

Nru. 14

16. 12. 87

MALTA

KAMRA TAD-DEPUTATI

HOUSE OF REPRESENTATIVES

ABBOZZ ta' Liġi mressaq mill-Onorevoli Ugo Mifsud Bonnici, M.P., Ministru ta' l-Edukazzjoni u moqri għall-Ewwel darba fis-Seduta tat-28 ta' Settembru, 1987.

A BILL introduced by the Honourable Ugo Mifsud Bonnici, M.P., Minister of Education and read the First time at the Sitting of the 28th September, 1987.

ATT biex jirregola l-professjoni ta' l-ingerija u biex jipprovdi għal hwej-
jeg li għandhom x'jaqsmu ma' dik
il-professjoni jew li huma ancillari
għaliha.

AN ACT to regulate the engineering
profession and to provide for matters
connected therewith or ancillary
thereto.

P. MUSCAT TERRIBILE

Agent Skrivan tal-Kamra tad-Deputati

P. MUSCAT TERRIBILE

Acting Clerk to the House of Representatives

ABBOZZ TA' LIĠI msejjaħ

ATT biex jirregola l-professjoni ta' l-ingerija u biex jipprovdi għal hwejjeġ li għandhom x'jaqsmu ma' dik il-professjoni jew li huma ancillari għaliha.

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

1. (1) Dan l-Att jista' jissejjaħ l-Att ta' l-1987 dwar il-Professjoni ta' l-Inginerija. Titolu fil-qosor
u bidu fis-seħh.

(2) Dan l-Att għandu jibda jseħħ f'dik id-data li l-Ministru responsabbli għall-infrastruttura jista' jstabbilixxi b'avviż fil-Gazzetta u jistgħu jiġu hekk stabbiliti dati differenti dwar dispozizzjonijiet differenti u għal għanijiet differenti ta' dan l-Att.

2. F'dan l-Att, kemm-il darba r-rabta tal-kliem ma tehtieġx Tifsir. xort'oħra —

“Bord” tfisser il-Bord ta' l-Inginerija mwaqqaf bl-artikolu 6 ta' dan l-Att;

“inginer” tfisser persuna li tkun kisbet il-grad ta' Baċcellerat ta' l-Inginerija Mekkanika (Hons.) jew Baċcellerat ta' Inginerija Elettrika (Hons.) mill-Università ta' Malta skond l-istatuti u r-regoli ta' dik l-Università jew kwalifika akkademika ekwivalenti barranija fl-ingerija li tkun hekk magħrufa mill-Università ta' Malta;

“Ministru” tfisser il-Ministru responsabbli għall-infrastruttura u, sal-limitu tal-funzjonijiet delegati lilu mill-Ministru, tinkludi l-Bord;

“preskritt” tfisser preskritt b'regolamenti taħt dan l-Att;

“professjoni ta’ inginier” tfisser il-professjoni eżerċitata minn inginier li jkun detentur ta’ *warrant*;

“*warrant*” tfisser *warrant* mogħti taħt l-artikolu 4 ta’ dan l-Att; u “detentur ta’ *warrant*” għandha tiftiehem skond dan it-tifsir.

Kundizzjonijiet
meħtieġa
biex wiehed
jikkwalifika
għal *warrant*.

3. (1) Ebda persuna ma tista’ teżerċita l-professjoni ta’ inginier kemm-il darba ma jkollhiex *warrant* mahruġ taħt l-artikolu 4 ta’ dan l-Att.

(2) Persuna ma tikkwalifikax għal *warrant* hlief jekk —

(a) tkun ċittadin ta’ Malta;

(b) tkun ta’ kondotta tajba;

(ċ) tkun tista’ taġixxi għal kollox skond il-liġi; u

(d) (i) ikollha dak il-grad ta’ l-Università ta’ Malta jew kwalifika akkademika ekwivalenti lokali jew barranija dwar il-professjoni ta’ l-inginierija li fiż-żmien rilevanti tkun magħrufa mill-Università ta’ Malta u mill-Bord bħala li tkun suffiċjenti għall-għanijiet ta’ dan l-artikolu;

(ii) għal perijodu ta’ mhux anqas minn sentejn wara li tkun kisbet dan il-grad jew kwalifika akkademika, tkun tharrġet fl-eżerċizzju tal-professjoni ma’ inginier eżerċenti:

Iżda suġġett għall-approvazzjoni tal-Bord dak it-taħriġ jista’ jsir, kollu jew f’parti minnu, ma’ inginier eżerċenti barra minn Malta:

Iżda wkoll suġġett għall-approvazzjoni tal-Bord, l-esperjenza miksuba minn persuna matul il-fażi tax-xogħol bl-iskema ta’ haddiema-studenti tista’ titqies, kollha jew f’parti minnha, li tissodisfa l-htigijiet ta’ dan is-sub-paragrafu;

(iii) tkun giet debitament eżaminata u approvata miċ-*chairman* u żewġ membri oħra tal-Bord li jċertifikaw bil-firma tagħhom li jkollha l-kwalifiki msemmija qabel u li hi kompetenti li teżerċita l-professjoni ta’ inginier.

(3) Minkejja d-dispożizzjonijiet tal-paragrafu (d) tas-subartikolu ta’ qabel dan, meta persuna ġgib prova li tkun eżerċitat il-professjoni ta’ inginier barra minn Malta wara li tkun giet debitament awtorizzata minn awtorità kompetenti li tagħmel hekk, il-Ministru jista’, wara li jikkonsulta lill-Bord, jiddispensa lil dik il-persuna mill-htigijiet tas-sub-paragrafi (i) u (ii) ta’ dak il-paragrafu.

4. (1) *Warrant* għall-eżerċizzju tal-professjoni ta’ inginier jinħareġ mill-Ministru fuq ir-rakkomandazzjoni tal-Bord lil kull persuna li tissodisfa l-htigiet tas-subartikolu (2), u, fejn ikunu japplikaw id-dispożizzjonijiet tas-subartikolu (3) ta’ l-artikolu 3 ta’ dan l-Att.

(2) Id-detentur ta’ *warrant* jista’ juża l-isem ta’ “inginier” jew l-abbrevjazzjoni tiegħu “Ing.” flimkien ma’ ismu.

Warrant
biex wiehed
jeżerċita
l-professjoni
ta’ inginier.

Ħruġ ta’ liċenza
speċjali biex
wiehed
jeżerċita
l-professjoni
ta’ inginier.

