

**In The Court of Magistrates
(GOZO)
As a Court of Criminal Judicature
Qorti tal-Magistrati
(Ghawdex)**

Magistrate : Dr. Paul Coppini LL.D.

Sitting : Tuesday 12th March, 2002 .

Case Number : 11/2002 .

The Principal Immigration Officer
(Inspector Neville Xuereb)

VS

1. Mokonno Amanuel, s/o Mokonno b/Asmara in 1973
2. Kessete Isaias, s/o Kessete b/Asmara in 1977 .
3. Gabri Salassie Tesfalem, s/o Asmallash b/Asmara in 1968 .
4. Awati Mussie Asmallash, s/o Asmallash b/Asmara in 1972 .
5. Kibrom Aron, s/o Aron b/Agimra in 1982 .
6. Isfazlasi Benjam, s/o Isfazlasi b/Karan in 1974 .
7. Takasta Kahsei, s/o Takasta b/Olizaru in 1979 .
8. Saser Abousaid, s/o Kuvlu b/Asmara in 1948 .
9. Mabrahatu Tamalso, s/o Mabrahatu b/Kilawta in 1958 .
10. Maheri Israt, s/o Maheri b/Addis Ababa in 1977 .
11. Youp Barakat, s/o Youp b/Karan in 1982 .
12. Negusse Kehasse, s/o Negusse b/Asmara on the 12/12/73.
13. Goitom Stefanos, s/o Goitom b/Mandavara in 1977 .
14. Tekele Michael, s/o Tekele b/Addis Ababa on the 12/08/80 .
15. Okuba Michael Semret, s/o Okuba Michael b/Gondar on the 06/05/83 .
16. Alasa Haptum, s/o Haggi b/Karan in 1983 .
17. Tolde Henok, s/o Tolde b/Asmara in 1980 .
18. Tagay Seyes, s/o Tagay b/Eritrea in 1979 .
19. Kassei Futsum, s/o Kassei b/Asmara on the 21/05/72 .
20. Omkeil Aron Yosef, s/o Yosef b/Asmara on the 01/05/72 .

21. Berhane Emanuel, s/o Berhani b/Asmara on the 04/07/75 .
 22. Sium Tawalli Mogas, s/o Sium b/Asmara in 1979 .
 23. Yoannes Madani, s/o Yoannes b/Asmara in 1982 .
 24. Mohamed Mohamed Nur, s/o Mohamed b/Asmara in 1978 .
 25. Habtemarim Kalab, s/o Habtemarin b/ Imnitsallim in 1982 .
- All Eritrean nationals .

The Court ;

Having seen the charge by which accused were charged with having on the 4th March 2002 and on the previous days without having been granted a residence permit landed or were in Malta without leave from the Principal Immigration Officer .

And also that they cannot show that they have the means to sustain themselves and can become a charge on public funds .

The Court is also requested to order the forfeiture of the vessel used in the commission of the crime, that is the boat named, “Abdulrahman” which has been exhibited in the proceedings of the present case .

The Court was also requested that besides awarding the punishments according to Law, to declare the above mentioned persons as prohibited immigrants and issue a removal order against them in terms of Sections 14 and 15 of Chapter 217 of the Laws of Malta .

Having heard the defence lawyer of the accused plead guilty to the charges as indicated, the Court therefore finds accused guilty as charged, condemns them to week imprisonment suspended for a period of one month from today . This without prejudice of any application for refugee status which accused may apply for .

Court also orders the forfeiture of the vessel indicated in the charge “Abdulrahman” in favour of the Government of Malta .

The Court also orders the removal of all the accused in terms of sections 14 and 15 of Chapter 217 of the Laws of Malta .

(ft) Paul Coppini
Magistrate

(ft) Francis Attard
Deputy Registrar .

Vera Kopja

Ghar-Registratur
SK1102(Pc)538