



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

**MAGISTRATE DR.
IAN FARRUGIA**

Sitting of the 18 th November, 2013

Number. 741/2011

**The Police
(Inspector Edel Mary Camilleri)
Vs
Wilfred Vincent**

The Court;

Having seen the charges brought against Wilfred Vincent, 20 years, son of Vincent and Margaret, born in Anbala States Nigeria, on the 25th December 1990, Residing at 172, St Rita, Convent Street, Zabbar Malta. Holder of identity card number 47382A and holder of Immigration Police number 07ZZ-006.

Accused of having on February 2011 and the months previous and the months after, made use or caused to be made a false return, false statement or false representation and/or furnished the Principal Immigration

Informal Copy of Judgement

Officer with false information, and this in violation of Article 32 (1c) of Chapter 217 of the Laws of Malta.

And under the same circumstances, you have committed any other kind of forgery. Or knowingly made use of any other forged documents, and this in violation of Articles 183, 184 and 189 of Chapter 9 of the Laws of Malta.

Having seen all the documents exhibited in the acts of these proceedings;

Having heard accused plead guilty to the charges brought against him during today's sitting of the 18th November 2013 and his insistence on such guilty plea after being given time according to law to reconsider;

Having seen all testimonies of witnesses;

Having heard submissions by the prosecution and the defence;

Considers;

That in view of the accused's guilty plea to all charges proffered against him, and since there is no reason emanating from these proceedings why this Court should not accept such plea, it is the duty of this Court to proceed with judgement and declare the accused guilty as charged.

In terms of punishment or sanction to be meted out to the accused, this Court is taking into particular consideration the fact that the accused pleaded guilty and accepted responsibility for his actions, the hardships which the irregular immigrants face in the particular circumstances of their lives and the fact that now he is lawfully married to a maltese national. In view of the above, it is this Court's opinion that, having regard to all the circumstances of the case, the nature of the offences and the character of the accused, it is inexpedient to inflict punishment.

THEREFORE, THE COURT, having seen Article 32(1)(c) of Chapter 217 and Articles 183, 184, 189 and 17 of Chapter 9 the Laws of Malta, finds and declares offender guilty as charged and discharges the offender subject to the condition that he commits no offence for a period of three (3) years from today, and this in terms of Article 22 of Chapter 446 of the Laws of Malta. In terms of said Article 22 of Chapter 446, the Court explained to the offender in ordinary language that if he commits another offence during the period of conditional discharge, the offender will be liable to be sentenced for the original offence/s.

< Final Judgement >

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