



L-ERBATAX-IL LEĠIŻLATURA

P.L. 6583

Dokument imqiegħed fuq il-Mejda tal-Kamra tad-Deputati fis-Seduta Numru 435 tat-18 ta' Frar 2026 mill-Ministru għall-Politika Soċjali u d-Drittijiet tat-Tfal, f'isem il-Prim Ministru.

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Suppliment tal-Gazzetta tal-Gvern ta' Malta Nru. 21,587, 17 ta' Frar, 2026

Taqsimha B

A.L. 45 tal-2026

**ATT LI JWAQQAF L-AWTORITÀ DWAR L-UŻU
RESPONSABBLI TAL-KANNABIS
(KAP. 628)**

**Regolamenti tal-2026 dwar l-Użu Responsabbli tal-Kannabis
(Pussess ta' Kannabis minn Assoċjazzjonijiet)**

BIS-SAHHA tas-setgħat mogħtija bl-artikolu 20 tal-Att li jwaqqaf l-Awtorità dwar l-Użu Responsabbli tal-Kannabis, il-Prim Ministru għamel dawn ir-regolamenti li ġejjin:-

1. (1) It-titolu ta' dawn ir-regolamenti hu r-Regolamenti tal-2026 dwar l-Użu Responsabbli tal-Kannabis (Pussess ta' Kannabis minn Assoċjazzjonijiet). Titolu u għan.

(2) L-għan ta' dawn ir-regolamenti huwa li jimplimenta limiti fuq il-kwantità ta' Kannabis li tista' tinżamm minn assoċjazzjonijiet imwaqqfa skont id-dispożizzjonijiet tal-artikolu 7A tal-Att dwar Dipendenza fuq id-Droga (Trattament mhux Prigunerija). Kap. 537.

2. F'dawn ir-regolamenti, kemm-il darba r-rabta tal-kliem ma teħtiegħ xort'oħra: Tifsir.

"amministratur" tfisser kwalunkwe persuna li hija maħtura jew eletta sabiex tiffurma parti mill-Bord tal-Amministraturi ta' assoċjazzjoni sabiex tikkontrolla u tamministra tali assoċjazzjoni;

"assoċjazzjoni" għandu jkollha l-istess tifsira kif mogħti lilha fir-regolament 5 tar-Regolamenti dwar l-Użu Responsabbli tal-Kannabis (Liċenzjar tal-Organizzazzjonijiet) u għandha tinkludi "organizzazzjoni" skont l-artikolu 7A tal-Att dwar Dipendenza fuq id-Droga (Trattament mhux Prigunerija); L.S. 628.01.
Kap. 537.

"Awtorità" tfisser l-Awtorità dwar l-Użu Responsabbli tal-Kannabis kif imwaqqfa bl-artikolu 3 tal-Att li jwaqqaf l-Awtorità dwar l-Użu Responsabbli tal-Kannabis; Kap. 628.

"Kannabis" għandu jkollha l-istess tifsira kif mogħti lit-tifsira "*Cannabis*" fl-artikolu 2(1) tal-Ordinanza dwar il-Medicini Perikolużi; Kap. 101.

"kategorija" tfisser kwalunkwe mill-kategoriji ta' permessi stabbiliti fl-Ewwel Skeda tar-Regolamenti dwar l-Użu Responsabbli tal-Kannabis (Liċenzjar tal-Organizzazzjonijiet); L.S. 628.01.

"sit ta' distribuzzjoni" tfisser proprjetà approvata mill-Awtorità sabiex tintuża għad-distribuzzjoni tal-Kannabis lill-membri ta' assoċjazzjoni;

"sit ta' kultivazzjoni" tfisser proprjetà approvata mill-Awtorità sabiex tintuża għall-kultivazzjoni tal-Kannabis minn assoċjazzjoni.

Trasportazzjoni ta' Kannabis minn assoċjazzjonijiet.