5. (1) Minkejja d-dispożizzjonijiet tas-subartikolu (2) ta’ l-artikolu 3 ta’ dan l-Att, il-Ministru jista’, wara konsultazzjoni mal-Bord, johroġ liċenza speċjali lil xi persuna li tkun awtorizzata kif imiss minn awtorità kompetenti barranija biex teżerċita l-professjoni ta’ inginier,

biex teżerċita dik il-professjoni f'Malta għal dak il-perijodu definit u għal dak l-għan speċifiku u suġġett għal kull kondizzjoni oħra li tista' tiġi speċifikata fil-liċenza.

(2) Persuna li tinghatalha liċenza speċjali taħt is-subartikolu ta' qabel dan għandha titqies li tkun detentur ta' *warrant* matul iż-żmien u għall-għan speċifikat fil-liċenza u d-dispożizzjonijiet ta' dan l-Att u ta' kull liġi oħra għandhom ikunu japplikaw għaliha bl-istess mod u sa dak il-limitu kif japplikaw għal kull detentur ieħor ta' *warrant*.

6. (1) Għandu jkun hemm Bord, li jkun magħruf bħala l-Bord ta' l-Inġinerija, li jkun magħmul minn *chairman* u minn erba' membri oħra mahtura mill-Ministru minn fost detenturi ta' *warrant*. Bord ta' l-Inġinerija.

(2) Il-membri tal-Bord għandhom iżommu l-kariga għal dak iż-żmien ta' mhux iżjed minn tliet snin u taħt dawk il-kondizzjonijiet li jiġu stabbiliti fl-ittra tal-hatra tagħhom:

Iżda l-ewwel membri tal-Bord jistgħu jintgħazlu minn fost persuni li fl-opinjoni tal-Ministru jkunu jikkwalifikaw għall-*warrant*, u dawk il-membri għandhom iżommu l-kariga għal perijodu ta' mhux aktar minn sena.

(3) Il-membri tal-Bord għandhom, fi żmien tal-hatra tagħhom, ikunu eliġibbli għall-hatra mill-ġdid.

(4) Meta jkun hemm xi vakanza fil-Bord il-Ministru għandu, hekk kif ikun Prattikabbli, jahtar persuna oħra biex timla dik il-vakanza.

(5) In-numru ta' membri preżenti meħtieġ biex ikun hemm *quorum* ikun ta' tlieta, iżda, dejjem jekk ikun hemm *quorum*, il-Bord jista' jaġixxi minkejja kull vakanza fost il-membri tiegħu.

(6) Il-Ministru jista' wkoll jagħzel uffiċjal pubbliku biex jagħmilha ta' segretarju tal-Bord, iżda dak is-segretarju ma jkollux vot.

(7) Barra minn dak li ntqal qabel il-Bord jista' jagħmel ir-regoli tiegħu stess u xort'oħra jirregola l-proċedura tiegħu stess.

7. (1) Il-funzjonijiet tal-Bord huma —

Funzjonijiet tal-Bord.

(a) li jikkonsidra applikazzjonijiet għall-*hrug* ta' *warrant* u li jagħmel ir-rakkomandazzjonijiet tiegħu dwarhom lill-Ministru;

(b) li jagħmel inkjesti dwar kull akkuża ta' mġieba hażina professjonali jew abbuż li tingieb kontra inġinier in konnessjoni ma' l-eżerċizzju tal-professjoni tiegħu jew ma' hwejjeġ professjonali, bla ħsara għad-dispożizzjonijiet tal-Kodiċi Kriminali jew ta' kull liġi oħra; Kap. 9

(ċ) li jittratta każijiet li jwasslu għas-sospensjoni jew l-irtirar ta' *warrant*, jew ta' liċenza speċjali mogħtija taħt l-artikolu 5 ta' dan l-Att, kif provdut f'dan l-Att jew bis-saħħa tiegħu;

(d) li jagħti pariri, jew jagħmel rakkomandazzjonijiet jew xort'oħra jagħti l-fehmiet tiegħu, lill-Ministru dwar kull haġa li dwarha l-Ministru għandu jikkonsulta lill-Bord jew li fuqha l-Bord għandu jagħmel rakkomandazzjonijiet lill-Ministru jew li fuqha l-Ministru jkun talab il-fehma jew ir-rakkomandazzjoni tal-Bord;

(e) li jwettaq dawk il-funzjonijiet l-oħra li johorġu minn dan l-Att jew minn xi liġi oħra jew li jiġu delegati lil mill-Ministru.

(2) Fl-eżerċizzju tal-funzjonijiet tiegħu taħt il-paragrafi (d) u (e) tas-subartikolu (1) ta' dan l-artikolu, il-Bord jista' jikkonsulta ma' dawk il-persuni li jidhirlu xierqa, u jista' wkoll jahtar kumitati, li l-president tagħhom ikun membru tal-Bord sabiex ikunu jistgħu jsiru dawk l-istudji jew dak ix-xogħol l-ieħor li l-Bord jista' jagħtihom.

(3) Il-Bord għandu, mhux iktar tard minn tliet xhur wara li tispicċa kull sena, jippubblika fil-Gazzetta lista tal-persuni li, fil-31 ta' Diċembru ta' l-imsemmija sena, kellhom *warrant* mahruġ taħt dan l-Att.

Soċjetajiet
ta' inġinieri.

8. (1) Żewġ detenturi ta' *warrant* jew iktar jistgħu jiffurmaw soċjetà ċivili, hawnhekk iżjed 'il quddiem imsejha "soċjetà ta' inġinieri", li jkollha bħala skop waħdieni tagħha x-xogħol ta' l-inġinerija u dawk is-setgħat li huma meħtieġa biex jintlahqu l-ghanijiet tas-soċjetà.

(2) Ebda persuna barra minn detentur ta' *warrant* ma tista' tkun imsieħba f'soċjetà ta' inġinieri.

(3) Kull soċjetà bħal dik għandha, meta tkun iffurmata kif imiss skond il-liġi u fuq hlas tad-dritt stipulat, tiġi registrata mal-Bord, u ma' dik ir-registrazzjoni s-soċji jkunu, sakemm din tibqa' hekk registrata, awtorizzati biex jaġixxu f'isem is-soċjetà li jkollha l-jedd li tuża l-isem "Inġinier" jew l-abbrevjazzjoni korrispondenti "Ing."

