

Nru. 144

27. 5. 86

MALTA

KAMRA TAD-DEPUTATI

ABBOZZ ta' Ligi mressaq mill-Onorevoli Joseph Cassar, M.P., Deputat Prim Ministru Anzjan u Ministru tal-Gustizzja u Affarijiet tal-Parlament u moqri għall-Ewwel darba fis-Seduta tat-28 ta' April, 1986.

ATT biex ikompli jemenda l-Att dwar ir-Registru Pubbliku, Kap. 93.

C. MIFSUD

Skrivan tal-Kamra tad-Deputati

HOUSE OF REPRESENTATIVES

A BILL introduced by the Honourable Joseph Cassar, M.P., Senior Deputy Prime Minister and Minister of Justice and Parliamentary Affairs and read the First time at the Sitting of the 28th April, 1986.

AN ACT further to amend the Public Registry Act, Cap. 93.

C. MIFSUD

Clerk to the House of Representatives

ABBOZZ TA' LIĠI

msejjah

ATT biex ikompli jemenda l-Att dwar ir-Registru Pubbliku, Kap. 93.

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

1. Dan l-Att jista' jissejjaħ l-Att ta' l-1986 li jemenda l-Att dwar ir-Registru Pubbliku, u għandu jinqara u jiftiehem ħaġa waħda ma' l-Att dwar ir-Registru Pubbliku, hawnhekk iżjed 'il quddiem imsejjaħ "l-Att prinċipali". Titolu fil-qosor.

2. L-artikolu 3 ta' l-Att prinċipali għandu jiġi emendat kif ġej:

(a) minnufih wara s-subartikolu (3) tiegħu għandu jżiddied dan is-subartikolu ġdid:

Delega ta' funzjonijiet mid-Direttur. (3A) Id-Direttur jista' jiddelega jew jassenja kull waħda mill-funzjonijiet tiegħu skond dan l-Att lil uffiċjali li jkollhom il-grad ta' Duttur tal-Liġi u li jkunu jaqdu dmirijithom fir-Registru Pubbliku.”;

Emenda ta' l-artikolu 3 ta' l-Att prinċipali.

(b) fis-subartikolu (4) tiegħu minnufih wara l-kliem "Assistent Direttur" kull fejn jinsabu, għandhom jidhlu l-kliem "jew uffiċjal imsemmi fis-subartikolu (3A) ta' dan l-artikolu"; u minflok il-kliem "fl-aħħar subartikolu ta' qabel dan" għandhom jidhlu l-kliem "fis-subartikolu (3) ta' dan l-artikolu"; u

(c) is-subartikolu (5) tiegħu għandu jiġi emendat kif ġej:

(i) minflok il-kliem "id-Direttur u l-Assistenti Diretturi" għandhom jidhlu l-kliem "id-Direttur, l-Assistenti Diretturi u l-uffiċjali msemmijin fis-subartikolu (3A) ta' dan l-artikolu"; u

(ii) fil-formula tal-gurament ta' kariga, minflok il-kliem "(jew Assistent Direttur)" għandhom jidhlu l-kliem "(jew Assistent Direttur jew uffiċjal lili delegati jew assenjati mid-Direttur)".

Emenda ta' l-artikolu 37 ta' l-Att prinċipali.

3. L-artikolu 37 ta' l-Att prinċipali għandu jiġi emendat kif ġej:

(a) minflok il-kliem "id-Direttur jew wieħed mill-Assistenti Diretturi" għandhom jidhlu l-kliem "id-Direttur, wieħed mill-Assistenti Diretturi jew mill-uffiċjali msemmin fis-subartikolu (3A) ta' l-artikolu 3"; u

(b) minflok il-kliem "lid-Direttur jew Assistent Direttur" għandhom jidhlu l-kliem "lid-Direttur, Assistent Direttur jew uffiċjal imsemmi fis-subartikolu (3A) ta' l-artikolu 3".

Emenda konsegwenzjali.

4. Il-liġi msemmija fl-ewwel kolonna ta' l-Iskeda li tinsab ma' dan l-Att għandu jkollha effett sugġett għall-emendi speċifikati dwarha fit-tieni kolonna ta' dik l-Iskeda.

SKEDA

(Artikolu 4)

Liġi

Safejn tiġi emendata

Kodiċi Ċivili, Kap. 23.

1. Fis-subartikolu (2) ta' l-artikolu 275, minflok il-kliem "mid-Direttur tar-Reġistru Pubbliku jew minn wieħed mill-Assistenti Diretturi" għandhom jidhlu l-kliem "mid-Direttur tar-Reġistru Pubbliku, wieħed mill-Assistenti Diretturi jew mill-uffiċjali msemmin fis-subartikolu (1A) ta' l-artikolu 343A".

