



MALTA

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

**MAGISTRATE DR.
MIRIAM HAYMAN**

Sitting of the 3rd April, 2015

Number. 121/2015

**The Police
Inspector Nikolai Sant**

VS

Samuel James Kobina Ofori of 19 years, son of Michael and Cathrine nee' Williams, born in Manchester on the 08/08/1995 and residing at No:- 15, Shamrock, Flat 3, Triq il-Mithna il-Qadima, Mellieha or No:- 6, Welburn Avenue, Wytmarshawe, Manchester and holder of British Passport no. 527069227;

The Court;

Having seen charges proffered against the above-mentioned **Samuel James Kobina Ofori** who was charged of having on the 3rd April 2015, and the previous days on these islands;

1. 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;
2. Had in his possession the psychotropic and specified medicine (Ketamina) without due authorisation, in breach of the provisions of the Medical and Kindred Professions Ordinance Chapter 31 of the Laws of Malta and the Drugs (Control) Regulations, Legal Notice 22 of 1985 as amended, which drug was found under circumstances denoting that it was not intended for his personal use;
3. Had in his possession the psychotropic and restricted drug (ecstasy) without a special authorisation in writing by the superintendent of Public Health, in breach of the provisions of the Medical and Kindred Professions Ordinance Chap 31 laws of Malta and the Drugs (Control) Regulations, Legal Notice 22 of 1985 as amended, which drug was found under circumstances denoting that it was not intended for his personal use;

4. Committed these offences in, or within 100 metres of the perimeter of, a school, youth club or centre, or such other place where young people habitually meet in breach of Article 22 (2) of the Dangerous Drugs Ordinance, Chapter 101 of the Laws of Malta.

Seen that in his examination he entered a guilty plea and persisted in this, even after having been given time to consider the same.

Seen also the Attorney General's Order dated 3rd April, 2015.

Considers:

That in view of the Order issued, the Court will proceed to decide this case and therefore finds on his own admission, Samuel James Kobina Ofori guilty as charged, after having seen Articles 8 and 22(2) of Chapter 101 of the Laws of Malta; Legal Notice 22/1985; Reg 9 of L.S. 101.02; Articles 22(2)(b) of Chapter 101 of the Laws of Malta; and Article 40A of Chapter 31 of the Laws of Malta; and condemns him to the term of imprisonment of eleven (11) months and for the fine of five hundred Euros (€500), this after having considered and heard Prosecuting Officer state that Kobina was in possession of seven (7) packets of cannabis amounting to ten point five (10.5) grams, twelve (12) packets of Ketamine

amounting to two point five (2.5) grams, and ten (10) packets of MDMA amounting to two (2) grams.

The Court orders the destruction of the drugs exhibited, as also the forfeiture of the monies exhibited.

< Final Judgement >

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