(4) Kull soċjetà bħal dik għandha tagħti lill-Ministru jew lill-Bord dak it-tagħrif li jkun raġonevolment meħtieġ jew li jista' jiġi preskritt, u għandha tagħti avviż lill-Ministru jew lill-Bord b'kull tibdil rilevanti f'kull tagħrif li qabel ikun ingħata lilhom fi żmien hmistax-il jum mid-data li fiha jkun sar dak it-tibdil.

Dispożizzjonijiet
applikabbli
għal Soċjetajiet
ta' Inġinieri.

9. Minkejja d-dispożizzjonijiet ta' xi liġi oħra jew ta' xi ftehim ieħor kuntrarju, dawn id-dispożizzjonijiet għandhom ikunu japplikaw għal soċjetà ta' inġinieri registrata taħt dan l-Att:

(a) is-soċji jkunu responsabbli *in solidum* għall-egħmil u għan-nuqqasijiet ta' kull wiehed minnhom fil-qadi tad-dmirijiet professjonali tagħhom, iż-żamma tal-livelli u l-imġieba professjonali meħtieġa u b'mod ġenerali għall-obbligi tagħhom taħt dan l-Att jew taħt xi liġi oħra applikabbli, u għandhom ukoll *in solidum* ikunu responsabbli għal kull telf jew danni riżultanti;

(b) kull projbizzjoni mposta b'dan l-Att jew taħt dwar wiehed mis-soċji għandha tapplika għas-soċji kollha u għas-soċjetà wkoll jekk l-egħmil projbit jew ristrett, jew li minnu tinqala' l-projbizzjoni jew ir-restrizzjoni, ikun sar minn wiehed mis-soċji;

(ċ) kull għemil jew haġa li tista' ssir minn detentur ta' *warrant* tista' ssir minn wiehed jew iżjed mis-soċji f'isem is-soċjetà; u kull għemil jew haġa li ssir f'isem is-soċjetà għandha ssir minn wiehed jew iżjed mis-soċji;

(d) ir-responsabbilitajiet għal kull haġa li tkun saret jew li tkun naqset milli ssir matul il-perijodu li fih il-persuna kienet soċju f'soċjetà ta' inġinieri m'għandhomx jieqfu, dwar dik il-persuna,

minhabba li din tkun irtirat, mietet jew għal xi raguni oħra li minhabba fiha ma tibqax soċju.

10. (1) Kull detentur ta' *warrant* jew soċjetà registrati taħt dan l-Att għandhom ikunu koperti minn assigurazzjoni għal indenniz minn dik il-kumpannija, b'dak il-mod u għal dak l-ammont kif jistgħu jiġu preskritti kontra kull responsabbiltà li d-detentur tal-*warrant* jew dik is-soċjetà jista' jkollhom għal kumpens dwar xi telf jew danni lil xi persuna minhabba xi għemil, żball jew nuqqas negligenti li jkun sar mid-detentur tal-*warrant*, mis-soċjetà, minn xi soċju tagħha jew minn xi wieħed mill-impjegati tagħhom, fil-qadi tal-funzjonijiet tagħhom, kif ukoll dwar kull telf jew danni li jinholqu jew li jkun hemm kontribut għalihom minn xi għemil jew nuqqas kriminali jew malizzjuż ta' xi wieħed mill-impjegati tagħhom:

Assigurazzjoni għal indenniz minn detentur ta' *warrant* u minn soċjetà ta' inginieri.

Iżda d-dispożizzjonijiet ta' dan is-subartikolu ma għandhomx ikunu japplikaw għal detenturi ta' *warrant* li huma, u għal dak iż-żmien li jkunu, impjegati mal-Gvern f'kariga ċivili jew militari dwar id-dmirijiet ufficjali tagħhom.

(2) Kull detentur ta' *warrant* jew soċjetà ta' inginieri li huma marbutin li jkunu koperti minn assigurazzjoni għal indenniz skond dan l-artikolu għandhom, ta' kull sena u fi żmien ġimgħa minn meta jkunu kkuntrattaw jew ġeddu din l-assigurazzjoni għal indenniz, javżaw lill-Bord bil-miktub dwar l-isem tal-kumpannija assiguratrici u n-numru relattiv tal-polza ta' assigurazzjoni.

11. (1) Kull ftehim jew arrangament ieħor li jkollu l-ħsieb li jeżenta lil detentur ta' *warrant* jew soċjetà ta' inginieri minn xi responsabbiltà, piż jew dmir taħt dan l-Att jew taħt xi liġi oħra, jew li tehlisom minnhom, jew, hlief taħt polza ta' assigurazzjoni magħmula taħt l-artikolu 10 ta' dan l-Att, biex jingħata indenniz kontra kull responsabbiltà bħal dik, piż jew dmir bħal dak, ikun null u mingħajr effett.

Ftehim proibit.

(2) Kull ftehim jew arrangament ieħor li bih detentur ta' *warrant* jew soċjetà ta' inginieri jaqbel li jhallas, sew direttament jew indirettament, lil xi persuna xi kummissjoni, senserija, sehem ta' drittijiet professjonali, jew xi forma oħra ta' rigal jew rimunerazzjoni għall-ksib jew talli wieħed ikun kiseb xi xogħol professjonali, ikun null u bla effett.

12. (1) Id-dikjarazzjoni ta' htija minn xi qorti kompetenti ta' xi reat, li tkun twassal għal piena ta' aktar minn sena prigunerija, minbarra omicidju involontarju jew xi delitt ieħor kontra l-persuna li jkun skużabbli skond il-Kodiċi Kriminali, għandha tkun kaġun ta' inabilità perpetwa li wieħed jikseb jew iżomm il-*warrant*.

Skwalifika ta' detentur ta' *warrant*.

Kap. 9

(2) Dik l-inabilità għandha tiġi dikjarata mill-Ministru b'avviż publikat fil-Gazzetta u għandha tiġi komunikata lill-persuna skwalifikata, kemm-il darba ma tkunx ġiet interdetta bis-sentenza nnifisha.

(3) Il-Ministru jista', f'kull żmien, u jekk issir rakkomandazzjoni bħal din mill-Bord, b'ordni jneħhi l-inabilità minnu dikjarata.

Ċessjoni ta' warrant, liċenża speċjali jew reġistrazzjoni ta' soċjetà.

13. (1) *Warrant*, liċenża speċjali jew reġistrazzjoni ta' soċjetà ta' inġinieri li tkun inharġet, inghatat jew saret skond id-dispożizzjonijiet ta' dan l-Att jistgħu jiġu rtirati jew imhassra mill-Ministru fuq it-talba tad-detentur tal-warrant, persuna liċenzata jew soċjetà kif ikun il-każ.

