



MALTA

**COURT OF MAGISTRATES (MALTA)
AS A COURT OF CRIMINAL JUDICATURE
MAGISTRATE DR.
CONSUELO-PILAR SCERRI HERRERA**

Sitting of the 14 th February, 2015

Number. 188/2015

The Police

(Inspector Godwin Scerri)

vs

ANDY HUURNEMANN

The Court,

Informal Copy of Judgement

Having seen that the accused **ANDY HUURNEMANN**, holder of German ID no. L75T4W9Y9, was arraigned before her and charged with having on the 14th of February 2015 at around four in the morning (04:00hrs) at Alofju Wignacourt Street, St. Pauls Bay:

Willfully committed voluntary spoile, damage or injury to or upon any movable or immovable object, of damage that exceeds two hundred and fifty euro (€250), but does not exceed the ammount of two thousand five hundred euro (€2,500) to the detriment of Francis Casey.

And accuse him of having on the same date, location and time, in a public place or place open to the public, as being found drunk and incapable of taking care of himself.

Having seen all the documents exhibited in the acts of these proceedings by the Prosecution in particular consent of the Attorney General for this case to be dealt with summarily, true copy of the ID card of the accused, statement of the accused and declaration of forfeiture to right of legal assistance.

Having heard the accused declare that he does not understand the Maltese language though he understands the English language and thus the Court ordered that the proceedings are to be held in the English language in terms of Section 5 of the Judicial Proceedings Act.

Informal Copy of Judgement

Having heard the accused declare that he knows about the charges brought forward against him and that he does not need the assistance of a lawyer.

Having heard the accused plead guilty to the charges brought forward against him.

The Court explained to the accused the consequences of his plea of guilt and after having given the accused sufficient time to reconsider his guilty plea and saw that the same accused insisted on registering in the acts of these proceedings his plea of guilt, had no alternative but to register such plea.

In the light of the above plea of guilt which guilty plea was made voluntarily, expressly and unconditionally, the Court is satisfied that the accused is to be found guilty of the charges brought forward against him.

The Court heard the Prosecution declare that the damages in question are eight hundred euro (€800).

The Court saw the estimate exhibited in these proceedings fol. 7 in that the damage caused amounted to seven hundred and ninety euro and

thirty six cents (**€790.36**) and that the accused was ready to make good for such damages.

Thus the Court, having seen the relevant sections at law, in particular Sections 325(1)(b) and 338(ff) of Chapter 9 of the Laws of Malta, decides to find the accused ANDY HUURNEMANN guilty of the charges brought forward against him by the prosecution and condemns him to six months imprisonment suspended for two years in terms of Section 28A of Chapter 9 of the Laws of Malta.

Finally the Court orders the accused to pay the sum of seven hundred and ninety euro and thirty six cents (€790.36) to Francis Casey within twenty-four (24) hours in terms of Section 28H(1) of Chapter 9 of the Laws of Malta.

< Final Judgement >

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