



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

**MAGISTRATE DR.
ANTONIO MIZZI**

Sitting of the 16 th January, 2012

Number. 26/2012

The Police
(Inspector Johann Fenech)

VS

Havila Fernandez Carrero, daughter of Carlos, born in
Madrid, Spain on the 19th May, 1983, Identity Card
number 70047A

The Court,

Having seen the charges proffered against the accused
with having on these Islands on the 29th December, 2011
and during the previous months:

1. imported or caused to be imported or took any steps preparatory to import any dangerous drug (cannabis resin) into Malta against the provisions of The Dangerous Drugs Ordinance, Chapter 101 of the Laws of Malta;
2. had in her possession the resin obtained from the plant cannabis, or any other preparation of which such

resin formed the base, in terms of section 8(a) of Chapter 101 of the Laws of Malta;

3. had in her possession the whole or any portion of the plant cannabis in terms of section 8(d) of Chapter 101 of the Laws of Malta.

The Court has been requested that, in pronouncing judgement or in any subsequent order, sentence the person convicted to the payment, wholly or in part, to the Court Registrar, of the costs incurred in connection with the employment in the proceedings of any expert or referee, including such experts as would have been appointed in the examination of the process verbal of the inquiry, within such period and in such amount as shall be determined in the judgement or order.

Having seen the note filed by the Attorney General whereby he gave his consent that this case be tried summarily in terms of section 22(2) of Chapter 101 of the Laws of Malta.

Having seen the records of the case whereby the accused admitted to the charges as proffered.

Consequently, the Court finds the accused guilty of the charges as proffered. Having seen sections 8(a)(d), 22(1)(a)(2)(b)(ii) of Chapter 101 of the Laws of Malta condemns the accused to a period of six months imprisonment. Having seen section 28A of the Criminal Code orders that this sentence shall not take effect unless the offender commits another offence punishable with imprisonment within a period of one year from today.

< Final Judgement >

Informal Copy of Judgement

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