(2) Minkejja dak imsemmi qabel, *warrant*, liċenża speċjali jew reġistrazzjoni ta' soċjetà ta' inġinieri, li jkunu ġodda, jistgħu jinharġu, jinghataw jew isiru f'kull żmien jekk il-kondizzjonijiet għal dak il-hruġ jew dik ir-reġistrazzjoni jkunu ġew sodisfatti.

Sospensjoni jew revoka ta' warrant, liċenża speċjali jew reġistrazzjoni ta' soċjetà.

14. Il-Ministru jista', b'ordni bil-miktub, jissospendi, jirrevoka jew ihassar *warrant*, liċenża speċjali jew reġistrazzjoni ta' soċjetà ta' inġinieri, jekk id-detentur tal-warrant, persuna liċenzata jew wieħed mis-soċji tas-soċjetà, kif ikun il-każ —

(a) ikun instab hati, wara inkjesta li ssir mill-Bord, ta' xi wieħed mill-atti jew nuqqasijiet li ġejjin —

(i) dizonestà, imġieba hażina jew negligenza qawwiya fl-eżerċizzju tal-professjoni tiegħu;

(ii) imġieba li tiskredita l-professjoni;

(iii) nuqqas ta' tharis ta' regolamenti dwar il-livell jew prattika professjonali;

(iv) nuqqas ta' tharis ta' xi kondizzjoni mqiegħda fil-warrant mahruġ taht id-dispożizzjonijiet tas-subartikolu (1) ta' l-artikolu 16 ta' dan l-Att; jew

(b) ikun instab hati minn qorti kompetenti ta' reat taht id-dispożizzjonijiet ta' dan l-Att jew ta' xi regolamenti li jsiru tahtu; jew

(c) mingħajr preġudizzju għad-dispożizzjonijiet ta' l-artikolu 12 ta' dan l-Att, ikun instab hati minn qorti kompetenti ta' reat li jolqot il-fiduċja pubblika jew ta' serq jew ta' frodi jew li jkun xjentement irċieva proprjetà miksuba b'serq jew bi frodi.

Effetti tar-revoka jew sospensjoni ta' warrant, liċenża speċjali, jew reġistrazzjoni ta' soċjetà.

15. Meta *warrant* jew liċenża speċjali mahruġin taht dan l-Att jiġu rtirati, sospizi jew revokati, il-persuna li lilha jkun inhareġ il-warrant jew il-liċenża ma għandhiex tibqa' tkun id-detentur ta' dak il-warrant jew dik il-liċenża; u meta tithassar ir-reġistrazzjoni ta' soċjetà ta' inġinieri l-membri ta' dik is-soċjetà ma għandhomx jibqgħu jaġixxu għan-nom u in rappreżentanza tas-soċjetà u s-soċjetà ma għandhiex tibqa' tuża l-isem "Inġinier" jew l-abbrevjazzjoni tiegħu "Ing."

Il-Ministru jista' johroġ warrant ġdid.

16. Il-Ministru jista', wara li jgħaddu sentejn mid-data tar-revoka tal-warrant jew liċenża speċjali jew it-thassir ta' soċjetà ta' inġinieri, u jekk il-Bord hekk jirrakkomanda, johroġ *warrant* ġdid jew liċenża speċjali ġdida jew jawtorizza r-reġistrazzjoni ta' soċjetà ta' inġinieri taht id-dispożizzjonijiet ta' dan l-Att, suġġett għal dawk il-kondizzjonijiet li jidhirlu mehtieġa.

Rimunerazzjoni ta' detentur ta' warrant.

17. (1) Detentur ta' *warrant* għandu jithallas għas-servizzi professjonali tiegħu b'dawk id-drittijiet u taht dawk ir-regoli biss li jistgħu jiġu preskritti.

(2) Detentur ta' *warrant* li flimkien mas-servizzi professjonali tiegħu jagħti xi servizz iehor għandu jithallas biss bid-drittijiet preskritti taht dan l-Att.

18. (1) Il-Ministru jista', wara konsultazzjoni mal-Bord, jagħti għarfien lil assoċjazzjoni ta' detenturi ta' *warrant*, li tkun magħrufa bħala l-Kamra ta' Inġinieri Professionali.

Kamra
tal-Inġinieri
Professjonali.

(2) Kull meta n-numru ta' membri ta' dik il-Kamra ma jkunx inqas minn żewġ-terzi tan-numru totali ta' detenturi ta' *warrant*, il-Ministru jista' jagħti għarfien lil kodiċi ta' l-etika li jitressaq quddiemu minn dik il-Kamra u dak il-kodiċi ta' l-etika għandu jirregola l-konduotta professjonali tad-detentur ta' *warrant* li ma tkunx diġà preskritta.

(3) Il-Ministru jista' f'kull żmien jemenda kull parti ta' dak il-kodiċi ta' l-etika jew jirtira l-għarfien tiegħu wara li jagħti avviż xieraq dwar dan.

19. (1) Kull persuna li, sabiex tikseb il-*warrant*, liċenza speċjali jew Reati. reġistrazzjoni ta' soċjetà ta' inġinieri taht id-dispożizzjonijiet ta' dan l-Att, tagħti xi tagħrif hażin jew xort'ohra taġixxi b'mod qarrieqi jew bi frodi, tkun hatja ta' reat u tehel meta tinsab hatja multa ta' mhux iżjed minn elf lira Maltija (Lm1000) jew priġunerija għal mhux iżjed minn tnaħ-il xahar jew dik il-multa u priġunerija flimkien.

(2) Kull persuna li, meta ma tkunx id-detentur ta' *warrant*, tassumi jew tuża l-isem ta' "Inġinier" jew l-abbrevjazzjoni tiegħu "Ing.", jew b'xi mod turi li jkollha l-jedd li teżerċita l-professjoni ta' inġinier, tkun hatja ta' reat u tehel meta tinsab hatja multa ta' mhux iżjed minn mitt lira Maltija (Lm100) u dwar it-tieni reat jew reati oħra wara priġunerija għal żmien ta' mhux iżjed minn tliet xhur jew dik il-multa u priġunerija flimkien.

