

ARB/C019/2021 – SEIZING AND FREEZING ORDER

IT IS BEING NOTIFIED that by a decree dated 24th March, 2021 given by the Court of Magistrates (Malta) as a Court of Criminal Inquiry – (Magistrate Dr Charmaine Galea LL.D.). Compilation Number 171/2021, in the case:

The Republic of Malta

Versus

ELENA GULIA, unemployed, 32 years, daughter of Roque Gauci and Carmen née Dimech, born in Pietà, Malta on the 29th August, 1988, residing at 25, Triq Marina, Kalkara and holder of Maltese Identity Card bearing number 395288M.

AND

CORRADO DENARO, unemployed, 31 years, son of Giuseppe and Corradina née Aprile, born in Sicily, Italy on the 12th March, 1990, residing at 25, Triq Marina, Kalkara and holder of Maltese Identity Card bearing number 144566A.

ORDERED the attachment in the hands of third parties in general of all moneys and other movable property due to or pertaining or belonging to **ELENA GULIA** and **CORRADO DENARO** and prohibits the accused from transferring, pledging, hypothecating or otherwise changing or disposing of any immovable or movable property owned or otherwise held by them, in terms of Article 36 of the Proceeds of Crime Act, Chapter 621 of the Laws of Malta.

ORDERED the attachment in the hands of third parties in general all moneys and other movable property due or pertaining or belonging to **ELENA GULIA** and **CORRADO DENARO** and prohibits the accused from transferring, pledging, hypothecating or otherwise disposing of any movable or immovable property, in terms of Article 5 of the Prevention of Money Laundering Act, Chapter 373 of the Laws of Malta, and Article 23A of the Criminal Code, Chapter 9 of the Laws of Malta.

The Court AUTHORIZED the said accused to receive the amount authorized by law in terms of Article 5 (1) of the Prevention of Money Laundering Act, Chapter 373 of the Laws of Malta, that does not exceed thirteen thousand, nine hundred and seventy-six Euro and twenty-four cents (€13,976.24) per year, after the accused indicates with a note from where they are perceiving this money.

Any person who acts in contravention of the court order as mentioned in Article 36, Article 5, and Article 23A referred to above shall be guilty of an offence and shall on conviction be liable to a fine (*multa*) not exceeding twelve thousand Euro (€12,000), or to imprisonment for a period not exceeding twelve (12) months, or to both such fine and imprisonment.

Any transfer or other disposal of any property made in contravention of the said Court order shall be null and without effect at law.

Today, 25th March, 2021

Acting Director, Asset Recovery Bureau

ARB/C019/2021 – ORDNI TA' QBID U IFFRIŻAR

IKUN JAF KULHADD illi b'digriet mogħti fl-24 ta' Marzu, 2021 mill-Qorti tal-Maġistrati (Malta) bhala Qorti Strutturja – (Maġistrat Dr Charmaine Galea LL.D.). Kumpilazzjoni Numru 171/2021, fil-kawża fl-ismijiet:

Ir-Repubblika ta' Malta

Kontra

ELENA GULIA, diżokkupata, ta' 32 sena, bint Roque Gauci u Carmen xebba Dimech, imwielda Pietà, Malta fid-29 ta' Awwissu, 1988, residenti ġewwa 25, Triq Marina, Kalkara u detentrici ta' Karta tal-Identità Maltija bin-numru 83370M.

U

CORRADO DENARO, diżokkupat, ta' 31 sena, iben Giuseppe u Corradina xebba Aprile, imwieled Sqallija, l-Italia fit-12 ta' Marzu, 1990, residenti ġewwa 25, Triq Marina, Kalkara u detentur ta' Karta tal-Identità Maltija bin-numru 144566A.

ORDNAT iż-żamma f'idejn partijiet terzi b'mod ġenerali l-flus u kull proprjetà mobbli oħra dovuta jew li tappartjeni jew li hija ta' **ELENA GULIA** u **CORRADO DENARO** u tipprojbixxi lill-akkużati milli jittrasferixxu, iwiegħedu, jipotekaw jew jibdlu jew jiddisponu minn kwalunkwe proprjetà immobbli jew mobbli li tkun proprjetà ta' jew inkella miżmuma minnhom, u dan ai termini tal-Artikolu 36 tal-Att dwar ir-Rikavat mill-Kriminalità, Kapitolu 621 tal-Liġijiet ta' Malta.

ORDNAT is-sekwestru f'idejn terzi persuni b'mod ġenerali il-flejjes u l-proprjetà mobbli kollha li jkunu dovuti lil, jew imissu lil, jew li huma proprjetà ta' **ELENA GULIA** u **CORRADO DENARO** u tipprojbixxi lill-akkużati milli jittrasferixxu, jagħtu b'rahan, jipotekaw jew xort'oħra jiddisponu minn xi proprjetà mobbli jew immobbli, u dan ai termini tal-Artikolu 5 tal-Att kontra *Money Laundering*, Kapitolu 373 tal-Liġijiet ta' Malta, u tal-Artikolu 23A tal-Kodiċi Kriminali, Kapitolu 9 tal-Liġijiet ta' Malta.

Il-Qorti AWTORIŻŻAT lill-akkużati li jirċievu l-ammont previst mil-liġi ai termini tal-Artikolu 5 (1) tal-Att kontra *Money Laundering*, Kapitolu 373 tal-Liġijiet ta' Malta, li ma jeċċediex it-tlettax-il elf disa' mija u sitta u sebgħin Euro u erbgħa u għoxrin ċenteżmu (€13,976.24) fis-sena, wara li l-akkużati jindikaw b'nota minn fejn ha jipperċepixxu dawn il-flejjes.

Kull persuna li tagħmel xi haġa bi ksur tal-ordni tal-Qorti msemmi fl-Artikolu 36, fl-Artikolu 5, u fl-Artikolu 23A tkun hatja ta' reat u tehel meta tinstab hatja multa ta' mhux iżjed minn tnax-il elf Euro (€12,000) jew prigunerija għal żmien ta' mhux iżjed minn tnax-il xahar, jew dik il-multa u prigunerija flimkien.

Kull trasferiment ieħor jew tneħħija oħra ta' proprjetà li jsiru bi ksur ta' dik l-ordni tal-Qorti jkunu nulli u ma jkollhom ebda effett fil-liġi.

Illum, 25 ta' Marzu, 2021

Aġent Direttur, Uffiċċju għall-Irkupru tal-Assi