



MALTA

**COURT OF MAGISTRATES (MALTA)**  
**AS A COURT OF CRIMINAL JUDICATURE**  
**MAGISTRATE DR.**  
**CLAIRE-LOUISE STAFRACE**

Sitting of the 22 nd September, 2014

Number. 439/2014

**The Police**  
**[Inspector Malcolm Bondin]**

**-VS-**

**Amadou Dia**

**The Court,**

Having seen that the accused Amadou Dia, holder of Maltese identity card number 58200A

Was charged with having:

On the Maltese islands on the 21<sup>st</sup> September 2014 and the days before this date;

1. Produced, sold or otherwise dealt with the whole or any portion of the plant Cannabis in terms of Section 8 (e) of the Chapter 101 of the Laws of Malta;
2. had in his possession (otherwise than in the course of transit through Malta of the territorial waters thereof) the whole or any portion of the plant Cannabis in terms of Section 8 (d) of the Chapter 101 of the Laws of Malta, **which drug was found under circumstances denoting that it was not intended for his personal use;**

**Also on the Maltese islands on the 21<sup>st</sup> September 2014 and during the months before this date:**

3. had in his possession (otherwise than in the course of transit through Malta of the territorial waters thereof) the whole or any portion of the plant Cannabis in terms of Section 8 (d) of the Chapter 101 of the Laws of Malta;
4. had in his possession the drugs (*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, and this in breach of 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;

Seen all documentation including the Consent of the Attorney General so that the case will be dealt with summarily;

Heard a guilty plea by the accused for the charges brought against him and the confirmation of such plea after being given the opportunity to reconsider his plea; and

Having seen Articles 8 (d) and (e) of the Chapter 101 of the Laws of Malta and the Internal Control of Dangerous Drugs Regulations (G.N. 292/1939), finds accused Amadou Dia guilty of all charges brought against him and condemns him to six (6) months imprisonment and a fine (multa) of six hundred Euro (€600).

The Court orders the destruction of the drugs (MB6) seized by the prosecution.

**< Final Judgement >**

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