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Naghti l-kunsens tiegħi.

(L.S.)

GUIDO DE MARCO
President

29 ta' Novembru, 2002

ATT Nru. XXVI ta' l-2002

ATT biex jinkoraggixxi u jippromwovi l-isport, jipprovdi għat-twaqqif ta' kunsill nazzjonali għall-isport biex jeżercita l-funzjonijiet relatati ma' l-isport li fil-preżent jaqgħu taħt ir-responsabbiltà tad-Dipartiment taż-Żgħażaġh u Sport u tal-Kunsill Malti għall-Isport, jipprovdi għar-reġistrazzjoni ta' organizzazzjonijiet sportivi, u jistabbilixxi strutturi biex jinstabu soluzzjonijiet għal kull xorta ta' tilwim.

IL-PRESIDENT, bil-parir u l-kunsens tal-Kamra tad-Deputati, imlaqqgħa f' dan il-Parlament, u bl-awtorità ta' l-istess, hareg b'ligi dan li ġej:-

TAQSIMA I

PRELIMINARI

1. (1) It-titolu fil-qosor ta' dan l-Att hu Att ta' l-2002 dwar l-Isports. Titolu fil-qosor u bidu fis-sehh.

(2) Id-disposizzjonijiet ta' dan l-Att għandhom jidhlu fis-sehh f'dik id-data li l-Ministru responsabbli għall-Isport jista' b'avviż fil-Gazzetta jistabbilixxi, u dati differenti jistgħu jiġu hekk stabbiliti għal disposizzjonijiet differenti u għanijiet differenti ta' l-Att.

2. F'dan l-Att, kemm-il darba r-rabta tal-kliem ma tkunx tehtieg xort'ohra:

“Assoċjazzjoni” jew “Assoċjazzjoni Nazzjonali” tfisser assoċjazzjoni ta' *clubs* jew klabbs fuq livell nazzjonali li jinghaqdu flimkien bil-ghan li jippromwovu sport partikolari jew biex jorganizzaw loghob kompetittiv f'dan l-isport;

“Bord” tfisser il-Bord ta' Diretturi tal-Kunsill;

“Centru Malti dwar l-Arbitraġġ” tfisser iċ-Centru dwar l-Arbitraġġ imwaqqaf taht l-Att dwar l-Arbitraġġ;

“*Chairperson*” tfisser *Chairperson* tal-Kunsill u tinkludi għall-finijiet imsemmija fis-subartikolu (4) ta' l-artikolu 4 ta' dan l-Att, id-Deputat *Chairperson* jew persuna ohra mahtura biex taqdi r-rwol ta' *Chairperson*:

Izda, fid-dispożizzjonijiet ta' l-artikoli 18, 20 u 21 ta' dan l-Att, “*Chairperson*” tfisser iċ-*Chairperson* ta' Kumitat ta' Tmexxija, Direttorat jew Kumitat Konsultattiv, skond il-htieġa;

“Direttorat” tfisser kull direttorat imwaqqaf skond l-artikolu 20 ta' dan l-Att;

“*facilitajiet sportivi*” tfisser il-proprjeta', mobbli jew immobbli, inkluza proprjeta' assenjata kif provdut fl-artikoli 14, 15 u 16 ta' dan l-Att u kull proprjeta' ohra, korporali jew mhux korporali li tista' tintuza għall-finijiet ta' l-isport;

“Federazzjoni” jew “Federazzjoni Nazzjonali” tfisser assoċjazzjoni li primarjament tkun assoċjazzjoni li tiġbor fiha għadd ta' Assoċjazzjonijiet Nazzjonali ta' l-istess attivita' sportiva jew ta' attivitajiet sportivi li għandhom elementi komuni li jassoċjawhom flimkien;

“Fond għall-Isport” tfisser il-fondi msemmija fl-artikolu 19 ta' dan l-Att;

“Impjegat” tfisser persuna impjegata mill-Kunsill;

“Kap Ufficjal Eżekuttiv” tfisser il-Kap Ufficjal Eżekuttiv tal-Kunsill mahtur skond l-artikolu 11 ta' dan l-Att;

“Klabb” tfisser assoċjazzjoni ta’ persuni, kemm f’ sura ta’ soċjetà ċivili, kif ukoll f’ sura ta’ soċjetà kummerċjali, jew xort’ohra, li fiha persuni jikkostitwixxu ruhhom f’ soċjetà jew jiffurmaw parti minnha primarjament bil-ghan li jiehdu sehem jew jorganizzaw attivitajiet ta’ sport;

“Kumitat Konsultattiv” tfisser kumitat konsultattiv imwaqqaf taht l-artikolu 21 ta’ dan l-Att;

“Kumitat Olimpiku Malti” tfisser il-Kumitat Olimpiku Malti imwaqqaf fid-9 ta’ Ġunju 1928 skond l-Istatut li kopja tiegħu tinsab fit-Taqsima II ta’ dan l-Att, b’dawk it-tibdil jew emendi li jista’ jkun hemm minn żmien għal żmien skond l-istess statut;

“Kumitat ta’ Tmexxija” tfisser kumitat imwaqqaf skond l-artikolu 18 ta’ dan l-Att;

“Kunsill” tfisser il-Kunsill Malti għall-Isport imwaqqaf skond l-artikolu 4 ta’ dan l-Att;

“Ministru” tfisser il-Ministru responsabbli għall-Isport;

“l-Ordinanza” tfisser l-Ordinanza dwar il-Kummissarju ta’ l-Kap. 169. Artijiet;

“persuna” tinkludi korp ta’ persuni u kull enti morali stabbilit b’liġi;

“Persuna Registrata” tfisser persuna registrata fir-Registru ta’ Persuni Sportivi taht it-Taqsima VII ta’ dan l-Att;

“preskritt jew stabbilit” tfisser preskritt jew stabbilit b’regolamenti magħmulin mill-Ministru bis-sahha ta’ dan l-Att;

“Proprjetà Assenjata” tfisser proprjetà immobbli kif indikat fis-subartikoli (2) u (3) ta’ l-artikolu 16 ta’ dan l-Att jew b’mod iehor trasferita lill-Kunsill;

“Registru” tfisser ir-Registru ta’ Persuni Sportivi kif indikat fit-Taqsima VII ta’ dan l-Att;

“sena finanzjarja” tfisser perjodu ta’ tmax-il xahar li jibda għaddej mill-ewwel ġurnata ta’ Ottubru ta’ xi sena partikolari u jagħlaq fit-30 ta’ Settembru tas-sena ta’ wara; għall-finijiet ta’ dan l-Att l-ewwel sena finanzjarja tal-Kunsill tibda titqies minn meta l-Att jidhol fis-sehh u tagħlaq fit-30 ta’ Settembru tas-sena ta’ wara;

“skola sportiva” tfisser kull organizzazzjoni jew intrapriża, irrispettivament min ikun sidha jew min imexxiha, li l-funzjoni prinċipali tagħha tkun li teduka fuq bażi *full time* jew *part-time* f’xi dixxiplina jew dixxiplini sportivi partikolari;

“sport” tinkludi kull forma ta’ attività fiżika jew mentali li, permezz ta’ parteċipazzjoni każwali jew organizzata, jew permezz ta’ attivitajiet ta’ taħriġ, tkun immirata biex ittejjeb is-saħha fiżika u mentali, tohloq relazzjonijiet soċjali jew biex jinkisbu riżultati f’kompetizzjonijiet fuq livelli differenti, imma teskludi dawk l-aktivitajiet terapewtiċi jew kliniċi jew li jkunu jagħmlu parti minn attivitajiet ta’ istituzzjonijiet jew ċentri ta’ saħha u tinkludi kull attività oħra li l-Ministru jista’ minn żmien għal żmien wara konsultazzjoni mal-Kunsill jistabbilixxi;

“uffiċjal pubbliku” fir-rigward ta’ l-artikolu 51 ta’ dan l-Att, għandha l-istess tifsira mogħtija lilha bl-artikolu 124 tal-Kostituzzjoni imma ma tinkludix imhallett jew maġistrat.

Dikjarazzjoni ta’
Prinċipji.

Kap. 327.

3. (1) L-Edukazzjoni Fiżika u l-Isport għandhom jiġu mghallma u prattikati fl-iskejjel primarji u sekondarji skond id-disposizzjonijiet tal-liġijiet, regolamenti, kurrikuli u direttivi li japplikaw għal dawn l-iskejjel u li jirriżultaw mill-Att dwar l-Edukazzjoni.

(2) L-Istat jagħraf li m’għandux ikun hemm l-ebda diskriminazzjoni abbażi ta’ sess, razza, kulur, reliġjon jew opinjoni politika jew residenza f’lokalitajiet differenti f’Malta fejn jidhol l-aċċess għal faċilitajiet jew attivitajiet sportivi.

(3) L-Istat jagħraf li kulhadd għandu jingħata l-opportunità li jiehu sehem fl-isport, u li fejn ikun meħtieġ, għandhom jittiehdu miżuri oħra biex jagħtu l-opportunità u jinkoraggixxu lin-nisa u ż-żgħażaġh li għandhom talenti sportivi, kif ukoll lil dawk il-persuni zvantaggati jew persuni bi bżonnijiet speċjali, jew gruppi ta’ persuni bħal dawk jibbenefikaw minn dawn l-opportunitajiet.

(4) L-aktivitajiet sportivi kollha għandhom jirrispettaw id-dinjità umana, is-saħha u s-sigurtà u l-harsien generali ta’ dawk kollha li jieħdu sehem fl-isport. Kull min jipparteċipa f’aktivitajiet sportivi għandu jimxi skond ir-regoli tal-*fair play*. L-organizzazzjonijiet u l-persuni kollha involuti fl-isport għandhom jiżguraw li ma jsir ebda abbuż minn mediċinali jew sustanzi projbiti u sustanzi li jgħinu l-prestazzjoni waqt il-parteeipazzjoni fl-isport.

(5) Fil-promozzjoni ta’ l-isport m’għandux isir użu minn materjal jew metodi promozzjonali li jistgħu jisfruttaw liż-żgħażaġh.

(6) Il-kontroll ta' l-isport ghandu jitwettaq skond id-disposizzjonijiet ta' dan l-Att, filwaqt li jigi mhares il-principju tassussidjarjeta fuq kull livell.

(7) Id-disposizzjonijiet ta' dan l-artikolu m' ghandhomx ikunu infurzati fl-ebda qorti, imma l-principji provduti f'dan l-Att ghandhom iservu ta' gwida fil-kontroll u l-promozzjoni ta' l-isport f'Malta.

TAQSIMA II

TWAQQIF, FUNZJONIJIET U TMEXXIJA TA' L-AFFARIJIET TAL-KUNSILL MALTI GHALL-ISPORT

4. (1) Ghandu jkun hemm korp imsejjah Kunsill Malti ghall-Isport.

Twaqqif u komposizzjoni tal-Kunsill Malti ghall-Isport.

(2) Il-hwejjeg u x-xoghol tal-Kunsill huma taht it-tmexxija tal-Kunsill u jitmexxew minn Bord ta' Diretturi.

(3) (a) Il-Bord ikun kompost minn mhux anqas minn sebgha u mhux izjed minn disa' membri. Il-membri tal-Bord ghandhom jigu mahtura mill-Ministru ghal perjodu ta' mhux aktar minn tlett snin u ghandhom ikunu eligibbli biex jergghu jigu mahtura wara li jiskadi z-zmien tal-hatra tagghom.

(b) Il-membri tal-Bord ghandhom ikunu persuni li, fl-opinjoni tal-Ministru, ikollhom esperjenza fuq materji relatati ma' l-isport.

(c) Wiehed mill-membri tal-Bord ghandu jigi nominat mill-Kumitat Olimpiku Malti, membru iehor minn fost dawk il-persuni responsabbli mill-edukazzjoni sportiva fil-Ministeru responsabbli ghall-Edukazzjoni u li ghandu jigi nominat mill-Ministru responsabbli ghall-Edukazzjoni u membru iehor ghandu jigi nominat mill-Assoċjazzjonijiet Nazzjonali ta' Sport mhux Olimpiku.

(4) Iç-Chairperson tal-Bord u d-Deputat Chairperson ghandhom jigu mahtura mill-Ministru minn fost il-membri tal-Bord. Il-Bord ghandu jkollu l-ghajnuna ta' segretarju li jigi mahtur mill-Ministru.

(5) F'każ li *Chairperson* ikun imsiefer jew ghal xi raġuni oħra, ghal xi żmien, ma jkunx f'pożizzjoni li jwettaq il-qadi tal-funzjonijiet tiegħu, id-Deputat *Chairperson* għandu jaġixxi ta' *Chairperson* u għandu jwettaq is-setgħat u l-funzjonijiet ta' *Chairperson*.

(6) Persuna ma tkunx eliġibbli li tiġi mahtura jew li tokkupa l-kariga ta' membru tal-Bord jekk:

(a) ikun membru tal-Kamra tad-Deputati; jew

(b) ikun imhalef jew magistrat; jew

(c) tkun legalment inkapaċitata; jew

(d) tkun iddikjarata fi stat ta' falliment jew tkun għamlet kompożizzjoni jew ftehim mal-kredituri tagħha; jew

(e) tkun instabet hatja ta' xi reat li jaffettwa l-fiduċja pubblika jew ta' serq jew frodi jew li tkun bil-hsieb laqgħet għandha proprjetà akkwistata b'serq jew frodi; jew

(f) ikollha xi interess finanzjarju jew ta' xort' oħra f'xi intrapriża jew attività li tista' taffettwa l-qadi tal-funzjonijiet tagħha bħala membru tal-Bord:

Izda l-Ministru jista' jwarrab l-iskwalifika ta' persuna taht dan il-paragrafu jekk tali persuna tiddikjara li jkollha interess u dik id-dikjarazzjoni u dak it-twarrib ta' skwalifika jiġu pubblikati fil-Gazzetta.

(7) Bla hsara għad-disposizzjonijiet ta' dan l-artikolu, il-post ta' membru tal-Bord jiġi meqjus vakanti:

(a) meta jiskadi ż-żmien tal-hatra tiegħu, jew

(b) jekk jinqalghu cirkustanzi li, f'każ li din il-persuna ma tkunx membru tal-Bord, tkun skwalifikata milli tinhatar bħala tali.

(8) Membru tal-Bord jista' jiġi mneħhi mill-kariga tiegħu mill-Ministru għal raġuni li jkun inkapaċi li jwettaq il-funzjonijiet tal-kariga tiegħu, sew minhabba mard mentali jew fiziku, sew għal raġunijiet oħra li minhabba fihom il-membru ma jibqax idoneju li jokkupa dik il-kariga jew minhabba f'imġiba hazina.

(9) Membru tal-Bord jista' jirriżenja mill-kariga tiegħu permezz ta' ittra indirizzata lill-Ministru. Jekk xi membru jirriżenja jew jiġi mneħhi mill-kariga tiegħu mill-Ministru jew jekk il-post ta' xi membru tal-Bord isir b'xi mod vakanti, il-Ministru jista' jahtar persuna kwalifikata għal din il-hatra; u kull persuna hekk mahtura tibqa' tokkupa dik il-kariga sa kemm tiskadi l-hatra tal-persuna li tkun qegħda tissostitwixxi u tkun eligibbli biex terġa' tiġi mahtura.

(10) Membru tal-Bord li jkollu xi nteress dirett jew indirett f'xi kuntratt magħmul jew propost li jsir mill-Kunsill, sakemm dan l-interess ma jkunx ta' xorta li minhabba fiha l-membru jista' jiġi skwalifikat milli jkompli bhala tali, għandu jiżvela x-xorta ta' l-interess tiegħu fl-ewwel seduta tal-Bord wara li jkun sar jaf bil-fatti rilevanti. Dan l-iżvelar għandu jtniżżel fil-minuti tas-seduta tal-Bord, u tali membru għandu jirtira mis-seduta waqt li dak il-kuntratt ikun qiegħed jiġi diskuss. Tali iżvelar għandu jiġi mgħoddi lill-Ministru mingħajr dewmien. Meta l-interess tal-membru jkun tali li jista' jwassal li jiġi mneħha mill-kariga tiegħu, il-membru għandu immedjatament jirrapporta l-fatt lill-Ministru u, mingħajr preġudizzju għad-disposizzjonijiet tal-paragrafu (f) tas-subartikolu (6) ta' dan l-Att, joffri r-riżenja tiegħu.

(11) Il-Kunsill għandu jaqdi l-funzjonijiet u jwettaq il-poteri tiegħu direttament jew permezz ta' (a) Kumitati ta' Tmexxija, (b) Direttorati, jew (c) persuni oħra (inklużi soċjetajiet kummerċjali jew fondazzjonijiet, mahtura għal dan il-ghan wara konsultazzjoni mal-Ministru).

(12) Bla hsara għad-disposizzjonijiet ta' dan l-Att u għal kull direttiva tal-Bord, it-tmexxija eżekuttiva u l-amministrazzjoni u l-organizzazzjoni tal-Kunsill, u l-kontroll amministrattiv ta' l-uffiċjali u impjegati tiegħu, għandhom ikunu r-responsabbiltà tal-Kap Uffiċjal Eżekuttiv, li jkollu wkoll poteri oħra delegati lil minn żmien għal żmien mill-Bord. Il-Kap Uffiċjal Eżekuttiv għandu jkun responsabbli wkoll għall-implimentazzjoni ta' l-ghanijiet tal-Kunsill u t-twettiq tal-funzjonijiet tal-Kunsill, u mingħajr preġudizzju għall-generalità ta' dan il-paragrafu għandu jiżviluppa dawk l-istrateġiji, politika u regolamenti meħtieġa għall-implimentazzjoni ta' l-ghanijiet tal-Kunsill, jagħti pariri lill-Bord dwar kull materja skond ma jara li jkun meħtieġ jew spedjenti, u jwettaq dmirijiet oħra lil assenjati minn żmien għal żmien mill-Bord.

(13) Il-Kap Uffiċjal Eżekuttiv ghandu d-dritt li jattendi ghal-laqghat kollha tal-Bord. Madankollu, huwa ma jkollux dritt jivvota jew li jiġi meqjus bhala membru ghal kull fini ta' *quorum*.

Għanijiet tal-Kunsill.

5. L-għanijiet tal-Kunsill huma:

(a) li jippromwovi u jmexxi l-iżvilupp ta' aktar parteċipazzjoni fl-isport f'Malta u jara li jkun hemm titjib fil-livell ta' l-atleti fl-isport;

(b) li jiżviluppa u jippromwovi aċċess indaqs u aktar parteċipazzjoni fl-isport;

(ċ) li jippromwovi kultura ta' eċċellenza fl-isport;

(d) li jiżgura l-provdiment ta' riżorsi, servizzi u faċilitajiet għall-promozzjoni ta' l-isport f'Malta;

(e) li jippromwovi kultura ta' parteċipazzjoni fl-isport fost il-poplu speċjalment fost it-tfal u ż-żgħażaġh, bhala parti mill-iżvilupp personali u soċjali fil-kuntest tal-politika tal-Gvern fl-educazzjoni u s-sahha;

(f) li jtejjeb il-hiliet sportivi tal-Maltin in generali, permezz ta' titjib fl-istandard ta' *coaches* sportivi, amministraturi u uffiċjali;

(g) li jiġġenera koperazzjoni fl-isport ma' korpi lokali u internazzjonali, entitajiet u persuni oħra biex jinkoraġġixxi u jippromwovi l-iżvilupp ta' inizjattivi, attivitajiet u programmi ta' l-isport;

(h) li jiżgura li kull attività sportiva tkun ttrispetta d-dinjità tal-bniedem, is-sahha u s-sigurtà tal-partecipanti fl-isport u r-regoli ta' *fair play* u s-sahha u s-sigurtà ta' l-ispettaturi; u

(i) li jinkoraġġixxi, fid-dawl tat-tkattir tal-prinċipju tas-sussidjarjetà, korpi mhux governattivi u entitajiet privati jew persuni u kunsilli lokali biex jikkontribwixxu lejn il-promozzjoni ta' l-isport f'Malta.

Funzjonijiet tal-Kunsill.

6. (1) Il-funzjonijiet tal-Kunsill huma:

(a) li jagħmel rakkomandazzjonijiet lill-Ministru dwar politika nazzjonali ta' l-isport, kif ukoll mod iehor għall-iżvilupp ta' l-isport;

(b) li jiżviluppa u jimplimenta programmi li jippromwovu aċċess indaqs għall-isport u partecipazzjoni fih;

(c) li jiżviluppa u jimplimenta politika u strateġiji għat-tkattir ta' l-għanijiet u l-funzjonijiet tiegħu, li jniedi, jinkoraġġixxi u jiffacilita riċerka u żvilupp relatati ma' l-isport, li jippromwovi riċerka u żvilupp relatati max-xjenza u l-medicina ta' l-isport u li jipprovdi servizzi xjentifiċi sportivi lil dawk il-persuni li l-Ministru jista', fuq rakkomandazzjoni tal-Kunsill ta' l-Isport, minn żmien għal żmien jordna;

(d) li jippromwovi u jiżgura l-edukazzjoni u t-thejjija ta' *coaches*, amministraturi u uffiċjali bil-kompetenzi vokazzjonali u professjonali mehtieġa, u li jippromwovi, jorganizza jew jassisti b'kull mezz, skemi edukattivi għall-atleti;

(e) li jippromwovi u jiżgura t-twaqqif, l-iżvilupp u l-manutenzjoni kif ukoll l-użu xieraq ta' facilitajiet sportivi, servizzi u riżorsi għall-inkoraġġiment u l-promozzjoni ta' l-isport, u li jagħti pariri lill-Ministru dwar miżuri ta' sigurtà, inkluża s-superviżjoni u l-użu ta' tagħmir sportiv fejn ikun hemm facilitajiet sportivi;

(f) meta jkun hekk mitlub jagħmel mill-Ministru, li jirrappreżenta lill-Gvern ta' Malta fil-qasam internazzjonali jew reġjonali fuq materji relatati ma' l-isport, hekk kif jiġi delegat mill-Ministru;

(g) li jipprovdi għajnuna finanzjarja jew xi forma ta' għajnuna ohra lill-kunsilli lokali u lil xi persuna, inkluż, minghajr preġudizzju għal dak hawn qabel imsemmi, lill-Kumitat Olimpiku Malti, Assocjazzjonijiet u Federazzjonijiet Nazzjonali, kif ukoll klabbs għall-promozzjoni u l-iżvilupp ta' l-isport;

(h) li jiġbor u jqassam informazzjoni, u li jagħti pariri, fuq materji relatati ma' l-attivitajiet tal-Kunsill;

(i) li jzomm regjistru ta' korpi sportivi, entitajiet u persuni ohra li jikkwalifikaw għar-registrazzjoni mal-Kunsill taht id-disposizzjonijiet ta' dan l-Att u li jkunu bonafidi;

(j) li jiġġenera fondi u li jamministra u jonfoq flus approprijati mill-Parlament jew li jiġu akkwistati minn xi sorsi ohra;

(k) li jikkonsulta u jikkopera mal-Kunsilli Lokali u persuni ohra dwar materji relatati ma' l-isport;

(l) li jikkonsulta u jikkopera mal-Kumitat Olimpiku Malti dwar materji relatati mal-promozzjoni u l-iżvilupp ta' l-isport u l-partecipazzjoni jew ir-rappreżentanza ta' Malta fil-Loghob Olimpiku, fil-Loghob tal-Commonwealth, fil-Loghob tal-Mediterran, fil-Loghob tal-Pajjiżi ż-Żgħar ta' l-Ewropa, u f'kull Loghob iehor internazzjonali li minn żmien għal żmien il-Kunsill jagħraf li jkun jaqa' taht il-ġurisdizzjoni tal-Kumitat Olimpiku Malti;

(m) li jagħti pariri dwar materji relatati ma' l-isport lil persuni, korpi jew assoċjazzjonijiet sportivi;

(n) li jikkopera ma' organizzazzjonijiet sportivi nazzjonali u internazzjonali bil-ghan li jtkattar ambjent sportiv li jkun hieles mill-użu illegali ta' mediċinali jew sustanzi li jghinu l-prestazzjoni waqt partecipazzjoni fl-isport;

(o) li jfassal, jiżviluppa u jemenda minn żmien għal żmien il-Kodiċi ta' Etika li għandu jiġi segwit minn atleti, uffiċjali u organizzazzjonijiet sportivi;

(p) li jirrikonoxxi kriterji stabbiliti mill-Assoċjazzjonijiet u Federazzjonijiet Nazzjonali rispettivi, u fin-nuqqas ta' kriterji bhal dawn, li johloq kriterji li jiddeterminaw l-istatus ta' l-atleti, *coaches* u uffiċjali ohra jew ta' amministraturi bhala dilettanti, professjonisti jew ohrajn;

(q) li jikkonsulta u jikkopera fuq bażi regolari ma' Assoċjazzjonijiet u Federazzjonijiet Nazzjonali;

(r) li jissorvelja u jsegwi kif ukoll jevalwa l-metodi, l-hidma u l-attivitajiet relatati ma' materji sportivi;

(s) li jirregola l-attivitajiet, il-livelli ta' servizzi u livelli tal-facilitajiet sportivi, li jinkludu skejjeļ sportivi, *gymnasia*, u kull għamla ta' intrapriża li tipprovd i servizzi ta' tahrig jew servizzi ohra sportivi;

(t) li jirregola l-livelli tal-manutenzjoni, tmexxija, sigurtà, u livelli ta' servizzi u thaddim ta' facilitajiet sportivi;

(u) li jagħmel dak kollu mehtieg għat-tkattir tal-ghanijiet tieghu u li jwettaq funzjonijiet ohra li jistghu jiġu devoluti fuq skond id-disposizzjonijiet ta' xi liġijiet ohra li jistghu jiġu assenjati lilu minn żmien għal żmien mill-Ministru.

(2) Fit-twettiq tal-funzjonijiet tieghu skond id-disposizzjonijiet tal-paragrafu (g) tas-subartikolu (1) ta' dan l-artikolu il-Kunsill:

(a) ghandu jistabbilixxi dawk il-kriterji, pattijiet u kondizzjonijiet biex tinghata ghajnuna kif jidhirlu li jkun xieraq, u

(b) jista' jistabbilixxi kriterji kif ukoll pattijiet u kondizzjonijiet differenti relatati ma' kategoriji varji ta' beneficijarji.

(3) Il-funzjonijiet tal-Kunsill jistghu jigu mwettqa kemm f'Malta kemm barra minn Malta.

7. (1) Il-Kunsill ikun enti morali u jkollu personalità ġuridika Poteri tal-Kunsill. distinta.

(2) Bla hsara ghad-disposizzjonijiet ta' dan l-Att, il-Kunsill ghandu l-poter li jaghmel dak li jidhirlu mehtieg jew konvenjenti b'konnessjoni mat-twettiq tal-funzjonijiet tieghu, u jista', skond id-disposizzjonijiet ta' dan l-Att, jidhol f'kuntratti, jakkwista, jzomm u jiddisponi minn kull proprjeta' ghall-finijiet tal-funzjonijiet tieghu, li jharrek jew jigi mharrek, u li jaghmel dak kollu mehtieg u li jidhol f'kull transazzjoni ta' kull xorta li huma incidentalji jew li jwasslu ghall-eżerċizzju jew qadi tal-funzjonijiet tieghu skond id-disposizzjonijiet ta' dan l-Att, inkluz li jsellef u jissellef il-flus.

(3) Ir-rappreżentanza legali u ġuridika tal-Kunsill tkun vestita fiċ-*Chairperson*, jew f'xi persuna oħra taht dawk il-pattijiet u kondizzjonijiet u b'dawk il-poteri li l-Bord jista' minn żmien ghal żmien b'riżoluzzjoni jistabbilixxi.

(4) Kull dokument maġmul jew ippubblikat mill-Kunsill u ffirmat miċ-*Chairperson* jew mis-Segretarju tal-Bord jista' jingiebi bi prova u ghandu, sakemm ma jigix ippruvat il-kuntrarju, jitqies bhala dokument maġmul jew ippubblikat mill-Kunsill.

(5) Il-Kunsill jista' jingagga jew ihaddem persuni biex jaghtu servizzi lill-Kunsill u jista' jidhol f'kull forma ta' ftehim biex iwettaq xi wahda mill-funzjonijiet tieghu permezz ta' servizzi ta' xi persuna.

(6) Il-Kunsill jista':

(a) jakkwista *sponsorship* kummerċjali ghall-Kunsill u jiehu sehem f'arrangamenti ta' *marketing* li jkun jinvolvi l-approvazzjoni tal-Kunsill ghal prodotti u servizzi relatati mal-isport;

(b) jagħmel arrangamenti għall-manifattura u d-distribuzzjoni (kemm bi skop ta' profitt kemm xort'ohra) ta' xi oġġett jew xi haġa li jkollhom marka, simbolu jew kitba assoċjata mal-Kunsill; u

(c) jipprovdi (kemm bi skop ta' profitt kemm xort'ohra) oġġetti jew servizzi lil persuni li jagħmlu użu jew li jkunu xort'ohra jiffrekwentaw il-facilitajiet tal-Kunsill.

(7) Il-Kunsill jista' jitlob jew jimponi hlas raġonevoli relatat:

(a) ma' aċċess għal xi riżorsi jew facilitajiet jew l-użu tagħhom;

(b) mal-provvista minnu ta' programmi, servizzi, informazzjoni jew pariri;

(c) mad-dhul ta' persuni għal avvenimenti u attivitajiet immexxija minnu.

Laqgħat tal-Bord.

8. (1) Il-Bord għandu jiltaqa' daqstant drabi kemm mehtieg jew spedjenti, imma f'ebda każ inqas minn darba fix-xahar. Il-laqgħat tal-Bord jissejhu miċ-*Chairperson* kemm b'inizjattiva tiegħu jew fuq talba ta' erba' mill-membri l-oħra.

(2) Il-Bord ma għandux jiffunzjona jekk ma jkunx hemm *quorum* ta' mhux anqas minn nofs l-għadd tal-membri tiegħu preżenti.

(3) Is-seduti tal-Bord jitmexxew miċ-*Chairperson*, jew, fl-assenza tiegħu, mid-Deputat *Chairperson*.

(4) Id-deċiżjonijiet tal-Bord jittiehdu b'maġġoranza sempliċi tal-voti tal-membri preżenti u votanti. F'każ ta' voti ndaq, iċ-*Chairperson* jew fl-assenza tiegħu id-Deputat *Chairperson*, ikollu d-dritt għal vot iehor jew vot deċiżiv.

(5) Mingħajr preġudizzju għad-disposizzjonijiet l-oħra ta' dan l-Att, l-ebda deċiżjoni ma tkun valida jekk ma jkollhiex l-appoġġ ta' mill-anqas erba' membri tal-Bord.

(6) Bla hsara għad-disposizzjonijiet ta' dan l-Att, il-Bord jista' jirregola l-proċeduri tiegħu innifsu.

(7) Kull vakanza fost il-membri tal-Bord, jew kull parteċipazzjoni fil-laqgħat tiegħu minn xi persuna li ma jkollhiex jedd tagħmel dan, ma jinvalidawx il-proċeduri tal-Bord.

(8) Kull att magħmul minn persuna li taġixxi in *buona fede* bhala membru tal-Bord ikun validu daqslikieku kienet membru regolari, minkejja li aktar tard jistgħu jirriżultaw xi irregolaritajiet fil-hatra jew fil-kwalifiki li jkollha. L-ebda att jew procedura tal-Bord ma għandha tiġi mistharrġa fuq bażi ta' dan il-ksur, minn xi membru, tad-disposizzjonijiet tas-subartikolu (10) ta' l-artikolu 4 ta' dan l-Att.

9. (1) Il-Ministru jista', wara konsultazzjonijiet mal-Kunsill, minn żmien għal żmien jagħti bil-miktub lill-Kunsill dawk id-direttivi kif jidhirlu oġġortun u li ma jkunux kontra d-disposizzjonijiet ta' dan l-Att, u l-Kunsill għandu, malajr kemm jista' jkun, ihares u jaġixxi fuq dawk id-direttivi kollha u għandu jmexxi l-operat tiegħu skond dan.

Relazzjonijiet bejn il-Ministru u l-Kunsill.

(2) Il-Kunsill għandu jagħti lill-Ministru l-facilitajiet meħtieġa biex jikseb taġhrif dwar il-proprjetà u hidma tal-Kunsill u jfornih bi prospett, kontijiet u kull informazzjoni oħra f'dan ir-rigward u jagħtih il-facilitajiet kollha meħtieġa għall-verifika ta' l-informazzjoni mgħoddija lilu, b'dak il-mod u kull meta jkun jeħtieġhom.

10. (1) Għall-finijiet ta' dan l-Att il-Kunsill għandu jissottometti lill-Ministru għall-approvazzjoni tiegħu, pjan ta' strateġija għal perjodu ta' tliet snin li jkun jistabbilixxi l-oġġettivi u l-miri li l-Kunsill ikun qieghed jipproponi li jilhaq matul dak il-perjodu biex iwettaq il-funzjonijiet tiegħu skond id-disposizzjonijiet ta' dan l-Att.

Pjan ta' strateġija u hidma.

(2) L-imsemmi pjan ta' strateġija għandu jiġi pprezentat lill-Ministru għall-approvazzjoni tiegħu sa mhux anqas minn tlett xhur qabel il-bidu tal-perjodu li l-pjan ta' strateġija jkun ikopri, u għandu jidhol fis-seħh fil-gurnata li jkun ġie approvat mill-Ministru jew mill-gurnata meta jibda l-perjodu kopert mill-istess pjan ta' strateġija, skond liema tiġi l-aħħar, b'dan li l-ewwel pjan ta' strateġija għandu jiġi mfassal mill-Kunsill u pprezentat lill-Ministru għall-approvazzjoni tiegħu fi żmien sitt ġimgħat mid-data tal-hatra tal-Kunsill.

(3) Il-Kunsill għandu wkoll minn żmien għal żmien matul il-perjodu li pjan ta' strateġija jkun effettiv fih, jikkunsidra u jipproponi lill-Ministru kull tibdil meħtieġ għall-fini ta' dan il-pjan, u wara li tinghata l-approvazzjoni tal-Ministru, jagħmel dak it-tibdil.

(4) Il-Kunsill għandu fil-bidu ta' kull sena li l-pjan ta' strateġija jkun effettiv fiha, jhejji pjan ta' hidma li jispeċifika l-programmi, l-inizjattivi u l-attivitajiet li jkun se jimxi fuqhom għat-tweġiq ta' l-oġġettivi mfissra f'dak il-pjan ta' strateġija għal dik is-sena partikolari.

(5) Sabiex jikkonsulta u jikkopera fuq bażi regolari ma' assoċjazzjonijiet u federazzjonijiet nazzjonali u għaqdiet oħra mhux governattivi fit-tfassil ta' l-istrategġija nazzjonali għall-isport u l-evalwazzjoni kontinwa tagħha, il-Kunsill għandu mill-inqas darba fis-sena jlaqqa' f' "Forum" jew f' "Fora" assoċjazzjonijiet u federazzjonijiet nazzjonali u għaqdiet oħra mhux governattivi. Dawn il-"fora" għandhom jitmexxew miċ-*Chairperson* tal-Kunsill.

