



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

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

Sitting of the 2<sup>nd</sup> May, 2011

Number. 172/2011

**The Police  
Inspector Dennis Theuma  
V**

**VINCENT MARC VERNIER**

**Sitting held today, 2<sup>nd</sup> May 2011.**

**The Court**

Having seen that the accused **VINCENT MARC VERNIER**, thirty three years old, son of Jacques and Bertille nee' Jansen, born in France on the the seventh July, 1977, holder of French passport bearing number 04DF17671, residing in Malta at the Vivaldi Hotel, was arraigned before her accused:-

1. With having on the 30<sup>th</sup> April, 2011 in these Islands had in his possession the drug (cocaine) specified in the First Schedule of the Dangerous Drug

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 (G.N. 292/1939) to be in possession of the mentioned drugs, and failed to prove that the mentioned drugs was supplied to him for his personal use, according to a medical prescription as provided in the said regulations.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular the consent of the Attorney General for this case to be dealt with summarily, a statement given voluntarily by the accused, a true copy of the French passport of the accused and his Conviction Sheet, together with a plastic container allegedly containing traces of cocaine.

Having heard the accused declare that he understands the English language well and that he understood the nature of the charges brought forward against him by the prosecution.

Having heard the accused plead guilty to the charges brought forward against him.

The Court explained to the accused the consequences of his plea of guilt and after having given the accused sufficient time to reconsider his plea of guilt and saw that the same accused insisted on registering in the acts of these proceedings his plea of guilt, had no alternative but to register such plea.

In the light of the above plea of guilt which guilty plea was made voluntarily, expressly and unconditionally, the Court is satisfied that the accused is to be found guilty of the charges brought forward against him.

The Court considered the fact that the prosecution declared that the accused collaborated with the same during these proceedings, and the fact that the amount of drug involved is negligible.

The Court also noted that the Prosecution suggested that the accused be awarded a Conditional Discharge.

**Thus the Court** having seen the relevant sections at law in particular the 1939 Regulations of the Internal Control of Dangerous Drugs (G.N/ 292/1939) as subsequently amended by the Dangerous Drugs Ordinance, Chapter 101 of the Laws of Malta, **decides to find the accused VINCENT MARC VERNIER guilty of the charges brought against him by the prosecution and discharges him with the condition that he does not commit another crime within the period of one year, in terms of Section 21 (1) of Chapter 9 of the Laws of Malta.**

**< Final Judgement >**

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