to the detriment of Anton (Anthony Claude) Camilleri;
2. Without the intent to steal or to cause any wrongful damage, but only in the exercise of a pretended right, in any matter unlawfully interfered with the

property of another person, this person being Anton (Anthony Claude) Camilleri.

Having seen the order dated 9<sup>th</sup> May 2013 issued by the Attorney General giving his consent for summary proceedings;

Having seen all the documents exhibited in the acts of these proceedings;

Having heard accused plead guilty to the charges brought against her during today's sitting and her insistence on such guilty plea after being given time according to law to reconsider;

Having heard submissions by the prosecution and the defence;

Considers;

That in view of the accused's guilty plea to all charges proffered against her, and since there is no reason emanating from these proceedings why this Court should not accept such plea, it is the duty of this Court to proceed with judgement and declare the accused guilty as charged.

In terms of punishment or sanction to be meted out to the accused, this Court is taking into particular consideration the fact that the accused pleaded guilty (at the first possible opportunity) and accepted responsibility for her actions, and that she was ready to refund the agreed sum of Euros 672 to Mr. Anton Camilleri. The Court took note of the accused's totally clean criminal conduct sheet exhibited in the acts of these proceedings. In view of the above, it is this Court's opinion that, having regard to all the circumstances of the case, the nature of the offences and the character of the accused, it is inexpedient to inflict punishment.

THEREFORE, THE COURT, having seen Articles 17, 31, 293, 294, 310(1) and 85 of Chapter 9 the Laws of Malta, finds and declares offender Anna Rutkovskaja guilty as charged and consequently discharges the offender subject to the condition that she commits no offence for a period of two (2) years from today, and this in terms of Article 22 of Chapter 446 of the Laws of Malta.

In terms of said Article 22 of Chapter 446, the Court explained to the offender in ordinary language that if she commits another offence during the period of conditional discharge, the offender will be liable to be sentenced for the original offence/s.

Furthermore, in terms of Article 24 of Chapter 446 of the Laws of Malta, offender is hereby being ordered to pay Anton Camilleri the sum of €672 within two weeks from today.

Dr Ian Farrugia LL.D  
Magistrate

Marica Mifsud  
Deputy Registrar