



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

**MAGISTRATE DR.  
CONSUELO-PILAR SCERRI HERRERA**

Sitting of the 16 th August, 2004

Number 405/2004

**The Police  
Inspector Nezren Grixti  
v**

**DENNIS DRONOV**

**The Court,**

Having seen that the accused **DENIS DRONOV** aged 19 born of Russian nationality, son of Leonid and Elena, born on the 10<sup>th</sup> November 1984 in Russia and in possession of passport number 1888564 was brought forward before her and charged with having on the 15<sup>th</sup> August 2004 at about 23.00 hours in Siggiewi and during this month had in his possession the drug Cocaine specified in the First Schedule of the Dangerous Drugs Ordinance, Chapter 101 of the Laws of Malta, when he was not in possession of an import or an export authorisation issued by the Chief Government Medical Officer in pursuance of the

provisions of paragraphs 4 and 6 of the Ordinance, and when he was not licensed or otherwise authorised to manufacture or supply the mentioned drugs and was not otherwise licensed by the President of Malta or authorised by the Internal Control of Dangerous Drugs Regulations [GN 292/1939] to be in possession of the mentioned drugs and failed to prove that the mentioned drugs were supplied to him for his personal use, according to a medical prescription as provided in the said regulations, and this in breach of Regulation 8 of the Internal Control of Dangerous Drugs [GN 292/1939] as subsequently amended by the Dangerous Drugs Ordinance, Chapter 101 of the Laws of Malta.

Also for being in possession of specified and psychotropic medicine [Ecstasy] when he was not duly authorised according to Regulation 5(1) of Legal Notice 22 of 1985 as subsequently amended and 40(A) and 120(A) and the Third Schedule of the Medical and Kindered Profession Ordinance, Chapter 31 of the Laws of Malta and article 16 of Act V of 1985 as amended.

Having seen all the documents exhibited in these proceedings in particular the consent of the Attorney General with regards to sub section 2 of Chapter 120A of the Medical and Kindered Profession Ordinance and the statement released by the accused on the 16<sup>th</sup> August 2004.

Having heard the accused plead guilty when the examination in chief was made to the accused in terms of section 370(4), 390 (1) and 392 of Chapter 9 of the Laws of Malta.

Having cautioned the accused in the most solemn manner with regards to the legal consequences ensuing from his guilty declaration and having given the same accused time to reconsider his guilty plea, the accused insisted on registering a guilty plea as in fact was registered in the acts of these proceedings on the 16<sup>th</sup> August 2004, as can be evidenced from the examination in chief carried out in

terms of section 370(4), 390(1) and 392 of Chapter 9 of the Laws of Malta.

The Court before proceeding to pronounce judgment, as was its duty to do, heard the Prosecution and the Defense lawyer make their submissions regarding the punishment to be given to the accused.

The Court, having been assured that accused understood the nature of the accusations brought forward against him had no alternative but to find the accused guilty of such charges.

The Court took note of the following before proceeding to pronounce judgment in particular the early admission of guilt and the fact that the Court was dispensed from hearing all the evidence; the full co-operation of the accused with the Prosecution as stated by the Prosecution in the sitting of the 16<sup>th</sup> August 2004; the young age of the accused and the small insignificant amount of drugs found in his possession.

**The Court having seen section 8(a)(d) of Chapter 101 of the the Laws of Malta and GN 292/1939 declares that it finds the accused DENIS DRONOV guilty of the charges brought forward against him and decides to discharge the offender subject to the condition that he commits no other crime for a period of two years from today in terms of section 22(1) of Chapter 446 of the Laws of Malta.**

**The Court explained the importance of this judgment to the accused and its consequences should he fail to adhere to it.**

**The Court nominates Pharmacist Mario Mifsud and orders him to withdraw and destroy the drug exhibited in the acts of these proceedings.**

**< Final Judgement >**

Informal Copy of Judgement

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