(3) Kull persuna li tuża l-isem "Inġinier" jew l-abbrevjazzjoni tiegħu "Ing." dwar soċjetà ta' inġinieri meta tkun taf li dik is-soċjetà ma tkunx registrata skond id-dispożizzjonijiet ta' dan l-Att, jew b'kull mod iehor li jkun xjentement tuża isem li b'mod falz ikun irid ifisser li hemm soċjetà ta' inġinieri li tkun registrata kif imsemmi qabel, tkun hatja ta' reat u tehel meta tinsab hatja multa ta' mhux iżjed minn mitejn lira Maltija (Lm200) u dwar it-tieni reat jew reati oħra wara priġunerija għal żmien ta' mhux iżjed minn sitt xhur jew dik il-multa u priġunerija flimkien.

(4) Kull persuna li, meta ma tkunx detentur ta' *warrant* jew ta' liċenza speċjali skond id-dispożizzjonijiet ta' dan l-Att, teżerċita l-professjoni ta' inġinier tkun hatja ta' reat u tehel meta tinsab hatja multa ta' mhux inqas minn mitejn lira Maltija (Lm200) iżda mhux iżjed minn erba' mitt lira Maltija (Lm400), u dwar it-tieni reat jew reati oħra wara multa ta' mhux inqas minn tliet mitt lira Maltija (Lm300) iżda ta' mhux iżjed minn hames mitt lira Maltija (Lm500) jew priġunerija għal żmien ta' mhux iżjed minn sitt xhur jew dik il-multa u priġunerija flimkien.

(5) Kull persuna li taġixxi bi ksur tad-dispożizzjonijiet ta' l-artikolu 10 ta' dan l-Att tkun hatja ta' reat u tehel meta tinsab hatja multa ta' mhux inqas minn mitejn lira Maltija (Lm200) iżda mhux iktar minn hames mitt lira Maltija (Lm500) u fil-każ ta' reat kontinwu multa

addizzjonali ta' tletin lira Maltija (Lm30) ghal kull ġurnata li matulha jkompli r-reat.

Dispożizzjonijiet
ohra dwar
reati.

20. (1) Id-dispożizzjonijiet ta' dan l-Att li jistabbilixxu reati u pieni dwarhom ma jolqtux l-applikazzjoni ta' xi liġi ohra li tistabbilixxi reati u pieni dwar l-istess atti jew ommissjonijiet u m'għandhomx, b'mod partikolari, jolqtu l-applikazzjoni ta' xi piena oghla taht xi liġi ohra.

Att Nru. XII
ta' l-1957

(2) Id-dispożizzjonijiet ta' l-Att ta' l-1957 dwar il-*Probation* ta' Ħatjin ma japplikawx għal dan l-Att.

(3) Għall-finijiet tas-subartikoli (2) u (3) ta' l-artikolu 19 ta' dan l-Att, l-użu ta' xi biljett, karta ta' l-ittri, tabella, kartellun, pjanċa, reklam jew ta' mezz, strument jew dokument ieħor miktub, stampat jew imnaqqax, tal-kelma "Inġinier" jew l-abbrevjazzjoni tagħha "Ing." dwar isem, ikun prova biżżejjed tat-tagħrif ta' dak l-użu mill-persuna li dwar isimha l-imsemmija kelma jew abbrevjazzjoni tkun użata, kemm-il darba dik il-persuna ma tippruvax li l-użu ta' dik il-kelma jew abbrevjazzjoni sar mingħajr it-tagħrif tagħha u li meta saret taf b'dak l-użu hadet il-passi xierqa biex twaqqfu.

(4) Għall-finijiet ta' dan l-Att —

(a) persuna ma titqiesx li teżerċita l-professjoni ta' inġinier jekk biss taġixxi bħala mpjegat jew bħala assistent ta' detentur ta' *warrant* jew ta' soċjetà ta' inġinieri, u ma toħroġ ebda ċertifikat li għandu x'jaqsam ma' l-inġinerija bil-firma tagħha;

(b) sal-limitu li jiġi hekk preskritt, persuna ma titqiesx li teżerċita l-professjoni ta' inġinier jekk din tkun f'dak l-impieg jew ikollha jew taġixxi f'dik il-kariga, jew tkun tagħmel biss dak ix-xogħol, dawk is-servizzi, dak l-għemil jew dawk il-funzjonijiet, kif jistgħu jiġu preskritti.

Regolamenti.

21. Il-Ministru jista', wara konsultazzjoni mal-Bord, jagħmel regolamenti biex jagħti effett ahjar lil xi wahda mid-dispożizzjonijiet ta' dan l-Att u b'mod ġenerali biex tiġi regolata l-professjoni ta' l-inġinier, u, bla ħsara għall-ġeneralità ta' dak imsemmi qabel, dawk ir-regolamenti jistgħu b'mod partikolari jinkludu dispożizzjonijiet dwar —

(a) it-twaqqif ta' livelli, proċeduri u dmirijiet u Prattika ohra dwar l-inġinerija li għandhom jiġu mharsa minn detenturi ta' *warrant* jew b'mod ġenerali jew f'oqsma ta' attivitajiet partikolari;

(b) l-imġieba professjonali ta' detenturi ta' *warrant* u l-livelli ta' kompetenza u integrità li għandhom jinżammu f'dik il-professjoni;

(ċ) il-ħruġ ta' linji ta' kondotta u pariri ohra lil inġinieri;

(d) ix-xogħol li ma jistax isir u s-servizzi li ma jistgħux jingħataw, sew għal kollox jew f'parti, hliet minn detenturi ta' *warrant* taht dan l-Att;

(e) ix-xogħol li ma jistax isir u s-servizzi li ma jistgħux jingħataw minn detenturi ta' *warrant* taht dan l-Att;

(f) id-drittijiet li għandhom jithallsu lil detenturi ta' *warrant* jew lil soċjetà ta' inġinieri għas-servizz tagħhom jew għal servizzi

oħra li fil-fehma tal-Ministru jkollhom x'jaqsmu mal-professjoni tagħhom; l-awtorità, jekk ikun hemm, li għandha tiddeċiedi kull kwistjoni dwar dawk id-drittijiet u l-proċedura li fuqha għandha timxi kull awtorità bħal dik;

(g) id-drittijiet li jistgħu jintalbu għall-hruġ ta' *warrant* jew ta' liċenza speċjali jew għar-registrazzjoni ta' soċjetà ta' inginieri jew għall-kopji tagħhom;

(h) il-proċedura li għandha tiġi segwita mill-Bord in konnessjoni mal-funzjonijiet tagħha taħt il-paragrafi (b) u (ċ) tas-subartikolu (1) ta' l-artikolu 7 ta' dan l-Att; u s-setgħat li dak il-Bord għandu jkollu biex iġib fis-seħħ dawk il-funzjonijiet;

