



**In the Court of Magistrates (Gozo)  
As a Court of Criminal Judicature**

Today 24 July, 2018

The Police  
*Insp. Maurice Curmi*

Vs

**Isak Emil Oscar Dahl,**

The Court,

Having seen the charges brought against **Isak Emil Oscar Dahl** 17 years, son of Ojstein and Anne Line nee' not known, born Oslo Norway on the 26 August 2000 and resides at 32 Triq Ta' Said Nadur Gozo, holder of Norwegian passport number **30609364** as follows:

'for having on the 24 July 2018 at about quarter to three in the morning (02:45 hrs) and sometime before, whilst at Xaghra Gozo Square, with the intent to commit theft manifested such intent by overt acts which were followed by the commencement of the execution of the crime, which crime was not completed in consequence of some accidental cause independent of the will of the offender and, if executed, it would have been an aggravated by violence, by means, by value not exceeding two thousand three hundred and twenty-nine euro and thirty-seven cents (€2329.37) and by time, to the detriment of David Pinfeld holder of ID card number 25137A, *according to Articles 261, 262, 263, 264, 267, 270, 274, 275, 277 and 279 of Chapter 9 of the Laws of Malta;*

For having on the same date, time, place and circumstances, without a lawful order from the competent authorities and saving the cases where the law authorizes private individuals to apprehend offenders, arrested, detained or confined David Pinfeld against his will, *according to Article 86 of Chapter 9 of the Laws of Malta;*

For having on the same date, time, place and circumstances, i.e., at the time of committing a crime against the safety of the government or against the person (other than involuntary homicide or involuntary bodily harm) or of theft or injury to property (other than involuntary injury to property); or at the time of being arrested for a crime, he had on his person any arm proper or ammunition or any imitation thereof, *according to Articles 55 and 56 of Chapter 480 of the Laws of Malta;*

Furthermore, this honourable court is humbly requested that apart from the punishment prescribed by law, orders the person convicted to the payment of the cost incurred in connection with the employment in the proceedings of any expert or referee, *according to article 532A, 532B u 533 Chapter 9 of the Laws of Malta.*

After having heard the offender plead guilty to the charges at an early stage of the proceedings, which guilty plea was confirmed by the same offender after the Court, in terms of section 453 (1) of Chapter 9 of the Laws of Malta, warned him of the legal consequences of that guilty plea, and allowed him sufficient time to re-consider his reply, and to change it;

After having heard the oral submissions on the punishment;

Considered that:

From the evidence brought forward and from the guilty plea registered by the offender himself, the Court concludes that the offender is guilty of the charges laid against him.

As regards the punishment, the Court took into consideration the fact that the offender admitted to the charges at a very early stage of the proceedings, that he co-operated with the police even though in his statement he did not give the name of the other person involved in the crime but did so prior to his arraignment in Court, the age of the offender and his clean conviction sheet.

For these reasons the Court after having seen sections 17, 20, 37, 41, 261, 263, 264, 267, 270, 274, 275, 277, 279, 86, 532 A, 532 B u 533 of the Criminal Code Chapter 9 of the Laws of Malta and article 55 and 56 of the Arms Ordinance Chapter 480 of the Laws of Malta on his admissions finds the offender guilty of the charges brought against him and condemns him to two (2) years imprisonment which by application of section 28A (1) of Chapter 9 are being suspended for a period of four (4) years from today.

In accordance with article 56 of Chapter 408 of the Laws of Malta Court orders the confiscation of the objects exhibited as document MC 5 mainly the fake gun used in the crime.

In accordance with sections 28A (4) of Chapter 9 of the Laws of Malta, the Court explained in clear and simple language the meaning of this judgement to the offender, and the consequences which would follow if he fails to abide by it, that is if he commits another offence which is punishable by imprisonment within the operative period.

Magistrate Dr. Joanne Vella Cuschieri