



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

**MAGISTRATE DR.
SAVIOUR DEMICOLI**

Sitting of the 23 rd August, 2006

Number 117/2006

**The Police
(Inspector Maurice Curmi)**

vs.

Gordon Philip Hewitt

The Court,

Seen the charges brought against Gordon Philip Hewitt 59 years, son of late Gordon and Silvia nee' Turner, born UK on the 13 March 1947, and residing at 37 'Cricket View' Dun Karm Psaila Str., Zebbug (Malta), holder of ID card number 22854(A) charged:

With having in December 2005 and the previous months, in Malta, committed forgery of an authentic and public

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instrument of a commercial document or private bank document, by counterfeiting or altering the writing or signature, by feigning a fictitious agreement, disposition, obligation or discharge, according to article 183 Chapter 9 of the Laws of Malta;

With having on the same date, place and circumstances knowingly made use of any of the false acts, writings, instruments or documents mentioned above, according to article 184 Chapter 9 of the Laws of Malta;

Furthermore, this honourable court was humbly requested that if the accused is found guilty, 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 533 Cap. 9 of the Laws of Malta.

Seen the acts of the Case and the exhibited documents.

Noted that accused insisted that he does not need the assistance of a lawyer.

The Court explained to accused, for more than once, about his right to be assisted by a lawyer, however accused insisted that he does not need the assistance of a lawyer.

Seen the Attorney General's Consent exhibited as Doc. MC3.

Noted that in his Examination accused declared that he has no objection to his Case being dealt with summarily.

Also noted that in his Examination accused pleaded guilty to all the charges brought against him.

The Court warned the accused in the most solemn manner as to the consequences of his admission of guilt and gave him some time to decide whether to confirm his admission of guilt or not, and having been asked whether

he confirms his admission of guilt or not, the accused confirmed that he is pleading guilty to all the charges brought against him.

Noted that Dr Tania Sammut for complainant Mrs Angela Hewitt, also present in the Courtroom, declared that accused has paid the sum of twenty one thousand Pounds Sterling (Stg 21,000) regarding the charges brought against accused and therefore declared that complainant has no further pretences against accused regarding this Case.

Furthermore noted that Prosecuting Officer Inspector Maurice Curmi declared, with reference to the request made by the Prosecution in the Citation regarding Article 533 of Chapter 9 of the Laws of Malta, that in this Case there were no expenses incurred in virtue of this Article and therefore requests the Court to abstain from taking further cognizance of this request.

Seen Sections 183 and 184 of Chapter 9 of the Laws of Malta.

Taking into consideration that accused Gordon Philip Hewitt pleaded guilty to all the charges brought against him, the Court has no alternative but to find said accused guilty of all the charges brought against him and having considered all the circumstances of the Case including accused's clean Conviction Sheet, the fact that Dr Tania Sammut for complainant Mrs Angela Hewitt, also present in the Courtroom, declared that accused has paid the sum of twenty one thousand Pounds Sterling (Stg 21,000) regarding the charges brought against accused and therefore complainant declared that she has no further pretences against accused regarding this Case, conditionally discharges accused Gordon Philip Hewitt under the Provision of Section 22 of Chapter 446 of the Laws of Malta on condition that he does not commit another crime during the period of three (3) years as from today.

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As regards the request made by the Prosecution in the Citation regarding Article 533 of Chapter 9 of the Laws of Malta, considering that Prosecuting Officer Inspector Maurice Curmi with reference to said request declared that in this Case there were no expenses in virtue of this Article and therefore requested the Court to abstain from taking further cognizance of this request, thus the Court abstains from taking further cognizance of this request.

Finally the Court is giving accused Gordon Philip Hewitt the explanation prescribed in Sub-Section 22(3) of Chapter 446 of the Laws of Malta.

< Final Judgement >

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