

ARB/C018/2021 – SEIZING AND FREEZING ORDER

IT IS BEING NOTIFIED that by a decree dated 22nd March, 2021 given by the Court of Magistrates (Malta) as a Court of Criminal Inquiry – (Magistrate Dr Ian Farrugia LL.D.). Compilation Number 156/2021, in the case:

The Republic of Malta

Versus

CHRISTOPHER BALDACCHINO, auditor, 51 years, son of Saviour and Mary Carmen née Felice, born in Attard, Malta on the 4th December, 1969, residing at 10, The Cottage, Triq Bugarvilla, Swieqi and holder of Maltese Identity Card bearing number 83370M.

L'ACQUA CHIARA HOLDINGS LIMITED, with Maltese registration number C 79343 and registered address at Fl 2, Merrill Court, Triq il-Fuxa, San Ġwann.

AND

JBH HOLDINGS LIMITED, with Maltese registration number C 55778 and registered address at Fl 2, Merrill Court, Triq il-Fuxa, San Ġwann.

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 **CHRISTOPHER BALDACCHINO, L'ACQUA CHIARA HOLDINGS LIMITED, and JBH HOLDINGS LIMITED** 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 **CHRISTOPHER BALDACCHINO, L'ACQUA CHIARA HOLDINGS LIMITED, and JBH HOLDINGS LIMITED** 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 whom are natural persons, 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, 23rd March, 2021

Acting Director, Asset Recovery Bureau

ARB/C018/2021 – ORDNI TA' QBID U IFFRIŻAR

IKUN JAF KULHADD illi b'digriet mogħti fit-22 ta' Marzu, 2021 mill-Qorti tal-Maġistrati (Malta) bħala Qorti Strutturja – (Maġistrat Dr Ian Farrugia LL.D.). Kumpilazzjoni Numru 156/2021, fil-kawża fl-ismijiet:

Ir-Repubblika ta' Malta

Kontra

CHRISTOPHER BALDACCHINO, awditur, ta' 51 sena, iben Saviour u Mary Carmen xebba Felice, imwieled Attard, Malta fl-4 ta' Diċembru, 1969, residenti ġewwa 10, The Cottage, Triq Buganvilla, Swieqi u detentur ta' Karta tal-Identità Maltija bin-numru 83370M.

L'ACQUA CHIARA HOLDINGS LIMITED, b'numru tar-reġistrazzjoni Malti C 79343 u li għandha l-indirizz irreġistrat bħala Fl 2, Merrill Court, Triq il-Fuxa, San Ġwann.

U

JBH HOLDINGS LIMITED, b'numru tar-reġistrazzjoni Malti C 55778 u li għandha l-indirizz irreġistrat bħala Fl 2, Merrill Court, Triq il-Fuxa, San Ġwann.

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' **CHRISTOPHER BALDACCHINO**, **L'ACQUA CHIARA HOLDINGS LIMITED**, u **JBH HOLDINGS LIMITED** 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' **CHRISTOPHER BALDACCHINO**, **L'ACQUA CHIARA HOLDINGS LIMITED**, u **JBH HOLDINGS LIMITED** 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 huma persuni fiżiċi, 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-tlethax-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 haġa ta' reat u tehel meta tinstab haġa multa ta' mhux iżjed minn ttax-il elf Euro (€12,000) jew prigunerija għal żmien ta' mhux iżjed minn ttax-il xahar, jew dik il-multu u prigunerija flimkien.

Kull trasferiment ieħor jew tneħħija oħra ta' propjetà 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