3. Minkejja kwalunkwe dispożizzjoni f'dawn ir-regolamenti, it-trasportazzjoni tal-Kannabis għandha titwettaq biss minn persuni debitament awtorizzati bil-miktub mill-Awtorità għal dan il-għan u kif soġġett għal tali kondizzjonijiet u limitazzjonijiet li jistgħu jiġu imposti mill-Awtorità permezz ta' strument vinkolanti jew struzzjoni bil-miktub. Kwalunkwe trasportazzjoni tal-Kannabis mingħajr tali awtorizzazzjoni bil-miktub minn qabel, jew fi kwantitajiet li jeċċedu l-limiti stabbiliti, għandha tkun projbita.

Hażna ta' Kannabis f'siti ta' distribuzzjoni.

4. Assoċjazzjoni tista' żżomm hażna tal-Kannabis fis-sit ta' distribuzzjoni, ippakjata u ssiġillata kif stipulat mill-Awtorità permezz ta' strument vinkolanti jew struzzjoni oħra bil-miktub, f'ammonti li ma jeċċedux dawk indikati fl-Iskeda.

Hażna ta' Kannabis f'siti ta' kultivazzjoni.

5. Assoċjazzjoni tista' żżomm il-kumplement tal-hażna tal-Kannabis fis-sit ta' kultivazzjoni, kif soġġett għal dawk il-limiti kwantitattivi li jistgħu jiġu stabbiliti mill-Awtorità permezz ta' strument vinkolanti jew struzzjoni oħra bil-miktub, minn żmien għal żmien. Kwalunkwe kwantità ta' Kannabis li teċċedi tali limiti għandha tiġi meqruda minnufih, u kemm il-hażna tal-Kannabis kif ukoll il-qerda tal-hażna eċċessiva għandhom jiġu mwettqa strettament skont il-proċeduri u l-kondizzjonijiet li jistgħu jiġu stabbiliti mill-Awtorità permezz ta' strument vinkolanti jew struzzjoni oħra bil-miktub:

Iżda l-Awtorità għandha, meta tiddetermina l-kwantità ta' Kannabis li l-assocjazzjoni tista' tirritjeni, tqis id-daqs tal-assocjazzjoni u d-domanda tal-membri tagħha:

Iżda wkoll fl-ebda każ l-assocjazzjoni ma għandha żżomm fis-sit ta' kultivazzjoni kwantità ta' Kannabis li teċċedi l-ekwivalenti ta' provvista ta' tmien (8) xhur, ikkalkulata fuq domanda ta' hamsin gramma (50g) fix-xahar għal kull membru, skont in-numru massimu ta' membri permess fil-kategorija li fiha tkun ingħatat permess sabiex topera.

Reati u pieni.

6. (1) Il-Qorti tal-Maġistrati bħala qorti ta' ġudikatura kriminali għandha tkun kompetenti sabiex tiehu konjizzjoni tar-reati stipulati f'dawn ir-regolamenti.

(2) Kwalunkwe persuna jew assoċjazzjoni li, bi ksur tar-

regolament 3, tittrasporta Kannabis f'isem assoċjazzjoni mingħajr l-awtorizzazzjoni bil-miktub minn qabel tal-Awtorità, jew ikollha fil-pussess tagħha Kannabis f'ammonti oghla minn dawn awtorizzati, għandha tkun hatja ta' reat u għandha tkun soġġetta meta tinsab hatja għal multa ta' mhux anqas minn elf euro (€1,000) iżda mhux aktar minn għaxart elf euro (€10,000).

(3) Kwalunkwe persuna jew assoċjazzjoni li, bi ksur tar-regolament 4, iżżomm hażna ta' Kannabis fis-sit ta' distribuzzjoni f'ammonti akbar minn dawk permessi fl-Iskeda, għandha tkun hatja ta' reat u għandha tkun soġġetta meta tinsab hatja għal multa ta' mhux anqas minn elfejn euro (€2,000) iżda mhux aktar minn għaxart elf euro (€10,000).

(4) Kwalunkwe persuna jew assoċjazzjoni li, bi ksur tar-regolament 5, iżżomm hażna ta' Kannabis fis-sit ta' kultivazzjoni f'ammonti akbar minn dawk permessi fir-regolament 5, jew kif stipulat fi kwalunkwe strument vinkolanti jew struzzjoni bil-miktub mahruġa mill-Awtorità, għandha tkun hatja ta' reat u għandha tkun soġġetta meta tinsab hatja għal multa ta' mhux anqas minn hamest elef euro (€5,000) iżda mhux aktar minn hamsin elf euro (€50,000):

Iżda fejn persuna jew assoċjazzjoni tinsab hatja ta' reat u l-kwantità ta' Kannabis mahżuna tkun teċċedi l-massimu indikat fir-regolament 5, il-multa għandha tkun ta' mhux anqas minn għoxrin elf euro (€20,000).

