



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

**MAGISTRATE DR.
ABIGAIL LOFARO**

Sitting of the 29th August, 2006

Number. 920/2006

The Police
(Inspector Therese Sciberras)
vs
Patrick Coughlan

The Court;

Having seen the indictment brought against the above mentioned defendant charged with having on the 27th August, 2006 in St Paul's Bay Qawra sometime between 08.00 hrs and 16.00 hrs driven a jet ski at a speed more than 19 knots whilst he was less than 200 metre from the shore LN 129/2001 section 25 (c);

With having on the same day, time, place and circumstances driven a mechanically propelled sea craft at a speed which in the particular circumstances would be dangerous to life or limb or likely to lead to a collision LN 129/2001 section 26;

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With having on the same date, time, place and circumstances through negligence, imprudence or unskillfulness in his trade or profession or through non-observance of any regulation, caused damage, spoil or injury to third parties which damages amount to more than LM500 (Chapter 9 Section 328 (d));

Having heard accused plead guilty to all charges;

Having explained to accused the legal consequences of such a plea and having postponed the case to give him time to re-consider his position;

Having summoned the case again;

Having heard accused again reply that he is guilty, finds him to be guilty as charged;

Having seen sections 25 (c), 26 and 78 of Chapter 352 and sections 37 and 31 and 328 (d) of Chapter 9 and Sections 28A and 28 H of Chapter 9, condemns defendant to imprisonment for six months suspended for a period of one year from today;

The Court also condemns defendant to pay the sum of LM600 to owners of D & B Water Sports Company Ltd within the period of six months from today;

The Court declares that it has explained to defendant in plain language the legal consequences of the judgement and of the consequences according to law if he fails to pay within the above-stipulated time frame;

The Court after having seen also Section 392 of Chapter 9 orders that a copy of this judgement, together with the acts be sent to the Attorney General, in accordance with Section 401 (3) of Chapter 9.

< Final Judgement >

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