



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

Magistrate Dr. Monica Vella LL.D., M.Jur

**The Police
(Inspector Bernardette Valletta)**

VS

**Timmie Jonathan Stefan
Silverstranden**

Today, 13th July 2018

The Court;

Having seen the accusations brought against:

Timmie Jonathan Stefan Silverstranden, holder of Swedish
Passport Number 90337628;

1. Charged with the intention of committing a crime, on the 11th July 2018 at about 2330hrs in The Strand, Sliema manifested

such intent by overt acts which were followed by a commencement of the execution of the crime, which was not completed in consequence of some accidental cause independent of the will of Timmie Jonathan Stefan Silverstranden, and if such crime was executed it would have constituted a crime of theft of vehicle registration number NIX123 make Ford Ka, coloured white for the value of one thousand euro (€1000) and if such crime would have taken place it would have been aggravated with time, value, nature of the stolen thing and means in breach of art 41(1)(a), 261(b)(c)(f)(g), 278(3), 279(a), 280(2), 281(b) of Chap 9 of the Laws of Malta;

2. And more on the same date, time, place and under the same circumstances with the intention of committing a crime, on the 11th July 2018 at about 2330hrs in The Strand, Sliema manifested such intent by overt acts which were followed by a commencement of the execution of the crime, which was not completed in consequence of some accidental cause independent of the will of Timmie Jonathan Stefan Silverstraden, and if such crime was executed it would have constituted a crime of theft of vehicle registration number EBH475 make Peugeot 106, coloured white for the value of one thousand three hundred euro (€1300) and if such crime would have taken place it would have been aggravated with time, value, nature of the stolen thing and means in breach of art 41(1)(a), 261(b)(c)(f)(g), 278(3), 279(a), 280(2), 281(b) of Chap 9 of the Laws of Malta;

3. And more on the same date, time, place under the same circumstances caused voluntary damage on vehicle and registration number NIX123 make Ford Ka, coloured white, which damage exceeds the sum of two hundred and fifty euros (€250) but does not exceed the sum of two thousand five hundred euros (€2500) to the detriment of Teresa Zandonella Bolco ID No: 337203L and/or any other person or entities in breach of art 325(1)(b) of Chap 9 of the Laws of Malta;
4. And more on the same date, time, place under the same circumstances caused voluntary damage on vehicle and registration number EBH475 make Peugeot 106, coloured white, coloured white, to the detriment of Simo Karaivanov ID No: 46101A and/or any other person or entities, for the value of seven hundred and fifty-five euros (€755) in breach of art 325(1)(b) of Chap 9 of the Laws of Malta;
5. And more on the same date, time, place was found in a public place drunk and incapable of taking care of himself in breach of art 338(ff) of Chap 9 of the Laws of Malta;

Having seen all documents exhibited by the Prosecution;

Having seen the records of the case;

Having explained to the accused the charges against him;

Having heard the accused plead guilty to said charges in today's sitting, and this in the presence of Defence Counsel Dr. Yanika Bugeja, thus

upon such guilty plea the Court can only find the accused guilty as charged;

Having warned the accused of the legal consequences of such guilty plea and having given the accused further time to reconsider his guilty plea and having heard the accused reconfirm his guilty plea during his arraignment before this Court and thus said guilty plea was registered in the acts of today's sitting, the 13th July 2018;

Having heard the submissions of the parties;

Therefore;

The Court, upon the guilty plea registered by the accused, can only find the accused guilty as charged.

The Court, in deliberating upon the punishment applicable to this case, takes into consideration the registering of such guilty plea at this early stage of the proceedings, the accused's clean conviction sheet, the collaboration of the accused with the police, the accused's declaration that he will make good the damages he caused and the gravity of the charges brought against him.

Thus, the Court, after having seen articles 41(1)(a), 261(b)(c)(f)(g), 278(3), 279(a), 280(2), 281(b), 325(1)(b) and 338(ff) of Chapter 9 of the Laws of Malta hereby finds the accused guilty as charged and condemns the accused to a term of imprisonment of two (2) years which by the application of Article 28A of Chapter 9 of the Laws of Malta are being

suspended for four years and binds the accused with an order of payment for the damages caused.

The Court explained in ordinary language to the accused his obligations arising out of this judgement.

(ft) Magistrate Dr. Monica Vella LL.D, M. Jur.

(ft) Angelo Buttigieg
Deputy Registrar