

Nru. 151

30. 9. 80

MALTA

KAMRA TAD-DEPUTATI

HOUSE OF REPRESENTATIVES

ABBOZZ ta' Liġi mressaq mill-Onorevoli Joseph Brincat, M.P., Ministru tal-Gustizzja, Artijiet, Djar u Affarijiet tal-Parlament u moqri għall-Ewwel darba fis-Seduta tat-23 ta' Gunju, 1980.

A BILL introduced by the Honourable Joseph Brincat, M.P., Minister of Justice, Lands, Housing and Parliamentary Affairs and read the First time at the Sitting of the 23rd June, 1980.

ATT biex jemenda l-Att ta' l-1970 li Jirregola l-Impiegi fit-Trasport Pubbliku.

AN ACT to amend the Public Transport (Regulation of Employment) Act, 1970.

P. MUSCAT TERRIBILE

A/Skrivan tal-Kamra tad-Deputati

P. MUSCAT TERRIBILE

A/Clerk to the House of Representatives

ABBOZZ TA' LIĠI

msejjah

ATT biex jemenda l-Att ta' l-1970 li Jirregola l-Impiegi fit-Trasport Pubbliku.

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:—

Titolu fil-qosor u bidu fis-sehh.

1. (1) Dan l-Att jista' jissejjaħ l-Att ta' l-1980 li jemenda l-Att li Jirregola l-Impiegi fit-Trasport Pubbliku, u għandu jinqara u jiftiehem haġa waħda ma' l-Att ta' l-1970 li Jirregola l-Impiegi fit-Trasport Pubbliku, hawnhekk iżjed 'il quddiem imsejjah "l-Att prinċipali".

(2) Id-disposizzjonijiet ta' dan l-Att għandhom jibdew isehħu f'dik id-data li l-Ministru responsabbli għax-xogħol jista' jistabilixxi b'avviż fil-Gazzetta.

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

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

(a) fis-subartikolu (2) tiegħu, minflok il-kliem "Il-President ikun persuna li għandha jew kellha l-kariga ta' Maġistrat tal-Pulizija Ġudizzjarja" għandhom jidhru l-kliem "Il-President ikun persuna li ma jirrapprezentax l-interessi kemm tal-prinċipali jew ta' l-impjegati";

(b) minnufih wara s-subartikolu (2) tiegħu, għandu jidhru is-subartikolu ġdid li ġej:

"(2A) Qabel ma jibdew id-dmirijiet tal-hatra tagħhom, il-President, jekk ma jkunx qed jokkupa kariga ġudizzjarja, u l-membri l-oħra tal-Bord għandhom jieħdu għurament sabiex jeżaminaw u jiddeċiedu l-applikazzjonijiet u l-appelli kollha b'ekwità u imparzjalità u skond dan l-Att. Fejn il-President jokkupa kariga ġudizzjarja għandu jagħti l-għurament hu lill-membri l-oħra; f'każijiet oħra l-għurament għandu jittiehed quddiem l-Avukat Ġenerali.";

(c) minflok is-subartikolu (8) tiegħu, għandu jidhru dan li ġej:

“(8) Id-deċiżjonijiet kollha tal-Bord għandhom ikunu b'maġġoranza tal-voti tal-membri kollha.”;

(d) minflok is-subartikolu (11) tiegħu, għandu jidhol dan li ġej:

“(11) Il-Bord għandu jkollu s-setgħa li jharrek xhieda u li jagħti l-gurament, u dik it-taħrika għandha tinħareġ, tiġi magħmula u servuta minn dik il-persuna u b'dak il-mod u f'dik il-forma li l-Bord jista' jstabbilixxi.”; u

(e) fis-subartikolu (13) tiegħu, il-kliem “u tal-President” għandhom jiġhassru.

Għanijiet u Ragunijiet

L-Għan tad-disposizzjonijiet ta' dan l-Abbozz huwa li jippermetti li persuni barra minn avukati jiġu appuntati bħala President tal-Bord.

A BILL

entitled

AN ACT to amend the Public Transport (Regulation of Employment) Act, 1970.

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 Public Transport (Regulation of Employment) (Amendment) Act, 1980, and shall be read and construed as one with the Public Transport (Regulation of Employment) Act, 1970, hereinafter referred to as "the principal Act".

(2) The provisions of this Act shall come into force on such date as the Minister responsible for labour may by notice in the Gazette appoint.

Amendment of
section 3 of
the principal
Act.

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

(a) in subsection (2) thereof, for the words "The Chairman shall be a person who holds or has held the office of Magistrate of Judicial Police" there shall be substituted the words "The Chairman shall be a person who does not represent the interests of either the employers or the employees";

(b) immediately after subsection (2) thereof, there shall be inserted the following new subsection:

"(2A) Before entering upon the duties of their appointment, the Chairman, if he does not hold judicial office, and the other members of the Board shall take an oath to examine and decide all applications and appeals with equity and impartiality and in accordance with this Act. Where the Chairman holds judicial office the oath shall be administered by him to the other members; in other cases the oath shall be taken before the Attorney General.";

(c) for subsection (8) thereof, there shall be substituted the following:

“(8) All decisions of the Board shall be by a majority of votes of all members.”;

(d) for subsection (11) thereof, there shall be substituted the following:

“(11) The Board shall have the power to summon witnesses and to administer the oath, and such summons shall be issued, made and served by such person and in such manner and form as the Board may deem appropriate.”; and

(e) in subsection (13) thereof, the words “and of the Chairman” shall be deleted.

Objects and Reasons

The Object of the provisions of this Bill is to allow persons other than lawyers to be appointed Chairman of the Board.