TAQSIMA III

UFFIĊJALI U PERSUNAL TAL-KUNSILL

Hatriet ta' persunal.

11. (1) Bla hsara għad-disposizzjonijiet tal-Kostituzzjoni u ta' kull liġi oħra li tapplika għal dan, inkluż dan l-Att, il-Kunsill, bi qbil mal-Ministru, jista' jahtar u jimpjega dawk l-uffiċjali u impjegati oħra b'dik ir-rimunerazzjoni u b'dawk il-pattijiet u kondizzjonijiet hekk kif il-Kunsill jista' minn żmien għal żmien jiddeciedi.

(2) Il-Kap Uffiċjal Eżekuttiv jinhatar mill-Kunsill għal perjodu ta' mhux aktar minn tliet snin u dak il-perjodu jista' jiġi mtawwal għal perjodi oħra ta' mhux aktar minn tliet snin kull darba.

Izda sakemm l-ewwel Kap Uffiċjal Eżekuttiv jiġi hekk mahtur il-Ministru jista', għal perjodu ta' mhux aktar minn sitt xhur, iqabbd lil xi uffiċjal pubbliku biex iwettaq il-funzjonijiet ta' Kap Uffiċjal Eżekuttiv.

Status ta' uffiċjali
pubbliċi biex jaqdu
dmirijiet mal-
Kunsill.

12. (1) Il-Prim Ministru jista', fuq talba tal-Kunsill bi qbil mal-Ministru, minn żmien għal żmien jordna li xi uffiċjal pubbliku jiġi mqabbd jaqdi dmirijiet mal-Kunsill f'dik il-kariga u minn dik id-data u għal tul ta' żmien li tista' tkun speċifikata fl-ordni tal-Prim Ministru.

(2) Meta xi uffiċjal jiġi mqabbd jaqdi dmirijiet mal-Kunsill skond id-disposizzjonijiet ta' dan l-artikolu, dak l-uffiċjal għandu fiż-żmien li matulu dak l-ordni jkollu effett dwaru, jkun taht l-awtorità amministrattiva u l-kontroll tal-Kunsill, imma għal kull skop ieħor għandu jibqa' u jitqies u jkun ittrattat bħala uffiċjal pubbliku.

(3) Mingħajr preġudizzju għall-generalità ta' dak hawn qabel imsemmi, uffiċjal pubbliku mqabbd jaqdi dmirijiet kif hawn aktar qabel imsemmija:

(a) ma għandux filwaqt li dak l-uffiċjal ikun hekk imqabbd jagħmel:

(i) ikun prekluz milli japplika ghal trasferiment lejn xi dipartiment tal-Gvern skond il-pattijiet u l-kondizzjonijiet ta' servizz marbuta mal-hatra mal-Gvern li dak l-ufficjal pubbliku kellu f'data meta jkun gie hekk imqabbaq jaqdi dmirijietu; jew

(ii) ikun hekk impjegat li ir-rimunerazzjoni u l-kondizzjonijiet ta' servizz ikunu inqas favorevoli minn dawk marbuta mal-hatra mal-Gvern li kellu dak l-ufficjal pubbliku fid-data meta jkun gie mqabbaq jaqdi dmirijet kif hawn aktar qabel imsemmi jew li kienu jkunu marbuta ma' dik il-hatra, matul il-perjodu msemmi, li kieku dak l-ufficjal ma jkunx gie mqabbaq jaqdi dmirijietu mal-Kunsill; u

(b) ikollu jedd li jkollu s-servizz tieghu mal-Kunsill meqjus bhala servizz mal-Gvern ghall-iskop ta' kull pensjoni, gratwita jew beneficju taht l-Ordinanza dwar il-Pensjonijiet, u l-Att dwar il-Pensjonijiet lil Nisa Romol u Tfal Iltiema, u ta' kull dritt jew privilegg iehor li dak l-ufficjal pubbliku ikun intitolat ghalih, u jkun responsabbli ghal dak kollu li jkun responsabbli ghalih, hliet ghall-fatt li jkun qieghed jiggi mqabbaq jaqdi dmirijet mal-Kunsill.

(4) Meta ssir applikazzjoni kif hemm provdut fis-sub-paragrafu (i) tal-paragrafu (a) tas-subartikolu (3) ta' dan l-artikolu, ghandha tinghata l-istess konsiderazzjoni ghal dan daqslikieku l-applikant ma kienux gie mqabbaq jaqdi dmirijiet mal-Kunsill.

(5) Il-Kunsill ghandu jhallas lill-Gvern dawk il-kontribuzzjonijiet li jistghu minn zmien ghal zmien jiggi decizi mill-Ministru responsabbli ghall-finanzi dwar in-nefqa tal-pensjonijiet u gratwitajiet li jinqalghu minn ufficjal imqabbaq jaqdi dmirijet mal-Kunsill kif hawn aktar qabel imsemmija matul il-perjodu li fih dak l-ufficjal ikun hekk imqabbaq jaghmel.

13. (1) Il-Kunsill jista', bl-approvazzjoni tal-Prim Ministru, joffri lil xi ufficjal mqabbaq jaqdi dmirijet mal-Kunsill taht id-disposizzjonijiet ta' l-artikolu 12 ta' dan l-Att, impieg permanenti mieghu b'dik ir-rimunerazzjoni u b'dawk il-pattijiet u kondizzjonijiet li ma jkunux inqas favorevoli minn dawk gawduti minn dak l-ufficjal fid-data ta' dik l-offerta.

Offerti ta' impiegi permanenti lil ufficjali pubblici mqabbaq jaghmlu dmirijet mal-Kunsill.

(2) Il-pattijiet u l-kondizzjonijiet li jkun hemm f'xi offerta maghmula kif hawn aktar qabel imsemmi m'ghandhomx ikunu hekk li jitqiesu li jkunu inqas favorevoli ghaliex biss ma jkunux f'kull rigward identici ma' jew superjuri ghal dawk gawduti mill-ufficjal involut fid-data ta' dik l-offerta, jekk dawk il-pattijiet u l-kondizzjonijiet, kollha

flimkien, fil-fehma tal-Prim Ministru jkunu joffru benefiċċji sostanzjalment ekwivalenti jew ikbar.

(3) Kull uffiċjal li jaċċetta impieg permanenti offrut lilu mill-Kunsill, taht id-disposizzjonijiet tas-subartikolu (1) ta' dan l-artikolu ghandu għall-finijiet kollha minbarra dawk ta' l-Ordinanza dwar il-Pensjonijiet u l-Att dwar il-Pensjonijiet lin-Nisa Romol u Tfal Iltiema, jitqies li jkun temm li jkun fis-servizz tal-Gvern u li jkun dahal għas-servizz mal-Kunsill fid-data ta' dik l-aċċettazzjoni u għall-finijiet ta' l-Ordinanza msemmija u ta' l-Att imsemmi, sakemm dawn japplikaw għal dak l-uffiċjal, servizz mal-Kunsill jitqies li jkun servizz mal-Gvern fil-parametri tat-tifsiriet tagħhom rispettivament.

(4) Kull uffiċjal bħal dak kif hawn aktar qabel imsemmi li minnufih qabel ma jaċċetta impieg permanenti mal-Kunsill kellu jedd li jibbenefika taht l-Att dwar il-Pensjonijiet lil Nisa Romol u Tfal Iltiema, għandu jibqa' hekk intitolat li jibbenefika kif hawn aktar qabel indikat għal kull fini bħallikeku s-servizz mal-Kunsill kien servizz mal-Gvern.

(5) Il-Kunsill għandu jballas lill-Gvern dawk il-kontribuzzjonijiet li jistgħu minn żmien għal żmien jiġu deċiżi mill-Ministru responsabbli għall-finanzi dwar in-nefqa ta' pensjonijiet u gratwitajiet li jinqalghu minn uffiċjal li jkun aċċetta impieg permanenti mal-Kunsill kif hawn aktar qabel imsemmi matul il-perjodu li jibda għaddej mid-data meta dak l-uffiċjal jaċċetta.

(6) Għall-fini ta' l-Ordinanza dwar il-Pensjonijiet is-salarju pensjonabbli ta' dak l-uffiċjal pubbliku meta jirtira għandu jitqies li jkun is-salarju pensjonabbli li jithallas lil uffiċjal fis-servizz tal-Gvern fi grad u f'livell ta' żieda li jikkorrispondi mal-kariga u l-livell ta' żieda li fiha l-uffiċjal jirtira minn mal-Kunsill.

(7) (a) Għall-finijiet ta' dan l-artikolu l-karigi u gradi ta' salarji mal-Kunsill għandhom ikunu kklassifikati fil-gradi li l-aktar jikkorrispondu fil-viċin u livell inkrementali fis-servizz tal-Gvern ta' Malta b'riferenza għall-*job description*, kapaċitajiet, responsabbiltajiet u fatturi oħra analogi.

(b) Il-klassifikazzjoni msemmija fil-paragrafu (a) ta' dan is-subartikolu għandha ssir minn Bord magħmul minn *Chairperson* mahtur mill-Ministru responsabbli għall-finanzi u minn żewġ membri oħra, wiehed mahtur mill-Ministeru responsabbli ċentralment għall-politika dwar il-persunal fis-servizz pubbliku u l-iehor mahtur mill-Kunsill. Il-klassifikazzjoni għandha tkun sugġett għall-approvazzjoni finali tal-Ministru responsabbli għall-finanzi.

(c) Dik il-klassifikazzjoni ghandha ssir fi zmien tlett xhur minn kull agġustament ta' salarji ta' l-impjegati fis-servizz tal-Gvern u, jew, ta' l-impjegati tal-Kunsill.

(d) Ebda kariga ma tkun ikklassifikata fi grad oghla minn dik ta' Grad 3 fis-servizz tal-Gvern jew dak il-grad iehor li l-Ministru responsabbli għall-finanzi jista' minn zmien għal zmien b'avviz fil-Gazzetta jiddeciedi.

(e) Minghajr preġudizzju għad-disposizzjonijiet ta' l-artikolu 113 tal-Kostituzzjoni, hadd ma jista', minhabba fi klassifikazzjoni kif hawn aktar qabel imsemmi, ikun intitolat għal drittijiet taht l-Ordinanza msemmija dwar il-Pensjonijiet li jkunu anqas favorevoli minn dawk li dwarhom dik il-persuna kienet tkun intitolata qabel dik il-klassifikazzjoni.

TAQSIMA IV

FAĊILITAJIET SPORTIVI

14. Il-Kunsill għandu, sa fejn huwa prattikabbli, fir-rigward ta' l-ghan li għalih gie mwaqqaf u tal-funzjonijiet tiegħu, jiżviluppa politika li tkun tippermetti lil individwi, gruppi fil-komunità, klabbs u assoċjazzjonijiet sportivi ikollhom aċċess għal riżorsi, servizzi u faċilitajiet tal-Kunsill, u li jagħmlu użu minnhom, kemm għal raġunijiet marbuta ma' l-isport kemm xort'ohra.

Aċċess għal faċilitajiet.

15. Kull proprjeta', hliet proprjeta' immobbli, tal-Gvern u li tkun amministrata jew immexxija mid-Dipartiment taż-Żgħażaġh u Sport jew mill-Kunsill Malti għall-Isport u li minnufih qabel id-data li tidhol fis-sehh din it-Taqsima ta' dan l-Att tkun qegħda tintuza jew kienet mahsuba li tintuza minnu bil-ghan ta' xi wahda mill-funzjonijiet li bis-sahha ta' dan l-Att qed jigu trasferiti jew fdati lill-Kunsill u lil "Skolasport" immexxija mill-Ministeru ta' l-Edukazzjoni għandha, fid-data hawn imsemmija, bis-sahha ta' dan l-Att u minghajr ebda assikurazzjoni ohra, tigi trasferita u fdata lill-Kunsill bl-istess titolu kif kienet f'idejn il-Gvern minnufih qabel dik id-data.

Trasferiment ta' proprjeta' mobbli lill-Kunsill.

16. (1) It-tgawdija, pussess, użu u amministrazzjoni tad-drittijiet, obligazzjonijiet, (minbarra dawk l-obbligi li joriginaw mid-disposizzjonijiet ta' l-Ordinanza dwar Akkwist ta' Artijiet għal Skopijiet Pubblici), fdati lill-Gvern fuq jew fir-rigward ta' proprjeta' immobbli elenkati fl-Ewwel Skeda (hawnhekk iżjed 'il quddiem imsejha "Proprjeta' Assenjata") fir-rigward ta' Proprjeta' Assenjata għandhom, mal-bidu fis-sehh ta' din it-Taqsima ta' dan l-Att, bis-sahha ta' dan l-Att u minghajr ebda assikurazzjoni ohra, jigu trasferiti u vestiti fil-Kunsill.

Trasferiment ta' drittijiet u passivita' fir-rigward ta' proprjeta' immobbli.

Kap. 88.

(2) Il-President li jagixxi fuq il-parir tal-Ministru responsabbli għall-artijiet jista' minn żmien għal żmien jagħmel Ordni li tkun tassenja dik il-proprjetà immobbli li tkun tappartjeni jew fil-pussess tal-Gvern, kontrollata minnu jew xort'ohra amministrata minnu u li tkun tista' tintuża għall-finijiet ta' l-isport jew għal xi funzjoni li bis-sahha ta' dan l-Att huma vestiti fil-Kunsill. Kull Ordni bhal dak għandu jiġi ppubblikat fil-Gazzetta.

(3) Meta tkun saret Ordni taht id-disposizzjonijiet ta' dan l-artikolu, it-tgawdija, l-użu, it-tmexxija u l-amministrazzjoni tal-proprjetà immobbli assenjata permezz ta' l-Ordni (hawn iżjed "il quddiem imsejha "Proprjetà Assenjata") għandhom, b'effett minn dik il-għarnata kif jista' jiġi speċifikat fl-Ordni u bis-sahha ta' dan l-Att u minghajr ebda assikurazzjoni ohra, jiġu trasferiti u vestiti fil-Kunsill.

(4) It-trasferiment u l-ghoti tal-pussess aktar qabel imsemmi għandu jiġi estiż għal din il-proprjetà u intrapriżi u, minghajr peregudizzju għall-generalità hawn aktar qabel imsemmija, għandha tinkludi kull makkinarju, tagħmir, apparat, bini, strutturi, stallazzjonijiet, art, triq, xoghlijiet, poter, dritt, privileġġ u rimedju u dak kollu mehtieg jew anċillari għal dan li huma kontrollati jew gawduti b'konnessjoni ma' dan jew li jappartjenu għalih, kif ukoll għal kull obligazzjoni li tolgot jew li hi konnessa ma' xi proprjetà jew impriza hawn aktar qabel imsemmija jew ma' affarijiet ohra inkluzi fih kif hawn aktar qabel imsemmija.

(5) Kull dritt vestit fil-Gvern jew li jista' jiġi eżercitat minnu li jorigina jew jirrizulta minn kull kuntratt li jidhol għalih il-Gvern ma' terzi fir-rigward ta' Proprjetà Assenjata għandu, mal-bidu fis-sehh ta' din it-Taqsima ta' dan l-Att u minghajr ebda assikurazzjoni ohra, jiġu trasferiti u vestiti fil-Kunsill.

(6) Kull trasferiment jew vestizzjoni ta' Proprjetà Assenjata għandhom ikunu suġġetti għal dawk il-pattijiet u kondizzjonijiet kollha li l-Ministru jidhirlu li jkunu mehtiegi biex jiżgura li dik il-proprjetà tiġi użata skond id-disposizzjonijiet ta' dan l-Att.

(7) Minkejja d-disposizzjonijiet ta' l-Ordinanza, dwar dik il-proprjetà immobbli li hija speċifikata fl-Iskeda Nru. 1 jew li tista' minn żmien għal żmien tiġi speċifikata f'Ordni tal-President pubblikata fil-Gazzetta jew li mod iehor tiġi trasferita lill-Kunsill (din il-proprjetà aktar "il quddiem imsejha "Proprjetà Assenjata"), il-Kunsill għandu jwettaq il-jeddijiet u responsabbiltajiet imsemmija fl-artikolu 2 ta' l-Ordinanza, u d-disposizzjonijiet ta' l-Att dwar Żgumbrament minn Artijiet, u ta' l-Att dwar it-Trasferiment ta' Artijiet tal-Gvern, għandhom

ghall-finijiet ta' dawk l-attijiet jinqraw u jiftiehem daqslikieku kull riferenza f' dawk l-Atti għall-Kummissarju ta' l-Artijiet kienet riferenza għaċ-*Chairperson* tal-Kunsill, u d-disposizzjonijiet ta' l-artikolu 181, tas-Subtitolu VI tat-Titolu VIII tat-Taqsima I tat-TIENI KTIEB, tas-subartikolu (2) ta' l-artikolu 590, ta' l-artikolu 627, tas-subartikolu (3) ta' l-artikolu 637, ta' l-artikolu 742 u ta' l-artikolu 873 tal-Kodiċi ta' l-Organizzazzjoni u Proċedura Ċivili għandhom japplikaw, għar-rigward ta' l-imsemmija Proprjetà Assenjata, għall-Kunsill u għaċ-*Chairperson* tal-Kunsill, skond il-każ, b'dana illi għall-finijiet ta' din il-Parti ta' l-Att iċ-*Chairperson* tal-Kunsill jista' minn żmien għal żmien jiddelega whud mill-poteri tiegħu lill-Kap Uffiċjal Eżekuttiv jew lil Kumitati ta' Tmexxija.

(8) Id-disposizzjonijiet ta' l-artikoli 1576A sa 1576D tal-Kodiċi Ċivili għandhom japplikaw għal Proprjetà Assenjata, u l-Kunsill huwa vestit bid-drittijiet u l-obbligazzjonijiet ta' sid il-kera taht l-imsemmija artikolu.

17. (1) Fir-rigward ta' xi Proprjetà Assenjata, meta xi haġa tkun inbdiet minn jew bl-awtorità tal-Gvern qabel l-Ordni tal-President b'referenza għal dik il-Proprjetà Assenjata jew, fil-każ ta' Proprjetà Assenjata msemmija fis-subartikolu (1) ta' l-artikolu 16 ta' dan l-Att qabel il-bidu fis-sehh ta' din it-Taqsima ta' dan l-Att, skond il-każ, u dik il-haġa tkun tirrelata għal Proprjetà Assenjata jew għal kull dritt jew passività trasferita lill-Kunsill permezz ta' dan l-Att jew tahtu, dik il-haġa tista' titkompla u titlesta minn jew kif awtorizzat mill-Kunsill.

Disposizzjonijiet
transitorji.

(2) Fejn minnufih qabel tidhol fis-sehh din it-Taqsima ta' dan l-Att, ikun hemm xi proċeduri legali pendenti li l-Gvern ikollu jew ikun intitolat li jkollu parti fihom, u dawk il-proċeduri jkunu jirrelataw ma' Proprjetà Assenjata jew ma' xi dritt jew passività trasferiti b'dan l-Att jew taht id-disposizzjonijiet tiegħu, il-Kunsill għandu, b'effett mid-data ta' l-Ordni tal-President rilevanti, jidhol f'dawk il-proċeduri minflok il-Gvern jew il-Kummissarju ta' l-Art, skond il-każ, jew għandu jsir parti minnhom bl-istess mod kif setgħu saru l-Gvern jew il-Kummissarju ta' l-Art.

(3) Il-Ministru jista' jordna li jsiru dawk id-disposizzjonijiet incidental, konsegwenzjali u supplimentali li jidhru mehtieġa jew spedjenti għall-ghan, kif imiss, ta' l-attiv trasferit lill-Kunsill b'dan l-Att jew tahtu u jassikura u jagħti sinifikat shih għat-trasferiment ta' kull proprjetà jew intrapriża jew kull dritt jew passività lill-Kunsill b'dan l-Att jew tahtu u jagħti dawk l-ordnijiet li jistgħu ikunu mehtieġa biex jagħmel li xi poter u dmir jiġi eżerċitat mill-Gvern għar-rigward tal-proprjetà jew intrapriża trasferiti li jiġu eżerċitati minn jew f'isem il-Kunsill.

(4) Fejn skond id-disposizzjonijiet ta' kuntratt li jkun dahal ghalih il-Gvern ma' terzi fir-rigward ta' Proprjetà Assenjata qabel ma' dan l-Att jidhol fis-sehh ghandha tkun eżerċitata diskrezzjoni jew jiġi stabbilit jew deċiż stat ta' fatt mill-Kunsill Malti għall-Isport skond id-disposizzjonijiet ta' dak il-kuntratt, f'dak il-każ tali diskrezzjoni jew id-dritt li jiġi stabbilit jew deċiż dak l-istat ta' fatt jiġi vestit u eżerċitat mill-Kunsill minghajr aktar assikurazzjoni hliief skond id-disposizzjonijiet ta' dan l-Att.

Kap. 88.

(5) Id-disposizzjonijiet tas-subartikoli (1) u (2) ta' dan l-artikolu m'għandhomx ikunu applikati għal dawk l-artijiet, drittijiet u obligazzjonijiet eżerċitati jew mghoddija lil jew li jkunu jorbtu lill-Gvern skond id-disposizzjonijiet tal-Ordinanza dwar l-Akkwist ta' Artijiet għal Skopijiet Pubbliċi jew għal dawk il-proċeduri mressqa quddiem il-Bord ta' Arbitraġġ ta' l-Artijiet skond id-disposizzjonijiet ta' dik l-Ordinanza jew quddiem xi qorti ohra kompetenti f'materji marbuta ma' l-akkwist mill-Gvern ta' proprjetà immobbli taht id-disposizzjonijiet ta' dik l-Ordinanza.

Tmexxija ta'
Facilitajiet Sportivi.

18. (1) Il-Kunsill għandu b'konsistenza ma' l-għanijiet u l-oġġettivi ta' dan l-Att u skond id-disposizzjonijiet ta' dan l-Att u xi regolamenti li jistghu jiġu preskritti, jkollu l-poter li jmexxi u jamministra l-facilitajiet sportivi.

(2) Il-Kunsill jista' bl-approvazzjoni bil-miktub tal-Ministru, bi qbil mal-Ministru responsabbli għall-artijiet, jagħmel, permezz ta' att pubbliku, kuntratt ma' xi Persuna Reġistrata u Kunsilli Lokali li permezz tiegħu Proprjetà Assenjata tista' tiġi mogħtija għal perijodu li ma jkunx jeċċedi perijodu ta' hames snin lil dik il-Persuna Reġistrata u Kunsilli Lokali b'titlu ta' kera jew xi titlu ieħor personali, inkluż dak ta' tmexxija, amministrazzjoni jew kustodja, għal kumpens pagabbli lill-Kunsill skond id-disposizzjonijiet ta' dan l-Att u ta' dawk ir-regolamenti li minn żmien għal żmien jistghu isiru u skond dawk il-kondizzjonijiet li ma jkunux inkonsistenti ma' dan l-Att skond kif jista' jkun provdut fl-att pubbliku, b'dana li dawn il-Kondizzjonijiet għandhom jinkludu l-projbizzjoni li l-Persuna Reġistrata u Kunsilli Lokali ma tghaddix Proprjetà Assenjata mikrija lil terzi u ma tassenjax drittijiet, skond il-każ.

(3) Sabiex ikun jista' jgawdi, jamministra u jmexxi kull facilità sportiva jew Proprjetà Assenjata, il-Kunsill jista' jiddelega xi whud mill-poteri tiegħu lil wiehed jew aktar mill-Kumitati ta' Tmexxija inwaqqfa għal dan l-ghan. Dawn il-Kumitati għandhom josservaw dik il-politika u dawk id-direttivi skond kif il-Kunsill minn żmien għal żmien jiddeċiedi u għandu jkun responsabbli lejn il-Kunsill. Il-Kumitati ta' Tmexxija huma vestiti b'personalità ġuridika distinta.

(4) Il-Kumitati ta' Tmexxija msemija fis-subartikolu (4) ta' dan l-artikolu ghandhom jigu mwaqfa mill-Ministru wara konsultazzjoni mal-Kunsill, b'dawk il-funzjonijiet u poteri li l-Ministru jista' jiddeciedi fid-diskrezzjoni tieghu. Dawn il-Kumitati ta' Tmexxija ghandhom ikunu maghmula minn dawk il-persuni li l-Ministru jidhirlu opportun u dawn il-persuni ghandhom idumu fil-kariga ghal dak il-perjodu u skond dawk il-pattijiet u kondizzjonijiet li l-Ministru jidhirlu li jkun xieraq. Il-Ministru ghandu wkoll jinnomina xi membru ta' dawn il-kumitati biex jaghmilha ta' *chairperson* ta' dak il-kumitat.

(5) Il-Kumitati ta' Tmexxija ghandhom izommu registru tal-hidma kollha taghom u ghandhom jghaddu kopji ta' dawn ir-registri lill-Kunsill.

(6) Id-disposizzjonijiet ta' l-artikolu 4 (6) sa (10) ta' dan l-Att ghandhom japplikaw *mutatis mutandis* ghall-Kumitati ta' Tmexxija.

(7) Il-Kunsill jista' ghall-fini li jipprovdi jew jizgura l-provvista ta' servizzi li jkunu kumplimentari ma' l-użu tal-facilitajiet sportivi wara sejhiet ghal offerti, jalloka lil terzi ghal perjodu ta' mhux aktar minn hames snin l-operazzjoni u t-tmexxija ta' ambjent jew spazju partikolari f'dawk il-facilitajiet sportivi ghal ghanijiet specifici.

(8) Kull kuntratt jew ftehim maghmul mill-Kunsill skond id-disposizzjonijiet ta' dan l-artikolu ghandhom, ghall-finijiet ta' l-Att dwar it-Trasferiment ta' l-Artijiet tal-Gvern, jitqiesu li huma trasferimenti li saru skond id-disposizzjonijiet ta' dak l-Att. Il-Ministru ghandu, madankollu, fi zmien erba' gimghat wara l-pubblikazzjoni ta' dak l-att, kif imsemmi fis-subartikolu (2) ta' dan l-artikolu, jew jekk il-Kamra tad-Deputati ma tkunx qeghda tiltaqa', fi zmien erba' gimghat mid-data meta l-Kamra terga' tiltaqa', jqiegħed kopja ta' dan fuq il-Mejda tal-Kamra, u l-att ikun jorbot u jkun validu biss jekk, wara li tkun tqiegħdet kopja tieghu fuq il-Mejda tal-Kamra tad-Deputati, il-Kamra ma tiddecidix, f'perjodu ta' tmienja u ghoxrin gurnata minn meta dik il-kopja tkun hekk tpogġiet, li dak il-ftehim jew att ta' trasferiment jigi rexxiss.

(9) Kull proprjetà oġġett ta' l-att imsemmi fis-subartikolu (2) ta' dan l-artikolu ma ghandhiex, bis-sahha ta' dan tigi trasferita lil Persuna Registrata jew lil xi kunsill lokali li mieghu jkun sar l-att.

(10) Mhux aktar tard minn sitt gimghat wara gheluq it-tielet sena ta' l-att imsemmi fis-subartikolu (2) ta' dan l-artikolu il-Persuna Registrata jew il-kunsill lokali ma' min ikun sar dan l-att ghandu jghaddi lill-Kunsill rapport ta' l-attivitatijiet tieghu marbuta mal-proprjetà li tkun il-materja ta' dan l-att u dwar il-mod kif dik il-proprjetà tkun giet utilizzata.

(11) Il-Ministru jista', fuq il-parir tal-Kunsill, jaghmel regolamenti, mhux inkonsistenti mad-disposizzjonijiet ta' dan l-Att li jkunu:

(a) jirregolaw, jillimitaw u jipprojbixxu dhul ghal fuq jew fil-facilitajiet sportivi li huma proprjeta tal-Kunsill, jew taht il-kontroll tieghu, jirregolaw l-imgieba ta' persuni fuq jew f'kull art jew bini, u jipprovdu ghat-tnehhija ta' persuni minn dik l-art jew bini;

(b) jirregolaw, jillimitaw u jipprojbixxu l-access ghal kull facilità sportiva u mgieba fiha, kif ukoll id-dritt li jsir tfittix mill-Pulizija fuq kull persuna li tidhalla tidhol f'xi facilità sportiva, filwaqt li tkun għewwa jew meta tkun se titlaq minn hemm;

(c) jirregola l-istat ta' manutenzjoni, tmexxija, sigurtà, livell ta' servizz u operazzjonijiet ta' facilitajiet sportivi inkluza l-projbizzjoni ta' l-użu ta' facilitajiet sportivi li ma jkunux jilhq u livell u l-istat mitluba;

(d) generalment jippreskrivu regolamenti li jkunu jirregolaw l-atti imsemmija fis-subartikoli (2) u (7) ta' dan l-artikolu.

Dhul minn
Facilitajiet Sportivi
u l-Fond għall-
Isport.

19. (1) Il-fond li immedjatament qabel id-dhul fis-sehh ta' dan l-Att kien imsemmi "Fond għall-Isport" u li kien amministrat mill-Kunsill Malti għall-Isport għandu jiġi vestit fil-Kunsill u għandu jibqa' jiġi msejjaħ "Fond għall-Isport".

(2) Iċ-ċnus kollha u l-kera pagabbli lill-Gvern jew lill-Kunsill bis-sahha ta' xi rizzoluzzjoni mgħoddija mill-Kamra tad-Deputati skond id-disposizzjonijiet ta' l-Att dwar it-Trasferiment ta' l-Artijiet tal-Gvern fir-rigward ta' facilitajiet sportivi kemm qabel kif ukoll wara d-dhul fis-sehh ta' dan l-Att, u d-dhul taht kull att li jkun sar skond id-disposizzjonijiet tas-subartikolu (2) u subartikolu (7) ta' l-artikolu 18 ta' dan l-Att minn facilitajiet sportivi għandhom jiġu fdati lill-Kunsill biex jiġu utilizzati skond id-disposizzjonijiet ta' dan l-Att. Tali dhul għandu jiġi depożitat fil-"Fond għall-Isport".

(3) Il-Fond għall-Isport għandu jkun utilizzat primarjament għall-iżvilupp u l-manutenzjoni ta' facilitajiet sportivi u għall dawk l-iskopijiet l-oħra li jaqghu taht il-funzjonijiet tal-Kunsill skond kif il-Ministru jista' jawtorizza minn żmien għal żmien.

TAQSIMA V

DIRETTORATI U KUMITATI KONSULTATTIVI

20. (1) Il-Kunsill jista', bi qbil mal-Ministru, jistabbilixxi ^{Direttorati fi hdan il-Kunsill.} Direttorati separati fi hdan il-Kunsill bil-ghan li tigi żgurata l-ahjar hidma mill-Kunsill ta' xi funzjoni wahda jew tal-funzjonijiet kollha tieghu. Dawn id-Direttorati ghandhom ikunu responsabbli lejn il-Kunsill u jkunu sugġetti ghal sorveljanza u kontroll shih tal-Kap Uffiċjal Eżekuttiv. Kull wiehed minn dawn id-Direttorati ghandu jkun immexxi minn persuna mahtura mill-Kunsill bi qbil mal-Ministru ghal perjodu ta' mhux aktar minn tliet snin u dak il-perjodu jista' jiġi mfawwal ghal perjodi oħra ta' mhux aktar minn tliet snin il-wiehed.

(2) Il-Kunsill jista' jiddelega lil dawn id-Direttorati u jitlobhom iwettqu uhud mill-funzjonijiet tieghu taht dawk il-kondizzjonijiet li l-Kunsill jidhru li jkunu opportuni. Il-Kunsill jista' meta jrid jirtira xi parti jew id-delega kollha tal-funzjonijiet.

(3) Bla hsara ghad-disposizzjonijiet ta' dan l-artikolu aktar qabel imsemmija u ghal xi regolamenti li jsiru mill-Kunsill minn żmien ghal żmien, id-Direttorati jistgħu jirregolaw il-proċeduri tagħhom infushom.

21. (1) Il-Ministru jista', minn żmien għal żmien permezz ta' ^{Kumitati Konsultattivi.} Avviż fil-Gazzetta, jahtar kumitat jew kumitati konsultattivi skond kif speċifikat f'dawn l-Avvizi. Kumitat Konsultattiv ghandu, għall-ahjar twettiq tad-disposizzjonijiet ta' dan l-Att, jagħti pariri lill-Kunsill fuq dawk il-materji li l-Ministru jista' jispeċifika fl-Avviz.

(2) Il-membri tal-Kumitat Konsultattiv ghandhom jiġu mahtura mill-Ministru u ghandhom idumu fil-kariga għal dak il-perjodu u b'dawk il-pattijiet u kondizzjonijiet kif il-Ministru jidhirlu opportun. Kull Kumitat Konsultattiv ghandu jkun jikkonsisti minn membru wiehed li jkun jirrappreżenta lill-Kunsill bhala *Chairperson* u dawk il-membri l-oħra li l-Ministru jkun jidhirlu li ghandu jahtar.

(3) Id-disposizzjonijiet tas-subartikoli (6) sa (10) ta' l-artikolu 4 ta' dan l-Att ghandhom ikunu *mutatis mutandis* japplikaw għall-kumitati konsultattivi.

(4) Kull Kumitat Konsultattiv ghandu jzomm minuti tal-laqgħat kollha u ghandu jibgħat kopji ta' dawn il-minuti lill-Kunsill. Bla hsara għad-disposizzjonijiet l-oħra ta' dan l-Att, kull Kumitat Konsultattiv jista' jirregola l-proċeduri tieghu nnifsu.

TAQSIMA VI

DISPOSIZZJONIJIET FINANZJARJI

Il-Kunsill iħallas l-
infieq mid-dhul.

22. (1) Minghajr preġudizzju għal dawn id-disposizzjonijiet ta' dan l-artikolu, il-Kunsill għandu hekk imexxi l-affarijiet tiegħu li n-nefqa meħtieġa għat-twettiq adatt tal-funzjonijiet tiegħu għandha, skond kemm ikun prattiku, tithallas mid-dhul tiegħu.

(2) Kull eċċess ta' dhul fuq l-infieq għandu, bla hsara għal dawk id-direttivi li l-Ministru jista', wara li jikkonsulta mal-Ministru responsabbli għall-finanzi, minn żmien għal żmien jagħti, jkun applikat mill-Kunsill għal kull formazzjoni ta' fondi ta' riserva li jiġu użati għall-finijiet tal-Kunsill; u minghajr preġudizzju għall-ġeneralità tal-poteri mogħtija lill-Ministru b'dan is-subartikolu, kull ordni mogħtija mill-Ministru kif hawn aktar qabel imsemmi tista' tordna t-trasferiment lill-Gvern, jew l-applikazzjoni b'dak il-mod kif jista' jkun speċifikat fl-ordni, ta' xi parti mid-drittijiet, rati u hlasijiet oħra miġbura skond is-subartikolu (2) ta' dan l-artikolu jew ta' xi eċċess bħal dak kif hawn aktar qabel imsemmi.

