

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

**MAGISTRATE  
DR ANTHONY J VELLA BA, LL.D., MA**

**TODAY 7<sup>th</sup> April 2018**

**Inspector Trevor Micallef**

**vs**

**Oliver Ngumbi**

**The Court;**

After seeing the charges brought against Oliver Ngumbi, son of Duane Clark and Ngina nee' Ngumbi, born in Kenya on on the 6<sup>th</sup> August 1990, resides at Room 903, Intercontinental Hotel, St. Julian's and holder of passport no. 554698519;

Charged with having in these islands on the 7<sup>th</sup> April 2018 at about half past one in the morning (01:30am) in St. George's Road, St. Julian's and/or in the vicinity;

1. Assaulted or resisted by violence or active force not amounting to public violence, persons lawfully charged with a public duty when in the execution of the law or of a lawfully order issued by a competent authority;

2. Accused further with having on the same date, time, place and circumstances reviled, threatened or caused bodily harm on the persons 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 further with having on the same date, time, place and circumstances committed slight bodily harm on the persons of WPC 166 Claire Amato and PC 191 Alan Sammut;
4. Accused further with having on the same date, time, place and circumstances wilfully disturbed the public good order or the public peace;
5. Accused further with having on the same date, time, place and circumstances disobeyed the lawful orders of any authority or of person entrusted with a public service, or hindered or obstructed such persons in the exercise of their duties;
6. Accused further with having on the same date, time, place and circumstances in any public place or place open to the public, is found drunk and incapable of taking care of himself.

Having heard the accused plead guilty to the charges brought against him, notwithstanding the fact that the Court warned him in the most solemn manner of legal consequences of his guilty plea after giving him sufficient time within which to reconsider and withdraw her guilty plea;

Having heard the prosecution and defence counsel make their submissions;

Having seen all the acts and documents exhibited;

**Considers:**

After having seen the Articles 95, 96, 221(1), 338(dd), 338(ee) and 338(ff) of Chapter 9 of the Laws of Malta;

After having heard the accuser's plea and after having given the time prescribed by Law for the accused to consider his plea, this Court finds the said accused guilty as charged and condemns him to a fine (multa) of four thousand Euro (€4,000), as well as a term of two years imprisonment suspended for four years in terms of Article 28A of Chapter 9 of the Laws of Malta.

The Court explained in clear words the terms of the judgement to the accused.

**DR ANTHONY G VELLA BA. LL.D. M.A.**  
**MAGISTRAT**