

Nru. 212

23. 10. 81

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 tad-19 ta' Ottubru, 1981.

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 19th October, 1981.

ATT biex ikompli jemenda l-Kodiċi Ċivili, Kap. 23.

AN ACT further to amend the Civil Code, Cap. 23.

C. MIFSUD

Skrivan tal-Kamra tad-Deputati

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Clerk to the House of Representatives

ABBOZZ TA' LIĠI

msejjah

ATT biex ikompli jemenda l-Kodiċi Ċivili, Kap. 23.

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

Titolu
fil-qosor.

1. Dan l-Att jista' jissejjaħ l-Att ta' l-1981 li jemenda l-Kodiċi Ċivili (Emenda Nru. 2), u għandu jinqara u jiftiehem haġa waħda mal-Kodiċi Ċivili, hawnhekk iżjed 'il quddiem imsejjah "il-liġi prinċipali".

Emenda ta'
l-artikolu 134
tal-liġi
prinċipali.

2. Is-subartikolu (1) ta' l-artikolu 134 tal-liġi prinċipali għandu jiġi emendat kif ġej:

(a) minflok il-kliem "dwar l-adozzjoni; u " li hemm fil-paragrafu (a) tiegħu, għandhom jidhlu l-kliem "dwar l-adozzjoni; jew";

(b) minflok il-kliem "turi l-fehmiet tagħha." li hemm fil-paragrafu (b) tiegħu, għandhom jidhlu l-kliem "turi l-fehmiet tagħha; jew"; u

(ċ) minnufih wara l-paragrafu (b) tiegħu għandu jiżdied il-paragrafu ġdid li ġej:

"(ċ) illi minhabba raġunijiet speċjali u eċċezzjonali u wara li tqis l-interessi tal-persuni kollha konċernati, ikun xieraq li hi teħles minn kull smiġ u kunsens bħal dawk."

Għanijiet u Raġunijiet

L-Għan ta' dan l-Abbozz huwa li jkun jista' jingħata digriet ta' adozzjoni f'ċirkostanzi speċjali u eċċezzjonali li qabel ma kienx hemm provdut għalihom fil-liġi.

A BILL
entitled

AN ACT further to amend the Civil Code, Cap. 23.

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 Civil Code (Amendment) (No. 2) Act, 1981, and shall be read and construed as one with the Civil Code, hereinafter referred to as “the principal law”. Short title.
- 2.** Subsection (1) of section 134 of the principal law shall be amended as follows: Amendment of section 134 of the principal law.
- (a) for the words “in connection with the adoption; and” in paragraph (a) thereof, there shall be substituted the words “in connection with the adoption; or”;
- (b) for the words “of expressing his views.” in paragraph (b) thereof, there shall be substituted the words “of expressing his views; or”; and
- (c) immediately after paragraph (b) thereof there shall be added the following new paragraph:
- “(c) that in view of special and exceptional reasons and taking into account the interests of all persons concerned, it is proper for it to dispense with any such hearing and consent.”.

Objects and Reasons

The Object of this Bill is to allow for an adoption decree to be made in special and exceptional circumstances not hitherto provided for in the law.