(3) Dawk il-fondi tal-Kunsill li ma jkunux minnufih meħtieġa biex minnhom issir in-nefqa jistgħu jiġu investiti b'dak il-mod li jista' minn żmien għal żmien ikun approvat mill-Ministru wara konsultazzjoni mal-Ministru responsabbli għall-finanzi.

Flus li jingħataw
bil-quddiem mill-
Gvern.

23. Il-Ministru responsabbli għall-finanzi jista', wara li jikkonsulta mal-Ministru, jgħaddi flus bil-quddiem lill-Kunsill f'dawk l-ammonti li l-Ministru responsabbli għall-finanzi jista' jaqbel li jkunu meħtieġa mill-Kunsill għat-twettiq ta' xi funzjoni tiegħu taht dan l-Att, u jista' jgħaddi dawk il-flus bil-quddiem b'dawk il-pattijiet u kondizzjonijiet li l-Ministru responsabbli għall-finanzi jista', wara konsultazzjoni kif hawn aktar qabel imsemmi, jidherli li jkun xieraq. Il-flus hekk mghoddija bil-quddiem jistgħu hekk jingħaddu mill-Ministru responsabbli għall-finanzi mill-Fond Konsolidat, u minghajr ebda approprjazzjoni ulterjuri, hlief għal dan l-Att, b'ordni li tkun tawtorizza lill-*Accountant General* li jgħaddi dawk il-flus bil-quddiem.

Fondi minn Lotteriji
Pubbliċi.

24. Il-Ministru responsabbli għall-finanzi jista' permezz ta' regolamenti li jagħmel taht dan l-artikolu jipprovdi li dik il-parti mid-dhul tal-lotteriji pubbliċi kif jista' jiġi ordnat tiġi mħallsa lill-Kunsill, u l-*Accountant General* għandu, minghajr ebda approprjazzjoni ulterjuri hlief għal dan l-Att, japproprja dawk il-fondi fuq bażi regolari lill-Kunsill wara li jirċievi ordni mingħand il-Ministru responsabbli għall-finanzi.

25. (1) Għall-finijiet tat-tweġġ ta' xi funzjoni tiegħu taht dan l-Att, il-Kunsill jista', bil-approvazzjoni bil-miktub tal-Ministru f'konsultazzjoni mal-Ministru responsabbli għall-finanzi, jissellef jew jikseb flus b'dak il-mod, minghand dik il-persuna, korp, jew awtorità, u taht dawk il-pattijiet u kondizzjonijiet li l-Ministru, wara konsultazzjoni kif hawn aktar qabel imsemmi, jista' japprova bil-miktub.

Poter ta' self jew
tiegħor kapital.

(2) Il-Kunsill jista' wkoll minn żmien għal żmien jissellef, permezz ta' *overdraft* jew xort'ohra, dawk l-ammonti li jista' jehtieg għat-tweġġ tal-funzjonijiet tiegħu taht dan l-Att:

Iżda għal kull ammont li jeċċedi tletin elf lira, jkun jehtieg l-approvazzjoni bil-miktub tal-Ministru.

26. (1) Il-Ministru responsabbli għall-finanzi jista', għal kull hteġa ta' xorta kapitali tal-Kunsill, jikkuntrattja jew jagħmel flus disponibbli, jew jidhol f'passiv, għal dawk il-perjodi u b'dawk il-pattijiet u kondizzjonijiet li huwa jista' jqis li jkunu xierqa; u kull ammont dovut dwar jew f'konnesjoni ma' xi tali self jew passività jkun nefqa fuq il-Fond Konsolidat.

Tisliġ minghand il-
Gvern.

(2) Avviż dwar kull self, passività jew flus li jingħataw bil-quddiem, li jsiru jew jiġu magħmulin taht id-disposizzjonijiet ta' dan l-artikolu għandhom jiġu mogħtija lill-Kamra tar-Rappreżentanti kemm jista' jkun malajr.

(3) Sakemm isir disponibbli xi self bħal dak imsemmi fis-subartikolu (1) ta' dan l-artikolu, jew bil-ghan li l-Kunsill jiġi pprovdut b'kapital attiv, il-Ministru responsabbli għall-finanzi jista', b'ordni, u mingħajr ebda approprjazzjoni ulterjuri hliel għal dan l-Att, jawtorizza lill-*Accountant General* li jghaddilu flus bil-quddiem mit-*Treasury Clearance Fund* taht dawk il-pattijiet li jistghu jkunu speċifikati mill-Ministru malli jsir dan.

(4) Ir-rikavat ta' xi self li jsir disponibbli għall-finijiet li jingħataw flus bil-quddiem lill-Kunsill, u kull ammont ta' flus iehor li jkun se jingħadda bil-quddiem lill-Kunsill taht dan l-artikolu, għandu jithallas lil dak il-fond imwaqqaf speċifikament għal dan l-ghan u li għandu jkun magħruf bhala "Fond ta' Self lill-Kunsill Malti għall-Isport".

(5) Ammonti ta' flus li l-*Accountant General* jirċievi minghand il-Kunsill dwar flus li jingħatawlu bil-quddiem taht dan l-artikolu, għandhom jithallsu f'dawk li huma ammonti li jiġu riċevuti bhala hlas lura, fit-*Treasury Clearance Fund* u, f'dawk li huma ammonti li jiġu riċevuti bhala imghax, fil-Fond Konsolidat.

Estimi tal-Kunsill.

27. (1) Il-Kunsill ghandu jara li jiġu mhejjija f'kull sena finanzjarja, u ma ghandux aktar tard minn sitt gimgħat qabel tmiem kull sena finanzjarja jadotta, estimi tad-dhul u infieq tiegħu għas-sena finanzjarja li tiġi minnufih wara:

Iżda l-estimi tal-Kunsill għall-ewwel sena finanzjarja tiegħu ghandu jithejja u jiġi adottat f'dak iż-żmien li l-Ministru jista' jispeċifika lill-Kunsill b'avviż bil-miktub.

(2) Fit-thejji ta' dawk l-estimi, il-Kunsill ghandu jqis kull fond u flus oħra li jistgħu ikunu dovuti li jithallsu lilu mill-Fond Konsolidat matul is-sena finanzjarja rilevanti, jew bis-saħħa ta' dan l-Att jew ta' Att ta' approprijazzjoni jew ta' kull liġi oħra; u l-Kunsill ghandu hekk ihejji dawk l-estimi b'mod li jiżgura li kull dhul totali tiegħu ikun mill-inqas suffiċjenti biex minnu jinħarġu l-ammonti ta' flus kollha li għandhom jithallsu kif dovut fil-kont tad-dhul tiegħu inkuzi, imma mingħajr preġudizzju għall-generalità ta' dik il-frazi, id-deprezzament.

(3) L-estimi għandhom isiru f'dawk is-suriet u jkun fihom dik l-informazzjoni u dawk il-paraguni ma' l-estimi ta' qabel hekk kif jista' jordna l-Ministru.

(4) Kopja ta' l-estimi għandha, meta dawn jiġu adottati mill-Kunsill, jintbagħtu minnufih mill-Kunsill lill-Ministru u lill-Ministru responsabbli għall-finanzi. Il-Ministru ghandu ma' l-ewwel opportunità li jkollu u mhux aktar tard minn sitt gimgħat wara li jkun irċieva kopja ta' l-estimi tal-Kunsill, wara konsultazzjoni mal-Ministru responsabbli għall-finanzi, japprovhom bi jew mingħajr emendi. Il-Ministru ghandu kemm jista' jkun malajr jara li dawn l-estimi approvati jitqegħdu fuq il-Mejda tal-Kamra.

In-nefqa skond l-estimi approvati.

28. (1) M'għandha ssir jew tiġġarrab ebda nefqa mill-Kunsill kemm id-darba din ma tkunx ġiet approvata kif provdut fl-artikolu 27.

(2) Minkejja d-disposizzjonijiet tas-subartikolu (1) ta' dan l-artikolu:

(a) sa l-iskadenza ta' sitt xhur mill-bidu ta' xi sena finanzjarja, jew sakemm issir l-approvazzjoni ta' l-estimi mill-Ministru, skond liema data tiġi l-ewwel, il-Kunsill jista' jagħmel jew iġarrab in-nefqa għat-twettiq tal-funzjonijiet tiegħu taht dan l-Att f'ammont li b'kollox ikun ta' mhux iżjed minn nofs l-ammont approvat għas-sena finanzjarja li tiġi minnufih qabel;

(b) in-nefqa approvata ghar-rigward ta' xi kap jew sotto-kap ta' l-estimi tista', bl-approvazzjoni tal-Ministru, moghtija wara konsultazzjoni mal-Ministru responsabbli għall-finanzi, tiġġarrab dwar xi kap jew sotto-kap ieħor tal-estimi;

(c) dwar l-ewwel sena finanzjarja, il-Kunsill jista' jagħmel jew iġarrab nefqa li b'kollox ma tkunx teċċedi dawk l-ammonti li l-Ministru responsabbli għall-finanzi jista', wara li jikkonsulta lill-Ministru, jippermetti;

(d) jekk dwar xi sena finanzjarja jinstab li l-ammont approvat mill-Ministru ma jkunx suffiċjenti, jew jekk tqum neċessità li ssir nefqa għal xi għan li ma jkunx hemm provdut dwaru fl-estimi, il-Kunsill jista' jadotta estimi supplementari għall-approvazzjoni tal-Ministru, u f'kull każ bhal dak id-disposizzjonijiet ta' dan l-Att li japplikaw għall-estimi għandhom, skond kemm ikun prattiku japplikaw għall-estimi supplementari.

29. Kull estimi u estimi supplementari tal-Kunsill għandhom, kemm jista' jkun malajr, jiġu ppubblikati fil-Gazzetta. Pubblikazzjoni ta' l-estimi approvati.

30. (1) Il-Kunsill għandu jara li jinżammu kotba ta' kontijiet u reġistrazzjonijiet oħra kif imiss dwar l-operazzjonijiet tiegħu u għandu jara li tithejja dikjarazzjoni ta' kontijiet dwar kull sena finanzjarja. Kontijiet u verifika.

(2) Il-kontijiet tal-Kunsill għandhom ikunu verifikati minn awditur jew awdituri li jinhatru mill-Kunsill u li jkunu approvati mill-Ministru:

Izda l-Ministru responsabbli għall-finanzi jista', wara konsultazzjoni mal-Ministru, jehtieg li l-kotba u reġistrazzjonijiet oħra tal-Kunsill jiġu verifikati jew eżaminati mill-Awditur Ġenerali li għal dan l-għan ikollu poter li jagħmel dik il-verifika fizika u kull verifika oħra li jista' jqis li tkun meħtieġa.

(3) Wara tmiem kull sena finanzjarja, u mhux aktar tard mid-data li l-estimi tal-Kunsill jintbagħtu lill-Ministru taht l-artikolu 27 ta' dan l-Att, il-Kunsill għandu jara li kopja tad-dikjarazzjoni ta' kontijiet verifikata kif imiss tkun mibghuta lill-Ministru u lill-Ministru responsabbli għall-finanzi flimkien ma' kopja ta' kull rapport magħmul mill-awditur jew awdituri dwar dik id-dikjarazzjoni jew dwar il-kontijiet tal-Kunsill.

(4) Il-Ministru għandu, malajr kemm jista' jkun, jara li kopja ta' kull dikjarazzjoni u rapport bhal dawk jitqiegħdu fuq il-Mejda tal-Kamra tar-Rappreżentanti.

Depożitu ta' kull
dhol u hlas mill-
Kunsill.

31. (1) Il-flejjes kollha tal-Kunsill ghandhom jitqieghdu f'bank jew banek li jinhatru bankiera b'rizoluzzjoni tal-Kunsill. Dawk il-flejjes ghandhom, skond kemm ikun prattiku, jitqieghdu fil-banek minn jum ghall-iehor, hliief ghal dak l-ammont li l-Kunsill jista' jawtorizza li jzomm biex ihallas minnu nefqiet zghar u ta' minnufih.

(2) Il-hlasijiet kollha li jsiru mill-fond tal-Kunsill, hliief ghal nefqiet zghar ta' mhux izjed minn dak l-ammont li jista' jkun stabbilit mill-Kunsill minn zmien ghal zmien, ghandhom isiru minn dak l-ufficjal jew ufficjali tal-Kunsill li jistghu jigu mahtura jew imsemmija mill-Kunsill ghal dak l-iskop.

(3) Cekkijiet li jigu mahruġin u flejjes li jigu rtirati minn xi kont tal-bank tal-Kunsill ghandhom ikunu ffirmati minn dak l-ufficjal tal-Kunsill li jista' jigi mahtur jew imsemmi mill-Kunsill ghal dak l-ghan u ghandu jgib il-kontrofirma taç-*Chairperson*, jew ta' xi membru jew ufficjal iehor tal-Kunsill kif jista' jkun awtorizzat mill-Kunsill ghal dak l-ghan.

(4) Il-Kunsill ghandu jaghmel disposizzjonijiet dwar:

(a) il-mod kif, u l-ufficjal jew ufficjali li ghandhom is-setgha, jawtorizzaw jew japprovaw il-hlasijiet;

(b) it-titolu ta' xi kont li jinzamm fil-bank jew banek fejn ghandhom jithallsu l-flejjes tal-Kunsill, u t-trasferimenti ta' fondi minn kont ghall-iehor;

(c) il-metodu li ghandu jigi adottat biex isiru hlasijiet mill-fondi tal-Kunsill u b'mod generali ghar-rigward ta' kull haga li hija rilevanti ghaż-żamma kif imiss u l-kontroll tal-kontijiet, kotba u *records* ohra u l-kontroll tal-finanzi tal-Kunsill.

Kuntratti ta'
provvista u ta'
xoghlijiet.

32. Minghajr preġudizzju ghal kull direttiva mgħoddija mill-Ministru taht l-artikolu 9 ta' dan l-Att, il-Kunsill m'ghandux, hliief bl-approvazzjoni tal-Ministru mogħtija ghal raġunijiet speċjali u wara konsultazzjoni mal-Ministru responsabbli għall-finanzi, jalloka jew jidhol f'xi kuntratt għall-provvista ta' oġġetti jew materjal jew għall-eżekuzzjoni ta' xogħol, jew għall-ghoti ta' servizzi lil jew għall-benefiċċju tal-Kunsill, li l-Kunsill jistma li jkun jinvolvi nefqa ta' aktar minn tliet elef lira, jew ta' xi ammont iehor kif il-Ministru responsabbli għall-finanzi jista' permezz ta' regolamenti taht dan l-artikolu jippreskrivi, hliief wara li jagħti avviz dwar l-intenzjoni li jkollu l-Kunsill li jagħmel dak il-kuntratt ikun ġie ppubblikat u jkunu nharġu sejhiet għal offerti kompetittivi.

33. Il-Kunsill ghandu, mhux aktar tard minn sitt gimgħat wara t-tmiem ta' kull sena finanzjarja, jagħmel u jgħaddi lill-Ministru u lill-Ministru responsabbli għall-finanzi rapport li jkun jittratta b'mod generali dwar l-attivitajiet tal-Kunsill matul dik is-sena finanzjarja u li jkun fih dik l-informazzjoni għar-rigward tal-proċedimenti u l-politika tal-Kunsill hekk kif xi wieħed mill-imsemmija Ministri jista' minn żmien għal żmien jehtieg. Il-Ministru għandu jara li kopja ta' rapport bhal dak jitqiegħed fuq il-Mejda tal-Kamra kemm jista' jkun malajr.

Rapport Annwali.

34. Il-Kunsill għandu jkun eżentat minn kull obbligu ta' hlasijiet ta' xi taxxa fuq id-dhul, mid-dazju tad-dwana u minn kull dazju fuq dokumenti u trasferimenti.

Eżenzjoni mit-taxxa.

TAQSIMA VII

REGISTRU TA' PERSUNI SPORTIVI

35. (1) L-ebda persuna, assoċjazzjoni ta' persuni, soċjetajiet, ċivili jew kummerċjali, jew xi entità oħra rikonoxxuta bil-liġi, ma tkun intitolata skond id-disposizzjonijiet ta' dan l-Att għal xi għajjuna jew benefiċċju jew li tagħmel użu jew li takkwista taht xi titolu xi faċilità sportiva sakemm ma tkunx registrata fir-Registru ta' Persuni Sportivi skond id-disposizzjonijiet ta' din it-Taqsima ta' dan l-Att u skond dawk ir-regolamenti li jistgħu jiġu preskritti minn żmien għal żmien.

Hoġġa ta' registrazzjoni.

(2) Ir-registrazzjoni taht din it-Taqsima ta' dan l-Att tista' ssir permezz ta' applikazzjoni lill-Kunsill għar-registrazzjoni fuq formola kif tista' tiġi preskritta flimkien mad-dokumenti li jidhru hawn taht:

(a) Fil-każ ta' assoċjazzjoni, soċjetajiet jew xi enti oħra morali (f'din it-Taqsima ta' dan l-Att magħrufa wkoll bhala "Organizzazzjoni"), kopja aġġornata ta' l-Istatut jew l-att kostituttiv flimkien ma' kull regolament u *bye-laws* li għandhom sahħa legali (flimkien imsejja "L-Istatut"), awtentikati bhala veri u korretti mill-uffiċjal awtorizzat mill-Istatut għall-fini li jwettaq din l-awtentifikazzjoni;

(b) dikjarazzjoni li tindika min ikunu l-uffiċjali ta' l-Organizzazzjoni;

(ċ) dikjarazzjoni li tkun turi l-indirizz ta' l-uffiċju tar-registrant;

(d) dikjarazzjoni li tkun tindika min ikun l-individwi li jkollhom dritt jirrapprezentaw lill-Organizzazzjoni;

(e) jekk l-Organizzazzjoni kienet ilha preskritta għal mill-anqas sena, jew jekk l-applikant kien involut jew kellu x'jaqsam ma' attivitajiet relatati ma' l-isport, ir-rapport annwali, jekk dan ikun rikjest mill-Istatut tiegħu, u r-rapport finanzjarju skond ma' jkun preskrit; u

(f) kull dokument ieħor skond ma' jiġi preskrit minn żmien għal żmien.

(3) Il-Kunsill għandu, meta jirċievi l-formola meħtieġa flimkien mad-dokumenti mehmuża, u jekk ikun sodisfatt li l-applikant huwa eliġibbli għar-registrazzjoni, jirreġistra lill-applikant fir-Registru ta' Persuni Sportivi. Ir-Registru jista' jkun jikkonsisti minn dawk it-taqsimiet li l-Kunsill jista' minn żmien għal żmien jiddeċiedi bil-għan li jiddistingwi x-xorta ta' persuna registrata.

(4) Malli jirreġistra lill-applikant, il-Kunsill għandu, permezz tas-Segretarju tal-Bord, jorog ċertifikat ta' registrazzjoni lill-persuna registrata. Registrazzjoni fir-Registru ma' teżonerax lill-persuna registrata milli tosserva xi disposizzjonijiet oħra tal-liġi.

(5) Il-Kunsill jista' jirrifjuta li jirreġistra applikant fir-Registru jekk il-Kunsill ikun jidhirlu li l-applikant ma' jissodisfax ir-reqwiziti taħt id-disposizzjonijiet ta' dan l-Att, u meta jagħmel dan huwa għandu jagħti r-raġunijiet għal din id-ċaħda.

(6) Meta l-applikant għar-registrazzjoni tkun Assoċjazzjoni jew Federazzjoni Nazzjonali li tkun qegħda tiddikjara li tirrapprezenta xi dixxiplina sportiva partikolari jew dixxiplini sportivi assoċjati, il-Kunsill għandu, qabel jirreġistra lill-applikant, jiżgura li tali Assoċjazzjoni jew Federazzjoni għandha tkun rikonoxxuta mill-organizzazzjoni internazzjonali bħala li tirrapprezenta dik id-dixxiplina jew dawk id-dixxiplini sportivi.

(7) Meta l-Kunsill ikun qiegħed jirreġistra Organizzazzjoni fir-Registru appositu ta' l-Assoċjazzjonijiet u Federazzjonijiet Nazzjonali, għandha ssir referenza għax-xorta predominanti ta' l-Organizzazzjoni.

36. (1) Il-Kumitat Olimpiku Malti għandu jiġi registrat minnufih fir-Registru mingħajr ebda formalità oħra.

(2) Il-Ministru jista' minn zmien għal zmien u fuq rakkomandazzjoni tal-Kunsill jindika dawk il-Federazzjonijiet jew Assoċjazzjonijiet li għandhom jiġu registrati fir-Registru minghajr ebda formalità oħra. Kull Federazzjoni u Assoċjazzjoni hekk indikata għandha tiġi registrata mill-Kunsill fir-Registru minghajr ebda formalità oħra. Lista ta' dawk il-Federazzjonijiet u Assoċjazzjonijiet hekk registrati għandha tiġi ppubblikata minghajr ebda dewmien fil-Gazzetta tal-Gvern.

37. (1) L-Assoċjazzjonijiet u l-Federazzjonijiet Nazzjonali kollha għandhom ikunu tali li ma jkunux jagħmlu profitt. Bla hsara għad-disposizzjonijiet ta' dan l-Att u għal regolamenti li jsiru tahtu, Klabbs, Assoċjazzjonijiet u Federazzjonijiet kif ukoll dawk l-entijiet oħra li huma jew li jistgħu jkunu mehtieġa li jiġu registrati mal-Kunsill taht id-disposizzjonijiet ta' dan l-Att, għandhom ikunu regolati bl-Istatut tagħhom. Il-Klabbs, Assoċjazzjonijiet u Federazzjonijiet kollha għandhom jiġu organizzati b'mod demokratiku skond id-disposizzjonijiet ta' l-Istatut tagħhom li għandu jiżgura aċċess indaqs għall-partecipazzjoni fl-isport.

Statuti ta' organizzazzjonijiet sportivi.

(2) Għall-fini ta' dan l-artikolu, Organizzazzjoni għandha titqies li ma tkunx tagħmel profitt jekk:

(a) l-Organizzazzjoni ma jkollhiex għan sistematiku li tagħmel profitt;

(b) l-Istatut ta' l-Organizzazzjoni jkun jipprojbixxi t-tqassim ta' xi assi tagħha (kemm jekk ta' xorta kapitali kemm jekk ta' dhul finanzjarju jew mod ieħor) lill-membri, fundaturi, *sponsors*, donaturi, u hliet għal xi salarji, pagi jew onorarja bonafidi, lill-amministraturi tagħha; u

(ċ) meta l-Organizzazzjoni twettaq xi attività ta' xorta ekonomika, dan isir bħala attività anċillari bil-għan li tghin lill-Organizzazzjoni li twettaq l-oġġettivi u l-għanijiet prinċipali tagħha kif provdut fl-Istatut tagħha.

38. (1) Kull Organizzazzjoni għandha, mar-registrazzjoni fir-Registru, titqies mogħnija b'personalità ġuridika u tkun tista' tagħmel kull att legali.

Personalità ġuridika ta' organizzazzjonijiet sportivi u materji oħra.

(2) Bla hsara għad-disposizzjonijiet ta' l-artikoli 35, 36 u 37 ta' dan l-Att, l-ebda provvediment f'dan l-Att m'għandu jiġi interpretat li qed jiġu mnehhija xi drittijiet, taht xi liġijiet oħra li jistgħu jiġu applikabbli, lil xi persuni jew entitajiet li m'humiex registrati jew li jistgħu jiġu registrati fir-Registru. Dik il-persuna jew entità li ma

tkunx registrata ma tkunx ezenti minn kull disposizzjoni taht dan l-Att li tista' tigi applikabbli ghalha.

(3) Bla hsara ghad-disposizzjonijiet ta' dan l-artikolu, Organizzazzjoni registrata fir-Registru, kif ukoll ir-responsabbiltà tal-membri u ta' l-amministraturi taghha, ghandhom ikunu regolati minn dawk id-disposizzjonijiet legali li, minbarra dan l-Att, jirregolaw l-Organizzazzjoni.

Regolamenti taht
din it-Taqsima ta' l-
Att.

39. (1) Il-Ministru jista', wara konsultazzjoni mal-Kunsill, jaghmel regolamenti bil-ghan li issehha din it-Taqsima ta' dan l-Att, u jista', minghajr preġudizzju għall-ġeneralità ta' dak hawn aktar qabel imsemmi b'dawn ir-regolamenti jipprovdi dwar:

(a) dawk il-kategoriji ta' persuni, soċjetajiet jew entitajiet ohra li jistghu jkunu registrati fil-parti jew partijiet appositi tar-Registru;

(b) ir-reqwiziti għal xi persuna, soċjetà jew entità ohra biex tikkwalifika għar-registrazzjoni;

(c) il-kondizzjonijiet li għandhom josservaw dawk il-persuni, soċjetajiet jew entitajiet li hekk jikkwalifikaw biex jibqgħu jiġu registrati;

(d) bla hsara għad-disposizzjonijiet ta' kull liġi applikabbli relatata mal-harsien ta' infomazzjoni personali, il-poter tal-Kunsill li jitlob din l-informazzjoni, inkluża informazzjoni relatata ma' Organizzazzjonijiet registrati jew affiljati ma' Assocjazzjonijiet u Federazzjonijiet registrati u l-uffiċjali tagħhom, u sakemm din tkun meqjusa ta' hteġa biex jiġu mfassla politika nazzjonali ta' l-isport u inventarju, informazzjoni li tirrigwarda l-atleti;

(e) il-poter li għandu l-Kunsill li jissospendi, jtemm jew jirtira ir-registrazzjoni f'kull waqt, tal-korp, entità jew persuna ohra li tkun kisret xi regolamenti taht id-disposizzjonijiet ta' dan l-Att, jew fejn jinqalghu ċirkostanzi fejn tali korp, entità jew persuna ohra ma kienux jikkwalifaw għar-registrazzjoni;

(f) il-prezentazzjoni ta' dokumenti minn Persuni Registrati ta' kontijiet annwali (li jinkludu *balance sheet* u dikjarazzjoni ta' kontijiet li jindikaw l-operazzjonijiet u l-qagħda finanzjarja ta' dik il-Persuna Registrata) f'tali forma u b'dak il-kontenut li jista' jiġi preskritt;

(g) il-preżentazzjoni lill-Kunsill ta' emendi għall-Istatut ta' Persuna Reġistrata, u kull denunzja li tagħti avviz ta' xi tibdil fit-tmexxija u l-amministrazzjoni, r-rappreżentanza u l-uffiċċji ta' dik il-Persuna Reġistrata; u

(h) ir-reqwiziti biex Persuna Reġistrata tibbenefika taħt dan l-Att.

40. Fejn il-Kunsill jidher li persuna tkun naqset milli tosserva xi wiehed mill-kriterji li japplikaw, jew termini jew kondizzjonijiet stabbiliti fir-rigward ta' xi assistenza mogħtija mill-Kunsill lil dik il-persuna, jew fir-rigward ta' l-użu ta' xi Faċilitajiet Sportivi mghoddija lilha mill-Gvern jew mill-Kunsill, jew b'xi mod ieħor tonqos milli thares id-disposizzjonijiet ta' din it-Taqsima ta' dan l-Att, il-Kunsill jista':

Poteri oħra tal-Kunsill.

(a) iwaqqaf kull għajjnuna minn, jew jirrifjuta li jipprovdi għajjnuna lil, dik il-persuna;

(b) jitlob li jingħata lura xi għajjnuna finanzjarja mogħtija lil dik il-persuna;

(c) itemm xi ftehim fir-rigward ta' xi Faċilità Sportiva; u

(d) jeżerċita kull dritt jew rimedju ieħor li tagħtih il-liġi.

41. Kull dokument jew informazzjoni li għandhom jiġu mghoddija lill-Kunsill taħt id-disposizzjonijiet ta' l-artikolu 35 u tar-regolamenti fil-paragrafi (f) u (g) tas-subartikolu (1) ta' l-artikolu 39 ta' dan l-Att għandhom ikunu aċċessibbli għall-pubbliku, u kull persuna tista' teżamina u tikseb kopji ta' tali dokumenti u tista' titlob li dawn jiġu awtentikati mis-Segretarju tal-Kunsill.

Pubblikazzjoni ta' dokumenti u informazzjoni.

42. (1) Il-Kunsill jista' permezz ta' ittra ta' awtorizzazzjoni ffirmata miċ-*Chairperson* tal-Kunsill jahtar spettur jew aktar minn spettur wiehed biex jinvestigaw hwejjeġ ta' xi Persuna Reġistrata u biex jirrapportaw dwarhom b'dak il-mod li ċ-*Chairperson* jordna f' dawn il-każijiet li ġejjin:

Investigazzjoni ta' Persuni Reġistrati u assistenza li tingħatalhom.

(a) fuq talba speċifika ta' l-amministraturi jew *managers* tal-Persuna Reġistrata, jew wara riżoluzzjoni ta' l-organu kompetenti tal-Persuna Reġistrata skond l-Istatut tagħha;

(b) meta l-Persuna Reġistrata ma tkunx qegħda thares xi kondizzjonijiet jew obligazzjonijiet li jirrigwardaw kull assistenza jew beneficiċċju li qegħda tgawdi jew li tirriżulta minn xi użu ta' xi

faċilità sportiva mgħoddija lilha b'xi titlu mill-Gvern jew mill-Kunsill;

(ċ) meta l-Persuna Reġistrata ma tkunx għamlet użu minn dawk il-fondi jew benefiċċji li tkun irċeviet mill-Kunsill għall-iskop li dawk il-fondi jew benefiċċji kienu maħsuba;

(d) meta l-Persuna Reġistrata tkun għet xolta jew likwidata skond il-liġi.

(2) Il-Kunsill jista' wkoll, fiċ-ċirkostanzi msemmija fil-paragrafi (a) sa (d) tas-subartikolu (1), jagħti parir lil jew b'xi mod ieħor jassisti l-organi kompetenti tal-Persuni Reġistrati kif ukoll li jaħtar amministratur jew amministraturi li jwettqu dawk il-funzjonijiet u jeżerċitaw dawk il-poteri relatati ma' l-amministrazzjoni ta' l-assi tal-Persuna Reġistrata kif ukoll ta' l-operazzjonijiet u t-tmexxija tagħha.

(3) F'każ ta' ordni jew talba għal xoljiment jew likwidazzjoni volontarja ta' Persuna Reġistrata l-organizzazzjoni kompetenti tal-Persuna Reġistrata li tista' tiddeċiedi li tillikwida lil dik il-persuna għandha, qabel ma tordna x-xoljiment jew tiddeċiedi li xxolji jew tillikwida dik il-Persuna Reġistrata, tinnotifika lill-Kunsill dwar dik l-ordni jew talba. Wara li jiġi notifikat b'din l-ordni jew talba, il-Kunsill għandu, permezz ta' persuni maħtura għal dan il-ghan, jagħti direttivi mmirati biex jintlahaq ftehim dwar it-tilwim u jsir sforz biex tinstab soluzzjoni bil-ghan li tiffavorixxi l-eżistenza vijabbli u kontinwa tal-Persuna Reġistrata u jista' għal dan il-ghan jaħtar amministraturi proviżorji biex iwettqu dawk il-funzjonijiet u jeżerċitaw dawk il-poteri relatati ma' l-amministrazzjoni ta' l-assi tal-Persuna Reġistrata kif ukoll ta' l-operazzjonijiet u t-tmexxija tagħha.

(4) Sabiex il-Kunsill u l-amministratur proviżorju u l-ispetturi jistgħu jwettqu l-funzjonijiet tagħhom skond id-disposizzjonijiet ta' dan l-artikolu, il-Kunsill, l-amministraturi proviżorji u l-ispetturi għandu jkollhom id-dritt li jitolbu nformazzjoni u jottjenu dokumenti minghand kull persuna. Għal dan il-ghan l-ispetturi għandhom id-dritt li jappellaw quddiem il-Prim'Awla tal-Qorti Civili biex issir rikjesta lill-Qorti biex jissejhu xhieda biex jidhru quddiemhom u jagħtu evidenza u jipproduċu dokumenti f'tali hin u data u f'tali post indikat mill-ispetturi fl-applikazzjoni tagħhom. L-ispetturi għandu jkollhom il-poter li jamministraw il-gurament lil xi persuna li tidher quddiemhom.

(5) F'każ ta' ordni għal-likwidazzjoni bil-qorti ta' Persuna Reġistrata, il-Qorti wara li tkun innotat dik l-ordni, għandha qabel ma tordna x-xoljiment u l-likwidazzjoni tal-Persuna Reġistrata tagħti dawk id-direttivi (ukoll fejn jidhrilha meħtieġ u b'zonnjuż, li taħtar

amministratur provizorju) bil-ghan li tirrizolvi kull tilwima marbuta mal-Persuna Registrata u li ssib soluzzjoni bil-ghan li tiffavorixxi l-eżistenza vijabbli u kontinwa tal-Persuna Registrata. Sabiex dan l-amministratur ikun jista' jwettaq il-funzjonijiet tieghu, huwa jista' jeżerċita dawk il-poteri marbuta ma' l-amministrazzjoni ta' l-assi u l-operazzjonijiet u t-tmexxija tal-Persuna Registrata skond kif il-Qorti, wara l-hatra tieghu jew sussegwentement, tista' tagħtih li jagħmel.

(6) Il-Ministru jista' minn żmien għal żmien, b'konsultazzjoni mal-Kunsill, jagħmel regolamenti li jassenjaw materji meħtieġa jew li jkunu meqjusa konvenjenti biex jiġu assenjati sabiex jitwettqu jew jiġi mogħti effett usa' għad-disposizzjonijiet ta' dan l-artikolu.

TAQSIMA VIII

RIZOLUZZJONI TA' KONTROVERSJA SPORTIVA

43. (1) Il-Kunsill jista', meta jara li hemm kontroversja bejn organizzazzjoni sportiva jew persuni li huma membri tal-Kunsill, permezz tas-Segretarju tal-Bord, jipprovi għajjuna biex tissolva l-kontroversja fil-materji kollha marbuta ma' l-isport jew meta Persuni Registrati jkunu involuti:

Għajjuna mill-Kunsill dwar Kontroversja Sportiva.

(a) bit-tnejn ta' servizzi ta' medjazzjoni f' materji marbuta ma' l-isport;

(b) bl-għajjuna lill-membri involuti fil-kontroversja biex issir referenza għal xi forma ta' arbitraġġ taħt id-disposizzjonijiet ta' Taqsima IV ta' l-Att dwar l-Arbitraġġ;

(ċ) bil-facilità li jingħataw fehmiet u pariri.

(2) Il-Kunsill jista', minn żmien għal żmien, jahtar gruppi ta' persuni biex jagħtu pariri jew jaġixxu ta' medjaturi (hawn iktar 'il quddiem f'din it-Taqsima ta' l-Att imsejja "Gruppi"). Il-Gruppi għandhom ikunu magħmula minn persuni li fl-opinjoni tal-Kunsill ikunu kwalifikati biex jaqdu d-dmirijiet u l-funzjonijiet ta' medjaturi jew persuni li jagħtu pariri f' materji marbuta ma' l-isport.

