



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

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

**The Police
(Inspector Leeroy Balzan Engerer)**

vs

Katarina Todorovic

Today, 23rd May 2019

The Court;

Having seen the accusations brought against:

“Katarina Todorovic, holder of Maltese residence permit number 222483A and Serbian Passport number 012297258.

Charged with having:

on the 21st May 2019 and the previous months at various times in the Maltese Islands: -

1. Attempted to commit a theft, which theft was not completed in consequence of some accidental cause independent of the will of the offender, to the detriment of Josephine Margaret Cruickshank, in which attempted theft is aggravated by amount and person (*Art. 41, 261, 268, 279 (b), 280 of Chapter 9 of the Laws of Malta*);
2. Committed a theft of clothes which value does not exceed two hundred and thirty-three euros to the detriment of several entities, namely Tommy Hilfiger, Jennifer and Terranova, all situated at Baystreet, St. Julian's (*Art. 261, 279 of Chapter 9 of the Laws of Malta*);
3. Had in her possession (otherwise than in the course of transit through Malta of the territorial waters thereof) the whole or any portion of the plant Cannabis in terms of Section 8 (d) of the Chapter 101 of the Laws of Malta (*Section 8 (d) of the Chapter 101 of the Laws of Malta*).

The Court is requested to sentence Katerina Todorovic to the payment, wholly or in part, to the registrar, of the costs incurred in connection with the employment in the proceedings of any expert or referee, and this in terms of Article 533 of Chapter 9 of the Laws of Malta

It is requested that this case be investigated according to Law.”

Having seen all documents exhibited by the Prosecution;

Having seen the records of the case;

Having heard the submissions made by the Prosecution and by the Defence;

Having duly considered all the records of the case and all submissions made;

Having explained to the accused the charges brought against her;

Having heard the accused plead guilty to said charges in today's sitting, and this in the presence of Defence Counsel Dr. Roberto Montalto;

Having warned the accused of the legal consequences of such guilty plea and having given the accused further time to reconsider her guilty plea and having heard the accused reconfirm her guilty plea during her arraignment before this Court and thus said guilty plea was registered in the acts of today's sitting, the 23rd of May 2019;

Considers:

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

That in pronouncing its judgement the Court is hereby taking into consideration the fact that the accused registered an early guilty plea, that the accused collaborated with the Police, the nature and gravity of the

accusations with which he is charged, and also the return of the stolen goods to their respective owners;

Thus, the Court, after having seen articles 41, 261, 268, 279, 279(b), and 280 of Chapter 9 and Article 8(d) of Chapter 101 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 a penalty of fifty Euro (€50).

The Court explained to the accused in simple and clear language her obligations arising out of this judgement.

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

Angelo Buttigieg

Deputy Registrar