(i) il-pieni, penalitajiet u konsegwenzi u effetti oħra li persuna tkun sugġetta għalihom jew li jistgħu jiġru fil-każ ta' xi ksur ta', jew nuqqas ta' tharis ma', xi dispożizzjonijiet ta' xi regolament magħmul taħt dan l-artikolu; hekk iżda li ebda piena hekk imposta ma tkun iżjed minn multa ta' elf lira Maltija (Lm1,000) jew prigunerija għal żmien ta' sena, jew dik il-multu u prigunerija flimkien, jew, fil-każ ta' reat kontinwu, multa ta' għaxar liri Maltin (Lm10) għal kull ġurnata li matulha jkompli r-reat, sew b'żieda sew mhux b'żieda ma' l-imsemmija pjeni;

(j) l-għamla ta' rapporti jew informazzjoni li detentur ta' *warrant* jew soċjetà ta' inginieri tista' tinħtieġ li tagħti lill-Ministru jew lill-Bord;

(k) kull haġa li b'dan l-Att hi meħtieġa jew awtorizzata li tiġi preskritta.

Għanijiet u Raġunijiet

L-Abbozz jipprovdri dispożizzjonijiet sabiex jirregolaw il-professjoni ta' l-inginieri, billi jintroduċi prattika komuni u billi jassikura li jkun hemm grad oghla ta' integrità professjonali. Jipprovdri wkoll sabiex membri tal-professjoni ta' inginieri jkollhom assigurazzjoni għal indenniz, kif ukoll sabiex il-pubbliku in ġenerali jkun protett.

**A BILL
entitled**

AN ACT to regulate the engineering profession and to provide for matters connected therewith or ancillary thereto.

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:—

Short Title
and
commencement.

1. (1) This Act may be cited as the Engineering Profession Act, 1987.

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

Interpretation.

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

“Board” means the Engineering Board established by section 6 of this Act;

“engineer” means a person who has obtained the degree of Bachelor of Mechanical Engineer (Honours) or Bachelor of Electrical Engineer (Honours) of the University of Malta in accordance with the statutes and rules of that University or an equivalent foreign academic qualification in engineering so recognized by the University of Malta;

“Minister” means the Minister responsible for infrastructure and, to the extent of any functions delegated to it by the Minister, includes the Board.

“prescribed” means prescribed by regulations under this Act;

“profession of engineer” means the profession practised by an engineer who is a warrant holder;

“warrant” means a warrant granted under section 4 of this Act; and “warrant holder” shall be construed accordingly;

3. (1) No person shall practise the profession of engineer unless he is the holder of a warrant issued under section 4 of this Act.

Conditions required to qualify for a warrant.

(2) A person shall not qualify for a warrant unless —

(a) he is a citizen of Malta;

(b) he is of good conduct;

(c) he is of full legal capacity; and

(d) (i) he is in possession of such degree of the University of Malta or an equivalent local or foreign academic qualification relating to the engineering profession as at the relevant time is recognised by the University of Malta and the Board to be sufficient for the purposes of this section;

(ii) for a period of not less than two years after obtaining the said degree or academic qualification, has trained in the practice of the profession with a practising engineer:

Provided that subject to the approval of the Board such training may, wholly or in part, be undergone with a practising engineer abroad:

Provided further that subject to the approval of the Board the experience gained by a person during the work-phase under the worker-student scheme may, wholly or in part, be deemed to satisfy the requirements of this sub-paragraph;

(iii) has been duly examined and approved by the chairman and two other members of the Board who certify under their signature that he possesses the qualifications afore-mentioned and that he is competent to practise the profession of engineer.

(3) Notwithstanding the provisions of paragraph (d) of the preceding subsection, where a person proves that he has practised the profession of engineer abroad after having been duly authorised by a competent authority to do so, the Minister may, after consulting the Board, dispense such person from the requirements of sub-paragraphs (i) and (ii) of that paragraph.

4. (1) The warrant to practise the profession of engineer shall be issued by the Minister on the recommendation of the Board to any person who satisfies the requirements of subsection (2), and, where applicable, the provisions of subsection (3), of section 3 of this Act.

Warrant to practise as engineer.

(2) A warrant holder may use the designation "Inġinier" or its abbreviation "Inġ." with his name.

Grant of special licence to exercise profession of engineer.

5. (1) Notwithstanding the provisions of subsection (2) of section 3 of this Act, the Minister may, after consulting the Board, grant a special licence to any person duly authorised by a foreign competent authority to practise the profession of engineer, to exercise that profession in Malta for a definite time and for a particular purpose and subject to such other conditions as may be specified in the licence.

(2) A person to whom a special licence is granted under the preceding subsection shall be deemed to be a warrant holder during the time and for the purpose specified in the licence and the provisions of this Act and of any other law shall apply to him in the same manner and to the same extent like any other warrant holder.

Engineering Board.

6. (1) There shall be a Board, to be known as the Engineering Board, which shall consist of a chairman and four other members appointed by the Minister from among warrant holders.

(2) The members of the Board shall hold office for such term not exceeding three years and under such conditions as may be set out in their letter of appointment:

Provided that the first members of the Board may be chosen from among persons who in the opinion of the Minister qualify for the warrant, and such members shall hold office for a period not exceeding one year.

(3) The members of the Board shall, on the expiration of the term of their appointment, be eligible for re-appointment.

(4) When any vacancy in the Board occurs the Minister shall, as soon as practicable, appoint another person to fill the vacancy.

(5) The number of members necessary to form a quorum shall be three, but, subject to the presence of a quorum, the Board may act notwithstanding any vacancy among its members.

(6) The Minister may also designate a public officer to act as secretary to the Board, but such secretary shall not have a vote.

(7) Save as aforesaid the Board may make its own rules and otherwise regulate its own procedure.

Functions of the Board.

7. (1) The functions of the Board are —

(a) to consider applications for the issue of a warrant and make its recommendations thereon to the Minister;

(b) to hold enquiries regarding any charge of professional misconduct or abuse made against any engineer in connection with the exercise of his profession or with professional matters, saving the provisions of the Criminal Code or of any other law;

Cap. 9.

