



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

**MAGISTRATE DR.
JOSEPH A. APAP BOLOGNA**

Sitting of the 19th September, 2003

Number 12083/2002

The Principal Immigration Officer
(Inspector Sandro Gatt)

VS

Olga Gubirnenko

Today the 19th of September 2003.

The Court

Having seen the charges brought against the accused for having, without being granted a residence permit, landed in Malta or was in Malta without leave from the Principal Immigration Officer.

Informal Copy of Judgement

Having seen the acts of the case.

Having heard the accused plead guilty as charged.

Finds the accused guilty of having, without being granted a residence permit, landed in Malta or was in Malta without leave from the Principal Immigration Officer.

In regard to punishment to be awarded to the accused the Court:

Having heard the submissions by the parties
Having seen the relative articles.

Having seen that the accused, during the proceedings, married Omar Mizzi, a maltese national.

Instead of the punishment as stipulated by the Law, after having seen Article 22 of Chapter 446 of the Laws of Malta orders the accused to be set free on conditon she does not commit any further offence within six (6) months from today.

In view of the above mentioned marriage, the Court cannot accede to the prosecution request for the issue of a removal order against the accused,

Moreover the Court after having heard the parties, authorises the accused to withdraw the passport exhibited in Court on page 5 of the acts.

< Final Judgement >

-----END-----