

ARB/C014/2021 – SEIZING AND FREEZING ORDER

IT IS BEING NOTIFIED that by a decree dated 20th March, 2021 given by the Court of Magistrates (Malta) as a Court of Criminal Inquiry – (Magistrate Dr Charmaine Galea LL.D.). Compilation Number 161/2021, in the case:

The Republic of Malta

Versus

VINCENT BUHAGIAR, retired, 73 years, son of the late Angel and the late Inez née Attard, born in Valletta, Malta on the 31st July, 1947, residing at 145, Coral Mansions, Blk A, Fl 5, Triq il-Keffa, Swieqi and holder of Maltese Identity Card bearing number 718347M.

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 **VINCENT BUHAGIAR** and prohibits the accused from transferring, pledging, hypothecating or otherwise changing or disposing of any immovable or movable property owned or otherwise held by him, 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 **VINCENT BUHAGIAR** 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 he is 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, 23rd March, 2021

Acting Director, Asset Recovery Bureau

ARB/C014/2021 – ORDNI TA' QBID U IFFRIŻAR

IKUN JAF KULHADD illi b'digriet mogħti fl-20 ta' Marzu, 2021 mill-Qorti tal-Maġistrati (Malta) bhala Qorti Strutturja – (Maġistrat Dr Charmaine Galea LL.D.). Kumpilazzjoni Numru 161/2021, fil-kawża fl-ismijiet:

Ir-Repubblika ta' Malta

Kontra

VINCENT BUHAGIAR, irtirat, ta' 73 sena, iben il-mejjet Angel u l-mejta Inez xebba Attard, imwieled Valletta, Malta fil-31 ta' Lulju, 1947, residenti ġewwa 145, Coral Mansions, Blk A, Fl 5, Triq il-Keffa, Swieqi u detentur ta' Karta tal-Identità Maltija bin-numru 718347M.

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' **VINCENT BUHAGIAR** u tipprojbixxi lill-akkużat milli jittrasferixxi, iwiegħed, jipoteka jew jibdel jew jiddisponi minn kwalunkwe proprjetà immobbli jew mobbli li tkun proprjetà ta' jew inkella miżmuma minnu, 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' **VINCENT BUHAGIAR** u tipprojbixxi lill-akkużat milli jittrasferixxi, jagħti b'rahan, jipoteka jew xort'oħra jiddisponi 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-akkużat li jirċievi 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 sebghin Euro u erbgha u għoxrin ċenteżmu (€13,976.24) fis-sena, wara li l-akkużat jindika b'nota minn fejn ha jipperċepixxi 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 tmax-il elf Euro (€12,000) jew priġunerija għal żmien ta' mhux iżjed minn tmax-il xahar, jew dik il-multa u priġunerija flimkien.

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

Illum, 23 ta' Marzu, 2021

Aġent Direttur, Uffiċċju għall-Irkupru tal-Assi