(3) Il-Kunsill għandu, minn żmien għal żmien, jagħti pariri liċ-Ċentru Malti għall-Arbitraġġ biex jahtar grupp jew gruppi ta' arbitri f' materji marbuta ma' l-isport.

(4) Kull tilwima jew kontroversja jew talba li toriġina minn jew marbuta ma' kull kuntratt li jkun sar bejn il-Kunsill u xi terzi skond id-disposizzjonijiet tas-subartikoli (2), (3) u (8) ta' l-artikolu 18 ta' dan l-Att, jew il-ksur, tmiem jew invalidità ta' dan il-kuntratt, ghandha tigi solvuta bis-sahha ta' arbitraġġ skond ir-regolamenti ta' Centru Malti ghall-Arbitraġġ li jkunu minn zmien ghal zmien fis-sehh.

(5) Bla hsara ghad-disposizzjonijiet tas-subartikolu (4) ta' dan l-artikolu, f'każ ta' tilwima, kontroversja jew talba dwar materji marbuta ma' l-isport jew li taghhom Persuna Registrata tkun membru, il-partijiet jistghu, bi qbil unanimu, (a) jirreferu l-każ lill-Kunsill ghall-medjazzjoni, jew (b) jirreferu t-tilwima biex tigi solvuta bis-sahha ta' l-arbitraġġ.

Medjazzjoni.

44. (1) Meta l-Kunsill jirċievi referenza ghall-medjazzjoni jew meta jhoss li kontroversja tista' tigi solvuta bis-sahha ta' proceduri ta' medjazzjoni, huwa ghandu jipproponi lill-membri medjatur mill-Grupp ta' medjaturi, li jekk ikun accettat mill-partijiet kollha ghandu jgħinhom biex tissolva l-kwistjoni.

(2) Kull parti tista' tirtira mill-proceduri ta' medjazzjoni f'kull waqt.

Arbitraġġ.

45. (1) Meta kontroversja tmur quddiem iċ-Centru Malti ghall-Arbitraġġ biex isir arbitraġġ, il-kontroversja ghandha, fin-nuqqas ta' ftehim mill-partijiet involuti, tkun solvuta minn arbitru wiehed li jkun mahtur miċ-*Chairman* ta' Centru Malti ghall-Arbitraġġ. Il-partijiet fil-kontroversja jistghu jaqblu li jkunu mahtura thiet persuni biex jisimghu u jiddeciedu l-kontroversja.

L-artikolu 15 (7) ta' l-Att dwar l-Arbitraġġ m'ghandux japplika ghal dawk il-kontroversji li jkunu riferuti ghall-arbitraġġ bl-ghajjnuna tal-Kunsill.

(2) Fejn il-partijiet ghall-arbitraġġ ikunu jaqblu, it-tribunal ta' l-arbitraġġ jista' jiddeciedi kontroversja fuq kriterji ta' gustizzja li huma accettati b'mod ġenerali u li jkunu japplikaw fi hdan il-moviment sportiv.

Regoli ta' medjazzjoni u pariri.

46. (1) Il-Ministru ghandu, wara li jikkonsulta mal-Kunsill, minn zmien ghal zmien johrog regoli li jkunu jirregolaw il-proceduri ta' medjazzjoni.

(2) Il-Kunsill ghandu minn zmien ghal zmien jaghmel regoli li jkunu jirregolaw l-ghoti ta' pariri.

47. (1) Ghandu jkun hemm Bord ta' l-Appell għall-Isport li jkun magħmul minn tliet membri, u wiehed minnhom, li jkun iċ-*Chairperson*, ghandu jkun persuna li tkun eżerċitat il-professjoni ta' avukat għal mhux anqas minn seba' snin.

Bord ta' l-Appell
għall-Isport.

(2) Il-membri tal-Bord għandhom jinhatru mill-Ministru għal perjodu ta' tliet snin, u għandhom ikunu eliġibbli biex jergħu jinhatru.

(3) Membru tal-Bord jista' jiġi rikużat jew ghandu jastjeni għal kull raġuni li għaliha imhalled jista' jiġi rikużat jew jastjeni taht id-disposizzjonijiet ta' l-artikolu 734 tal-Kodiċi ta' l-Organizzazzjoni u Proċedura Ċivili. F'kazijiet bħal dawn il-Ministru ghandu jaftar persuna li jkollha l-kwalifiki tal-membri rikużat jew li jastjeni, biex joqgħod bħala membru tal-Bord u b'hekk jissostitwixxi lill-imsemmi membru.

(4) Membru tal-Kamra tar-Rappreżentanti jew ta' Kunsill Lokali ghandu jiġi skwalifikat milli jkun mahtur jew li jkompli jaqdi l-funzjoni ta' membru tal-Bord sakemm ikun għadu f'dik il-kariga.

(5) Il-Ministru ghandu jaftar ukoll uffiċjal pubbliku biex jaqdi d-dmirijiet ta' Segretarju tal-Bord.

48. (1) Ghandu jkun hemm appell quddiem il-Bord ta' l-Appell għall-Isport minn kull deċiżjoni tal-Kunsill mehuda skond id-disposizzjonijiet tat-Taqsima VII ta' dan l-Att jew taht l-artikolu 54 ta' dan l-Att u kull regolament iehor li jkun sar taht dan l-Att u f'kazijiet ohra li jkunu preskritti minn żmien għal żmien. Kull persuna li thoss ruhha aggravata minn tali deċiżjoni jew materja ghandu jkollha dritt li tagħmel appell:

Appell lill-Bord ta'
l-Appell għall-
Isport.

Izda l-Bord ta' l-Appell għall-Isport ma jiehux konjizzjoni ta' xi materja li skond id-disposizzjoni ta' dan l-Att jew b'xi mod iehor skond il-liġi għandha tiġi riferuta għall-arbitraġġ.

(2) Appell lill-Bord jista' jitressaq f'dawn il-kazijiet li ġejjin:

(a) meta jkun sar żball ta' xorta materjali fuq fatti;

(b) meta jkun sar żball materjali ta' xorta proċedurali;

(c) meta jkun sar żball ta' liġi;

(d) meta tkun saret xi illegalità materjali, li tinkludi irragonevolezza jew nuqqas ta' proporzjonalità;

(e) F'każ ta' ċirkostanzi oħra li jistghu jiġu preskritti minn żmien għal żmien.

(3) Il-Bord għandu jagħti raġunijiet għad-deċiżjonijiet li jiehu u għandu jipubblika d-deċiżjonijiet li jkun ha, u jhalli barra jekk jara li jkun hekk adatt għal raġunijiet ta' konfidenzjalità, l-ismijiet tal-persuni nvoluti.

(4) Meta jiġi biex jiddeċiedi appell skond id-disposizzjonijiet ta' dan l-artikolu, il-Bord jista':

(a) jwarrab l-appell;

(b) jannulla, jirrevoka jew ibiddel id-deċiżjoni.

(5) L-effett tad-deċiżjoni tal-Bord ta' l-Appell li quddiemu jkun hemm appell, m'għandux, hliief meta l-Bord jew il-Qorti ta' l-Appell hekk jordna skond il-każ, jiġi sospiż minhabba li jkun hemm appell.

Poteri u proċedura tal-Bord ta' l-Appell għall-Ispport.

49. (1) Il-Bord ta' l-Appell għall-Ispport għandu jkun kompetenti biex jisma' u jiddeċiedi kull appell li jkollu quddiemu skond id-disposizzjonijiet ta' dan l-Att u regolamenti oħra li jsiru taħt dan l-Att, u d-deċiżjonijiet tal-Bord għandhom ikunu finali u konkluzivi.

(2) Sabiex ikun jista' jeżerċita l-funzjonijiet tiegħu, il-Bord jista' jharrek lil kull persuna biex tidher quddiemu, biex tixhed u ggħib dokumenti magħha; u *Chairperson* ikollu l-poter li jamministra l-gurament. Il-Bord jista' jahtar ukoll esperti biex jagħtu pariri lill-Bord fuq xi fatt tekniku li jista' jkun rilevanti għad-deċiżjoni tiegħu.

(3) Għall-finijiet hawn aktar qabel imsemmija, il-Bord għandu jkollu l-istess poteri bħalma għandha l-Prim Awla tal-Qorti Ċivili skond il-liġi.

(4) Il-proċedura li biha għandu jimxi l-Bord, il-hin stipulat u l-mod kif jinsema' appell għandhom ikunu skond kif ikun ordnat; u bla hsara għal dan u għal kull disposizzjoni oħra applikabbli ta' dan l-Att, il-Bord jista' jistabbilixxi l-proċedura tiegħu nnifsu.

Appelli quddiem il-Qorti ta' l-Appell.

50. Kull parti għal appell quddiem il-Bord ta' l-Appell għall-Ispport li thoss ruhha aggravata b' deċiżjoni ta' l-imsemmi Bord, tista', fuq punt ta' liġi li jkun deċiż mill-imsemmi Bord, tappella quddiem il-Qorti ta' l-Appell hekk kif ikun kostitwit skond id-disposizzjonijiet tas-subartikolu (6) ta' l-artikolu 41 tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili b' rikors li jiġi pprezentat fir-registru ta' dik il-Qorti, fi żmien tletin jum mid-data meta d-deċiżjoni tkun giet mgharrfa lilha.

TAQSIMA IX

MIXXELLANJI

51. Ghall-iskopijiet tal-Kodiċi Kriminali u ta' kull disposizzjoni ta' xorta penali, l-membri tal-Kunsill, u ta' kull Direttorat, Kumitat ta' Tmexxija, Kumitat li jaghti Pariri, kif ukoll, il-Bord ta' l-Appell għall-Isport, u kull uffiċjal jew impjegat tal-Kunsill, għandhom ikunu meqjusa u jiġu ttrattati bhala uffiċjali pubbliċi.

Persuni meqjusa
uffiċjali pubbliċi.

52. L-ismijiet tal-membri tal-Kunsill, tal-Kap Uffiċjal Eżekuttiv, u tal-kap ta' kull Direttorat u membri ta' kull kumitat stabbiliti taht dan l-Att u ta' kull membru tal-Bord ta' l-Appell għall-Isport għandhom jiġu ppubblikati fil-Gazzetta.

Pubblikazzjoni ta'
ismijiet ta' membri
tal-Kunsill, eċċ.

53. (1) Il-Ministru jista', wara konsultazzjoni mal-Kunsill, jagħmel regolamenti li bihom jordna dak kollu mehtieg jew li jkun jista' jiġi ordnat b'dan l-Att, jew li jkun mehtieg jew konvenjenti li jiġi ordnat biex id-disposizzjonijiet ta' dan l-Att ikunu jistghu jitwettqu għal kollox jew jinghataw kull effett mixtieq.

Poter biex isiru
regolamenti.

(2) Il-poter tal-Ministru li jagħmel regolamenti taht id-disposizzjonijiet ta' dan l-Att għandu jinkludi l-poter li jistabbilixxi l-penali relattivi għal kull ksur jew kontravvenzjoni ta' dawk l-istess regolamenti, jew nuqqas ta' konformità magħhom, u l-applikabilità jew xort'ohra ta' l-Att dwar il-*Probation* ta' Hatjin:

Izda dawk il-pieni ma jistghux jeċċedu multa ta' elf lira.

54. (1) Minkejja kull liġi oħra li ttiprovdi dwar proceduri u pieni għal reati, meta l-Kunsill ikun jidhirlu li persuna tkun kisret xi wahda mid-disposizzjonijiet ta' dan l-Att jew regolamenti magħmulin tahtu, il-Kunsill jista' jaghti avviż bil-miktub lil dik il-persuna fejn jgħarrafha b'dak il-ksur li jkun sar u l-penali amministrattiva li tkun qed tintalab thallas għar-rigward ta' dak il-ksur filwaqt li jordna lil dik il-persuna tirrimedja l-kaġun ta' dak il-ksur:

Penali
amministrattivi.

Izda l-Kunsill ma jistax jitlob hlas ta' penali li teċċedi Lm500.

(2) Fejn ikun inghata avviż taht dan l-artikolu, u l-persuna msemmija f'dan l-avviż thallas il-piena fiż-żmien li jiġi indikat fiha, hija għandha titqies bhala li tkun aċċettat ir-responsabbiltà għal dak il-ksur speċifikat fl-avviż kemm-il darba fi żmien wiehed u ghoxrin jum minn-notifika ta' l-avviż, ma tappellax quddiem il-Bord ta' l-Appell għall-Isport.

(3) Fejn il-persuna li tinghata l-avviz taht is-subartikolu (1) ta' dan l-artikolu tonqos milli thallas il-penali amministrattiva imposta fuqha jew li tirrimedja l-kagun tal-ksur fiz-żmien stipulat hawn aktar qabel, jistgħu jittiehdu proceduri kontra tagħha għal kull infurzar skond il-liġi.

(4) Il-Ministru jista', għall-iskop ta' dan l-artikolu, minn żmien għal żmien jagħmel regolamenti li bihom jordna l-multi amministrattivi li l-Kunsill jista' jwahhal.

Reati.

55. (1) Kull persuna li:

(a) tfixxkel, tostakola, timmolesta jew tindahal, jew li tipprova tfixxkel, tostakola, timmolesta jew tindahal lil xi ufficjal, impjegat jew agent tal-Kunsill, jew lil xi spettur jew amministratur, fil-qadi ta' dmirijietu taht il-liġi, jew li tonqos milli thares xi hteiga raġonevoli mitluba minnu minn xi ufficjal, impjegat, agent, spettur jew amministratur kif imsemmi qabel jew xort'ohra jghinu fil-qadi ta' dawk id-dmirijiet, jew xjentement jissupplixxi lil xi ufficjal jew impjegat jew agent jew spettur jew amministratur b'informazzjoni falza li tkun mehtiega għall-iskopijiet hawn qabel imsemmija; jew

(b) xjentement tagħmel dikjarazzjoni jew tipprovdi informazzjoni għal xi fini ta' dan l-Att li tkun falza, qarrieqa jew mhux korretta f'xi haġa materjali,

tkun hatja ta' reat kontra dan l-Att u tista' tehel, meta tinsab hatja multa.

(2) Kull persuna li tonqos milli thares id-disposizzjonijiet ta' xi regolamenti li jkunu jipprovdu dwar miżuri kontra sustanzi li jagħtu prestazzjoni jew li jkunu jirregolaw jew jipprojbixxu l-użu mhux sancit ta' sustanzi projbiti jew li jkunu jirregolaw l-imġieba ta' persuni fil-facilitajiet sportivi, tista' tehel, meta tinstab hatja, prigunerija għal żmien ta' mhux inqas minn tliet xhur u mhux iżjed minn għaxar snin jew multa ta' mhux inqas minn mitejn lira imma ta' mhux iżjed minn għaxart elef lira jew dik il-prigunerija u multa flimkien.

(3) Kull persuna li tonqos milli thares id-disposizzjonijiet ta' dan l-Att jew ta' xi regolamenti magħmulin taht dan l-Att, tkun hatja ta' reat taht dan l-Att u tista' tehel, kemm-il darba ma jkunx hemm provdut għal xi penali partikolari f'dan l-Att jew ikun hemm ordnat xort'ohra, meta tinstab hatja, multa ta' mhux anqas minn hamsin lira u mhux iżjed minn hames mitt lira.

(4) Il-pieni li hemm provdut dwarhom f'dan l-Att ghandhom ikuna minghajr preġudizzju għall-applikazzjoni tad-disposizzjonijiet tal-Kodiċi Kriminali jew ta' kull liġi oħra.

56. Minkejja kull liġi oħra, jistghu jinbnew procedimenti għal Preskrizzjoni. reat taht dan l-Att f'kull żmien matul iż-żmien ta' sitt snin mill-għemil tar-reat.

**SKEDA NRU 1
(Artikolu 16)**

Lista ta' faċilitajiet allokatil lil Klabbs /Assoċjazzjonijiet/Federazzjonijiet:

Klabb/Assoċjazzjoni/Federazzjoni	Faċilitajiet	Indirizz
Marsaskala Sports Club	<i>Pitch tal-waterpolo u club house</i>	Triq iż-Żonqor, Marsaskala
Marsaxlokk Aquatic Sports Club	<i>Pitch tal-waterpolo u club house</i>	Ponta tal-Qrejtien, Marsaxlokk
Neptunes Waterpolo & Swimming Club	<i>Pitch tal-waterpolo u club house</i>	Triq il-Kbira, San Ġiljan
San Ġiljan Aquatic Sports Club	<i>Pitch tal-waterpolo u club house</i>	Triq Ġorg Borg Olivier, San Ġiljan
Barracudas Aquatic Sports Club	<i>Pitch tal-waterpolo u club house</i>	Triq Stella Maris, San Pawl
Sirens Aquatic Sports Club	<i>Pitch tal-waterpolo u club house</i>	Xaff il-Lanċa, Triq S. Gerald, San Pawl
Sliema Aquatic Sports Club	<i>Pitch tal-waterpolo u club house</i>	Taht il-Fortizza, Sliema
Exiles Sports Club	<i>Pitch tal-waterpolo u club house</i>	Triq it-Torri, Sliema
Ta' Xbiex Aquatic Sports Club	<i>Pitch tal-waterpolo u club house</i>	Triq ix-Xaff ta' Ta' Xbiex, Ta' Xbiex
Malta Football Association	Stadium Nazzjonali, <i>car park</i> , <i>training grounds</i> u biċċa art	Ta' Qali
Assoċjazzjoni Sportiva Hibernians	<i>Football ground u training ground</i> Sport Complex, Kordin (inkluż il-fond anness magħhom) Il-padjun ta' l-isports u <i>basketball court</i> , Biċċa art <i>Football ground 7-a-side</i> (inkluż il-fond anness miegħu)	Triq l-Isqof Buhagiar, Kordin
Dingli Swallows Football Club	<i>Football ground u dressing rooms</i>	Triq Carmelo Bugeja, Dingli
Marsaxlokk Football Club	<i>Football ground u dressing room</i>	Triq it-Trunċiera, Marsaxlokk

Klabb/Assoċjazzjoni/Federazzjoni	Facilitajiet	Indirizz
Mellicha Sports Club	<i>Football ground u dressing rooms</i>	Triq Vincenzo Ciappara, Mellicha
Mosta Football Club	<i>Full size football ground, football pitch 5-a-side u dressing rooms</i>	Triq Manwella, Mosta
Pieta Hotspurs Football Club	<i>Football ground u club house</i>	Triq id-Duluri, Pietà
Luxol Sports Club (St Andrews)	<i>Football ground (inkluż il-premises kollu anness mieghu) Il-Blokk Amministrattiv 2 football grounds 5-a-side (inkluż il-fond kollu anness mieghu) Gymnasium</i>	St Andrews Road, St Andrews
Santa Lucia Football Club	<i>Football ground full-size bi spectators' stand, club house u dressing rooms</i>	Dawret it-Torri, Santa Lucija
Sirens Football Club	<i>Football ground u dressing rooms</i>	Triq il-Wileġ, San Pawl
Sigġiewi Football Club	<i>Full size football ground (inkluż il-fond anness mieghu)</i>	No Wied Hesri, Sigġiewi
Tarxien Rainbows Football Club	<i>Football ground, club house u dressing rooms</i>	Triq San Franġisk, Tarxien
Vittoriosa Stars Football Club	<i>Football ground</i>	Tal-Fortini f' San Dwardu, Vittoriosa
Żabbar St Patrick's Football Club	<i>Football ground u dressing rooms</i>	Barra s-Swar, Żabbar
Żurriq Football Club	<i>Football ground u dressing rooms</i>	Triq il-Belt Valletta, Żurriq
Scouts Association of Malta	<i>Art f'Ghajn Tuffieha</i>	Ghajn Tuffieha
Mosta Girl Guides	<i>Fond fil-Mosta</i>	Triq id-Dwar, Mosta
Birżebbugia Boċċi Club	<i>Pitch tal-boċċi u clubhouse</i>	Triq San Patrizju, Birżebbugia
Birżebbugia Aquatic Sports Club	<i>Pitch tal-waterpolo u clubhouse</i>	Triq il-Bajja s-Sabiha, Birżebbugia
Lija Boċċi Club	<i>Pitch tal-boċċi u club house</i>	Triq it-Trasfigurazzjoni, Lija

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Klabb/Assoċjazzjoni/Federazzjoni	Facilitajiet	Indirizz
Lija Tennis Club	<i>Tennis court Dressing room</i>	Triq Karlu Darmánin, Lija Triq it-Trasfigurazzjoni, Lija
Marsa Regatta Club	<i>Club house</i>	Il-Moll tal-Braken, Marsa
Mosta Cycling Club	<i>Club house</i>	Triq id-Dwar, Mosta
Hockey Association Malta	Proprjetà immobbli (tinkludi <i>2 hockey pitches u dressing rooms</i>)	Kumpless tal-Hockey, Kordin
Tennis Club Kordin	<i>4 tennis courts, club house u dressing rooms</i>	Kumpless Sportiv, Kordin
Vittoriosa Lawn Tennis Club	<i>4 tennis courts, club house u dressing rooms</i>	Kumpless Sportiv, Kordin
Paola Boċċi Club	<i>Pitch tal-boċċi u club house</i>	Triq il-Wied, Paola
Pawla Wolves Sports Club	<i>Pitch tal-boċċi u club house</i>	Triq it-Telgha ta' Raħal Ġdid, Paola
Malta Judo Federation	Art f'Pembroke	Pembroke
Melita Football Club	<i>Football ground</i>	Pembroke
Pembroke Tennis Club	<i>2 tennis courts</i>	Triq Tunis, Pembroke
Pembroke Athleta Sports Club	<i>Pitch tal-basketball u club house</i>	Pembroke
Malta Tennis Federation	Art f'Pembroke	Pembroke
BMX Association	Art f'Pembroke	Pembroke
Island Radio Model Car Club	Art f'Pembroke	Pembroke
Qormi Hockey Club	<i>Pitch tal-hockey u club house</i>	Triq Manwel Dimech, Qormi
Senglea Boċċi Club	<i>Pitch tal-boċċi u club house</i>	Triq il-Habs l-Antik, Senglea
Paola/Tarxien Boċċi Club	<i>2 pitches tal-boċċi u club house</i>	Triq it-Tempji Neolitici, Tarxien
Żabbar St Peters Boċċi Club	<i>Pitch tal-boċċi u clubhouse</i>	Triq San Leonardu, Żabbar
Żabbar Boċċi Club	<i>Pitch tal-boċċi u clubhouse</i>	Triq il-Kunvent, Żabbar

Klabb/Assoċjazzjoni/Federazzjoni	Facilitajiet	Indirizz
Żebbuġ Boċċi Club	<i>Pitch tal-boċċi u clubhouse</i>	Triq Pariži, Żebbuġ
Żejtun Boċċi Club	<i>Pitch tal-boċċi u clubhouse</i>	Triq id-Dahla ta' San Tumas, Żejtun
Guy Boċċi Club Żurriq	<i>Pitch tal-boċċi u clubhouse</i>	Triq il-Mithna, Żurriq
Sannat Lions Football Club	<i>Football ground bi spectators' stand u club house</i>	Triq il-Marżiena, Sannat, Ghawdex
Malta Basketball Association	<i>Basketball court, dressing rooms u ufficċju</i>	Ta' Qali
Birkirkara Scout Group	<i>Ex-camp site Baħar iċ-Ċagħaq</i>	Baħar iċ-Ċagħaq
Pembroke/St Andrews Scout & Pembroke/North District Girl Guides	<i>Parti mill-grounds ta' Sandhurst School</i>	Pembroke
South District Scouts Group	<i>Parti minn ex-Rinella WT Station</i>	Dahla tar-Rinella
Hamrun Liberty Sports Club	<i>Pitch tal-boċċi u club house</i>	Triq Mile End c/w Triq Schembri, Hamrun
Birkirkara Football Club	<i>Football ground u dressing rooms Football ground 5-a-side</i>	Triq Bontadini c/w Triq P.P. Castagna, Birkirkara
Marsa Football Club	<i>Football ground u dressing rooms</i>	Triq Diċembru 13, Marsa
Mqabba Football Club	<i>Football ground u dressing rooms</i>	Triq il-Madonna tal-Ġilju, Mqabba
Pembroke Athleta Sports Club	Art f'Pembroke	Pembroke
Qormi Football Club	<i>Football ground u dressing rooms</i>	Triq Valletta, Qormi
St. Patrick's Athletics Club	<i>Club house</i>	Dawret il-Gudja, Gudja
Birkirkara Tennis Club	Art f'Birkirkara	Għar il-Ġobon, Birkirkara
Rinella Tennis Club	<i>Tennis court u club house</i>	<i>Ex-Rinella WT Station, Rinella</i>
Kunsill Malti għall-Isport	Kumpless Sportiv tal-Marsa	Marsa skond pjanta annessa bhala Skeda 1A

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Kunsill Malti għall-Isport	Kumplex Sportiv Reġjonali Kottonera	Kottonera skond pjanta annessa bhala Skeda 1B
Malta Amateur Athletic Association	Premises fil-Marsa	6 u 7 Triq it-Tigrija, Marsa
Kirkop Boċċi Club	<i>Club House u pitch tal-boċċi</i>	Triq Salvu Sacco, Kirkop
Santa Lucia Boċċi Club	<i>Club house u pitch tal-boċċi</i>	Vjal Oleander, Santa Lucia
Qrendi Boċċi Club	<i>Club house u pitch tal-boċċi</i>	Triq Antonio Chircop, Qrendi
San Bastjan Boċċi Club	<i>Club house u pitch tal-boċċi</i>	Ta' l-Istabar, Triq Manuel Dimech, Qormi
Pietà Boċċi Club	<i>Club house u pitch tal-boċċi</i>	Triq Marina, Pietà
Wied il-Ghajn Boċċi Club	<i>Club house u pitch tal-boċċi</i>	Triq Santa Tereza c/w Pjazza Dun Taréis Agius, Wied il-Ghajn
Mosta Boċċi Club	<i>Club house u pitch tal-boċċi</i>	Trejqa tal-Parroċċa, Mosta
Fgura Football Club	Grawnd tal-football u Dressing rooms	Triq A.M. Valperga, Fgura
Żejtun Red Stars AFC	<i>Club house u store</i>	Triq San Girgor, Żejtun
Mellicha Sports Club	Art maġenb il-grawnd tal-football	Triq Qasam Barrani, Mellicha
Gozo Football Association	Grawnd tal-football u premises	Triq l-Imġarr, Xewkija, Gozo
Birżebbuġa Shooters Club	<i>Shooting club u shooting range</i>	Hal Far
Regatta Club Cospicua	<i>Club house u stores</i>	Triq Santa Tereza, Bormla
Ghaqda Sajjeda u Dilettanti Buġibba	Art maġenb Triq il-Knisja	Buġibba limiti ta' San Pawl il-Baħar
Rabat Scouts Group	Art fir-Rabat	Triq Rudolph Saliba, Rabat
Malta Playing Fields Association	<i>Premises f'Ta' Xbiex</i>	Triq ix-Xatt ta' Ta' Xbiex, Ta' Xbiex
Paola Wolves Sports Club	Art f'Rahal Ġdid	Telghet Rahal Ġdid, Rahal Ġdid
Marsa Sports and Country Club	Art fil-Marsa	Marsa

Young Sailors Club	Sit f'San Pawl il-Baħar	San Pawl il-Baħar
Assoċjazzjoni Sport Floriana	Sit fil-Furjana	Kumpless Sportiv, Triq Vincenzo Dimeħ Kantuniera ma' Triq il-Mall, Floriana
Floriana Football Club	Grawnds tal-football u <i> dressing rooms/pump room</i>	Kumpless Sportiv, Triq Vincenzo Dimeħ kantuniera ma' Triq il-Mall, Floriana
Young Stars Hockey Club	<i>Hockey pitch</i>	Kumpless Sportiv, Triq Vincenzo Dimeħ kantuniera ma' Triq il-Mall, Floriana
Floriana Basketball Club	<i>Basketball court u dressing rooms</i>	Kumpless Sportiv, Triq Vincenzo Dimeħ kantuniera ma' Triq il-Mall, Floriana
Floriana Boċċi Club	<i>Club house u pitch</i> tal boċċi	Kumpless Sportiv, Triq Vincenzo Dimeħ kantuniera ma' Triq il-Mall, Floriana
Drag Racing Association	Sit f'Hal Far	Hal Far
Island Karting Club	Sit f'Hal Far	Hal Far
Marsa Boċċi Club	<i>Club house u pitch</i> tal boċċi	Kumpless Sportiv, Triq Diċembru Tlettax, Marsa
St George's Football Club	<i>Club house</i>	14 Blokk A, Triq il-Pellegrina Bormla
Ċentru Boċċi Buġibba	<i>Club house u pitch</i> tal boċċi	<i>Islet Promenade</i> , Buġibba
Għaqda Sajjieda Dilettanti Birzebbuġa	Sit f'Birzebbuġa	Birzebbuġa
Birkirkara Scout Group	Art f'Baħar iċ-Ċagħaq	Baħar iċ-Ċagħaq
Malta Model Aircraft Flying Association	Art f'Ta' Qali	Ta' Qali

“STATUT TAL-KUMITAT OLIMPIKU MALTI
(kif emendat fit-18 ta’ Lulju 2002)**1. ISEM**

- 1.1. L-Organizzazzjoni għandha tissejjaħ “Il-Kumitat Olimpiku Malti” minn hawn ‘il quddiem maghrufa bħala KOM u tkun l-oghla u l-unika awtorità fuq materji relatati ma’ rappreżentazzjonijiet ta’ Malta fil-Logħob Olimpiku, Logħob tal-Pajjizi tal-*Commonwealth*, Logħob tal-Pajjizi tal-Mediterran, Logħob tal-Pajjizi z-Żgħar ta’ l-Ewropa u Logħob Internazzjonali ieħor li jaqgħu taħt ir-responsabbiltà tal-Kumitat Olimpiku Malti.
- 1.2. Il-KOM huwa awtonomu u għandu jzomm iebes kontra kull tip ta’ indhil, kemm politiku, religjuż, razzjali jew ekonomiku, u jikkommetti ruħu li jieħu passi kontra kull forma ta’ diskriminazzjoni u vjolenza fl-isport. Barra minn hekk, dan l-istatut għandu, f’kull waqt, ikun konformi mač-*Charter* Olimpiku. Il-KOM jaççetta li joqgħod għar-regolamenti u l- ligijiet tal-Kumitat Olimpiku Internazzjonali fir-rigward tal-parteeipazzjoni ta’ atleti fil-Logħob Olimpiku.
- 1.3. L-Emblema tal-KOM hija ddisinjata hekk: Salib ta’ Malta Ahmar fuq hames çrieki magħquda, maghrufa bħala iç-“Çrieki Olimpici” – blu, isfar, iswed, aħdar u ahmar – mpogġija f’dik l-ordni mix-xellug għal-lemin, bil-kulur blu mpogġi fin-naħa ta’ fuq tax-xellug. Il-Bandiera għandha tikkonsisti fl-Emblema tal-KOM fuq sfond abjad. Dawn kienu ġew approvati mill-Kumitat Olimpiku Internazzjonali (KOI) u huma il-proprjetà esklussiva tal-KOM. Fil-każ li l-KOM tadotta innu, dan irid jiġi approvat mill-KOI. L-indirizz tal-KOM għandu jkun fil-Kumplex tal-Pixxina Nazzjonali, Gzira, jew fi kwalunkwe indirizz ieħor skond ma l-Bord Ezekuttiv jista’ jiddeçiedi minn żmien għal żmien.
- 1.4. L-ilsien tal-KOM huwa l-Malti. Il-Malti u l-Ingliż għandhom ikunu l-ilsna uffiçjali tal-KOM u l-amministrazzjoni tista’ għal kull skop uffiçjali tuża xi waħda minn dawn l-ilsna.

2. GHANIJET

- 2.1. L-Għanijiet tal-KOM għandhom ikunu:
- 2.1.1. Li jinkoraġġixxi u jippromwovi interess f’dak l-isport li jista’ jagħmel parti mill-Logħob Olimpiku, Logħob tal-Pajjizi tal-*Commonwealth*, Logħob tal-Pajjizi tal-Mediterran, Logħob tal-Pajjizi z-Żgħar ta’ l-Ewropa u Logħob Internazzjonali ieħor li jaqa’ taħt ir-responsabbiltà tal-KOM.

- 2.1.2 Li jieħu ħsieb u jekk ikun hemm bżonn jissussidja ir-rappreżentazzjoni ta' Malta fil-Logħob Olimpiku, Logħob tal-Pajjiżi tal-*Commonwealth*, Logħob tal-Pajjiżi tal-Mediterran, Logħob tal-Pajjiżi ż-Żgħar ta' l-Ewropa u Logħob Internazzjonali ieħor.
- 2.1.3 Li jassigura li t-tnejn ta' partecipanti prospettivi huma ta' livell li jggarantixxu partecipazzjoni bl-unuri f'kull okkażjoni.
- 2.1.4 Li jikkontribwixxi b'kull mod għat-tixrid tal-Principji Fundamentali tal-Moviment Olimpiku. Għalhekk il-KOM għandu:
- a) Ixerred il-principji fundamentali tal-Olimpiżmu fuq livell nazzjonali fil-qafas ta' attività sportiva u b'xi mod ieħor jikkontribwixxi, fost ħwejjeġ ohra, għat-tixrid ta' l-Olimpiżmu fil-programmi ta' taġġim ta' l-edukazzjoni fiżika u sport fl-iskejjel u stabbilimenti universitarji. Il-KOM għandu jara li johloq istituzzjonijiet li jiddedikaw lilhom infushom għall-edukazzjoni Olimpika u b'mod partikolari jieħu ħsieb it-twaqqif u attivitajiet ta' Akkademji Olimpici Nazzjonali, Mużewijiet Olimpici u programmi kulturali marbuta mal-Moviment Olimpiku.
 - b) Jggarantixxi li jiġi osservat ic-*Charter* Olimpiku.
 - c) Jinkoraggixxi l-iżvilupp ta' l-isport.
 - d) Jgħin fit-taħriġ ta' amministraturi sportivi.
 - e) Jigġielew kontra l-użu ta' sustanzi u proċeduri projbiti mill-KOI jew il-Federazzjonijiet Internazzjonali.
 - f) Jahdem biex iżomm relazzjonijiet ta' ħbiberija u ta' koperazzjoni ma' korpi governattivi pertinenti. Madankollu, il-KOM għandu jzomm l-awtonomija tiegħu u jzomm iebes kontra kull tip ta' indħil, inkluż dak ta' natura politika, reliġjuża jew ekonomika, li jista' jxekklu milli josserva ic-*Charter* Olimpiku.
- 2.1.5 Li joffri soluzzjonijiet għad-diversi problemi sportivi f'Malta u li jizviluppa l-isport b'mod generali f'Malta.
- 2.1.6 Il-Kumitat Olimpiku Malti, organizzazzjoni fi hdan il-Moviment Olimpiku, b'dan jaċċetta li jirrispetta l-pattijiet ta' ic-*Charter* Olimpiku u l-Kodiċi tal-Moviment Olimpiku ta' Kontra d-*Doping* u li joqgħod għad-deċizjonijiet tal-KOI.