(c) to deal with cases leading to the suspension or withdrawal of a warrant, or of a special licence granted under section 5 of this Act, as provided by or under this Act;

(d) to advise, or make recommendations or otherwise express its views to, the Minister on any matter on which the Minister is to consult with the Board or on which the Board is to make recommendations to the Minister or on which the opinion or recommendation of the Board is sought by the Minister;

(e) to perform such other functions as arise from this Act or any other law or as may be delegated to it by the Minister under this Act.

(2) In the exercise of its functions under paragraphs (d) and (e) of subsection (1) of this section the Board may consult with such persons as it may deem appropriate, and may also appoint committees, of which the chairman shall be a member of the Board, for the carrying out of such studies or other work as the Board may assign to them.

(3) The Board shall, not later than three months after the end of each year, publish in the Gazette a list of the persons who, on 31st December of the said year, were holders of a warrant issued under this Act.

8. (1) Two or more warrant holders may form a civil partnership, hereinafter referred to as "partnership of engineers", having for its exclusive object the practice of engineering and such powers as are necessary for the attainment of the objects of the partnership.

Partnership
of engineers.

(2) No person other than a warrant holder may be a partner in a partnership of engineers.

(3) Any such partnership shall, when duly formed according to law and on payment of the prescribed fee be registered with the Board, and upon such registration the partners shall, for as long as it is so registered, be authorised to act in the name and on behalf of the partnership which shall be entitled to the designation "Ingénieur" or the corresponding abbreviation "Ing."

(4) Every such partnership shall give to the Minister or to the Board such information as they may reasonably require or as may be prescribed, and shall give notice to the Minister or to the Board of any relevant change in any information previously given to them, within fifteen days after the date on which the change occurs.

9. Notwithstanding the provisions of any other law or any other agreement to the contrary, the following provisions shall apply to a partnership of engineers registered under this Act:

Provisions
applicable
to partnerships
of engineers.

(a) the partners shall be jointly and severally responsible for the actions and omissions of each and every one of them in the

performance of their professional duties, the maintenance of the required professional standard and conduct and generally in the fulfilment of their obligations under this Act or any other applicable law, and shall also be jointly and severally liable for any loss or damage resulting therefrom;

(b) any prohibition imposed by or under this Act in respect of one of the partners shall apply to all the partners and to the partnership even where the act prohibited or restricted, or giving rise to the prohibition or restriction, is done by one of the partners;

(c) any act or thing that may be done by a warrant holder may be done by one or more of the partners in the name of the partnership; and any act or thing done in the name of the partnership shall be done by one or more of the partners;

(d) the responsibilities and liabilities for anything done or omitted to be done during the period in which a person was a partner in a partnership of engineers shall not cease, in respect of such person, by his retirement, death or other cause by which he ceases to be a partner.

Indemnity insurance by warrant holder and by partnership of engineers.

10. (1) Every warrant holder or partnership registered under this Act shall be covered by an indemnity insurance by such company, in such manner and for such amount as may be prescribed against any liability which the warrant holder or the partnership may incur for compensation in respect of loss or damage to any person as a result of any negligent act, error or omission committed by the warrant holder, the partnership, any partner thereof or any of the employees, as well as against any claim in respect of any loss or damage brought about or contributed by a criminal or malicious act or omission of any of their employees:

Provided that the provisions of this subsection shall not apply to warrant holders who are and for as long as they are employed with the Government in a civil or military capacity in respect of their official duties.

(2) Every warrant holder or partnership of engineers bound to be covered by an indemnity insurance under this section shall each year within a week of taking out or renewing such indemnity insurance inform the Board in writing of the name of the insurance company and the relative number of the insurance policy.

Prohibited agreements:

11. (1) Any agreement or arrangement purporting to exempt a warrant holder or a partnership of engineers from any liability, responsibility or duty under this Act or under any other law, or to relieve them therefrom or, except under an indemnity insurance as provided under section 10 of this Act, to indemnify them against any such liability, responsibility or duty shall be null and void.

(2) Any agreement or other arrangement whereby a warrant holder or a partnership of engineers agrees to pay, directly or indirectly, to any person any commission, brokerage fee, share of professional fees, or any other form of reward or remuneration for obtaining or having obtained any professional work shall be null and void.

12. (1) A conviction by any competent tribunal for any crime liable to imprisonment for a term exceeding one year, other than involuntary homicide or any other crime against the person excusable in terms of the Criminal Code, shall be a cause of perpetual disability to obtain or retain the warrant.

Disqualification
of warrant
holder.

Cap. 9.

(2) Such disability shall be declared by the Minister by notice published in the Gazette and shall be communicated to the person disqualified, unless he has been interdicted by the sentence itself.

(3) The Minister may, at any time, and if the Board so recommends, by order remove the disability declared by him.

13. (1) A warrant, a special licence or a registration of a partnership of engineers issued, granted or made under the provisions of this Act may be withdrawn or cancelled by the Minister at the request of the warrant holder, licensee or partnership as the case may be.

Surrender of
warrant, special
licence or
registration
of partnership.

(2) Notwithstanding the foregoing, a fresh warrant, special licence or registration of a partnership of engineers may be issued, granted or made at any time if the conditions for such issue or registration are satisfied.

14. The Minister may, by order in writing, suspend, revoke or cancel a warrant, a special licence or registration of a partnership of engineers, if the warrant holder, licensee or any one of the partners, as the case may be —

Suspension or
revocation of
warrant,
special licence
or registration
of partnership.

(a) has been found guilty, after an inquiry by the Board, of any of the following acts or omissions —

(i) dishonesty, misconduct or gross negligence in the exercise of his profession;

(ii) conduct discreditable to the profession;

(iii) failure to comply with regulations with respect to professional standards or practices;

(iv) failure to comply with any condition attached to a warrant issued under the provisions of subsection (1) of section 16 of this Act; or

(b) has been found guilty by a competent court of an offence under the provisions of this Act or of any regulations made thereunder; or

(c) without prejudice to the provisions of section 12 of this Act, has been found guilty by a competent court of a crime affecting public trust or of theft or of fraud or of knowingly receiving property obtained by theft or fraud.

Effects of revocation or suspension of warrant, special licence, or registration of partnership.

15. Where a warrant or special licence issued under this Act is withdrawn, suspended or revoked, the person to whom the warrant or licence was issued shall cease to be the holder of such warrant or licence; and upon the cancellation of the registration of a partnership of engineers the members of that partnership shall cease to act in the name and on behalf of the partnership and the partnership shall cease to use the designation "Inginier" or the corresponding abbreviation "Ing."

Minister may issue fresh warrant.

