



MALTA

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

**MAGISTRATE DR.
DOREEN CLARKE**

Sitting of the 6 th April, 2015

Number. 105/2015

**The Police
(Inspector Gabriel Micallef)**

vs

Omar Riaz Rasul

Case Number: 106/2015

Today, the 6th April 2015

The Court

Having seen the charges against Omar Riaz Rasul 32 years of age, son of Mohamed and Irshad Begum Ali, born at Harrow United Kingdom, residing at room 602 Suncrest Hotel St' Paul's Bay, holder of British passport bearing the number 523191162.

Charged with having on the 4th April 2015, and the previous day, on these islands had in his possession the psychotropic and restricted drug without a special authorisation in writing by the superintendent of Public Health, in breach of the provisions of the Medical and Kindred Professions Ordinance Chapter 31 Laws of Malta and the Drugs (Control) Regulations, Legal Notice 22 of 1985 as amended.

The Court was requested to apply Section 533(1) of Chapter 9 of the Laws of Malta, as regards to the expenses incurred by the Court appointed Experts.

Having seen sections 40A and 120A of Chapter 31 of the Laws of Malta and the Regulations of Legal Notice 22 of the year 1985.

Having seen the Order of the Attorney General for this case to be tried summarily by this Court sitting as a Court of Criminal Judicature.

Having heard the defendant admit the charge brought against him and confirm his admission of guilt even after having been given time to reconsider his plea.

Having seen the documents filed by the prosecuting officer.

Having heard submissions regarding the penalty to be meted out.

Having considered

That defendant admitted the charge brought against him; this is consequently sufficiently proven.

With regards the penalty to be meted out, the Court took into consideration the nature of the offence of which defendant is being found guilty, his co-operation with the police, his clean conviction sheet, and his admission at the earliest stage of these proceedings.

Wherefore the Court, after having seen sections 40A and 120A of Chapter 31 of the Laws of Malta and the regulations of Legal Notice 22 of the year 1985, on his admission finds defendant guilty of the charge brought against him and by application of section 22 of Chapter 446 of the Laws of Malta discharges him on condition that he does not commit an other offence in the period of one year. The Court is ordering the destruction of the exhibit marked Dok GM6 under the supervision of the Registrar of this Court.

The Court explained to the defendant in ordinary language the significance of this judgement and of the consequences should he commit an other offence in the period of one year.

< Final Judgement >

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