Il-KOM jaċċetta, li skond il-missjoni u rwol fuq livell nazzjonali, jippartecipa f'azzjonijiet li jippromwovu l-paċi u li jippromwovu il-partecipazzjoni tan-nisa fl-isport, u li jagħti appogg u jinkoraggixxi il-promozzjoni ta' etika sportiva, li jiggieled kontra d-*doping* u li b'mod responsabbli juri interess lejn materji ambjentali.

- 2.1.7 Il-missjoni tal-KOM hija li tiżviluppa u tipprotegi l-Moviment Olimpiku f'Malta skond iċ-*Charter* Olimpiku. Sabiex iwettaq il-missjoni tiegħu, il-KOM jista' jikkopera ma' korpi governattivi jew mhux governattivi. Madankollu, il-KOM m'għandu qatt jassoċja ruħu ma' xi attività li tmur kontra iċ-*Charter* Olimpiku.

3 AFFILJAZZJONI

- 3.1 Il-KOM għandu jkun affiljat fil-Kumitat Olimpiku Internazzjonali, il-Federazzjoni għal-Logħob tal-*Commonwealth*, l-Organizzazzjoni tal-Logħob tal-Mediterran u tal-Logħob tal-Pajjiżi z-Żgħar ta' l-Ewropa. Il-KOM jista' wkoll jaffilja ma kwalunkwe organizzazzjoni sportiva internazzjonali oħra.

4 KOSTITUZZJONI

- 4.1 Il-KOM għandu jkun magħmul minn:
- 4.1.1 Assocjazzjonijiet affiljati / Federazzjonijiet / Għaqdiet Sportivi.
- 4.1.2 Il-President u s-Segretarju Generali tal-KOM.
- 4.1.3 Il-Membri(i) Maltin tal-KOI.
- 4.1.4 Persuni Olimpici kif indikat fl-artiklu 5.1.15.
- 4.1.5 Il-Gvern jew awtoritajiet pubbliċi oħra m'għandhomx jaħtru xi membri ta' Kumitat Olimpiku Nazzjonali.
- 4.1.6 Il-membri individwali tal-KOM, minbarra dawk li jiddedikaw lilhom infushom għall-amministrazzjoni ta' l-isport, m'għandhomx jaċċettaw salarju jew bonus ta' ebda tip bħala kumpens għat-twettiq tax-xogħol tagħhom.
- 4.1.7 Membru, membru onorarju jew kwalunkwe persuna mkeċċija mill-KOI ma tistax tkun membru tal-KOM.

5 ELIGIBILITÀ GHALL-AFFILJAZZJONI

- 5.1 L-Assoċjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi kollha mwaqqfa lokalment kif imiss, li jorganizzaw, fuq livell nazzjonali, sport li jagħmel parti mill-programm ta' xi Logħob li jaqa' taħt ir-responsabbiltà tal-KOM, jew sport li jew hu rikonoxxut mill-KOI jew xi sport ieħor, inkluż sport tradizzjonali, għandu jkun eligibbli għall-affiljazzjoni fil-KOM.

Il-KOM għandu jiġbor fih il-federazzjonijiet nazzjonali kollha affiljati fil-Federazzjoni Internazzjonali li tmexxi l-isport inkluż fil-programm tal-Logħob Olimpiku jew rappreżentanti maħtura minnhom (sa mhux aktar minn hamsa minn dawn il-federazzjonijiet nazzjonali). Għandha tingħata evidenza li dawn il-federazzjonijiet nazzjonali jeżerċitaw attività sportiva speċifika u ġenwina f'pajjiżhom jew fil-qasam internazzjonali, partikolarment billi jorganizzaw u jippartecipaw f'kompetizzjonijiet u jimplementaw programmi ta' taħriġ għall-atleti. Il-KOM m'għandux jirrikonoxxi aktar minn federazzjoni nazzjonali waħda għal kull sport immexxi minn dik il-Federazzjoni Internazzjonali.

Atleti jew atleti ritirati li jkunu hađu sehem fil-Logħob Olimpiku; madankollu, dawn ta' l-aħħar għandhom jirtiraw mill-karigi tagħhom ta' l-anqas sa l-aħħar tat-tielet Olimpijadi wara l-aħħar Logħob Olimpiku li jkunu hađu sehem fihom.

Il-Kumitati Olimpici Nazzjonali jistgħu jkollhom ukoll bħala membri:

- a) Federazzjonijiet nazzjonali affiljati fil-Federazzjonijiet Internazzjonali rikonoxxuti mill-KOI, li l-isport tagħhom mhuwiex inkluż fil-programm tal-Logħob Olimpiku.
- b) Gruppi multi-sportivi u organizzazzjonijiet oħra li għandhom orjentazzjoni sportiva jew rappreżentanti tagħhom, kif ukoll ċittadini tal-pajjiż li jistgħu jsaħħu l-effettività tal-KOM jew li wettqu servizzi straordinarji għall-kawża ta' l-isport ta' l-Olimpiżmu.

- 5.1.1 Kull sport partikolari għandu jkun rappreżentat fil-Kumitat Olimpiku Malti permezz ta' Assoċjazzjoni / Federazzjoni / Għaqda Sportiva waħda.

- 5.1.2 L-applikazzjonijiet kollha għall-affiljazzjoni għandhom jiġu ezaminati mill-Bord Eżekuttiv sabiex jiġi verifikat li dawn l-applikazzjonijiet huma konformi ma' dawn ir-Regolamenti. Il-Bord imbagħad jibgħat ir-rakkomandazzjonijiet tiegħu lill-Kunsill għal deċiżjoni finali.

- 5.1.3 Jekk jirrizulta lill-Bord Eżekuttiv tal-KOM illi xi Assoċjazzjoni / Federazzjoni / Għaqda Sportiva affiljata ma tonorax xi wieheċ mill-kriterji għall-affiljazzjoni kif provdut f'dan l-artiklu, il-Bord Eżekuttiv jirrakkomanda lill-Kunsill li dik l-Assoċjazzjoni / Federazzjoni / Għaqda Sportiva tiġi sospiza jew mkeċċija. Il-Bord Eżekuttiv jista' wkoll jagħmel rakkomandazzjoni għal kwalunkwe raġuni kif jidhirlu opportun. Il-Kunsill imbagħad ikollu s-setgħa li jissospendi għal żmien definit jew ikeċċi lil dik l-Assoċjazzjoni / Federazzjoni / Għaqda Sportiva.
- 5.1.4 Mozzjoni għat-tneħħija ta' Assoċjazzjoni / Federazzjoni / Għaqda Sportiva affiljata jew ta' xi membru individwali għandha tidher fuq l-Agenda tal-laqgħa u għandu jkollha l-approvazzjoni ta' mill-anqas żewġ terzi tal-membri preżenti fil-laqgħa biex tiġi adottata.
- 5.1.5 Kwalunkwe individwu jista' jiġi sospiz jew jittiehdu passi b'xi mod ieħor. Huwa għandu jiġi notifikat permezz ta' ittra registrata fi żmien sebat ijiem mis-sospensjoni, bid-data u l-perjodu tas-sospensjoni.
- 5.1.6 Assoċjazzjoni / Federazzjoni / Għaqda Sportiva li tiġi sospiza għandha tiġi notifikata permezz ta' ittra registrata mhux aktar tard minn sebat ijiem mid-deċizjoni u tingħata indikazzjoni tad-data u l-perjodu tas-sospensjoni.
- 5.1.7 Perjodu ta' sospensjoni jibda minn dak il-ħin li jiġi mħabbar mill-KOM sakemm mhux stipulat mod ieħor u ma jiskadix qabel l-gheluq tal-ġurnata msemmija fid-deċizjoni.
- 5.1.8 Kwalunkwe Assoċjazzjoni / Federazzjoni / Għaqda Sportiva imwaqqfa lokalment kif imiss, li mhijiex Assoċjazzjoni / Federazzjoni / Għaqda Sportiva affiljata fil-KOM, u li trid tkun ilha mwaqqfa għal mill-anqas sentejn, tista' tiġi aċċettata mill-Kunsill, b'vot unanimu, bħala membri Assoċjat tal-KOM.
- 5.1.9 Assoċjazzjoni / Federazzjoni / Għaqda Sportiva li tista' potenzjalment issir membru tal-KOM tinħtieġ vot ta' maġġoranza ta' żewġ terzi tal-Kunsill biex tiġi aċċettata.
- 5.1.10 Rappreżentant wieheċ ta' kull membru Assoċjat għandu jkollu d-dritt li jattendi l-Laqgħat tal-Kunsill, iżda m'għandux ikollu d-dritt li jivvota.
- 5.1.11 Membri Assoċjati u / jew rikonoxxuti jistgħu jibbenefikaw minn kwalunkwe programm jew proġett tal-Kumitat Olimpiku Malti.
- 5.1.12 Il-KOM għandu jirrikonoxxi l-Klabb ta' Persuni Olimpici magħmul minn atleti jew atleti ritirati li jkunu hađu sehem fil-Logħob Olimpiku.

- 5.1.13 Il-Klabb ta' Persuni Olimpici ghandu jigi kostitwit skond kif provdut f'Appendici 'C'.
- 5.1.14 Għall-iskop li jirrappreżenta l-Klabb ta' Persuni Olimpici fil-Kunsill tal-KOM, dak l-atleta ikun eligibbli biss sat-tielet Olimpijadi wara l-aħħar Logħob Olimpiku li jkun ha sehem fihom.
- 5.1.15 Il-Klabb ta' Persuni Olimpici ghandu jkollu rappreżentant wiehed fil-Kunsill.

6 Korp Governattiv

- 6.1 Il-Kunsill ghandu jkun l-ogħla organu tal-KOM u jkun il-korp li jfassal il-politika.
 - 6.1.1 Il-President tal-KOM, is-Segretarju Generali tal-KOM u ż-żewġ rappreżentanti ta' kull waħda mill-Assoċjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi, li għandhom il-mizati mħallsa, għandhom jiffurmaw il-Kunsill u ghandu jkollhom id-dritt li jivvutaw. Il-President ghandu jkollu wkoll il-vot deciziv.
 - 6.1.2 Rappreżentanza legali tal-KOM għandha tkun fdata fil-persuna jew persuni hekk mahtura għaċ-ċirkustanza partikolari mill-Kumitat ta' Tmexxija. Il-membri kollha eletti għall-Eżekuttiv għandhom jibdeu il-kariga immedjatament wara l-laqgħa li fiha jigu eletti u jibqgħu fil-kariga sat-tmiem tal-perjodu tal-hatra rispettiva tagħhom jew sakemm jirtiraw. Il-membri jkunu eligibbli biex jerggħu jigu eletti.
 - 6.1.3 Il-Kunsill ghandu jkollu s-setgħa li jahtar mhux aktar minn erba' membri *co-opted* minn barra l-Organizzazzjoni għal perjodu ta' mhux aktar minn sena. Madankollu, il-Kunsill jista' jahtar kwalunkwe numru ta' individwi biex jghinu fuq xi proġett speċifiku li m'għandux konnessjoni diretta fuq l-amministrazzjoni tal-KOM.
 - 6.1.4 Il-President u s-Segretarju Generali tal-KOM għandhom iħallu l-kariga tagħhom ta' President, Segretarju Generali jew Tezorier ta' kwalunkwe Assoċjazzjoni / Federazzjoni / Għaqda Sportiva affiljata, jekk ikunu jokkupaw dawk il-karigi meta jigu eletti uffiċjali tal-KOM. Il-President u s-Segretarju Generali tal-KOM ma jistgħux jokkupaw il-kariga ta' President, Segretarju Generali jew Tezorier ma' xi Assoċjazzjoni / Federazzjoni / Għaqda Sportiva affiljata.

7 **IL-KUNSILL**

- 7.1 Il-Kunsill għandu jkollu s-setgħa li jamministra x-xogħol tal-KOM u għandu jkun kostitwit hekk:
- 7.1.1 Il-President tal-KOM.
- 7.1.2 Is-Segretarju Ġenerali tal-KOM.
- 7.1.3 Il-membri/i Maltin tal-KOI.
- 7.1.4 Il-membri *co-opted* izda mingħajr dritt li jivvutaw.
- 7.1.5 Żewġ rappreżentanti ta' kull waħda mill-Assoċjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi.
- 7.1.6 Il-membri tal-Bord Eżekuttiv li mhumiex membri tal-Kunsill, izda mingħajr dritt li jivvutaw.
- 7.1.7 Rappreżentant tal-Klabb tal-Persuni Olimpici.

8 **REGOLAMENTI TAL-KUNSILL**

- 8.1 Il-Kunsill għandu jiltaqa' mill-anqas tliet darbiet fis-sena, darba matul Frar / Marzu, darb'ohra matul Ġunju / Lulju u t-tielet darba matul Novembru / Dicembru.
- 8.2 Dokumenti li jridu jiġu diskussi u approvati mill-Kunsill għandhom jintbagħtu lill-membri kollha tal-Kunsill mill-anqas tletin gurnata qabel il-laqgħa.
- 8.3 Hamsa u għoxrin fil-mija tal-membri kollha tal-KOM li għandhom dritt jivvutaw jiffurmaw *quorum* waqt il-laqgħat kollha. Jekk ma jkunx hemm *quorum* sa siegħa mill-hin stabbilit, laqgħa ohra għandha tiġi msejja mhux qabel sebat ijiem u mhux aktar tard minn xahar mid-data ta' l-ewwel laqgħa u l-*quorum* ikun in-numru ta' membri preżenti fit-tieni laqgħa.
- 8.4.1 Dawn li gejjin għandu jkollhom id-dritt li jivvutaw fil-laqgħat kollha:-
- a) Il-President;
 - b) Is-Segretarju Ġenerali;
 - c) Il-membri/i Maltin tal-KOI, jekk hemm;
 - d) Żewġ rappreżentanti ta' kull waħda mill-Assoċjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi.
 - e) Rappreżentant tal-Klabb tal-Persuni Olimpici.

- 8.4.2 Il-President u s-Segretarju Generali m'għandhomx vot fir-rigward ta' l-elezzjonijiet tal-membri tal-Bord Eżekuttiv.
- 8.5.1 Fi kwistjonijiet marbuta mal-Logħob Olimpiku, jigu kkunsidrati biss il-voti mitfugħa mill-federazzjonijiet nazzjonali affiljati fil-Federazzjonijiet Internazzjonali li jmexxu l-isports inkluż fil-programm tal-Logħob Olimpiku.
- 8.5.2 Il-KOM m'għandux jirrikonoxxi aktar minn federazzjoni nazzjonali waħda għal kull sport immexxi minn dik il-Federazzjoni Internazzjonali.
- Barra minn dan, dawn il-federazzjonijiet internazzjonali jew ir-rappreżentanti magħzula minnhom għandhom jikkostitwixxu l-maġġoranza ta' votanti tal-KOM dwar materji Olimpici.
- Meta ma jkunx hemm qbil bejn ir-rappreżentanti dwar jekk is-sugġett diskuss huwiex ta' materja Olimpika jew mod ieħor, il-President jew il-persuna li tkun tmexxi l-laqgħa għandu jmexxi skond dak li jikkostitwixxi materja Olimpika billi jibbaza d-decizjoni tiegħu skond ma jipprovi *Charter* Olimpiku. Din id-decizjoni m'għandhiex tigi kontestata mill-Membri tal-Kunsill.
- 8.5.3 Hlief kif specificat fl-Artiklu 8.8.2 il-voti kollha għandhom jigu decizi b'maġġoranza sempliċi tal-membri preżenti.
- 8.6 Kull votazzjoni f'kull laqgħa tal-kunsill għandha tigi deciza bit-turija ta' l-idejn sakemm ma jigix mitlub vot sigriet minn xi membru.
- 8.7 Il-laqgħat tal-Kunsill għandhom jigu msejha mis-Segretarju Generali, wara diskussjoni ma l-Eżekuttiv. Is-Segretarju Generali għandu jinforma lil dawk il-persuni kollha li għandhom dritt jattendu permezz ta' ċirkulari li għandha tintbagħat sa mhux aktar tard minn sittin (60) gurnata qabel il-laqgħa. Fil-kaz aċċidentali li ma tasalx l-Aġenda jew xi dokument ieħor anness magħha, dan ma għandu bl-ebda mod jigi meqjus bħala ksur ta' dan is-subartiklu.
- 8.8.1 Emendi għall-Istatut jistgħu jigu mressqa fl-ewwel laqgħa tas-sena tal-kunsill, mill-Bord Eżekuttiv jew minn Assocjazzjoni / Federazzjoni / Għaqda Sportiva affiljata sakemm dawn jigu mgħoddija lis-Segretarju Generali tal-KOM mill-anqas sitt gimgħat qabel il-laqgħa biex jintbagħtu lill-membri kollha tletin (30) gurnata qabel il-laqgħa tal-kunsill.
- 8.8.2 Emendi mgħoddija jinhtiegu l-approvazzjoni ta' żewġ terzi tal-membri preżenti li għandhom id-dritt li jivvutaw. Madankollu emendi għall-appendici jinhtiegu biss maġġoranza sempliċi biex jgħaddu.

- 8.8.3 Kull tibdil li jirrizulta fl-istatuti kif originarjament approvati mill-KOI għandhom jigu mgħoddija lill-KOI biex jigu approvati.
- 8.9.1 Fl-aħħar laqgħa tas-sena tal-Logħob Olimpiku l-Kunsill għandu jeleggi l-President u s-Segretarju Ġenerali tal-KOM u l-membri tal-Bord Eżekuttiv li jikkonsisti f' Vici President, Direttur tal-Finanzi, Direttur ta' l-Isport u tmien (8) diretturi oħra. Din il-laqgħa għandha tkun magħrufa bħala l-Assemblea Ġenerali Elettiva.
- 8.9.2 Hlief kif provdut aktar 'il quddiem, it-tmien persuni li jgħibu l-ogħla numru ta' voti matul l-Assemblea Ġenerali Elettiva għandhom jigu dikjarati eletti. Fil-każ ta' voti indaqs għall-aħħar Direttur elett, għandu jkun hemm aktar elezzjonijiet bejn il-kandidati li jkunu għabu l-istess numru ta' voti.
- Madankollu, il-persuna li tkun għabet l-ogħla numru ta' voti fost dawk il-persuni li kkontestaw l-elezzjoni, għandha tigi dikjarata eletta minkejja li ma tkunx ma' l-ewwel tmienja, sakemm tkun għabet minimu ta' 10% tal-voti validi mitfugħa. F'dan il-każ l-aħħar kandidat elett jigi sostitwit minn din il-persuna kif provdut f'dan is-sub artiklu. Jekk l-ebda persuna ma tigi eletta kif indikat hawn fuq, l-Eżekuttiv għandu, matul l-ewwel laqgħa tiegħu jahtar it-tmien direttur *co-opted* bid-drittijiet kollha li jivvota.
- 8.10 Avvizi dwar rizzoluzzjonijiet għandhom jaslu għand is-Segretarju Ġenerali tal-KOM mill-anqas sitt gimgħat qabel il-laqgħa. Rizzoluzzjonijiet mhux notifikati ma jistgħux jigu diskussi sakemm isiru l-proċeduri mitluba.

9 BORD EŻEKUTTIV TAL-KOM

- 9.1.1 Il-Bord Eżekuttiv ikun responsabbli biex jattwa l-politika deciza mill-Kunsill u biex imexxi x-xogħol tal-KOM skond dik il-politika.
- 9.1.2 Il-Bord Eżekuttiv għandu jikkonsisti mill-persuni eletti skond l-artiklu 8. Dawn il-persuni għandhom jokkupaw il-karigi malli jigu eletti sa l-Assemblea Ġenerali Elettiva li jmiss. L-Eżekuttiv għandu jahtar minn fost il-membri tiegħu diretturi responsabbli għad-diversi dmirijiet imsemmija fl-artiklu 9.2 aktar 'il quddiem jew kwalunkwe dmir ieħor skond il-htiega tiegħu.
- 9.1.3 Il-membri Maltin tal-KOI għandhom ikunu membri *ex-ufficio* tal-Bord Eżekuttiv.
- 9.1.4 Id-dmirijiet tal-Bord Eżekuttiv, fost affarijiet oħra, huma:
- a) Jieħdu hsieb ix-xogħol kollu tal-KOM (mhux politika);

- b) Jieħdu hsieb ix-xogħol urgenti tal-KOM f'isem il-KOM. Dawn id-deċiżjonijiet għandhom jiġu ratifikati aktar tard fl-ewwel laqgħa tal-Kunsill;
 - c) Jiġġeneraw fondi u jieħdu hsieb it-timijiet li jirrappreżentaw lil Malta.
- 9.1.5 Il-Bord Eżekuttiv jiġi msejjaħ mill-President jew mis-Segretarju Ġenerali mill-anqas għaxar darbiet fis-sena jew fuq talba ta' żewġ membri. Sitt membri jiffurmaw *quorum*.
- 9.1.6 Għandu jkun hemm Kumitat ta' Tmexxija tal-KOM. Dan għandu jkun kostitwit mill-President, Viċi President, Segretarju Ġenerali, Direttur tal-Finanzi u Direttur ta' l-Isports.
- 9.1.7 Il-Kumitat ta' Tmexxija għandu jkun responsabbli għat-tmexxija ta' kuljum tal-KOM skond il-politika stabbilita mill-Kunsill.
- 9.1.8 Il-Kumitat ta' Tmexxija għandu jiltaqa' skond il-htieġa. Tliet membri jiffurmaw *quorum*.
- 9.1.9 Il-minuti tal-Kumitat ta' Tmexxija għandhom jiġu approvati mill-Kumitat ta' Tmexxija. Madankollu, għandhom jiġu mqassma lill-membri kollha tal-Kumitat Eżekuttiv.
- 9.1.10 Il-Kumitat ta' Tmexxija m'għandhux jissellef jew jidhol f'xi kuntratt għal self ta' aktar minn hamsu u għoxrin elf lira Maltija qabel ma jkun hemm l-approvazzjoni tal-Kunsill. Il-Kumitat ta' Tmexxija ma jistax jipoteca proprjetà tal-KOM qabel ma jkun hemm l-approvazzjoni tal-Kunsill.
- 9.1.11 Darba kull sitt xhur il-Kumitat ta' Tmexxija għandu jiltaqa' mal-President tal-Assocjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi li l-isport tagħhom huwa nkluż fl-Olimpjadi li jmiss, u ta' l-Assocjazzjonijiet Sportivi / Federazzjonijiet / Għaqdiet Sportivi separatament. F'kazijiet speċjali, jekk il-President ta' Assocjazzjoni / Federazzjoni / Għaqda Sportiva ma jistax jattendi, il-Viċi President jew is-Segretarju Ġenerali tiegħu jista' jattendi minflok.
- 9.2 Dmirijiet Speċifiċi
- 9.2.1 Id-dmirijiet tal-membri tal-Bord Eżekuttiv huma:
- 9.2.2 Il-President għandu jmessi l-laqgħat kollha tal-Kunsill, il-Bord Eżekuttiv u l-Kumitat ta' Tmexxija. Il-President għandu fl-aħħar nett ikun responsabbli mill-materji kollha u għandu d-dritt li jagħmel użu mill-vot deċiżiv.

- 9.2.3 Il-Viċi President għandu jagħmel ix-xogħol kollu tal-President fl-assenza tiegħu. Huwa jkun responsabbli għat-tmexxija tal-kummissjonijiet kollha tal-KOM u wkoll jikkordina fir-rigward ta' dawn il-kummissjonijiet tal-KOM.
- 9.2.4 Is-Segretarju Generali għandu jkun responsabbli għat-tmexxija tas-Segretarjat u t-tmexxija ta' kuljum tal-KOM. Huwa jkun responsabbli wkoll għar-relazzjonijiet ma' Assocjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi membri.
- 9.2.5 Id-Direttur tal-Finanzi għandu jkun responsabbli mill-finanzi u għandu wkoll jippreżenta kull sena budget għall-approvazzjoni tal-Bord Eżekuttiv. Id-Direttur tal-Finanzi għandu jippreżenta kontijiet verifikati professjonalment tas-sena preċedenti matul l-ewwel laqgħa tal-Kunsill ta' kull sena, hliet għall-ewwel laqgħa matul l-erba' snin tal-Kunsill. Huwa għandu jippreżenta l-kontijiet verifikati professjonalment għall-erba' snin matul l-Assemblea Generali Elettiva.
- 9.2.6 Id-Direttur ta' l-Ispport għandu jkun responsabbli mill-programm ta' l-isport u l-programm tekniku tal-KOM. Huwa għandu jikkordina mal-Assocjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi membri f'dak li għandu x'jaqsam ma' materji teknici. Huwa jkun responsabbli wkoll mill-facilitajiet sportivi. Huwa jagħmilha ta' *chairperson* tal-kummissjoni tal-isport. Huwa jkun responsabbli mill-materji kollha relatati mal-Logħob Olimpiku, il-Logħob tal-Pajjiżi tal-Mediterran, il-Logħob tal-*Commonwealth*, il-Logħob tal-Pajjiżi ż-Żgħar tal-Ewropa u l-*European Youth Olympic Days*.
- Dmirijiet oħra tal-membri eletti fuq il-Bord Eżekuttiv jistgħu jinkludu:
- 9.2.7 Viċi Segretarju Generali li għandu jaħdem b'kollaborazzjoni mill-qrib mas-Segretarju Generali u jagħmel ix-xogħol tiegħu fl-assenza tiegħu.
- 9.2.8 Id-Direttur Marketing li jkun responsabbli għall-ippjanar u t-twettieq ta' programm ta' marketing. Huwa jkun responsabbli għar-relazzjonijiet ma' sponsors. Huwa jissalvagwardja l-emblema u l-marki tal-Kumitat Olimpiku Internazzjonali u tal-Kumitat Olimpiku Malti.
- 9.2.9 Direttur tal-Media u Relazzjonijiet Pubblici li jkun responsabbli biex johloq id-dehra idejali tal-KOM u li jinforma lill-pubbliku dwar l-attivitajiet kollha organizzati mill-KOM. Huwa jkun responsabbli għall-pubblikazzjonijiet u materji ancillari kollha tal-KOM.
- 9.2.10 Direttor Programmi Żgħażaġh li jkun responsabbli biex ifassal politika dwar atleti żgħażaġh u dwar ir-rwol ta' l-isport fl-edukazzjoni f'kull livell. Huwa jkun responsabbli għall-organizzazzjoni tal-Logħob għaż-Żgħażaġh (*Malta*

Olympic Youth Sports Fest) u għall-materji kollha marbuta ma' l-*European Youth Olympic Days* u l-*Giochi della Gioventù*.

- 9.2.11 Direttur ta' l-Akkademja Olimpika li jkun responsabbli biex iwaqqaf l-Akkademja u li jorganizza korsijiet u seminars fuq bazi regolari għat-tnedija ta' l-*Olympic Ideals* u jkun ukoll responsabbli mil-Librerija ta' l-Ispport u tal-Muzej.
- 9.2.12 Direttur tar-Relazzjonijiet mal-Gvern li għandu jkun responsabbli biex jiddiskuti u jtejjeb ir-relazzjonijiet mad-Dipartimenti tal-Gvern (eż Taxxi Interni, VAT) u Awtoritajiet (Ippjanar, Turizmu), sabiex itejjeb il-pozizzjoni tal-KOM, il-federazzjonijiet affiljati tiegħu, u Assocjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi b' mod generali f' Malta.
- 9.2.13 Direttur responsabbli għal *Sport for All*.
- 9.2.14 Direttur responsabbli għall-Etika.
- 9.2.15 L-Ezekuttiv għandu s-setgħa li jassenja id-dmirijiet imsemmija hawn fuq kif ukoll dmirijiet oħra li tista' tittiehed deċizzjoni dwarhom, lil xi wiehed mid-Diretturi Ezekuttivi, inkluż membri tal-Kumitat ta' Tmexxija, u jista' jassenja aktar minn dmir wiehed hawn imsemmi lill-istess direttur, kif ukoll jassenja parti minn dawn id-dmirijiet lil direttur u parti lil direttur ieħor.

9.3 Vakanzi

- 9.3.1 Vakanzi tal-membri tal-Bord Ezekuttiv għandhom jimtlew mhux aktar tard minn xaharejn mid-data meta jiltaqa' l-Bord Ezekuttiv u jaccetta rizenja, jew raġuni oħra li tohloq vakanza. Laqgħat imsejha għall-iskop biex jigu eletti uffiċjali għandhom jigu notifikati lill-membri kollha mill-anqas hmistax-il gurnata qabel.

10 ASSEMBLEA GENERALI ELETTIVA

- 10.1 L-Aħħar laqgħa tal-Kunsill fis-sena tal-Logħob Olimpiku tigi meqjusa bħala l-Assemblea Generali Elettiva. L-Agenda għandha tinkludi biss:
- Indirizz mill-President.
 - Harsa lejn attivitajiet mid-Diretturi.
 - Approvazzjoni tal-kontijiet verifikati.
 - Elezżjoni tal-President, il-Viċi President, is-Segretarju Generali, id-Direttur tal-Finanzi, id-Direttur ta' l-Ispport u tmien (8) diretturi oħra.
 - Hatra ta' Awditur kwalifikat.
- 10.2 Nominazzjoni għal kwalunkwe kariga għandha tkun proposta minn xi Assocjazzjoni / Federazzjoni / Għaqda Sportiva u sekondata minn

Assocjazzjoni / Federazzjoni / Ghaqda Sportiva membru oħra. Il-kandidat nominat għandu jindika li qiegħed jaccetta din in-nominazzjoni anke jekk issir permezz tal-*fax*. Għandha tingħata *acknowledgement* bil-kitba għan-nominazzjonijiet kollha.

- 10.3 Dawn in-nominazzjonijiet għandhom jiġu mibgħuta lis-Segretarjat tal-KOM mill-anqas 42 gurnata fil-każ tal-President u 28 gurnata fil-każ tad-Diretturi l-oħra qabel l-Assemblea Generali Elettiva jew xi Laqgħa tal-Kunsill fejn se jkun hemm elezzjonijiet u għandhom jiġu ðirkolati lill-federazzjonijiet membri kollha għaxart ijiem qabel dawn il-laqgħat.

11 LAQGHAT STRAORDINARJI TAL-KUNSILL

- 11.1 Laqgħat straordinarji tal-Kunsill għandhom jissejhu f'kull hin met jiġu mitluba mill-President, jew mill-Bord Eżekuttiv jew minn ta' lanqas wieħed minn kull erba' membri tal-Assocjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi li għandhom id-dritt li jivvutaw. L-għanijiet li għalihom tkun qegħda tissejjah din il-laqgħa għandhom ikunu cari. L-ebda sugġett ieħor għajr dawk specifikati fl-Agenda m'għandhom jiġu deċizi. "Hwejjeg oħra" m'għandhiex tigi meqjusa bhala sugġett specifiku.

12 KUMMISSJONIJET

- 12.1 Il-Bord Eżekuttiv għandu jinnomina dawn il-kummissjonijiet u kwalunkwe kummissjoni oħra hekk kif il-Bord jidhirlu opportun:

- a) Medika;
- b) Legali;
- c) Atleti;
- d) Nisa.

- 12.1.1 Iċ-*Chairpersons* ta' kull Kummissjoni għandhom jattendu bhala osservaturi għal-laqgħat tal-Bord Eżekuttiv meta jiġu mitluba jagħmlu dan.

- 12.1.2 Il-President, il-Vici President u s-Segretarju Ġenerali jkunu membri *ex-ufficio* tal-kummissjonijiet kollha.

- 12.1.3 Ir-rapporti kollha għandhom jiġu pprezentati lill-Bord Eżekuttiv bil-miktub. Dawn ir-rapporti għandhom jiġu pprezentati wkoll lill-Kunsill.

13 SOTTO KUMITATI

- 13.1 Sotto kumitati u / jew kumitati speċjali jistgħu jiġu mahtura mill-Kunsill biex jixtaru u jagħmlu rapporti dwar kwalunkwe kwistjoni li titressaq quddiemhom. In-numru ta' persuni biex jiġi mwaqqaf kumitat speċjali jew sotto kumitat u n-numru li għandu jifforma *quorum* għandu jiġi deċiż mill-Kunsill.
- 13.2 Il-President, is-Segretarju Generali u l-Viċi President għandhom ikunu membri *ex-ufficio* tal-kumitati kollha. Ir-rapporti għandhom jiġu pprezentati lill-Kunsill bil-miktub u wara li jinqraw u jiġu adottati għandhom jitnizzlu fil-minuti.

14 APPELLI

- 14.1 Kwalunkwe deċiżjoni meħuda minn Tribunal ta' Dixxiplina mahtur mill-Kumitat Olimpiku Malti tista' tiġi esklussivament mgħoddija permezz ta' appell lill-Qorti tal-Arbitraġġ tal-iSports f'Lausanne, Svizzera, li jirrisolvi it-tilwima darba għal dejjem skond il-Kodiċi ta' Arbitraġġ relatata ma' l-iSport. Iz-zmien biex jintbagħtu l-appelli huwa wieħed u għoxrin gurnata wara li tkun waslet id-deċiżjoni dwar l-appell.

15 RIŻENJI

- 15.1 Membri tal-Bord Eżekuttiv li ma jattendux għal tliet laqgħat konsekuttivi jew għal total ta' hamsa minn disa' laqgħat mingħajr raguni ġustifikata jew ma jaqdux dmirhom skond *it-terms of reference* kif indikat fir-Regolament 9.2, għandhom jiġu meqjusa li mhux qed jaqdu dmirhom sew. Dawn il-persuni għandhom jiġu meqjusa li rriżenjaw jekk jonqsu milli jiġġustifikaw il-każ tagħhom fl-ewwel laqgħa tal-Kunsill wara dan in-nuqqas.
- 15.2 Ittra registrata għandha tintbagħat lil dawn il-persuni biex jattendu din il-laqgħa tal-Kunsill.

16 RIŻOLUZZJONIJIET

- 16.1 Riżoluzzjoni m'għandhiex tiġi annullata sakemm il-kontro riżoluzzjoni jkollha *s-support* ta' żewġ terzi tal-membri preżenti.

17 MATERJI PRIVILEĠĠJATI

- 17.1 Il-materji kollha diskussi fil-laqgħat tal-KOM għandhom jigu meqjusa privileġġjati. Madankollu il-KOM jista' minn żmien għal żmien jinforma kwalunkwe Assoċjazzjoni / Federazzjoni / Għaqda Sportiva, jew lill-media bid-deċiżjoni tiegħu.

18 AĠĠORNAMENT

- 18.1 Kull affari jew mozzjoni li ma ngħatatx attenzjoni sa l-għeluq tal-laqgħa għandha tigi aġġornata u tingħata prijorità fil-laqgħa ta' wara.

19 SENA FINANZJARJA

- 19.1 Is-sena finanzjarja tal-KOM tkun mill-bidu ta' Novembru sa l-aħħar ta' Ottubru.

