

MALTA

ATT Nru. XVI ta' l-1987

ACT No. XVI of 1987

ATT mahruġ b'ligi mill-Parlament ta' Malta.

AN ACT enacted by the Parliament of Malta.

ATT biex ikompli jemenda l-Att ta' l-1977 dwar l-Enemalta.

AN ACT further to amend the Enemalta Act, 1977.

Nagħti l-kunsens tiegħi.

(L.S.)

PAUL XUEREB
Agent President

21 ta' Awissu, 1987

ATT Nru. XVI ta' l-1987

ATT biex ikompli jemenda l-Att ta' l-1977 dwar l-Enemalta.

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. Dan l-Att jista' jissejjaħ l-Att ta' l-1987 li jemenda l-Att dwar l-Enemalta u għandu jinqara u jiftiehem haġa waħda ma' l-Att ta' l-1977 dwar l-Enemalta, hawnhekk iżjed 'il quddiem imsejjaħ "l-Att prinċipali".

Titolu fil-qosor

2. Minflok is-subartikolu (2) ta' l-artikolu 5 ta' l-Att prinċipali għandu jidhōl dan is-subartikolu ġdid li ġej:

Emenda ta' l-artikolu 5 ta' l-Att prinċipali.

"(2) Il-Bord ikun magħmul minn mhux inqas minn tliet membri u mhux iktar minn disa' membri mahtura mill-Ministru hliet għal membru wiehed li għandu jkun elett b'vot sigriet minn fost u mill-impjegati tal-Korporazzjoni li jkunu eligibbli li jivvutaw u li johorġu għal dawk l-elezzjonijiet skond regolamenti magħmulin taht l-artikolu 5A ta' dan l-Att. Il-Ministru għandu jinnomina wiehed mill-membri mahtura bhala *Chairman* u membru iehor mahtur bhala *Viċi Chairman* u dak il-membri jkollu s-setgħat kollha u għandu jaqdi l-funzjonijiet kollha ta' *Chairman* meta dan ikun assenti jew sakemm jinhatar *Chairman* ġdid wara r-riżenja, temm ta' hatra jew mewt ta-*Chairman*."

3. Minnufih wara l-artikolu 5 ta' l-Att prinċipali għandu jidhōl dan l-artikolu ġdid li ġej:

Zieda ta' artikolu ġdid 5A ma' l-Att prinċipali.

"Regolamenti dwar elezzjonijiet.

5A. Il-Ministru jista' jagħmel regolamenti sabiex jagħti seħħ lid-dispożizzjonijiet ta' dan l-Att dwar elezzjoni tal-membri tal-Bord tad-Diretturi li għandu jkun elett mill-impjegati tal-Korporazzjoni u b'mod partikolari, iżda mingħair preġudizzju għall-ġeneralità tad-dispożizzjonijiet ta' qabel, dawn ir-regolamenti jistgħu —

- (a) jipprovdu dwar iż-żamma ta' l-elezzjonijiet, u dwar kif jitmexxew u jiġu sorveljati;
- (b) jippreskrivu l-kategorija ta' haddiema li jistgħu jew ma jistgħux jivvotaw jew ikunu eletti fil-Bord;
- (ċ) jiddeterminaw il-perijodu li għalih haddiem jista' hekk jiġi eletti;
- (d) jippreskrivu ċ-ċirkostanzi li fihom membru għandu jivvaka l-uffiċċju tiegħu;
- (e) jiddeterminaw il-mod u ż-żmien biex timtela vakanza;
- (f) jippreskrivu dak kollu dwar kull haġa oħra li għandha x'taqsam ma' dawk l-elezzjonijiet li l-Ministru jista' jqis li tkun neċessarja jew spedjenti.”.

Emenda ta' l-artikolu 6 ta' l-Att prinċipali.

4. Fl-artikolu 6 ta' l-Att prinċipali, minflok il-kliem “il-membri tal-Bord”, għandhom jidhlu l-kliem “il-membri mhux eletti tal-Bord”.

Emenda ta' l-artikolu 7 ta' l-Att prinċipali.

5. Fl-artikolu 7 ta' l-Att prinċipali, minnufih wara l-kliem “tiġi mahtura” għandhom jidhru l-kliem “jew eletta”.

Emenda ta' l-artikolu 9 ta' l-Att prinċipali.

6. Fis-subartikolu (2) ta' l-artikolu 9 ta' l-Att prinċipali, minnufih wara l-kliem “Il-hatra” għandhom jidhru l-kliem “jew elezzjoni”.

Mgħoddi mill-Kamra tad-Deputati fis-Seduta Nru. 11 tad-29 ta' Lulju, 1987.

JIMMY FARRUGIA
Speaker

P. MUSCAT TERRIBILE
Aġent Skrivani tal-Kamra tad-Deputati

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

I assent.

(L.S.)

PAUL XUEREB
Acting President

21st August, 1987

ACT No. XVI of 1987

AN ACT further to amend the Enemalta Act, 1977.

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 Enemalta (Amendment) Act, 1987 and shall be read and construed as one with the Enemalta Act, 1977, hereinafter referred to as "the principal Act". Short title.

2. For subsection (2) of section 5 of the principal Act there shall be substituted the following subsection: Amendment of section 5 of the principal Act

“(2) The Board shall consist of not less than three and not more than nine members appointed by the Minister except for one member who shall be elected by secret ballot by and from amongst the employees of the Corporation who are eligible to vote in and stand for such elections in accordance with regulations made under section 5A of this Act. The Minister shall designate one of the appointed members as Chairman and another such member as Deputy Chairman and such other member shall have all the powers and perform all the functions of the Chairman during his absence or until a new Chairman has been appointed following resignation, termination of appointment or death of the Chairman.”.

3. Immediately after section 5 of the principal Act there shall be added the following new section: Addition of new section 5A to the principal Act.

5A. The Minister may make regulations for giving effect to the provisions of this Act regarding the election of the member of the Board of Directors to be elected by the employees of the Corporation and in particular, but without prejudice to the generality of the provision of the foregoing, any regulations may:

"Regulations regarding elections.

(a) provide for holding the elections, and for the conduct and supervision thereof;

(b) prescribe the category of workers who may or may not vote or stand for election to the Board;

(c) determine the period for which a worker shall be so elected;

(d) prescribe the circumstances wherein a member shall vacate his office;

(e) determine the manner and time for filling a vacancy;

(f) prescribe anything in respect of any other matter relating to such election as the Minister may deem necessary or expedient.”.

Amendment of section 6 of the principal Act.

4. In section 6 of the principal Act, for the words “the members of the Board” there shall be substituted the words “the non-elected members of the Board”.

Amendment of section 7 of the principal Act.

5. In section 7 of the principal Act, immediately after the words “for appointment” there shall be inserted the words “or election”.

Amendment of section 9 of the principal Act.

6. In subsection (2) of section 9 of the principal Act, immediately after the words “The appointment” there shall be inserted the words “or election”.

Passed by the House of Representatives at Sitting No. 11 of the 29th July, 1987.

JIMMY FARRUGIA
Speaker

P. MUSCAT TERRIBILE
Acting Clerk to the House of Representatives