



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

**MAGISTRATE
DOREEN CLARKE**

Sitting of the 19th August, 2011

Number. 967/2011

**The Police
(Inspector Chris Pullicino)**

vs

Paul Ntsiako

Today the 19th August 2011

The Court

Having seen that Paul Ntsiako, 39 years of age, son of Ntsiako and Abba, born in Ghana on the 24th May 1972, currently resident on the vessel AJD1 berthed at Marsa, holder of a Ghana passport number H1711313.

Was charged with having during the months prior to the 18th August 2011 always at night together with other persons in these Islands committed theft of diesel fuel which theft is aggravated by person, by time and by value

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which is more than two thousand three hundred and twenty nine Euros and thirty seven cents and by nature of the thing stolen, and was committed to the detriment of AJD Tuna Ltd and/or other persons.

Having seen sections 261(c)(d)(f)(g), 267, 268, 270 and 271 of Chapter 9 of the Laws of Malta.

Having seen that during the hearing held today by this Court sitting as a Court of Criminal Inquiry the defendant admitted the charge brought against him and confirmed his admission of guilt even after the Court gave him sufficient time to reconsider his plea.

Having heard the oral submissions made by the parties.

Having seen the documents filed by the prosecuting officer.

Having considered

That the defendant admitted the charge brought against him; this is consequently sufficiently proved.

That as regards the penalty to be meted out the Court took into consideration the nature of the charge brought against the defendant, his cooperation with the police in the course of the investigation, his admission of guilt at the earliest stage of these proceedings and his clean criminal record.

For these reasons the Court after having seen sections 261(c)(d)(f)(g), 267, 268, 270 and 271 of Chapter 9 of the Laws of Malta, on his admission finds defendant guilty of the charge brought against him and condemns to two (2) years imprisonment which by application of section 28A of Chapter 9 of the Laws of Malta are being suspended for a period of four (4) years.

The Court explained to the defendant in ordinary language of the consequences should he commit an other offence within the period of four years.

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< Final Judgement >

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