20 REGOLAMENTI OLIMPICI

- 20.1 Materji relatati ma' partecipazzjoni internazzjonali u mhux koperti bl-istatut għandhom jigu ttrattati skond ir-Regolamenti tal-KOI, jew regolamenti li jkopru l-attività internazzjonali tal-mument. Fil-każ ta' dubju dwar l-interpretazzjoni ta' din il-kostituzzjoni jew ommissjonijiet jew diskrepanzi bejnu u bejn il-provizjonijiet ta' *Charter* Olimpiku, dan ta' l-aħħar għandu jipprevali.

- 20.2 Il-KOM għandu jikkostitwixxi, jorganizza u jmexxi d-delegazzjoni tiegħu fil-Logħob Olimpiku u fil-kompetizzjonijiet multi-sport reġjonali, kontinentali jew mundjali taħt il-patroċinju tal-KOI. Il-KOM għandu jkun responsabbli għall-imġieba tal-membri tad-delegazzjoni.

- 20.3 Il-Kumitat Olimpiku Malti għandu jkollu l-poteri esklussivi għar-rappreżentazzjoni ta' Malta fil-Logħob Olimpiku u fil-kompetizzjonijiet multi-sport reġjonali, kontinentali jew mundjali taħt il-patroċinju tal-KOI.

Il-Kumitat Olimpiku Malti għandu l-awtorità li japplika biex jorganizza Logħob f'Malta. Il-KOM għandu josserva r-regolamenti 31 - 35 u l-ordnijiet għar-regolamenti 31 u 32 ta' *Charter* Olimpiku.

21 SOSPENSJONI

- 21.1 Xi membru li ma jikkonformax mad-direttivi mahruġa miċ-*Chairperson* matul kwalunkwe laqgħa jista' jiġi sospiz miċ-*Chairperson*.

22 GHARFIEN TA' ASSOĊJAZZJONIJIET / FEDERAZZJONIJIET / GHAQDIET SPORTIVI NAZZJONALI

- 22.1 Il-Kunsill tal-KOM għandu jkollu s-setgħa li jagħti l-istatus ta' membru msieheb lil kwalunkwe Assoċjazzjoni / Federazzjoni / Għaqda Sportiva. Dan il-membru msieheb jista' jattendi laqgħat tal-Kunsill iżda m'għandux ikollu d-dritt li jivvota. Madankollu, il-President jista' jagħti lir-rappreżentant ta' dik l-Assoċjazzjoni / Federazzjoni / Għaqda Sportiva, id-dritt li jindirizza l-Kunsill.

- 22.2 Il-Kunsill tal-KOM għandu jkollu s-setgħa li jagħti għarfien lill-Assoċjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi. Assoċjazzjoni / Federazzjoni / Għaqda Sportiva li giet rikonoxxuta tista' tattendi għall-laqgħat tal-Kunsill iżda m'għandhiex ikollha d-dritt li tivvota.

- 22.3 L-Assoċjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi li huma affiljati, msieħba jew rikonoxxuti għandhom jinfurmaw lill-Kumitat Olimpiku Malti kull darba li jkollhom laqgħa ġenerali, mill-anqas hmistax il-ġurnata qabel id-data ta' din il-Laqqgħa Ġenerali. Il-KOM għandu jahtar delegat biex jattendi din il-Laqqgħa Ġenerali u biex jirrapporta dwar l-eżitu tal-laqqgħa.

- 22.4 Id-deċiżjonijiet kollha meħuda fi kwalunkwe Laqqgħa Ġenerali ta' Assoċjazzjoni / Federazzjoni / Għaqda Sportiva affiljata għandhom jiġu notifikati lill-Kumitat Olimpiku Malti fi zmien hmistax-il ġurnata.

23 MIŻATI TA' SHUBIJA

- 23.1 Il-mizata ta' shubija għal sena għandha tkun hamsa u għoxrin lira Maltija (Lm25) li għandha tithallas bil-quddiem sal-31 ta' Jannar ta' kull sena. Lista tal-Assoċjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi kollha affiljati mal-KOM tiġi ċirkulata matul l-ewwel ġimgħa ta' Frar u qabel l-ewwel laqgħa tal-Kunsill. Assoċjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi li li l-mizati tagħhom qegħdin b'lura b'xahrejn għandhom jiġu sospizi wara li jiġu nfurmati f'dan ir-rigward. Dawn l-Assoċjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi jistgħu madankollu jerggħu jiġu aċċettati jekk jaġġornaw is-shubija tagħhom u jhallsu multa li l-KOM jidherlu xierqa, iżda li ma tkunx aktar minn mitt lira Maltija (Lm100).

24 XOLJIMENT

24.1 Fil-kaz li l-KOM jigi xolt jew iżarma l-assi għandhom jinqasmu ndaqs bejn l-Assocjazzjonijiet / Federazzjonijiet / Għaqdiet Sportivi.

25 INTERPRETAZZJONI TAR-REGOLAMENTI

25.1 Il-KOM huwa l-uniku interpretu ta' dawn ir-regolamenti iżda fil-kaz ta' dubju dwar l-interpretazzjoni ta' din il-Kostituzzjoni jew ommissjoni jew diskrepanzi bejnu u bejn il-provizjonijiet ta' *Charter* Olimpiku, dan ta' l-aħħar għandu jipprevali.

26 INTERPRETAZZJONI TA' L-ISATUT TAL-KOM

F'kaz fejn tkun mehtiega interpretazzjoni ta' l-istatut, din issir mill-persuna li tkun qed tmexxi l-laqgħa, wara li tikkonsulta mal-membri tal-Bord Eżekuttiv preżenti waqt il-laqgħa.

Imħallef Lino Farrugia Sacco
President

Joseph Cassar
Segretarju Ġenerali

Data

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1	Għanijiet
3	Affiljazzjoni
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3	Eliibilità għall-affiljazzjoni
6	Korp Governattiv
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7	Regolamenti tal-Kunsill
9	Bord Eżekuttiv tal-KOM
10	Dmirijiet Specifici
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Mghoddi mill-Kamra tad-Deputati fis-Seduta Nru. 817 ta' 1-20 ta' Novembru, 2002.

ANTON TABONE
Speaker

RICHARD J. CAUCHI
Skrivan tal-Kamra tad-Deputati

THE SPORTS ACT, 2002
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I assent.

(L.S.)

GUIDO DE MARCO
President

29th November, 2002

ACT No. XXVI of 2002

An ACT to encourage and promote sport, to provide for the establishment of a national sport council to exercise the functions relating to sport currently vested in the Department of Youth and Sport and the Kunsill Malti għall-Isport, to provide for the registration of sport organisations, and to establish dispute resolution structures.

BE IT ENACTED by the President, by and with the advice and consent of the House of Representatives, in this present Parliament assembled, and by the authority of the same, as follows:-

PART I

PRELIMINARY

1. (1) The short title of this Act is the Sports Act, 2002.

Short title and commencement.

(2) This Act shall come into force on such date or dates as the Minister responsible for Sport may by notice in the Gazette appoint, and different dates may be so appointed for different purposes and different provisions of this Act.

2. In this Act, unless the context otherwise requires:

Interpretation.

“Advisory Committee” means an advisory committee established in accordance with article 21 of this Act;

“Association” or “National Association” means an association of Clubs on a national level who group together for the purpose of promoting a particular sport or for organising competitive games in such sport;

“Board” means the Board of Directors of the Council;

“Chairperson” means Chairperson of the Council and includes, in the circumstances mentioned in sub-article (4) of article 4 of this Act, the Deputy Chairperson or other person appointed to act as Chairperson:

Provided that, in relation to articles 18, 20 and 21 of this Act, “Chairperson” means the Chairperson of a Management Committee, Directorate or Advisory Committee, as the case may be;

“Chief Executive Officer” means the Chief Executive Officer of the Council appointed in accordance with article 11 of this Act;

“Club” means an association of persons, whether in the form of a civil partnership, or a commercial partnership or otherwise, in which individuals constitute themselves in or form part of an association mainly for the purpose of engaging or organising sport activities;

“Council” means the Kunsill Malti g[all-Ispport established in accordance with article 4 of this Act;

“Designated Property” means the immovable property referred to in sub-articles (1) and (3) of article 16 of this Act or otherwise transferred to the Council;

“Directorate” means any directorate established in accordance with article 20 of this Act;

“employee” means a person employed by the Council;

“Federation” or “National Federation” means an association being mainly an association of a number of National Associations of the same sport activity or of associated sport activities;

“financial year” means a period of twelve months starting on the first day of October of one year and ending on the 30th September of the next following year: Provided that the first financial year of the Council shall begin on the coming into force of this Act and shall end on the 30th September of the next following year;

“Malta Arbitration Centre” means the Arbitration Centre established under the Arbitration Act; ^{Cap. 387.}

“Malta Olympic Committee” means the Malta Olympic Committee established on the 9th June 1928 and having the Statute reproduced in Schedule Two to this Act, as such statute may from time to time be amended, varied or substituted in accordance with the terms thereof;

“Maltese” means persons who are citizens of Malta and such other categories of persons as the Minister may from time to time prescribe;

“Management Committee” means a committee established in accordance with article 18 of this Act;

“Minister” means the Minister responsible for sports;

“Ordinance” means the Commissioner of Land Ordinance; ^{Cap. 169}

“person” includes a body of persons and any body corporate established by law;

“prescribed” means prescribed by regulations made by the Minister under this Act;

“public officer” in relation to article 51 of this Act, has the same meaning assigned to it by article 124 of the Constitution but does not include a judge or a magistrate ;

“Register” means the Register of Sport Persons referred to in Part VII of this Act;

“Registered Person” means a person registered in the Register of Sport Persons under Part VII of this Act;

“sport” includes all forms of physical or mental activity which, through casual or organised participation or through training activities, aim at expressing or improving physical and mental well-being, forming social relationships or obtaining results in competition at all levels, but excludes those activities held for therapeutic or clinical purposes or are part of the activities of health institutions or health centres, and includes any other activity as the Minister may from time to time and after consultation with the Council prescribe;

“sport facilities” means the property, movable and immovable, including Designated Property referred to in articles 14, 15 and 16 of this Act and any other property, corporeal or incorporeal that may be used for the purposes of sport;

“Sports Fund” means the fund referred to in article 19 of this Act;

“sport school” means an undertaking, organisation or enterprise, by whomsoever owned or managed, the main function of which is to educate on a full time or part-time basis in any particular sport discipline or sport disciplines.

Declaration of principles.

Cap. 327.

3. (1) Physical Education and Sport shall be taught and practised in all primary and secondary schools as further set out in laws, regulations, curricula and directives applicable to such schools and issued under the Education Act.

(2) The State recognises that no discrimination should be permitted on the grounds of sex, race, colour, religion or political opinion or residence within different localities of Malta in the access to sport facilities or to sport activities.

(3) The State recognises that everyone should have the opportunity to take part in sport, and that where necessary, additional measures shall be taken aimed at enabling and encouraging women and young gifted people, as well as disadvantaged or disabled persons or groups of such persons to effectively take advantage of such opportunities.

(4) All sport activities shall respect the human dignity and the health and safety and general welfare of all participants in sport. All participants in sport activities shall follow the rules of fair play. All organisations and persons involved in sport activities shall endeavour to ensure that no unsanctioned use is made in sport of illegal substances or of performance enhancing drugs or doping methods in sport.

(5) In the promotion of sport no use shall be made of promotional material or methods that tend to exploit young people.

(6) The regulation of sport shall be carried out in accordance with this Act taking also into account the principle of subsidiarity, both vertical and horizontal.

(7) The provisions of this article shall not be enforceable in any court, but the principles herein contained shall be of guidance in the regulation and promotion of sport in Malta.

PART II

ESTABLISHMENT, FUNCTIONS AND CONDUCT
OF AFFAIRS OF THE *KUNSILL MALTI GHALL-ISPORT*

4. (1) There shall be a body, to be known as the *Kunsill Malti ghall-Ispport*.

Establishment and composition of the *Kunsill Malti ghall-Ispport*.

(2) The affairs and business of the Council shall be the responsibility of and be conducted by a Board of Directors.

(3) (a) The Board shall consist of not less than seven and not more than nine members. The members of the Board shall be appointed by the Minister for a term not exceeding three years and will be eligible for re-appointment on the expiration of their term of office.

(b) The members of the Board shall be persons who, in the opinion of the Minister, have experience in matters relating to sport.

(c) A member of the Board shall be nominated by the Malta Olympic Committee and another from among those persons responsible for sport education within the Ministry responsible for Education and nominated by the Minister responsible for Education and another member shall be nominated by National Associations responsible for non-Olympic Sports.

(4) The Chairperson of the Board and the Deputy Chairperson shall be appointed by the Minister from among the members of the Board. The Board shall be assisted by a secretary appointed by the Minister.

(5) Where the Chairperson is absent from Malta or is otherwise temporarily unable to perform the functions of his office, the Deputy Chairperson shall act as chairperson and shall exercise all the powers and functions of the Chairperson.

(6) A person shall not be qualified to be appointed or to hold office as a member of the Board if he:

- (a) is a member of the House of Representatives; or
- (b) is a judge or magistrate; or
- (c) is legally incapacitated; or

(d) has been declared bankrupt or has made a composition or arrangement with his creditors; or

(e) has been convicted of a crime affecting public trust or theft or fraud or of knowingly receiving property obtained by theft or fraud; or

(f) has a financial or other interest in any enterprise or activity which is likely to affect the discharge of his functions as a member of the Board;

Provided that the Minister may waive the disqualification of a person under this paragraph if such person declares the interest and such declaration and waiver are published in the Gazette.

(7) Subject to the provisions of this article, the office of a member of the Board shall become vacant:

(a) at the expiration of his term of office, or

(b) if any circumstances arise that, if he were not a member of the Board, would cause him to be disqualified for appointment as such.

(8) A member of the Board may be relieved from office by the Minister on the ground of inability to perform the functions of his office, whether due to infirmity of mind or body, or to any other cause, or on the ground of misbehaviour.

(9) A member of the Board may resign his office by means of a letter to the Minister. If a member resigns or is relieved from office by the Minister or if the office of a member of the Board is otherwise vacant, the Minister may appoint a person who is qualified to be appointed as member of the Board; and any person so appointed shall continue in office for the remaining period of the term of office of the person whom he is substituting and shall be eligible for reappointment.

(10) Any member of the Board who has any direct or indirect interest in any contract made or proposed to be made by the Council, not being an interest which disqualifies such member from remaining a member, shall disclose the nature of his interest at the first meeting of the Board after the relevant facts have come to his knowledge, such disclosure shall then be recorded in the minutes of the Board, and the member having an interest as aforesaid shall withdraw from any meetings at which such contract is discussed. Any such disclosure shall be communicated to the Minister without delay. Where the interest of

the member is such as to disqualify him from remaining a member, he shall report the fact immediately to the Minister and, without prejudice to the provisions of the proviso to paragraph (f) of subarticle (6) hereof, tender his resignation.

(11) The Council shall perform its functions and shall exercise its powers either directly or through any of the following, namely (a) Management Committees, (b) Directorates, or (c) any other persons (including commercial partnerships or foundations, appointed for the purpose after consultation with the Minister).

(12) Subject to the other provisions of this Act and to any directions of the Board, the executive conduct of the Council, its administration and organisation and the administrative control of its officers and servants, shall be the responsibility of the Chief Executive Officer, who shall also have such other powers as may from time to time be delegated to him by the Board. The Chief Executive Officer shall also be responsible for the implementation of the objectives of the Council and the exercise of its functions and without prejudice to the generality of the foregoing he shall develop the necessary strategies, policies and regulations for the implementation of the objectives of the Council, advise the Board on any matter it may refer to him or on any matter which he considers necessary or expedient, and perform such other duties as the Board may assign to him from time to time.

(13) The Chief Executive Officer shall have the right to attend all the meetings of the Board. He shall not, however, have a vote or be counted for the purpose of constituting a quorum.

5. The objectives of the Council are:

Objectives of the Council.

- (a) to promote and encourage the development of increased participation in sport in Malta and the improved performance by athletes in sport;
- (b) to develop and implement programs that promote equality of access to and participation in sport;
- (c) to promote a culture of excellence in sport;
- (d) to ensure the provision of resources, services and facilities for the promotion of sport in Malta;
- (e) to promote a culture of participation in sport among people, especially children and youths, as an aspect of personal

and social development within the context of government policy on education and health;

(f) to improve the sporting abilities of the Maltese generally through the improvement of the standard of sport coaches, administrators and officials;

(g) to foster co-operation in sport with local and international bodies, entities or other persons for the encouragement and promotion of the development of sport programmes, initiatives and activities;

(h) to ensure that all sport activities respect the human dignity, health and safety of all participants in sport as well as the rules of fair play and the health and safety of the spectators; and

(i) to encourage, in furtherance of the principle of subsidiarity, non-governmental bodies and private entities or persons and local councils to contribute to the promotion of sport in Malta.

Functions of the Council.

6. (1) The functions of the Council are:

(a) to make recommendations to the Minister on a national sport policy, or otherwise, in relation to the development of sport;

(b) to develop and implement programmes that promote equality of access to, and participation in sport;

(c) to develop and implement policies and strategies for the furtherance of its objectives and functions, to initiate, encourage and facilitate research and development in relations to sport, to promote research and development related to sport science and sport medicine and to provide sport science services to such persons as the Minister may on recommendation of the Sports Council from time to time prescribe;

(d) to promote and ensure the education and preparation of coaches, administrators and officials with the required vocational and professional competencies, and to promote, organise or assist by whatsoever means, educational schemes for athletes;

(e) to promote and ensure the establishment, development and maintenance and proper use of sport facilities, services and resources for the encouragement and promotion of sport, and to advise the Minister in connection with safety measures, including supervision, sport implements and equipment, within sport facilities;

(f) when so directed by the Minister, to represent the Government of Malta internationally or regionally in matters related to sport as may be designated by the Minister;

(g) to provide financial and other assistance by any means to local councils and to any person, including, without prejudice to the generality of the foregoing, the Malta Olympic Committee, National Associations and National Federations, as well as Clubs in the promotion and development of sport;

(h) to collect and distribute information, and provide advice, on matters related to the activities of the Council;

(i) to keep a register of bona fide sport bodies, entities and other persons who qualify for registration with the Council under the provisions of this Act;

(j) to raise money and to administer and expend money appropriated by Parliament or otherwise received from other sources;

(k) to consult and co-operate with Local Councils and other persons on matters related to sport;

(l) to consult and co-operate with the Malta Olympic Committee on matters relating to the promotion and development of sport and the participation or representation of Malta at the Olympic Games, Commonwealth Games, Mediterranean Games, Games of Small States of Europe, and other international Games which the Council may from time to time acknowledge as falling under the jurisdiction of the Malta Olympic Committee;

(m) to provide advice on matters related to sport to persons, bodies or associations involved in sport;

(n) to co-operate with national and international sporting organisations with the aim of fostering a sporting environment that is free from the unsanctioned use of performance enhancing drugs and doping methods;

(o) to draw up, develop and amend, from time to time, a Code of Ethics to be followed by athletes, officials, and sport organisations;

(p) to recognise criteria established by the relevant National Associations or Federations, and in the absence of such established

criteria, to devise criteria for determining the status of athletes, coaches and other officials or administrators as amateur, professional or otherwise;

(q) to consult and co-operate on a regular basis with all National Associations and National Federations;

(r) to monitor and keep under review and evaluate all practices, operations and activities relating to sport matters;

(s) to regulate the activities, levels of service and standards of sport facilities, including sport schools, gymnasia, and any type of enterprise or undertaking providing training services or other sport services;

(t) to regulate the standards of maintenance, management, safety, levels of service and operation of sport facilities;

(u) to do anything in furtherance of its objectives and to perform such other functions as may devolve upon it under any other law or as may from time to time be assigned to it by the Minister.

(2) In the exercise of its function in accordance with paragraph (g) of sub-article (1) of this article the Council:

(a) shall establish such criteria, terms and conditions for the provision of such assistance as it considers appropriate, and

(b) may establish different criteria, terms and conditions in relation to different classes of beneficiaries.

(3) The functions of the Council may be performed within or outside the Maltese Islands.

Powers of the Council.

7. (1) The Council shall be a body corporate having a distinct legal personality.

(2) Subject to the provisions of this Act, the Council has the power to do all things necessary or convenient to be done in connection with the performance of its functions and, shall be capable, subject to the provisions of this Act, of entering into contracts, of acquiring, holding and disposing of any kind of property for the purposes of its functions, of suing and being sued, and of doing all such things and entering into all such transactions as are incidental or conducive to the exercise or performance of its functions under this Act, including the lending or borrowing of money.

(3) The legal and judicial representation of the Council shall be vested in the Chairperson, or in any other person under such terms and conditions and with such powers as the Board may from time to time by resolution determine.

(4) Any document purporting to be an instrument made or issued by the Council and signed by the Chairperson or by the Secretary of the Board shall be received in evidence and shall, until the contrary is proved, be deemed to be an instrument made or issued by the Council.

(5) The Council may engage or employ persons to perform services for the Council and may enter into any agreement to exercise any of its functions through the agency or services of any person.

(6) The Council may:

(a) obtain commercial sponsorship for the Council and participate in marketing arrangements involving the endorsement by the Council of products and services associated with sport;

(b) arrange for the manufacture and distribution (whether for profit or otherwise) of any article or thing bearing a mark, symbol or writing that is associated with the Council; and

(c) provide (whether for profit or otherwise) goods and services to persons using, or otherwise attending at, facilities of the Council.

(7) The Council may charge or impose such reasonable fees in respect of:

(a) access to, or use of, any of its resources or facilities;

(b) the provision by it of programs, services, information or advice;

(c) the admission of persons to events or activities conducted by it.

8. (1) The Board shall meet as often as may be necessary or expedient, but in no case less frequently than once a month. The meetings of the Board shall be convened by the Chairperson either on his own initiative or at the request of any four of the other members. Meetings of the Board.

(2) The Board shall not act unless a quorum consisting of not less than half the number of members is present.

(3) The meetings of the Board shall be chaired by the Chairperson or, in his absence, by the Deputy Chairperson.

(4) Decisions of the Board shall be taken by a simple majority of the votes of the members present and voting. In the case of an equality of votes, the Chairperson or in his absence the Deputy Chairperson shall have and exercise a second or casting vote.

(5) Without prejudice to the other provisions of this Act, no decision shall be valid which is not supported by at least four members of the Board.

(6) Subject to the provisions of this Act, the Board may regulate its own proceedings.

(7) Any vacancy among the members of the Board, and any participation therein by a person not entitled so to do, shall not invalidate the proceedings of the Board.

(8) All acts done by any person acting in good faith, as a member of the Board shall be valid as if he were a member notwithstanding that some defect in his appointment or qualification may afterwards be discovered. No act or proceeding of the Board shall be questioned on the ground of the contravention, by a member, of the provisions of sub-article (10) of article 4 of this Act.

Relations between
the Minister and the
Council.

9. (1) The Minister may, after consultation with the Council, from time to time give to the Council such directives in writing as he may deem appropriate and not being inconsistent with the provisions of this Act, and the Council shall, as soon as may be, comply with and give effect to all such directives and shall conduct its affairs accordingly.

(2) The Council shall afford to the Minister the necessary facilities for obtaining information with respect to the property and activities of the Council and furnish him with returns, accounts and other information with respect thereto, and afford him the necessary facilities for the verification of information furnished, in such manner and at such times as he may reasonably require.

Strategic and
operational plans.

10. (1) For the purposes of this Act the Council shall submit to the Minister for his approval, a three-year strategic plan that establishes the objectives and targets that it proposes to attain during the said period in fulfilment to its functions under this Act.

(2) The aforementioned strategic plan shall be presented to the Minister for his approval not less than three months before the

commencement of the period to which the strategic plan relates, and shall come into force on the day on which it is approved by the Minister or the day of commencement of the period to which it relates, whichever is the latter: Provided that the first strategic plan shall be prepared by the Council and submitted to the Minister for approval within six weeks from the date of appointment of the Council.

(3) The Council shall also from time to time during the period in respect of which a strategic plan is in force, consider and propose to the Minister any necessary variations to the said plan and, following approval by the Minister, vary the said plan.

(4) The Council shall at the beginning of each year in respect of which a strategic plan is in force, prepare an operational plan that articulates the programmes, initiatives and activities that it will undertake in fulfilment of the objectives defined in the said strategic plan for the said year.

(5) For the purpose of consulting and co-operating on a regular basis with national associations and federations and non-governmental bodies in the drawing up of a national strategy for sport and the evaluation thereof the Council shall at least once a year hold a "Forum" or "Fora" of national associations and federations and non-governmental bodies. Such "fora" shall be chaired by the Chairperson of the Council.

PART III

OFFICERS AND EMPLOYEES OF THE COUNCIL

11. (1) Subject to the provisions of the Constitution and of any other enactment applicable thereto, including this Act, the Council, acting with the concurrence of the Minister, may appoint and employ such officials and other employees with such remuneration and upon such terms and conditions as the Council may, from time to time, determine. Staff Appointments.

(2) The Chief Executive Officer shall be appointed for a period not exceeding three years and such period may be extended for further periods not exceeding three years each:

Provided that until the first Chief Executive Officer is so appointed the Minister may for a period not exceeding six months detail a public officer to perform the functions of Chief Executive Officer.

Status of public
officers detailed for
duty with the
Council.

12. (1) The Prime Minister may, at the request of the Council made with the concurrence of the Minister, from time to time direct that any public officer be detailed for duty with the Council in such capacity and with effect from such date and for such duration as may be specified in the Prime Minister's direction.

(2) Where any officer is detailed for duty with the Council under any of the provisions of this article, such officer shall, during the time in which such direction has effect in relation to him, be under the administrative authority and control of the Council but he shall for other intents and purposes remain and be considered and treated as a public officer.

(3) Without prejudice to the generality of the foregoing, an officer detailed for duty as aforesaid:

(a) shall not during the time in respect of which he is so detailed:

(i) be precluded from applying for a transfer to a department of the Government in accordance with the terms and conditions of service attached to the appointment under the Government held by him at a date on which he is so detailed for duty; or

(ii) be so employed that his remuneration and conditions of service are less favourable than those which are attached to the appointment under the Government held by him at the date aforesaid or which would have become attached to such appointment, during the said period, had such officer not been detailed for duty with the Council; and

(b) shall be entitled to have his service with the Council considered as service with the Government for the purposes of any pension, gratuity, or benefit under the Pensions Ordinance and the Widows' and Orphans' Pensions Act and of any other right or privilege to which he would be entitled, and liable to any liability to which he would be liable, but for the fact of his being detailed for duty with the Council.

(4) Where an application is made as provided in subparagraph (i) of paragraph (a) of sub-article (3) of this article the same consideration shall be given thereto as if the applicant had not been detailed for service with the Council.

(5) The Council shall pay to the Government such contributions as may from time to time be determined by the Minister

responsible for finance in respect of the cost of pensions and gratuities earned by an officer detailed for duty with the Council as aforesaid during the period in which he is so detailed.

13. (1) The Council may, with the approval of the Prime Minister, offer to any officer detailed for duty with the Council under the provisions of article 12 of this Act permanent employment with the Council at a remuneration and on terms and conditions not less favourable than those enjoyed by such officer at the date of such offer.

Offer of permanent employment with the Council to public officers detailed for duty with the Council.

(2) The terms and conditions comprised in any offer made as aforesaid shall not be deemed to be less favourable merely because they are not in all respects identical with or superior to those enjoyed by the officer concerned at the date of such offer, if such terms and conditions, taken as a whole, in the opinion of the Prime Minister offer substantially equivalent or greater benefits.

(3) Every officer who accepts permanent employment with the Council offered to him, under the provisions of sub-article (1) of this article shall for all purposes other than those of the Pensions Ordinance and of the Widows' and Orphans' Pensions Act, be deemed to have ceased to be in service with the Government and to have entered into service with the Council on the date of his acceptance, and for the purposes of the said Ordinance and of the said Act, so far as applicable to him, service with the Council shall be deemed to be service with the Government within the meanings thereof respectively.

(4) Every such officer as aforesaid who, immediately before accepting permanent employment with the Council was entitled to benefit under the Widows' and Orphans' Pensions Act, shall continue to be so entitled to benefit thereunder to all intents as if his service with the Council were service with the Government.

(5) The Council shall pay to the Government such contributions as may from time to time be determined by the Minister responsible for finance in respect of the cost of pensions and gratuities earned by an officer who has accepted permanent employment with the Council as aforesaid during the period commencing on the date of such officer's acceptance.

(6) For the purpose of the Pensions Ordinance the pensionable emoluments of such public officer on retirement shall be deemed to be the pensionable emoluments payable to an officer in Government service in a grade and at an incremental level corresponding to the post and incremental level at which the officer retires from the Council.

(7) (a) For the purposes of this article posts and salary grades with the Council shall be classified in the most nearly corresponding grades and incremental levels in the service under the Government of Malta by reference to job description, skills, responsibilities and other analogous factors.

(b) the classification referred to in paragraph (a) of this sub-article shall be carried out by a board composed of a Chairperson appointed by the Ministry responsible for finance and two other members, one appointed by the Ministry responsible centrally for personnel policies in the public service and one appointed by the Council. The classification shall be subject to the final approval of the Minister responsible for finance.

(c) Such classification shall take place within three months of any adjustment of salaries of employees in Government service and, or, of employees of the Council.

(d) No post shall be classified in a grade higher than that of a Grade 3 in the service of the Government or such other grade that the Minister responsible for finance may from time to time by notice in the Gazette determine.

(e) Without prejudice to article 113 of the Constitution, no person may, following a classification as aforesaid, be entitled to rights under the said Pensions Ordinance less favourable than those to which he would have been entitled prior to such classification.

Part IV

SPORT FACILITIES

Access to facilities.

14. The Council shall, to the extent that it is practicable to do so having regard to the objects for which it is established and its functions, develop policies to allow individuals, groups within the community, sport clubs and associations to have access to, and make use of, the resources, services and facilities of the Council, whether or not for purposes related to sport.

Transfer of movable property to the Council.

15. The property, other than immovable property, owned by the Government and administered or managed by the Department of Youth and Sport or Kunsill Malti għall-Isport and immediately before the date of the coming into force of this Part of this Act used or intended for use

by it for the purpose of any of the functions which by this Act are being transferred to or vested in the Council and "Skola Sport" operated by the Ministry for Education shall, on the date aforesaid, by virtue of this Act and without further assurance, be transferred to and vested in the Council under the same title by which they were held by the Government immediately before the said date.

16. (1) The enjoyment, possession, use and management of all rights, and obligations (other than obligations arising under the Land Acquisition (Public Purposes) Ordinance) vested in the Government over or in respect of the immovable property listed in Schedule One (hereinafter called "Designated Property") in respect of Designated Property shall, on the coming into force of this Part of this Act, by virtue of this Act and without further assurance, be transferred and vested in the Council.

Transfer of rights and liabilities in respect of immovable property.

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(2) The President acting on the advice of the Minister responsible for land may from time to time make an Order designating such immovable property belonging to or possessed, held or otherwise administered by the Government and that may be used for the purposes of sport or for any function which by this Act are being vested in the Council. Any such Order shall be published in the Gazette.

(3) Where an Order has been made under the provisions of this article, the enjoyment, use, management and administration of the immovable property designated in the Order (hereinafter also called "Designated Property") shall, with effect from such day as may be specified in the Order and by virtue of this Act and without further assurance, be transferred and vested in the Council.

(4) The transfer and vesting aforesaid shall extend to the whole of such property and undertakings and, without prejudice to the generality aforesaid, shall include all plant, equipment, apparatus, buildings, structures, installations, land, roads, works, powers, rights, privileges and remedies and all things necessary or ancillary thereto which are held or enjoyed in connection with or appertaining thereto, as well as all obligations affecting or relating to any of the aforesaid property or undertaking or other thing included therein as aforesaid.

(5) All rights vested in or exercisable by Government arising under or pursuant to any contract entered into by Government with third parties in respect of Designated Property shall, on the coming into force of this Part of this Act and without further assurance be transferred and vested in the Council.

(6) Any transfer or vesting of Designated Property shall be subject to all those terms and conditions that the Minister may deem necessary to ensure that such property is used in accordance with the provisions of this Act.

(7) Notwithstanding the provisions of the Ordinance, in respect of such immovable property that is listed in Schedule 1 to this Act or that may from time to time be specified in an Order of the President published in the Gazette or that is otherwise transferred to the Council (such land and property hereinafter referred to as "Designated Property"), the Council shall exercise the rights and responsibilities referred to in article 2 of the Ordinance, and the provisions of the Land (Compulsory Eviction) Act, and the Disposal of Government Land Act, shall for the purpose of any such Designated Property be read and construed as if any reference therein to the Commissioner of Land were a reference to the Chairperson of the Council, and the provisions of article 181, Subtitle VI of Title VIII of Part I of BOOK SECOND, subarticle (2) of article 590, article 627, subarticle (3) of article 637, article 742 and article 873 of the Code of Organisation and Civil Procedure shall apply, in relation to such Designated Property, to the Council and the Chairperson of the Council, as the case may be, provided that for the purpose of this Part of the Act the Chairperson of the Council may from time to time delegate any of his powers to the Chief Executive Officer or Management Committees.

(8) The provisions of articles 1576A to 1576D of the Civil Code shall apply to Designated Property and the Council shall be vested with all rights and obligations of a lessor arising thereunder.

Transitory provisions.

17. (1) In respect of any Designated Property, when anything has been commenced by or under the authority of the Government prior to the Order of the President referring to such Designated Property or, in the case of Designated Property referred to in sub-article (1) of article 16 of this Act to the coming into force of this Part of this Act, as the case may be, and such thing relates to a Designated Property or any right or liability transferred to the Council by or under this Act, such thing may be carried on and completed by or as authorised by the Council.

(2) Where immediately before the coming into force of this Part of this Act, any legal proceedings are pending to which the Government is or is entitled to be a party, and such proceedings relate to Designated Property or any right or liability transferred by or under this Act, the Council shall, as from the date of the relevant President's Order, be substituted in such proceedings for the Government or Commissioner of Land, as the case may be, or shall be made a part

thereto in like manner as the Government or Commissioner of Land could have become.

(3) The Minister may by order make such incidental, consequential and supplemental provisions as he may deem necessary or expedient for the purpose, as appropriate, the assets transferred to the Council by or under this Act and securing and giving full effect to the transfer of any property or undertaking or any right or liability to the Council by or under this Act and make such orders as may be necessary to make any powers and duties exercisable by the Government in relation to any of the transferred property or undertakings exercisable by or on behalf of the Council.

(4) Where under a contract entered into by Government with third parties in respect of Designated Property prior to the coming into force of this Act a discretion is to be exercised or a state of fact is to be established or determined by the *Kunsill Malti għall-Isport* referred to in such contract, then such discretion or the right to establish or determine that state of fact shall be vested and exercisable by the Council without any further assurance other than by virtue of this Act.

