



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

**MAGISTRATE DR.
SAVIOUR DEMICOLI**

Sitting of the 5th November, 2004

Number 539/2004

**The Police
(Inspector Mario Haber)**

vs

SOLOMON POPOOLA

Today 5th November, 2004

The Court,

Seen the charges brought against accused Solomon Popoola, born Lagos, Nigeria on the 12/12/1987 son of Solomon and Bose, residing at 27, J. Clarence Street, Msida:

Informal Copy of Judgement

With having on the 23rd June 2004 as a person who embarked or disembarked from Malta, made or caused to be made a false return, false statement or false representation and/or furnished the Principal Immigration Officer with false information, and this in violation of Article 32(1c) of Chapter 217 of the Laws of Malta,

With having on the 23rd June 2004 in Malta, made use or attempted to make use of a passport issued to any person and this in violation of Article 4 of Chapter 61 of the Laws of Malta,

Also with having on the 21st June committed theft of a Nigerian Passport issued in the name of Okoro Mac Zerob Omaka in violation of article 284 of chapter 9 of the laws of Malta.

Heard evidence.

Seen the acts of the case and the exhibited documents.

Seen the Consent of the Attorney General that this case be dealt with summarily (Doc. HMP1) and noted that accused does not have an objection that his case be treated with summary proceeding.

Noted that in today's Sitting accused pleaded guilty to the charges brought against him.

The Court warned accused in the most solemn manner regarding the consequences of accused's admission of guilt and gave him some time to decide whether he confirms his admission of guilt or not, and after he was asked whether he confirms his admission of guilt or not, accused again replied that he was guilty.

Noted that Dr. Richard Sladden for accused declared in the records of proceedings of today's Sitting that he has also explained to accused the consequences of his admission of guilt.

Informal Copy of Judgement

Heard submissions by Defence Counsel and Prosecuting Officer on punishment.

Seen articles 32(1c) of Chapter 217, article 4 of Chapter 61 and articles 37 and 284 of Chapter 9 of the Laws of Malta.

Finds accused Solomon Popoola, on admission of guilt, guilty of the charges brought against him, and having considered all the circumstances of the case including the young age of accused, and having seen articles 28A and 28B of Chapter 9 of the Laws of Malta, condemns accused Solomon Popoola to a two (2) year imprisonment for all the charges brought against him, and orders that this Sentence as regards the punishment of imprisonment does not take effect unless during the period of four (4) years as from today accused Solomon Popoola commits another crime punishable with imprisonment.

Finally the Court, as prescribed in article 28A(4) of Chapter 9 of the Laws of Malta, is explaining to accused Solomon Popoola in ordinary language his liability under Section 28B of Chapter 9 of the Laws of Malta if during the operational period he commits an offence punishable with imprisonment.

< Final Judgement >

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