2. Fl-artikolu 297, minflok il-kliem "wieħed mill-Assistenti Diretturi," għandhom jidhlu l-kliem "wieħed mill-Assistenti Diretturi jew mill-uffiċjali msemmin fis-subartikolu (1A) ta' l-artikolu 343A"; u wara l-kliem "lil Assistent Direttur" għandhom jidhlu l-kliem "jew lil uffiċjal imsemmi fis-subartikolu (1A) ta' l-artikolu 343A".

3. L-artikolu 343A għandu jiġi emendat kif ġej:

(a) minnufih wara s-subartikolu (1) tiegħu għandu jidhlo dan is-subartikolu ġdid li ġej:

"Delega ta' funzjonijiet mid-Direttur.

(1A) Dawn il-funzjonijiet jistgħu, sa dak il-limitu li jiġi delegat mid-Direttur, jiġu wkoll eżerċitati minn uffiċjal li jkollu l-grad ta' Duttur tal-Liġi u li jkun jaqdi dmirijietu fir-Reġistru Pubbliku."; u

(b) fis-subartikolu (2) tiegħu wara l-kliem "tali Assistent Direttur" għandhom jidhdu l-kliem "jew uffiċjal imsemmi fis-subartikolu (1A) ta' dan l-artikolu".

Ghanijiet u Raġunijiet

L-Abbozz jaġti s-setgħa lid-Direttur tar-Reġistru Pubbliku li jiddelega funzjonijiet li għandu lil uffiċjali fir-Reġistru Pubbliku li għandhom il-grad ta' Duttur tal-Liġi bil-għan li jhaffef ix-xogħol f'dak id-dipartiment.

A BILL
entitled

AN ACT further to amend the Public Registry Act, Cap. 93.

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:—

1. This Act may be cited as the Public Registry (Amendment) Act, 1986, and shall be read and construed as one with the Public Registry Act, hereinafter referred to as "the principal Act". Short title.

2. Section 3 of the principal Act shall be amended as follows: Amendment of section 3 of the principal Act.

(a) immediately after subsection (3) thereof there shall be added the following new subsection:

"Delegation of functions by Director. (3A) The Director may delegate or assign any of his functions under this Act to officers who hold the degree of Doctor of Laws and who perform duties in the Public Registry.":

(b) in subsection (4) thereof immediately after the words "an Assistant Director" wherever they occur, there shall be inserted the words "or an officer mentioned in subsection (3A) of this section"; and for the words "in the last preceding subsection" there shall be substituted the words "in subsection (3) of this section"; and

(c) subsection (5) thereof shall be amended as follows:

(i) for the words "the Director and the Assistant Directors" there shall be substituted the words "the Director, the Assistant Directors and the officers mentioned in subsection (3A) of this section"; and

(ii) in the form of the oath of office, for the words "(or Assistant Director)" there shall be substituted the words "(or Assistant Director or officer delegated or assigned to me by the Director)".

Amendment of section 37 of the principal Act.

3. Section 37 of the principal Act shall be amended as follows:

(a) for the words "the Director or one of the Assistant Directors" there shall be substituted the words "the Director, one of the Assistant Directors or of the officers mentioned in subsection (3A) of section 3"; and

(b) for the words "the Director or an Assistant Director" there shall be substituted the words "the Director, an Assistant Director or an officer mentioned in subsection (3A) of section 3".

Consequential amendment.

4. The enactment mentioned in the first column of the Schedule to this Act shall have effect subject to the amendments specified in relation thereto in the second column of that Schedule.

SCHEDULE

(Section 4)

<i>Enactment</i>	<i>Extent of amendment</i>
Civil Code, Cap. 23.	<p>1. In subsection (2) of section 275, for the words "the Director of the Public Registry or one of the Assistant Directors" there shall be substituted the words "the Director of the Public Registry, one of the Assistant Directors or of the officers mentioned in subsection (1A) of section 343A".</p> <p>2. In section 297, for the words "one of the Assistant Directors," there shall be substituted the words "one of the Assistant Directors or of the officers mentioned in subsection (1A) of section 343A"; and after the words "an Assistant Director" there shall be inserted the words "or an officer mentioned in subsection (1A) of section 343A".</p> <p>3. Section 343A shall be amended as follows:</p> <p>(a) immediately after subsection (1) thereof there shall be added the following new subsection:</p> <p style="padding-left: 40px;">"Delegation of functions by Director. (1A) Such functions may, to the extent delegated by the Director, be exercised also by any officer who holds the degree of Doctor of Laws and who performs duties in the Public Registry."; and</p> <p>(b) in subsection (2) thereof after the words "an Assistant Director" there shall be added the words "or an officer mentioned in subsection (1A) of this section".</p>

Objects and Reasons

The Bill empowers the Director of the Public Registry to delegate any of his functions to officers in the Public Registry holding the degree of Doctor of Laws for the purpose of facilitating the work in that department.