(5) The provisions of sub-articles (1) and (2) of this article shall not apply to those acts, rights and obligations exercisable by or vested in or binding upon Government in accordance with the provisions of the Land Acquisition (Public Purposes) Ordinance or to proceedings instituted before the Land Arbitration Board in accordance with the provisions of the said Ordinance or before any other competent court in matters relating to the acquisition by government of immovable property under the provisions of the said Ordinance.

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18. (1) The Council shall consistently with the aims and objectives of this Act and in accordance with the provisions of this Act and any regulations as may be prescribed, have the power to manage and administer sport facilities.

Management of
Sport Facilities.

(2) The Council may with the authority in writing of the Minister, in concurrence with the Minister responsible for land, enter, by public deed, into a contract with any local council and Registered Person whereby Designated Property may be granted for a term not exceeding five years to such local council and Registered Person under a title of lease or other personal title, including that of management, administration or custody, for a consideration payable to the Council in accordance with the provisions of this Act and of such regulations as may from time to time be prescribed and subject to such local council or conditions not inconsistent therewith as may be contained in the deed, provided that such conditions shall include the prohibition of sub-letting

of the Designated Property and of assignment of rights by the local council and Registered Person, as the case may be.

(3) For the purpose of enjoying, administering and managing any of the sport facilities and Designated Property the Council may delegate any of its powers to one or more Management Committees set up for the purpose. Such Committees shall observe such policies and directives as the Council may from time to time determine and shall be accountable to the Council. Such management Committees are vested with a separate distinct legal personality.

(4) The Management Committees mentioned in sub-article (4) of this article shall be established by the Minister after consultation with the Council, with such functions and powers as the Minister may in his discretion determine. Such Management Committees shall be composed of such persons as the Minister shall deem fit and such persons shall hold office for such period and on such terms and conditions as the Minister may deem appropriate. The Minister shall also designate any member of such committees to act as chairperson thereof.

(5) The Management Committees shall keep a record of all their proceedings and shall forward copies of such records to the Council.

(6) The provisions of article 4 (6) to (10) of this Act shall apply *mutatis mutandis* to the Management Committees.

(7) The Council may, for the purpose of providing or ensuring the provision of services that are complimentary with the use of sport facilities, grant to third parties for a term not exceeding five years the operation and management of particular areas within such sport facilities after a call for tenders for specified purposes.

(8) Any contract and agreement entered into by the Council in accordance with the provisions of this article shall, for the purposes of the Disposal of Government Land Act, be deemed to be a disposal made in accordance with the provisions of such Act. The Minister shall, however, within four weeks after the publication of such deed as is referred to in sub-article (2) of this article, or if the House of Representatives is not then in session, within four weeks of the date when the House next meets, lay a copy thereof on the Table of the House, and the deed shall only be valid and binding if, after that a copy thereof has been laid before the Table of the House of Representatives, the House does not, within the period of twenty-eight days after that copy has been so laid, resolve that the agreement or deed of disposal be rescinded.

(9) Any property subject to a deed referred to in subarticle (2) of this article shall not by virtue thereof be transferred to the Registered Person or local council with whom it is entered.

(10) Not later than six weeks after the lapse of three years from the date of a deed referred to in sub-article (2) of this Article and subsequently every three years the Registered Person with whom such deed is entered shall transmit to the Council a report of its activities in relation to the property that is object of the deed and on the way that such property has been utilised.

(11) The Minister may, on the advice of the Council, make regulations, not inconsistent with the provisions of this Act:

(a) regulating, restricting or prohibiting entry onto or into any sport facilities owned by, or under the control of, the Council, regulating the conduct of persons on or in any such land or building, and providing for the removal of persons from such land or building;

(b) regulating, restricting or prohibiting admission to and behaviour in, any sport facilities, as well as the right of search by the Police of any person gaining admission to, while inside or while leaving any sport facility;

(c) regulating the standards of maintenance, management, safety, level of service and operations of sport facilities including the prohibition of the use of sport facilities that do not meet the prescribed standards and levels

(d) generally prescribing rules to regulate the deeds referred to in sub-articles (2) and (7) of this article.

19. (1) The fund that immediately prior to the coming into force of this Act was denominated "Sports Fund" and administered by the *Kunsill Malti Ghall-Isport* shall be vested in the Council and shall continue to be denominated "Sports Fund".

Revenue from Sport
Facilities and the
Sports Fund.

(2) All ground rents and rent payable to government or to the Council in furtherance of a resolution passed by the House of Representatives in accordance with the provisions of the Disposal of Government Land Act in respect of sport facilities before as well as after the coming into force of this Act, and the consideration arising from any deed entered into in accordance with sub-article (2) of article 18 of this Act from sport facilities shall be vested in the Council to be utilised in accordance with the provisions of this Act. Such revenue shall be deposited in the "Sports Fund".

(3) The Sports Fund shall be utilised for the purpose of development and maintenance of sport facilities and for such other purposes falling within the functions of the Council as the Minister may from time to time authorise.

PART V

DIRECTORATES AND ADVISORY COMMITTEES

Directorates within
the Council.

20. (1) The Council may, with the concurrence of the Minister, establish separate Directorates within the Council for the purpose of ensuring the better performance by the Council of any or all of its functions. Such Directorates shall be accountable to the Council and shall be subject to the overall supervision and control of the Chief Executive Officer. Each of any such Directorates shall be headed by a person appointed by the Council with the concurrence of the Minister for a period not exceeding three years and such period may be extended for further periods not exceeding three years each.

(2) The Council may delegate to such Directorates and require them to perform such of its functions under such conditions as the Council may deem appropriate. The Council may at any time withdraw, in whole or in part, any such delegation of functions.

(3) Subject to the foregoing provisions of this article and to any rules made from time to time by the Council, the Directorates may regulate their own proceedings.

Advisory
Committees.

21. (1) The Minister may, from time to time by Order in the Gazette appoint an advisory committee or committees as may be specified in such Orders. An Advisory Committee shall, for the better carrying out of the provisions of this Act, advise the Council on such matters as the Minister may specify in the Order.

(2) The members of the Advisory Committee shall be appointed by the Minister and shall hold office for such period and on such terms and conditions as the Minister may deem appropriate. Each Advisory Committee shall consist of one member representing the Council as Chairperson and such other members as the Minister may deem fit to appoint.

(3) The provisions of subarticles (6) to (10) of article 4 of this Act shall mutatis mutandis apply to the advisory committees.

(4) Each Advisory Committee shall keep a record of all its meetings and shall forward copies of such records to the Council. Subject to the provisions of this Act, each Advisory Committee can regulate its own procedures.

Part VI

FINANCIAL PROVISIONS

22. (1) Without prejudice to the following provisions of this article, the Council shall so conduct its affairs that the expenditure required for the proper performance of its functions shall, as far as practicable, be met out of its revenue. Council to meet expenditure out of revenue.

(2) Any excess of revenue over expenditure shall, subject to such directives as the Minister, after consultation with the Minister responsible for finance, may from time to time give, be applied by the Council to the formation of reserve funds to be used for the purposes of the Council; and without prejudice to the generality of the powers given to the Minister by this sub-article, any directive given by the Minister as aforesaid may order the transfer to the Government, or the application in such manner as may be specified in the directive, of any part of the fees, rates and other payments levied in accordance with sub-article (2) of this article or any such excess as aforesaid.

(3) Any funds of the Council not immediately required to meet expenditure may be invested in such manner as may from time to time be approved by the Minister after consultation with the Minister responsible for finance.

23. The Minister responsible for finance may, after consultation with the Minister, make advances to the Council of such sums as he may agree to be required by the Council for carrying out any of its functions under this Act, and may make such advances on such terms and conditions as he may, after consultation as aforesaid, deem appropriate. Any such advance may be made by the Minister responsible for finance out of the Consolidated Fund, and without further appropriation other than this Act, by warrant under his hand authorising the Accountant General to make such advance. Advances from Government.

24. The Minister responsible for finance may by regulation under this article provide that such portion of the proceeds of public lotteries as may be prescribed shall be paid to the Council, and the Accountant General shall, without any further appropriation other than this Act, regularly appropriate such funds to the Council on receipt of a Warrant from the Minister responsible for finance. Funds from public lotteries.

25. (1) For the purpose of carrying out any of its functions under this Act, the Council may, with the approval in writing of the Minister given after consultation with the Minister responsible for finance, borrow or raise money in such manner, from such person, body or authority, Power to borrow or raise capital.

and under such terms and conditions as the Minister, after consultation as aforesaid, may in writing approve.

(2) The Council may also, from time to time, borrow, by way of overdraft or otherwise, such sums as it may require by way of working capital for carrying out its functions under this Act:

Provided that for any facility in an amount exceeding thirty thousand liri, there shall be required the approval of the Minister in writing.

Borrowing from
Government.

26. (1) The Minister responsible for finance may, for any requirements of the Council of a capital nature, contract or raise loans, or incur liabilities, for such periods and on such terms and conditions as he may deem appropriate; and any sums due in respect of or in connection with any such loan or liability shall be a charge on the Consolidated Fund.

(2) Notice of any loans, liabilities or advances made or incurred under the foregoing provisions of this article shall be given to the House of Representatives as soon as practicable.

(3) Pending the raising of any such loan as is mentioned in sub-article (1) of this article, or for the purpose of providing the Council with working capital, the Minister responsible for finance may, by warrant under his hand, and without further appropriation other than this Act, authorise the Accountant General to make advances to the Council out of the Treasury Clearance Fund under such terms as may be specified by the Minister upon the making thereof.

(4) The proceeds of any loan raised for the purposes of making advances to the Council, and any other moneys to be advanced to the Council under this article, shall be paid into a fund specially established for the purpose and which shall be known as the "*Kunsill Malti ghall-Isport (Loan) Fund*".

(5) Sums received by the Accountant General from the Council in respect of advances made to the Council under sub-article (3) of this article shall be paid, as respects of amounts received by way of repayment into the Treasury Clearance Fund and, as respects of amount received by way of interest into the Consolidated Fund.

Estimates of the
Council.

27. (1) The Council shall cause to be prepared in every financial year, and shall not later than six weeks after the end of each such year adopt, estimates of the income and expenditure of the Council for the next following financial year:

Provided that the estimates for the first financial year of the Council shall be prepared and adopted within such time as the Minister may by notice in writing to the Council specify.

(2) In the preparation of such estimates the Council shall take account of any funds and other monies that may be due to be paid to it out of the Consolidated Fund during the relevant financial year, whether by virtue of this Act or an appropriation Act or of any other law; and the Council shall so prepare the said estimates as to ensure that the total revenues of the Council are at least sufficient to meet all sums properly chargeable to its revenue account including, but without prejudice to the generality of that expression, depreciation.

(3) The estimates shall be made out in such form and shall contain such information and such comparison with previous years as the Minister responsible for finance may direct.

(4) A copy of the estimates shall, upon their adoption by the Council, be sent forthwith by the Council to the Minister and to the Minister responsible for finance. The Minister shall at the earliest opportunity and not later than six weeks after he has received a copy of the estimates from the Council, after consultation with the Minister responsible for finance, approve the same with or without amendment. The Minister shall as soon as practicable cause such approved estimates to be laid on the Table of the House.

28. (1) No expenditure shall be made or incurred by the Council unless provision therefore has been made in the estimates approved as provided in article 27. Expenditure to be according to approved estimates.

(2) Notwithstanding the provisions of sub-article (1) of this article:

(a) until the expiration of six months from the beginning of a financial year, or until the approval of the estimates for that year by the Minister, whichever is the earlier date, the Council may make or incur expenditure for carrying on its functions under this Act not exceeding in the aggregate one-half of the amount approved by the Minister for the preceding financial year;

(b) expenditure approved in respect of a head or sub-head of the estimates may, with the approval of the Minister given after consultation with the Minister responsible for finance, be made or incurred in respect of another head or sub-head of the estimates;

(c) in respect of the first financial year, the Council may make or incur expenditure not exceeding in the aggregate such amounts as the Minister responsible for finance may, after consultation with the Minister, allow;

(d) if in respect of any financial year it is found that the amount approved by the Minister is not sufficient or a need has arisen for expenditure for a purpose not provided for in the estimates, the Council may adopt supplementary estimates for approval by the Minister, and in any such case the provisions of this Act applicable to the estimates shall as near as practicable apply to the supplementary estimates.

Publication of approved estimates.

29. All estimates and supplementary estimates of the Council shall, as soon as practicable, be published in the Gazette.

Accounts and audit.

30. (1) The Council shall cause to be kept proper accounts and other records in respect of its operations, and shall cause to be prepared a statement of accounts in respect of each financial year.

(2) The accounts of the Council shall be audited by an auditor or auditors to be appointed by the Council and approved by the Minister:

Provided that the Minister responsible for finance may, after consultation with the Minister, require the books and accounts of the Council to be audited or examined by the Auditor General who shall for the purpose have the power to carry out such physical checking and other verifications as he may deem necessary.

(3) After the end of each financial year, and not later than the date on which the estimates of the Council are forwarded to the Minister under article 27 of this Act, the Council shall cause a copy of the statement of account duly audited to be transmitted to the Minister and to the Minister responsible for finance together with a copy of any report made by the auditors on that statement or on the accounts of the Council.

(4) The Minister shall, as soon as practicable, cause a copy of every such statement and report to be laid on the Table of the House of Representatives.

Deposit of revenues and payment by the Council.

31. (1) All monies accruing to the Council shall be paid into a bank or banks appointed as bankers of the Council by a resolution of the Council. Such monies shall, as far as practicable, be paid into any such banks from day to day, except for such sum as the Council may authorise to be retained to meet petty disbursements and immediate cash payments.

(2) All payments out of the funds of the Council, other than petty disbursements not exceeding a sum as from time to time may be fixed by the Council, shall be made by such officer or officers of the Council as the Council shall appoint or designate for that purpose.

(3) Cheques against and withdrawals from any bank account of the Council shall be signed by such officer of the Council as may be appointed or designated by the Council for that purpose and shall be countersigned by the Chairperson, or such other member or officer of the Council as may be authorised by the Council for that purpose.

(4) The Council shall also make provision with respect to:

(a) the manner in which and the officer or officers by whom payments are to be authorised or approved;

(b) the title of any account held with the bank or banks into which the monies of the Council are to be paid, and the transfer of funds from one account to the other;

(c) the method to be adopted in making payments out of funds of the Council and generally with respect to any matter which is relevant to the proper keeping and control of the accounts and books, and the control of the finance, of the Council.

32. Without prejudice to any directive communicated by the Minister under article 9 of this Act, the Council shall not, except with the approval of the Minister granted for special reasons and after consultation with the Minister responsible for finance, award or enter into any contract for the supply of goods or materials or for the execution of works, or for the rendering of services, to or for the benefit of the Council, which is estimated by the Council to exceed three thousand liri in value, or such other amount as the Minister responsible for finance may by regulations under this article prescribe, except after notice of the intention of the Council to enter into the contract has been published and competitive tenders have been issued.

Contracts of supply
of works

33. The Council shall, not later than six weeks after the end of each financial year, make and transmit to the Minister and to the Minister responsible for finance a report dealing generally with the activities of the Council during that financial year and containing such information relating to the proceedings and policy of the Council as either of the said Ministers may from time to time require. The Minister shall cause a copy of every such report to be laid on the Table of the House as soon as practicable.

Annual Report.

Exemption from tax.

34. The Council shall be exempt from any liability for the payment of any tax on income, from customs duty and from any duty on documents and transfers.

PART VII

REGISTER OF SPORT PERSONS

Requirement of registration.

35. (1) No person, association of persons, partnership, civil or commercial, or other entity recognised according to law shall be entitled under this Act to any assistance or benefit or to make use of or acquire under any title any sport facilities unless it is registered in the Register of Sport Persons in accordance with the provisions of this Part of this Act and complies with such regulations as may from time to time be prescribed.

(2) Registration under this Part of this Act may be effected by submission to the Council of an application form for registration in the form as may be prescribed with the following accompanying documents:

(a) in the case of an association, partnership or other moral entity (in this Part of the Act also referred to as "Organisation"), an updated copy of the statute or constitutive act with all binding regulations and bye-laws (together called "the Statute"), certified as true and correct by the official authorised by the Statute for the purpose to effect such certification;

(b) a statement indicating who the officials of the Organisation are;

(c) a statement as to where the office of the registrant is;

(d) a statement as to the individuals in whom representation of the Organisation is vested;

(e) if the Organisation has already been in existence for at least one calendar year, or if the applicant has been involved or engaged in activities connected to sport, the annual report, if required by its Statute, and accounts as may be prescribed; and

(f) such other documents as may from time to time be prescribed.

(3) The Council shall, on submission of the required application form and accompanying documents, and on being satisfied

that the applicant is eligible for registration, register the applicant in the Register of Sport Persons. The Register may consist of such parts as the Council may from time to time determine for the purpose of distinguishing the nature of the Registered Person.

(4) Upon registering the applicant, the Council shall, through the Secretary of the Board, issue a certificate of registration to the Registered Person. Registration in the Register shall not exempt the Registered Person from complying with any other provision of law.

(5) The Council may refuse to register an applicant in the Register if it appears to the Council that the applicant does not satisfy the requirements under this Act, and in so doing shall state the reasons for the refusal.

(6) When the applicant for registration is a National Association or Federation claiming to represent a particular sport discipline or associated sport disciplines, the Council shall, before registering the applicant, ensure that such Association or Federation is recognised as such by the international organisation representing such sport discipline or disciplines.

(7) When registering an Organisation in the appropriate register of National Associations or Federations, reference shall be made to the predominant nature of the Organisation.

36. (1) The Malta Olympic Committee shall be registered immediately in the Register without any further formality.

Malta Olympic Committee and other National Associations or Federations.

(2) The Minister may from time to time on the recommendation of the Council designate such Federations or Associations that shall be registered in the Register, without any further formality. Any Federation and Association so designated shall be registered by the Council in the Register without any further formality. A list of such Federations and Associations so registered shall be published without delay in the Government Gazette.

37. (1) All National Associations and Federations shall be non-profit making. Subject to the provisions of this Act and to any regulations made thereunder, Clubs, Associations and Federations, as well as such other entities that are or may be required to be registered with the Council under this Act shall be regulated by their Statute. All Clubs, Associations and Federations shall be organised in a democratic manner in accordance with the provisions of their Statute that shall ensure the equal access of participation in sport.

Statutes of sport organisations.

(2) For the purpose of this article an Organisation shall be deemed to be "non profit making" if:

(a) the Organisation does not have a systematic aim to make profit;

(b) the Statute of the Organisation prohibits the distribution of any of its assets (whether of a capital nature or of a revenue nature or otherwise) to its members, founders, sponsors, donors, and except by way of bona fide salary, wages or honorarium, to its administrators; and

(c) in the case where the Organisation carries out an economic activity, this is done as an ancillary activity for the purpose or in connection with assisting the Organisation to carry out its main objects and purposes in accordance with its Statute.

Legal personality of sport organisations and other matters.

38. (1) All Organisations shall upon registration in the Register be deemed to be vested with legal personality and shall be capable of entering into all legal acts.

(2) Subject to the provisions of articles 35, 36 and 37 of this Act, nothing in this Act shall be interpreted as divesting persons or entities that are not registered or registerable in the Register from any rights under any other applicable law. Non registration of any such person or entity shall not exempt such person or entity from any provision of this Act that may be applicable to him or it.

(3) Subject to the provisions of this article, an Organisation registered in the Register, as well as the liability of its members and administrators, shall be governed and regulated by those dispositions of law that would, but for this Act, govern the Organisation.

Regulations under this Part of the Act.

39. (1) The Minister may, after consultation with the Council, make regulations for the purposes of giving effect to this Part of this Act, and may without prejudice to the generality of the aforesaid by such regulations provide for:

(a) those categories of persons, partnerships or other entities that may be registered in the appropriate part or parts of the Register;

(b) the requirements for any person, partnership or other entity to qualify for registration;

(c) the conditions to be complied with by any such persons, partnerships or entities so qualifying for continued registration;

(d) subject to the provisions of any applicable law relating to the protection of personal data, the power of the Council to require such information, including information relating to Organisations registered or affiliated with registered Associations and Federations and their officials, and in so far as this may be useful in the formulation of a national sport policy and inventory, information relating to athletes;

(e) the power of the Council to suspend, terminate or withdraw the registration at any time, of the body, entity or other person that is in breach of any regulations under this Act, or where circumstances arise where such body, entity or other person would have not qualified for registration;

(f) The filing by Registered Persons of annual accounts (containing a balance sheet and other financial statements indicative of the operations and financial standing of such Registered Person) in such form and with such content as may be prescribed;

(g) the filing with the Council of any amendments to the Statute of a Registered Person, and any returns notifying any changes in the management or administration, representation and offices of such Registered Person; and

(h) the requirements for any Registered Person to benefit under this Act.

40. Where in the opinion of the Council a person fails to observe any of the applicable criteria, terms or conditions established in connection with any assistance given by the Council to such person, or in connection with the use of any Sport Facilities granted to it by the Government or by the Council, or otherwise fails to comply with the provisions of this Part of the Act, the Council may:

Other powers of the Council

(a) withhold any assistance from, or refuse to provide assistance to, that person;

(b) demand a refund of any financial assistance provided to that person;

(c) terminate any agreement with regard to any Sport Facility; and

(d) exercise any other right or remedy according to law.

Publication of documents and information.

41. Any document or information required to be filed with the Council in accordance with article 35 and with regulations under paragraphs (f) and (g) of sub-article (1) of article 39 of this Act shall be available to the public, and any person may inspect and obtain copies of such documents and may require them to be certified by the Secretary of the Council.

Investigation of and assistance to Registered Persons.

42. (1) The Council may by letter of authority signed by the Chairperson of the Council appoint one or more inspectors to investigate the affairs of any Registered Person and to report thereon in such manner as the Chairperson shall direct in the following cases:

(a) on the specific request of the administrators or managers of the Register Person, or following a resolution of the appropriate organ of the Registered Person in accordance with its Statute;

(b) where the Registered Person is not complying with any conditions or obligations relative to any assistance or benefit enjoyed by it or arising from any use of any sport facility granted to it under any title by the Government or by the Council;

(c) where the Registered Person has not applied funds or benefits received from the Council for the purposes for which such funds or benefits were intended;

(d) where the Registered Person has been dissolved or wound up according to law.

(2) The Council may also, in the instances referred to in paragraphs (a) to (d) of subarticle (1), give advice to or otherwise assist the competent organs of the Registered Persons and may, moreover appoint an administrator or administrators to carry out such functions and exercise such powers in relation to the administration of the assets of the Registered Person as well as in relation to its operations and management as the Council may direct.

(3) In the case of a demand or request for the voluntary dissolution or winding up of a Registered Person the competent organ of the Registered Person that is competent to take the decision to wind up that person shall prior to ordering the dissolution or resolving to dissolve or wind up that Registered Person notify the Council of such demand or request. On being notified with such a request or demand, the Council shall, through persons appointed for the purpose, give directions aimed towards the settlement of disputes and endeavour to find a solution with the purpose of favouring the continued viable existence of the Registered Person and may for such purpose appoint provisional administrators to carry out such functions and exercise such

powers in relation to the administration of the assets of the Registered Person as well as of its operations and management.

(4) For the purpose of the Council and provisional administrator and inspectors carrying out their functions in accordance with the provisions of this article, the Council, the provisional administrators and the inspectors shall have the right to request information and obtain documents from any person. The inspectors shall for such purpose have the right to apply before the First Hall of the Civil Court to request such court to summon witnesses to appear before them to give evidence and produce documents at such time and date and at such place indicated by the inspectors in their application. The inspectors shall have the power to administer the oath to any person appearing before them.

(5) In the case of a demand for the judicial winding up of a Registered Person, the court taking cognisance of such demand shall, prior to ordering the dissolution and winding up of the Registered Person give such directions (including where it deems it necessary or useful, to appoint a provisional administrator) for the purpose of settling any disputes related to the Registered Person and of finding a solution aimed at the continued viable existence of the Registered Person. For the purpose of carrying out his functions such administrator may exercise such powers in relation to the administration of the assets and operations and management of the Registered Person as the Court upon his appointment, or subsequently, may confer upon him.

(6) The Minister may from time to time in consultation with the Council make regulations prescribing matters necessary or convenient to be prescribed for the carrying out or giving fuller effect to the provisions of this article.

PART VIII

SPORT DISPUTE RESOLUTION

43. (1) The Council may, when it becomes aware of a dispute to which a sport organisation or persons connected therewith are parties, through the Secretary of the Board, provide assistance in the resolution of such disputes in all matters relating to sport or where Registered Persons are involved through:

Dispute Resolution
Assistance by the
Council.

(a) the provision of mediation services in matters relating to sport;

(b) assistance to the parties in the dispute to make reference to arbitration in accordance with the provisions of Part IV of the Arbitration Act;

(c) through the facility of advisory opinions.

(2) The Council may, from time to time, draw up panels of persons to give advisory opinions or act as mediators (hereinafter in this Part of the Act referred to as "Panels"). The Panels shall be composed of persons who in the opinion of the Council are qualified to carry out the duties and functions of mediators or advisors in matters relating to sport.

(3) The Council shall, from time to time, advise the Malta Arbitration Centre in the drawing up of a panel or panels of arbitrators on matters related to sport.

(4) Any dispute, controversy or claim arising out of or relating to any contract entered into between the Council and any third party in accordance with sub-article (2), (3) and (8) of article 18 of this Act, or the breach, termination or invalidity thereof, shall be settled by arbitration in accordance with the rules of the Malta Arbitration Centre as may from time to time be in force.

(5) Without prejudice to the provisions of sub-article (4) of this article, in the case of a dispute, controversy or claim on matters relating to sport or to which a Registered Person is a party, the parties may, if they all so agree (a) refer the matter to the Council for mediation, or (b) refer the dispute for resolution by arbitration.

Mediation.

44. (1) When the Council receives a reference for mediation or where it considers that a dispute may be resolved through mediation procedures, it shall propose to the parties a mediator from the Panel of mediators, who if accepted by all parties shall assist them in the resolution of the matter.

(2) Any party may withdraw from mediation procedures at any time.

Arbitration.

45. (1) When a dispute is submitted to the Malta Arbitration Centre for arbitration, the dispute shall, in the absence of agreement to the contrary by the parties involved, be determined by a sole arbitrator to be appointed by the Chairman of the Malta Arbitration Centre. The parties to the dispute may agree that three persons shall be appointed to hear and determine the dispute.

Article 15 (7) of the Arbitration Act shall not apply to those disputes referred to arbitration through the assistance of the Council.

(2) Where the parties to arbitration agree, the arbitral tribunal may decide a dispute on criteria of equity that are generally accepted and applied within the sport movement.

46. (1) The Minister shall, after having consulted the Council, from time to time prescribe rules governing mediation procedures. Rules for mediation and advisory opinions.

(2) The Council shall from time to time make such rules governing the giving of advisory opinions.

47. (1) There shall be a Sport Appeals Board, consisting of three members, of whom one, who shall be the chairperson, shall be a person who has practised as an advocate for not less than seven years. Sport Appeals Board.

(2) The members of the Board shall be appointed by the Minister for a period of three years, and shall be re-eligible for appointment.

(3) A member of the Board may be challenged or shall abstain for any reason for which a judge may be challenged or abstain in accordance with article 734 of the Code of Organisation and Civil Procedure. In any such case the Minister shall appoint a person, having the qualifications of the member challenged or abstaining, to sit as a member of a Board in substitution of the said member.

(4) A member of the House of Representatives or of a Local Council shall be disqualified from being appointed or continuing to be a member of the Board for so long as he holds that office.

(5) The Minister shall also designate a public officer to serve as secretary to the Board.

48. (1) An appeal shall lie to the Sport Appeals Board from any decision of the Council taken pursuant to the provisions of Part VII of this Act or under section 54 of this Act and any regulations made thereunder, and in such other cases as may from time to time be prescribed. The right of appeal shall be competent to any person aggrieved by such decision or matter. Appeals to the Sport Appeals Board.

Provided that the Sport Appeals Board shall not take cognisance of any matter which according to this Act or otherwise according to law is to be referred to arbitration.

(2) An appeal to the Board may be filed on any of the following grounds:

- (a) that a material error as to the facts has been made;
- (b) that there was a material procedural error;
- (c) that an error of law has been made;

(d) that there was some material illegality, including unreasonableness or lack of proportionality;

(e) on any other ground that may from time to time be prescribed.

(3) The Board shall give reasons for its decisions and shall cause such decisions to be made public omitting, if it deems it appropriate for reasons of confidentiality, the names of the persons involved.

(4) In determining an appeal under this article the Board may:

- (a) dismiss the appeal;
- (b) annul, revoke or substitute the decision.

(5) The effect of a decision of the Board of Appeals to which an appeal relates shall not, except where the Board or the Court of Appeal, as the case may be, so orders, be suspended in consequence of the bringing of the appeal.

Powers and
procedure of the
Sport Appeals
Board.

49. (1) The Sport Appeals Board shall be competent to hear and decide any appeal made to it in accordance with the provisions of this Act and any regulations made thereunder; and the decisions of the Board shall be final and conclusive.

(2) For the exercise of its functions, the Board may summon any person to appear before it and give evidence and procedure documents; and the chairperson shall have the power to administer the oath. The Board may also appoint experts to advise the Board on any technical issue that may be relevant to its decision.

(3) For the purposes aforesaid the Board shall have the same powers as are competent to the First Hall, Civil Court according to law.

(4) The procedure to be followed before the Board, the time within which and the manner in which an appeal to the Board is to be made shall be such as may be prescribed; and subject thereto, and to any other applicable provision to this Act, the Board may establish its own procedure.

50. Any party to an appeal to the Sport Appeals Board who feels aggrieved by a decision of the said Board, may on a question of law decided by the said Board appeal to the Court of Appeal as constituted in accordance with sub-article (6) of article 41 of the Code of Organisation and Civil Procedure by means of an application filed in the registry of that court within thirty days from the date on which that decision has been notified to him.

Appeals to the
Court of Appeal.

PART IX

MISCELLANEOUS

51. For the purposes of the Criminal Code and of any provisions of a penal nature, the members of the Council, and of any Directorate, Management Committee, Advisory Committee, as well as of the Sport Appeals Board and every officer or employee of the Council, shall be deemed to be public officers.

Persons deemed
public officers.

52. The names of the members of the Council, of the Chief Executive Officer, and of the heads of any Directorate or members of any committee established under this Act and of any member of the Sport Appeals Board shall be published in the Gazette.

Publication of
names of members
of the Council, etc.

53. (1) The Minister may, after consultation with the Council, make regulations prescribing matters required or permitted by this Act to be prescribed, or necessary or convenient to be prescribed for carrying out or giving full effect to the provisions of this Act.

Power to make
regulations.

(2) The power of the Minister to make regulations under the provisions of this Act shall include the power to establish the penalties in respect of any violation or contravention thereof, or failure to comply therewith, and the applicability or otherwise of the Probation of Offenders Act:

Provided that such penalties may not exceed a fine (multa) of one thousand liri.

54. (1) Notwithstanding any other law providing for the trial and punishment of offences, where the Council believes that a person

Administrative
penalties.

has breached any of the provisions this Act or any regulations made thereunder, the Council may give notice in writing to such person describing the breach which the person has committed and the administrative penalty he is required to pay in respect of that breach and ordering the said person to remedy the cause of the breach :

Provided that the Council may not require the payment of a penalty exceeding Lm 500.

(2) Where a notice under this article has been given, and the person named in the notice pays the penalty within the time therein indicated shall be deemed to have accepted responsibility for the breach specified in the notice unless within twenty-one days of the service of the notice, he appeals from such notice before the Sport Appeals Board.

(3) Where the person to whom notice is given under sub-article (1) of this article fails to pay the administrative penalty imposed or to remedy the cause of the breach within the time aforesaid, proceedings may be taken against him for enforcement according to law.

(4) The Minister may, for the purpose of this article, from time to time make regulations prescribing the administrative fines that the Council may impose.

Offences.

55. (1) Any person who:

(a) hinders, obstructs, molests or interferes with, or attempts to hinder, obstruct, molest, or interfere with, any officer, employee or agent of the Council, or any inspector or administrator, in the execution of his duties under the law, or fails to comply with any reasonable requirement demanded of him by any such officer, employee, agent, inspector or administrator as aforesaid or otherwise to assist him in the carrying out of the said duties, or knowingly furnishes such officer or employee or agent or inspector or administrator with false information required for the purpose aforesaid; or

(b) knowingly makes a declaration or provides information for any of the purposes of this Act which is false, misleading or incorrect in any material respect;

shall be guilty of an offence against this Act and shall be liable on conviction to a fine (multa).

(2) Any person who fails to comply with the provisions of any regulations providing for anti-doping measures or regulating or prohibiting the unsanctioned use of prohibited substances or regulating behaviour in sport facilities shall on conviction be liable to imprisonment for a term of not less than three months but not exceeding ten years or to a fine (multa) of not less than two hundred liri but not exceeding ten thousand liri or to both such imprisonment and fine.

(3) Any person who fails to comply with the provisions of this Act or of any regulations made thereunder shall be guilty of an offence under this Act and shall, unless a particular penalty is provided for in this Act or is otherwise prescribed be liable, on conviction, to a fine (multa) of not less than fifty Liri and not more than five hundred Liri.

(4) The punishments provided in this Act shall be without prejudice to the application of the provisions of the Criminal Code or of any other law.

56. Notwithstanding any other law, proceedings for an offence Prescription. under this Act may be commenced at any time within six years from the commission of the offence.