16. The Minister may, after the expiration of two years from the date of the revocation of a warrant or special licence or the cancellation of a partnership of engineers, and if the Board so recommends, issue a fresh warrant or special licence or authorise the registration of a partnership of engineers under the provisions of this Act, subject to such conditions as he may deem necessary.

Remuneration of warrant holder.

17. (1) A warrant holder shall be remunerated for his professional services solely by such fees and under such rules as may be prescribed.

(2) A warrant holder who in connection with his professional services renders any other service shall be remunerated solely by the fees prescribed under this Act.

Chamber of Professional Engineers.

18. (1) The Minister may, after consulting the Board, recognise an association of warrant holders, to be known as the Chamber of Professional Engineers.

(2) Whenever the number of members of that Chamber is not less than two-thirds of the total number of warrant-holders the Minister may recognise a code of ethics submitted to him by that Chamber and such code of ethics shall regulate the professional behaviour of warrant holders which is not already prescribed.

(3) The Minister may at any time amend any part of or withdraw his recognition of such code of ethics after giving due notice thereof.

Offences.

19. (1) Any person who, for the purpose of obtaining the warrant, special licence or registration of a partnership of engineers under the provisions of this Act, gives any wrong information or otherwise acts in a deceitful or fraudulent manner shall be guilty of an offence and shall on conviction be liable to a fine (*multa*) not exceeding one thousand liri (Lm1000) or to imprisonment not exceeding twelve months or to both such fine and imprisonment.

(2) Any person who, not being the holder of a warrant, assumes or uses the designation "Inginier" or its abbreviation "Ing.", or in any manner indicates that he is entitled to exercise the profession of engineer shall be guilty of an offence and shall on conviction be liable to a fine (*multa*) not exceeding one hundred liri (Lm100) and in respect of a second or subsequent offence to imprisonment for a term not exceeding three months or to both such fine and imprisonment.

(3) Any person who uses the designation "Inginier" or its abbreviation "Ing." in relation to a partnership of engineers knowing that such partnership is not registered in accordance with the provisions of this Act, or in any manner whatsoever knowingly makes use of a name falsely implying the existence of a partnership of engineers registered as aforesaid shall be guilty of an offence and shall on conviction be liable to a fine (*multa*) not exceeding two hundred liri (Lm200) and in respect of a second or subsequent offence to imprisonment for a term not exceeding six months or to both such fine and imprisonment.

(4) Any person who, not being the holder of a warrant or a special licence in accordance with the provisions of this Act, practises the profession of engineer shall be guilty of an offence and shall on conviction be liable to a fine (*multa*) of not less than two hundred liri (Lm200) but not exceeding four hundred liri (Lm400), and in respect of a second or subsequent offence to a fine (*multa*) not less than three hundred liri (Lm300) but not exceeding five hundred liri (Lm500) or to imprisonment for a term not exceeding six months or to both such fine and imprisonment.

(5) Any person who contravenes the provisions of section 10 of this Act shall be guilty of an offence and shall on conviction be liable to a fine (*multa*) of not less than two hundred liri (Lm200) but not exceeding five hundred liri (Lm500) and in the case of a continuing offence to an additional fine (*multa*) of thirty liri (Lm30) for each day during which the offence continues.

20. (1) The provisions of this Act establishing offences and punishments in respect thereof shall not affect the operation of any other law establishing offences and punishments in respect of the same acts or omissions and shall not, in particular, affect the application of any higher punishment under any other law.

Additional provisions with respect to offences.

(2) The provisions of the Probation of Offenders Act, 1957, Act XII of 1957, shall not apply to this Act.

(3) For the purposes of subsections (2) and (3) of section 19 of this Act the use on any card, letterhead, sign, board, plate, advertisement or other written, printed or engraved device, instrument or document, of the word "Inginier" or its abbreviation "Ing." in relation to a name, shall be sufficient evidence of the knowledge of such use by the person in relation to whose name the said word or abbreviation is used, unless such person proves that the use of such word or abbreviation was made without his knowledge and that upon becoming aware of the use he took adequate steps to stop it.

(4) For the purposes of this Act —

(a) a person shall not be deemed to practise the profession of engineer if he acts simply as an employee of or, assistant to, a warrant holder or a partnership of engineers, and does not issue any certification of an engineering nature under his name;

(b) to the extent that is so prescribed, a person shall not be deemed to exercise the profession of engineer if he is in such employment or holds or acts in such office, or performs only such work, services, acts or functions as may be prescribed.

Regulations.

21. The Minister may, after consulting the Board, make regulations to give effect to any of the provisions of this Act and generally to regulate the profession of engineering, and, without prejudice to the generality of the foregoing, such regulations may in particular include provisions with respect to —

(a) the establishment of engineering standards, procedures and other duties and practices to be followed by warrant holders either generally or in particular fields of activity;

(b) the professional conduct of warrant holders and the standards of competency and integrity to be kept by the profession;

(c) the issue of guidelines and other advice to engineers;

(d) the work which cannot be performed and services which cannot be rendered, whether wholly or in part, except by warrant holders under this Act;

(e) the work which cannot be performed and services which cannot be rendered by warrant holders under this Act;

(f) the fees that may be charged by warrant holders or by a partnership of engineers for their services or for other services which in the opinion of the Minister are related to their profession; the authority, if any, by which any dispute concerning such fees may be settled and the procedure to be followed by any such authority;

(g) the fees that may be charged for the issue of a warrant or special licence or for the registration of a partnership of engineers or for copies thereof;

(h) the procedure to be followed by the Board in connection with its functions under paragraphs (b) and (c) of subsection (1) of section 7 of this Act; and the powers which that Board shall have to carry into effect those functions;

(i) the punishments, penalties and other consequences and effects to which a person may become liable or which may take place in the event of any contravention of, or non-compliance with, the provisions of any regulation under this section; so however that no punishment so imposed shall exceed a fine (*multa*) of one thousand liri (Lm1000) or imprisonment for a term of one year, or of both such fine and imprisonment, or in the case of a continuing offence, a fine (*multa*) of ten liri (Lm10) for each day during which the offence continues, whether or not in addition to the punishments aforesaid;

(j) the forms of reports or information which a warrant holder or a partnership of engineers may be required to furnish to the Minister or to the Board;

(k) any matter which is required or is authorised by this Act to be prescribed.

Objects and Reasons

The Bill makes provisions for regulating the engineering profession, introducing a common practice and ensuring a higher degree of professional integrity. It provides also for an indemnity insurance cover by members of the engineering profession and the protection of the general public.