SCHEDULE 1
(Article 16)

List of facilities allocated to Clubs/Associations/Federations:

Club/Association/Federation	Facilities	Address
Marsaskala Sports Club	Waterpolo pitch and club house	Triq iz-Zonqor, Marsaskala
Marsaxlokk Aquatic Sports Club	Waterpolo pitch and club house	Ponta tal-Qrejtien, Marsaxlokk
Neptunes Waterpolo & Swimming Club	Waterpolo pitch and club house	Triq il-Kbira, St Julians
San Giljan Aquatic Sports Club	Waterpolo pitch and club house	Triq Gorg Borg Olivier, St Julians
Barracudas Aquatic Sports Club	Waterpolo pitch and clubhouse	Triq Stella Maris, St Paul's Bay
Sirens Aquatic Sports Club	Waterpolo pitch and clubhouse	Xatt il-Lanċa, Triq S. Geraldus, St Paul's Bay
Sliema Aquatic Sports Club	Waterpolo pitch and club house	Taht il-Fortizza, Sliema
Exiles Sports Club	Waterpolo pitch and club house	Triq it-Torri, Sliema
Ta' Xbiex Aquatic Sports Club	Waterpolo pitch and clubhouse	Triq ix-Xatt ta' Ta' Xbiex, Ta' Xbiex
Malta Football Association	National Stadium, car park training grounds and a piece of land	Ta' Qali
Assocjazzjoni Sportiva Hibernians	Football pitch and training ground (including premises annexed thereto) Sports pavilion and basketball court Piece of land 7-a-side football pitch (including premises annexed thereto)	Sport Complex, Korċin Triq l-Isqof Buhagiar, Korċin
Dingli Swallows Football Club	Football pitch and dressing rooms	Triq Carmelo Bugeja, Dingli
Marsaxlokk Football Club	Football pitch and dressing room	Triq it-Trunciera, Marsaxlokk
Mellieha Sports Club	Football pitch and dressing rooms	Triq Vincenzo Ciappara, Mellieha
Mosta Football Club	Full size football pitch, five-a-side football pitch and dressing rooms	Triq Manwella, Mosta

Club/Association/Federation	Facilities	Address
Pieta Hotspurs Football Club	Football pitch and club house	Triq id-Duluri, Pietà
Luxol Sports Club (St Andrews)	Football pitch (including all premises annexed thereto) Administrative block 2 five-a-side football pitches (including all premises annexed thereto) Gymnasium	St Andrews Road, St Andrews
Santa Lucia Football Club	Full size football pitch with spectators' stand and club house including dressing rooms	Dawret it-Torri, Santa Lucija
Sirens Football Club	Football pitch and dressing rooms	Triq il-Wileg, St Paul's Bay
Siggiewi Football Club	Full size football pitch (including premises annexed thereto)	l/o Wied Hesri, Siggiewi
Tarxien Rainbows Football Club	Football pitch, club house and dressing rooms	Triq San Frangisk, Tarxien
Vittoriosa Stars Football Club	Football pitch	Tal-Fortini f'San Dwardu, Vittoriosa
Zabbar St Patrick's Football Club	Football pitch and dressing rooms	Barra s-Swar, Zabbar
Zurrieq Football Club	Football pitch and dressing rooms	Valletta Road, Zurrieq
Scouts Association of Malta	Land at Ghajn Tuffieha	Ghajn Tuffieha
Mosta Girl Guides	Premises at Mosta	Triq id-Dwar, Mosta
Birzebbugia Bocci Club	Bocci pitch and clubhouse	Triq San Patrizju, Birzebbugia
Birzebbugia Aquatic Sports Club	Waterpolo pitch and clubhouse	Triq il-Bajja s-Sabiha, Sports Club Birzebbugia
Lija Bocci Club	Bocci pitch and club house	Triq it-Trasfigurazzjoni, Lija
Lija Tennis Club	Tennis court Dressing room	Triq Karlu Darmanin, Lija Triq it-Trasfigurazzjoni, Lija
Marsa Regatta Club	Club house	Il-Moll tal-Braken, Marsa
Mosta Cycling Club	Club house	Triq id-Dwar, Mosta
Hockey Association Malta	Immovable property (including 2 hockey pitches and dressing rooms)	Hockey Complex, Kordin
Tennis Club Kordin	4 tennis courts, club house and dressing rooms	Sport Complex, Kordin
Vittoriosa Lawn Tennis Club	4 tennis courts, club house and dressing rooms	Sport Complex, Kordin

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Club/Association/Federation	Facilities	Address
Paola Bocci Club	Bocci pitch and club house	Triq il-Wied, Paola
Pawla Wolves Sports Club	Bocci pitch and club house	Triq it-Telgha ta' Rahal Ġdid, Paola
Malta Judo Federation	Land at Pembroke	Pembroke
Melita Football Club	Football pitch	Pembroke
Pembroke Tennis Club	2 tennis courts	Triq Tunis, Pembroke
Pembroke Athleta Sports Club	Basketball pitch and clubhouse	Pembroke
Malta Tennis Federation	Land at Pembroke	Pembroke
BMX Association	Land at Pembroke	Pembroke
Island Radio Model Car Club	Land at Pembroke	Pembroke
Qormi Hockey Club	Hockey pitch and club house	Triq Manwel Dimech, Qormi
Senglea Bocci Club	Bocci pitch and club house	Triq il-Habs l-Artik, Senglea
Paola/Tarxien Bocci Club	2 Bocci pitches and club house	Triq it-Tempji Neolotiċi, Tarxien
Zabbar St Peters Bocci Club	Bocci pitch and clubhouse	Triq San Leonardu, Żabbar
Zabbar Bocci Club	Bocci pitch and clubhouse	Triq il-Kunvent, Żabbar
Zebbug Bocci Club	Bocci pitch and clubhouse	Triq Parizi, Żebbug
Zejtun Bocci Club	Bocci pitch and clubhouse	Triq id-Dahla ta' San Tumas, Zejtun
Guy Bocci Club Żurriq	Bocci pitch and club house	Triq il-Mithna, Żurriq
Sannat Lions Football Club	Football pitch, complete with spectators' stand and club house	Triq il-Marziema, Sannat, Gozo
Malta Basketball Association	Basketball court, dressing rooms and office	Ta' Qali
Birkirkara Scout Group	Ex-camp site Bahar ie-Caghaq	Bahar ie-Caghaq
Pembroke/St Andrews Scout & Pembroke/North District Girl Guides	Part of Sandhurst School grounds	Pembroke
South District Scouts Group	Part of ex-Rinella WT Station	Dahla tar-Rinella
Hamrun Liberty Sports Club	Bocci pitch and club house	Triq Mile End c/w Triq Schembri Hamrun
Birkirkara Football Club	Football pitch and dressing rooms 5-a-side football pitch	Triq Bontadini c/w Triq P.P. Castagna, Birkirkara
Marsa Football Club	Football pitch and dressing rooms	Triq Diċembru 13, Marsa

Club/Association/Federation	Facilities	Address
Mqabba Football Club	Football pitch and dressing rooms	Triq il-Madonna tal-Ġilju, Mqabba
Pembroke Athleta Sports Club	Land at Pembroke	Pembroke
Qormi Football Club	Football pitch and dressing rooms	Triq Valletta, Qormi
St. Patrick's Athletics Club	Club house	Dawret il-Gudja, Gudja
Birkirkara Tennis Club	Land at Birkirkara	Ghar il-Gobon, Birkirkara
Rinella Tennis Club	Tennis court and club house	Ex-Rinella WT Station, Rinella
Malta Sports Council	Marsa Sports Complex	Marsa according to the attached plan marked Schedule 1A
Malta Sports Council	Cottonera Regional Sports Complex	Cottonera according to the attached plan marked Schedule 1B
Malta Amateur Athletic Association	Premises at Marsa	6 and 7 Triq it-Tigrija, Marsa
Kirkop Boċċi Club	Club House and <i>boċċi</i> pitch	Triq Salvu Sacco, Kirkop
Santa Lucia Boċċi Club	Club House and <i>boċċi</i> pitch	Vjal Oleander, Santa Lucia
Qrendi Boċċi Club	Club House and <i>boċċi</i> pitch	Triq Antonio Chircop, Qrendi
San Bastjan Boċċi Club	Club House and <i>boċċi</i> pitch	Ta' l-Istabar, Triq Manuel Dimech, Qormi
Pietà Boċċi Club	Club House and <i>boċċi</i> pitch	Triq Marina, Pietà
Wied il-Ghajn Boċċi Club	Club House and <i>boċċi</i> pitch	Triq Santa Tereza c/w Pjazza Dun Tareis Agius, Wied il-Ghajn
Mosta Boċċi Club	Club House and <i>boċċi</i> pitch	Trejqa tal-Paroċċa, Mosta
Fgura Football Club	Football ground and Dressing rooms	Triq A.M. Valperga, Fgura
Żejtun Red Stars AFC	Club house and store	Triq San Girgor, Żejtun
Mellieha Sports Club	Land adjacent to football ground	Triq Qasam Barrani, Mellieha
Gozo Football Association	Football ground and premises	Triq l-Imġarr, Xewkija, Gozo
Birżebbuġa Shooters Club	Shooting club and shooting range	Hal Far
Regatta Club Cospicua	Club house and stores	Triq Santa Tereza, Cospicua

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Club/Association/Federation	Facilities	Address
Shaqda Sajjieda u Dilettanti Buġibba	Land adjacent to Triq il-Knisja	Buġibba l/o San Pawl il-Baħar
Rabat Scouts Group	Land at Rabat	Triq Rudolph Saliba, Rabat
Malta Playing Fields Association	Premises at Ta' Xbiex	Triq ix-Xatt ta' Ta' Xbiex, Ta' Xbiex
Paola Wolves Sports Club	Land at Paola	Telgħet Raħal Ġdid, Raħal Ġdid
Marsa Sports and Country Club	Land at Marsa	Marsa
Young Sailors Club	Site at St Paul's Bay	St Paul's Bay
Assoċjazzjoni Sport Floriana	Site at Floriana	Sport Complex, Triq Vincenzo Dimech c/w Triq il- Mall, Floriana
Floriana Football Club	Football grounds and Dressing rooms/pump room	Sport Complex, Triq Vincenzo Dimech c/w Triq il- Mall, Floriana
Young Stars Hockey Club	Hockey pitch	Sport Complex, Triq Vincenzo Dimech c/w Triq il- Mall, Floriana
Floriana Basketball Club	Basketball court and dressing rooms	Sport Complex, Triq Vincenzo Dimech c/w Triq il- Mall, Floriana
Floriana Boċċi Club	Club house and <i>boċċi</i> pitch	Sport Complex, Triq Vincenzo Dimech c/w Triq il- Mall, Floriana
Drag Racing Association	Site at Hal Far	Hal Far
Island Karting Club	Site at Hal Far	Hal Far
Marsa Boċċi Club	Club house and <i>boċċi</i> pitch	Kumplex sportiv, Triq Dicembru Tlettax, Marsa
St George's Football Club	<i>Club house</i>	14 Blokk A, Triq il-Pellegrina Cospicua
Ċentru Boċċi Buġibba	Club house and <i>boċċi</i> pitch	Islet Promenade, Buġibba

Club/Association/Federation	Facilities	Address
Għaqda Sajjeda Dilettanti Birzebbuga	Site at Birzebbuga	Birzebbuga
Birkirkara Scout Group	Land at Bahar iċ-Ċagħaq	Bahar iċ-Ċagħaq
Malta Model Aircraft Flying Association	Land at Ta' Qali	Ta' Qali

SCHEDULE 2
(Article 2)

STATUTE OF THE MALTA OLYMPIC COMMITTEE
(as amended on the 7th March 2001)

1 NAME

1.1 The Organisation shall be called "The Malta Olympic Committee" hereinafter referred to as the MOC and shall be the supreme and exclusive authority on matters relating to representation of Malta at the Olympic Games, Commonwealth Games, Mediterranean Games, Games of Small States of Europe and other International Games which fall under the jurisdiction of the Malta Olympic Committee.

1.2 The MOC is autonomous and shall resist all pressures of any kind whatsoever, whether political, religious, racial or economic, and commits itself to taking action against any form of discrimination and violence in sport. Moreover, this statute shall, at all times, be in accordance with the Olympic Charter. The MOC undertakes to comply with the rules and *bye-laws* of the IOC with regards to the participation of athletes in the Olympic Games.

1.3 The Malta Olympic Emblem is designed as follows: A Red Maltese Cross above five interlaced rings, known as the "Olympic Rings" - blue, yellow, black, green and red - arranged in that order from left to right, the blue colour being placed on the top left hand side. The Flag shall consist of the MOC Emblem on white background. These have been approved by the International Olympic Committee (IOC) and are the exclusive property of the MOC. Should an anthem be adopted by the MOC, this will have to be approved by the IOC. The address of the MOC shall be at the National Swimming Pool Complex, Gzira, or at any other address as the Executive Board may from time to time decide.

1.4 The language of the MOC is the Maltese language. The Maltese and English languages shall be the official languages of the MOC and the administration may for all official purposes use any of such languages.

2 OBJECTIVES

2.1 The objectives of the MOC shall be:

2.1.1 To encourage and promote interests in such sports as may form part of the Olympic Games, Commonwealth Games, Mediterranean Games, Games of the Small

State of Europe as well as any International Games, for which participation falls under the jurisdiction of the MOC.

2.1.2 To foster and if necessary subsidise the representation for Malta at the Olympic Games, Commonwealth Games and Mediterranean Games, Games of Small States of Europe as well as any International Games.

2.1.3 To ensure that preparations by prospective participants are of a standard that would ensure participation with honour in all events.

2.1.4 To contribute in any way to the propagation of the Fundamental Principles of the Olympic Movement. Consequently the MOC shall:

(a) Propagate the fundamental principles of Olympism at national level within the framework of sports activity and otherwise contribute, among other things, to the diffusion of Olympism in the teaching programmes of physical education and sport in schools and university establishments. The MOC is to see to the creation of institutions, which devote themselves to Olympic education and in particular to concern itself with the establishment and activities of National Olympic Academies, Olympic Museums and cultural programmes related to the Olympic Movement.

(b) Ensure the observance of the Olympic Charter.

(c) Encourage the development of sport.

(d) Help in the training of sports administrators.

(e) Fight against the use of substances and procedures prohibited by the IOC or the IFs.

(f) Work to maintain harmonious and cooperative relations with appropriate governmental bodies. Nevertheless, the MOC shall preserve its autonomy and resist all pressures of any kind, including those of a political, religious or economic nature, that may prevent it from complying with the Olympic Charter.

2.1.5 To offer solutions to the various problems of sport in Malta and to develop sport in general in Malta.

2.1.6 The Malta Olympic Committee, an organisation belonging to the Olympic Movement, hereby undertakes to respect the provisions of the Olympic Charter and the Olympic Movement Anti Doping Code and to abide by the decisions of the IOC.

The MOC undertakes, in accordance with its mission and role at national level, to participate in actions to promote peace and to promote women in sport, and to

support and encourage the promotion of sport ethics, to fight against doping and to demonstrate a responsible concern for environmental issues.

2.1.7 The mission of the MOC is to develop and protect the Olympic Movement in Malta in accordance with the Olympic Charter. In order to fulfil its mission, the MOC may cooperate with governmental or non-governmental bodies. However, the MOC must never associate itself with any activity, which would be in contradiction with the Olympic Charter.

3 AFFILIATION

3.1 The MOC shall be affiliated to the International Olympic Committee, Commonwealth Games Federation, Mediterranean Games Organisation and the Games of the Small States of Europe. The MOC may also affiliate to any other international sports organisation.

4 CONSTITUTION

4.1 The MOC shall consist of:

4.1.1 Affiliated Associations / Federations / Sport Unions.

4.1.2 The President and General Secretary of the MOC.

4.1.3 The Maltese member(s) of the IOC.

4.1.4 Olympians as specified in art 5.1.15.

4.1.5 Government or other public authorities shall not designate any members of an NOC.

4.1.6 The individual members of the MOC, with the exception of those who devote themselves to the administration of sport, shall accept no salary or bonus of any kind in consideration for the performance of their functions.

4.1.7 A member, honorary member or any person expelled from the IOC may not be a member of the MOC.

5 ELIGIBILITY FOR AFFILIATION

5.1 All properly constituted active local Associations / Federations / Sport Unions organising, on a national level, a sport which forms part of the programme of any Games that fall under the jurisdiction of the MOC, or a sport which is either recognised by the IOC or any other sport, including traditional sport, shall be eligible for affiliation to the MOC.

The MOC shall include all national federations affiliated to the IFs governing sports included in the programme of the Olympic Games or the representatives designated by them (with a minimum of five such national federations). Proof must be adducted that these national federations exercise a specific and real sport activity in their country and internationally, in particular by organizing and participating in competitions and implementing training programmes for athletes. The MOC shall not recognize more than one national federation for each sport governed by such IF.

Athletes or retired athletes having taken part in the Olympic Games; however, the latter must retire from their posts at the latest by the end of the third Olympiad after the last Olympic Games in which they took part.

The NOCs may also include as members:

a) National federations affiliated to IFs recognized by the IOC, the sports of which are not included in the programme of the Olympic Games.

b) Multi-sport groups and other sport-oriented organizations or their representatives, as well as nationals of the country liable to reinforce the effectiveness of the MOC or who have rendered distinguished services to the cause of sport of Olympism.

5.1.1 Each particular sport shall be represented in the Malta Olympic Committee by one Association/Federation/Sport Unions.

5.1.2 All applications for affiliation shall be examined by the Executive Board in order to verify whether such applications are in conformity with these Rules. The Board will then submit its recommendations to the Council for final decision.

5.1.3 If it results to the satisfaction of the MOC Executive Board that any affiliated Association/Federation/Sport Union is in default in respect of any of the criteria for affiliation as established in this article, the Executive Board will then recommend to the Council that such Association/Federation/Sport Union be either suspended or expelled. The Executive Board may also make such recommendation for any reason which it deems fit. The Council will then have the power to suspend for a definite time or expel such Association/Federation/Sport Union.

5.1.4 A motion of removal of an affiliated Association/Federation/Sport Union or any individual member must appear on the Agenda of the meeting and shall require the approval of at least two-thirds of the members present at the meeting for its adoption.

5.1.5 Any individual may be suspended or otherwise dealt with. He shall be notified by registered letter within seven days of suspension, the date and period of suspension.

5.1.6 An Association/Federation/Sport Union which is suspended shall be notified by registered letter by not later than seven days of the decision indicating the date and period of suspension.

5.1.7 A term of suspension commences from the time it is pronounced by the MOC unless otherwise stipulated and does not expire until the close of the day named in the decision.

5.1.8 Any properly constituted active local sports Association / Federation/Sport Union, which is not an MOC affiliated Association / Federation / Sport Union, and which must have been set up for at least two years, may be accepted by the Council, with a unanimous vote, as an Associate member of the Malta Olympic Committee.

5.1.9 An Association / Federation / Sport Union which potentially can become a full member of the MOC requires a two thirds majority vote of the Council to be accepted.

5.1.10 One representative of each Associate member shall have the right to attend Council Meetings, but shall not have the right to vote.

5.1.11 Associate and/or recognised members may benefit from any programme or project of the Malta Olympic Committee.

5.1.12 The MOC shall recognise the Olympians Club composed of athletes or retired athletes having taken part in the Olympic Games.

5.1.13 The Olympians Club shall be constituted according to Annex 'C'.

5.1.14 For the purpose of representing of the Olympians Club on the MOC Council, such athlete will only be eligible up to the third Olympiad after the last Olympic Games in which he/she took part.

5.1.15 The Olympians Club shall have one representative on the Council.

6 GOVERNING BODY

6.1 The Council shall be the highest organ of the MOC and will be the policy-making body.

6.1.1 The President of the MOC, the General Secretary of the MOC and the two representatives of each of the affiliated Associations/Federations/Sport Unions, whose fees are paid up, shall constitute the Council and shall have voting powers. The President shall also have a casting vote.

6.1.2 Legal representation of the MOC shall be vested in the person or persons so appointed for the particular issue by the Management Committee. All Elected members of the Executive shall assume office immediately after the meeting at which they are elected and remain in office until the end of their respective term of office or until they retire. Members will be eligible for re-election.

6.1.3 The Council shall have the power to co-opt not more than four members from outside the Organisation for a period of not more than one year. However, the Council may appoint any number of individuals to assist on any specific project which does not have a direct bearing on the administration of the MOC.

6.1.4 The President and General Secretary of the MOC shall relinquish their post as President, General Secretary or Treasurer of any affiliated Association/Federation/Sport Union, if they hold such posts on being elected as officers of the MOC. The President and General Secretary of the MOC cannot hold the post of President, General Secretary or Treasurer with any affiliated Association/Federation/Sport Union.

7 THE COUNCIL

7.1 The Council shall have the power to administer the affairs of the MOC and shall consist of the following:

7.1.1 The President of the MOC.

7.1.2 The General Secretary of the MOC.

7.1.3 The Maltese member/s of the IOC.

7.1.4 The co-opted members but without the right to vote.

7.1.5 Two representatives of each of the affiliated Associations/Federations/Sport Unions.

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7.1.6 The members of the Executive Board who are not the Council Members, but without the right to vote.

7.1.7 Representative of the Olympians Club.

8 COUNCIL REGULATIONS

8.1 The Council will meet at least three times in a year, once during February / March, another time during June/July and the third time during November / December.

8.2 Documents to be discussed and approved by Council shall be submitted to all council members at least 30 days prior to the meeting.

8.3 Twenty-five per cent of all the members of the MOC having the right to vote shall form a quorum at all meetings. If the said quorum is not attained after one hour from the scheduled time, a second meeting shall be convened not before 7 days and not later than one month from the date of the first meeting and the quorum shall be the members present at the second meeting.

8.4.1 The following shall have the right to vote at all meetings: -

- a) The President;
- b) The General Secretary;
- c) The Maltese Member/s of the IOC, if any;
- d) Two representatives of each of the affiliated Associations / Federations/Sport Unions.
- e) Representative of the Olympians Club.

8.4.2 The President and General Secretary have no vote in respect of the elections of the Executive Board members.

8.5.1 When dealing with questions relating to the Olympic Games, only the votes cast by national federations affiliated to IFs governing sports included in the programme of the Olympic Games are taken into consideration.

8.5.2 The MOC shall not recognise more than one national federation for each sport governed by such IF.

Furthermore, such national federations or the representatives chosen by them must constitute the voting majority of the MOC on Olympic matters.

When the representatives do not reach agreement on whether the subject discussed is an Olympic matter or otherwise, the President of person chairing the meeting shall rule on what constitutes an Olympic matter basing his decision on what is provided in the Olympic Charter. Such ruling shall not be subject to challenge by Council Members.

8.5.3 Save as specified on Art 8.8.2 all votes shall be determined by simple majority of the members present."

8.6 All voting at all council meetings shall be determined by the show of hands unless a secret vote is called by any member.

8.7 Council meetings shall be summoned by the Secretary General, following a discussion by the Executive. The Secretary General shall inform all those entitled to attend by means of a circular to be sent by not later than sixty (60) days prior to the meeting. The accidental non-receipt of the Agenda or any document attached to it shall not be considered in any way an infringement of this sub-section.

8.8.1 Amendments to the Statute can be proposed in the first council meeting of the year, by the Executive Board or by an affiliated Association/Federation/Sports Unions as long as they are submitted to the Secretary General of the MOC at least six weeks before the meeting in order to be sent to all members thirty (30) days prior to the council meeting.

8.8.2 Amendments carried require the approval of two-thirds of the members present with the right to vote. However amendments to the annexes shall only require a simple majority for amendments.

8.8.3 Any subsequent change to the statutes as originally approved by the IOC shall also be communicated to the latter with a request for approval.

8.9.1 In the last meeting in the year of the Olympic Games the Council will elect the President and the Secretary General of the MOC and the other members of the Executive Board consisting of the Deputy President, the Director of Finance, the Director of Sport and eight (8) other directors. This meeting shall be known as the Elective General Assembly.

8.9.2 Save as provided below, the eight persons polling the highest number of votes during the Elective General Assembly shall be declared elected. In the case of a tie for the last elected Director, there will be further elections between the candidates who obtained the same number of votes.

However, the gentleman and lady obtaining the highest number of votes from gentlemen or ladies standing for election, shall be declared elected notwithstanding that he/she is not included with the top eight, provided that he/she shall have obtained a minimum of 10% of the valid votes cast. In this latter case, the last elected candidate will be replaced by the gentleman / lady as specified in the sub-section. Should no gentleman/lady be elected as stated above, the Executive shall, during its first meeting co-opt its eighth director accordingly with full voting rights.

8.10 Notice of resolutions must reach the Secretary General of the MOC at least six weeks prior to the meeting. Resolutions not notified may not be discussed until the appropriate procedure is followed.

9 MOC EXECUTIVE BOARD

9.1.1 The Executive Board will be responsible to put into effect the policy as decided by the Council and to run the affairs of the MOC in conformity with that policy.

9.1.2 The Executive Board will consist of the persons elected as per article 8. They shall hold office from the moment they are declared elected up to the next Elective General Assembly. The Executive shall appoint from amongst its members, directors responsible for the various duties mentioned in 9.2 below or any other duty, which it feels fit to assign.

9.1.3 The Maltese IOC member/s shall be ex-officio member/s of the Executive Board.

9.1.4 The duties of the Executive Board, inter alia, are the following:

- a) Deal with all business of the MOC (not policy);
- b) Deal with urgent business of the MOC on behalf of the MOC. These decisions are to be ratified later at the first Council Meeting;
- c) Raise funds and take charge of teams representing Malta.

9.1.5 The Executive Board is summoned by the President or Secretary General at least ten times a year or at the request of two members. Six members shall form a quorum.

9.1.6 There shall be a Management Committee of the MOC. This shall consist of the President, Deputy President, Secretary General, Director of Finance and Director of Sports.

9.1.7 The Management Committee shall be responsible for the day to day management of the MOC according to the policy established by the Council.

9.1.8 The Management Committee shall meet as often as required. Three shall constitute a quorum.

9.1.9 The minutes of the Management Committee shall be approved by the Management Committee. However, they shall be circulated to all Executive Committee Members.

9.1.10 The Management Committee shall not borrow or enter into any loan agreements totalling more than twenty-five thousand Malta liri without the prior approval of the Council. It cannot hypothecate MOC property without the prior approval of Council.

9.1.11 Once every six months the Management Committee shall hold a meeting with the Presidents of the Associations/Federations/Sports Unions whose sports is included in the next Olympiad, and of the other Sports Associations/Federations/Sports Unions separately. In special cases, if the President of an Association/Federation/Sports Union cannot attend, his/her Deputy President or his/her Secretary General can attend instead of him/her."

9.2 Specific Duties

9.2.1 The duties of Executive Board members are the following: -

9.2.2 The President will chair all meetings of the Council, the Executive Board and the Management Committee. The President shall be ultimately responsible for all matters and he has the right to exercise the casting vote.

9.2.3 The Deputy President will perform all the duties of the President in his absence. He will be responsible for the functioning of all the commissions of the MOC and also to act as co-ordinator in respect of such MOC Commissions.

9.2.4 The Secretary General will be responsible for the running of the secretariat and the day to day running of the MOC. He will also be responsible for the relations with member Associations/Federations/Sport Unions.

9.2.5 Director of Finance will be responsible for finance and will also present a yearly budget for approval to the Executive Board. The Director of Finance will present professionally audited accounts of the preceding year during the first Council Meeting of each year, except for the first Council Meeting of the Quadrennial. He shall present the professionally audited accounts for the Quadrennial, during the Elective General Assembly.

9.2.6 Director of Sport will be responsible for the sports programme and technical programme of the MOC. He will co-ordinate with member Associations/Federations/Sport Unions as far as technical matters are concerned. He will also be responsible for sports facilities. He will act as chairman of the sports commission. He will be responsible for all matters connected with the Olympic Games, Mediterranean Games, Commonwealth Games, Games of the Small States of Europe and the European Youth Olympic Days.

Other duties of members elected on the Executive Board, could include that of

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9.2.7 Deputy Secretary General who will work in close collaboration with the Secretary General and will deputise for him in his absence.

9.2.8 Director of Marketing who will be responsible for the planning and execution of a marketing programme. He will be responsible for the relations with sponsors. He will safeguard the emblem and marks of the International Olympic Committee and of the Malta Olympic Committee.

9.2.9 Director of Media and Public Relations who will be responsible to project the right image of the MOC and to inform the public on all activities organised by the MOC. He will be responsible for all MOC publications and ancillary matters.

9.2.10 Director of Youth Programme who will be responsible to formulate a policy on young athletes and on the role of sport in education at all levels. He will be responsible for the organisation of the Loghob ghaz-Zghazagh (Malta Olympic Youth Sports Fest) and for all matters connected with the European Youth Olympic Days and Giochi della Gioventù.

9.2.11 Director of the Olympic Academy who will be responsible to set up the Academy and to hold regular courses and seminars for the promulgation of the Olympic Ideals and he will also be responsible for the Sports Library and the Museum.

9.2.12 Director of Relations with Government who shall be responsible to discuss and improve the relations with Government Departments (eg. Income Tax, VAT) and Authorities ((Planning, Tourism)), in order to improve the position of MOC, its affiliated federations, and sports Associations/Federations/Sport Unions in general in Malta.

9.2.13 Director responsible for Sport for All.

9.2.14 Director responsible for Ethics.

9.2.15 The Executive is empowered to assign the above-mentioned duties as well as other duties to be decided upon, to anyone of the Executive Directors, including members of the Management Committee, and may assign more than one of the above-mentioned duties to the same director, as well as assign part of these duties to one director and part to another director.

9.3 Vacancies

9.3.1 Vacancies of executive Board Members must be filled not later than two months from the date that the Council meets and acknowledges a resignation, or other reason that creates a vacancy. Meetings called for the purpose of election of officers must be notified to all members at least fifteen days in advance.

10 ELECTIVE GENERAL ASSEMBLY

10.1 The last Council meeting held in the year of the Olympic Games will be deemed as the Elective General Assembly. The Agenda shall only include the following:

- a) Address by the President.
- b) Review of activities by Directors.
- c) Approval of audited accounts.
- d) Election of the President, the Deputy President, the Secretary General, the Director of Finance, the Director of Sport and eight (8) other directors.
- e) Appointment of a qualified Auditor.

10.2 Nomination for any post must be duly proposed by any one Association / Federation/ Sport Union and seconded by another member Association Federation/ Sport Union. The nominated candidate must signify his acceptance even if this is done by fax. All nominations are to be acknowledged in writing.

10.3 These nominations are to be submitted to the MOC secretariat at least 42 days in the case of the President and 28 days in the case of the other Directors prior to the Elective General Assembly or any Council Meeting where elections are to be made and will be circulated to all member federations ten days before such meetings.

11 EXTRAORDINARY COUNCIL MEETINGS

11.1 Extraordinary Council Meetings shall be called any time they are requested by the President, or by the Executive Board or by at least one fourth of all member Associations/ Federations/Sport Unions have the right to vote. The objectives of calling such a meeting must be clearly stated. No item other than that/those specified on the Agenda shall be decided. "Any other matter" is not to be considered as a specific item.

12 COMMISSIONS

12.1 The Executive Board shall nominate the following commissions and any other commission as the Board may deem fit: -

- a) Medical;
- b) Legal;
- c) Athletes;
- d) Women;

12.1.1 The Chairman of each Commission are to attend in an observer capacity to the Executive Board meetings whensoever they shall be called upon to do so.

12.1.2 The President, the Deputy President and General Secretary will be ex-officio members on all commissions.

12.1.3 All reports shall be presented to the Executive Board in writing. These reports will be presented also to the Council.

13 SUB-COMMITTEES

13.1 Sub-committees and/or special committees may be appointed by the Council to consider and report upon any question that may be referred to them. The number to form a special committee or sub-committee and the number to form a quorum shall be determined by the Council.

13.2 The President, the General Secretary and Deputy President shall be ex-officio members on all committees. All reports shall be presented to the Council in writing and after having been read and adopted shall be noted in the minutes.

14 APPEALS

14.1 Any decision taken by a Disciplinary Tribunal set up by the Malta Olympic Committee may be submitted exclusively by way of appeal to the Court of Arbitration for Sports in Lausanne, Switzerland, which will resolve the dispute definitely in accordance with the Code of Sports-Related Arbitration. The time limit for appeal is twenty-one days after reception of the decision concerning the appeal

15 RESIGNATIONS

15.1 Executive board members failing to attend three (3) consecutive meetings or a total of five (5) out of (9) meetings without justified reasons or fail to do their duties according to the terms of reference as stated in Rule 9.2, shall be considered as not in good standing. Such persons shall be considered as having resigned if they do not justify their case at the first Council Meeting after such default.

15.2 A registered letter should be sent to such persons to attend this Council Meeting.

16 RESOLUTIONS

16.1 A resolution shall not be rescinded unless the counter resolution has the support of two-thirds of the members present.

17 PRIVILEGED MATTERS

17.1 All matters discussed at MOC meetings shall be deemed as privileged. However, the MOC may from time to time inform any member Association/Federations/Sports Union, or the media about its decision.

18 ADJOURNMENT

18.1 Any business or motion not dealt with by the closing of the meeting shall be adjourned and given priority at the next meeting.

19 FINANCIAL YEAR

19.1 The financial year of the MOC will be from the beginning of November till the end of October.

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20 OLYMPIC RULES

20.1 Matters relating to international participation and not provided for in the statute shall be dealt with in accordance with the IOC rules, or rules governing the international event at the time. Should there be any doubt concerning the interpretation of this constitution or omissions or discrepancies between it and the provisions of the "Olympic Charter", the latter shall prevail.

20.2 The MOC shall constitute, organise and lead its delegation at the Olympic Games and at the regional, continental or world multi-sports competitions patronised by the IOC. The MOC shall be responsible for the behaviour of the members of its delegations.

20.3 The Malta Olympic Committee shall have the exclusive powers for the representation of Malta at the Olympic Games and at the regional, continental or world multi-sports competitions patronized by the IOC.

The Malta Olympic Committee has the authority to apply to organize International Games in Malta. The MOC shall comply with rules 31 - 35 and the *bye-laws* to Rules 31 and 32 of the Olympic Charter.

21 SUSPENSION

21.1 Any member not conforming with any directive given by the Chairman during any meeting may be suspended by the Chairman.

22 RECOGNITION OF NATIONAL ASSOCIATIONS / FEDERATIONS / SPORT UNIONS

22.1. The MOC Council shall have the power to grant the status of Associate member to any Association / Federation/ Sport Union. Such associate member may attend Council Meetings but shall not have the right to vote. However, the President may grant the representative of such Association / Federation / Sports Union, the right to address the Council.

22.2 The MOC Council shall have the power to give recognition to the National Associations / Federations / Sports Union. A recognised Association / Federation / Sports Union may attend council meetings but shall not have the right to vote.

22.3 All affiliated associated, or recognised Associations/Federations/ Sports Unions must inform the Malta Olympic Committee whenever they hold a general meeting, at least fifteen days prior to the date of such General Meeting. The MOC

shall appoint a delegate to attend such General Meeting and to report on business conducted thereat.

22.4. All decisions taken at any General Meeting of an affiliated Association/Federation/Sport Union are to be notified to the Malta Olympic Committee within fifteen days.

23 SUBSCRIPTION FEES

23.1 The Annual subscription Fee shall be of twenty five Malta lira (Lm25) to be paid in advance by the 31st January of each year. A list of all Associations/Federations/Sport Unions affiliated to the MOC will be circulated during the first week of February and before the first Council Meeting. Associations/Federations/Sport Unions who are in arrears for two months shall after notice of such action be suspended. Such Associations/Federations/Sport Unions may however be reinstated should they bring their subscription up to date and pay a fine which the MOC may deem fit, but not exceeding one hundred Malta Lira (Lm100).

24 DISSOLUTION

24.1 In the event of the MOC being dissolved or disbanded the assets shall be divided equally between the affiliated Associations/Federations/ Sports Unions

25 INTERPRETATION OF THE RULES

25.1 The MOC is the sole interpreter of these rules but should there be any doubt concerning the interpretation of this Constitution or omission or discrepancies between it and the provisions of the "Olympic Charter", the latter shall prevail.

Mr. Justice Lino Farrugia Sacco
President

Joseph Cassar
Secretary General

Date

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Passed by the House of Representatives at Sitting No. 817 of the 20th
November, 2002.

ANTON TABONE
Speaker

RICHARD J. CAUCHI
Clerk to the House of Representatives