(5) Bla hsara għas-subregolamenti preċedenti, kwalunkwe persuna, sew jekk membru, uffiċjal, impjegat, amministratur, jew kwalunkwe individwu ieħor li jaġixxi għal, permezz ta', jew b'konnessjoni ma' assoċjazzjoni, li jipparteċipa fi, jawtorizza, jaġti l-kunsens tiegħu għal, jew b' xi mod ieħor iwettaq imġiba li tikkostitwixxi reat taht dawn ir-regolamenti, għandha bl-istess mod tkun hatja ta' dak ir-reat u għandha meta tinstab hatja tehel il-piena preskritta għal dak ir-reat skont kif preskritt fis-subregolamenti (2), (3) u (4).

(6) Sabiex jiġi evitat kull dubju, ir-responsabbiltà stabbilita f'dawn ir-regolamenti għandha tapplika irrispettivament minn jekk l-aġir jiġix imwettaq f'isem, b'kollaborazzjoni ma', jew indipendentement mill-assoċjazzjoni kkonċernata.

Kap. 101. (7) L-impożizzjoni ta' kwalunkwe piena skont dan ir-regolament għandha tkun bla ħsara għal kwalunkwe proċedura, azzjoni, jew prosekuzzjoni kriminali li jistgħu jiġu istitwiti minn kwalunkwe awtorità kompetenti oħra, inkluża l-Pulizija Eżekuttiva, skont kwalunkwe liġi oħra applikabbli, inklużi iżda mhux limitatament għad-dispożizzjonijiet tal-Ordinanza dwar il-Mediċini Perikolużi.

Kap. 537. (8) Bla ħsara għal kwalunkwe proċeduri oħra li jistgħu jinbdew skont kwalunkwe liġi applikabbli, l-Awtorità tista', meta jidhrilha xieraq fiċ-ċirkostanzi, tipproċedi skont l-artikolu 7Ċ tal-Att dwar id-Dipendenza fuq id-Droga (Trattament mhux Prigunerija), u tista' timponi penali amministrattiva bħala alternattiva għal proċeduri kriminali għal kwalunkwe reat skont dawn ir-regolamenti.

Skeda

Hażna ta' Kannabis li tista' tinżamm fis-Sit ta' Distribuzzjoni

Kategorija 1	tliet mija u ħamsin gramma (350g)
Kategorija 2	seba' mitt gramma (700g)
Kategorija 3	kilo u seba' mija u ħamsin gramma (1.75kg)
Kategorija 4	żewġ kilos u erba' mija u ħamsin gramma (2.45kg)
Kategorija 5	tliet kilos u ħames mitt gramma (3.5kg)

L.N. 45 of 2026

**AUTHORITY ON THE RESPONSIBLE USE OF
CANNABIS ACT
(CAP. 628)**

**Responsible Use of Cannabis (Possession of Cannabis by
Associations) Regulations, 2026**

IN EXERCISE of the powers conferred by article 20 of the Authority on the Responsible Use of Cannabis Act, the Prime Minister has made the following regulations:-

1. (1) The title of these regulations is the Responsible Use of Cannabis (Possession of Cannabis by Associations) Regulations, 2026. Citation and scope.

(2) The scope of these regulations is to implement limits on the amount of Cannabis that may be held by associations established in accordance with the provisions of article 7A of the Drug Dependence (Treatment not Imprisonment) Act. Cap. 537.

2. In these regulations, unless the context otherwise requires: Interpretation.

"administrator" means any person who is appointed or elected to form part of the Board of Administrators of an association to control and administer such association;

"association" shall have the same meaning as assigned to it in regulation 5 of the Responsible Use of Cannabis (Licensing of Organisations) Regulations and shall include an "organization" in accordance with article 7A of the Drug Dependence (Treatment not Imprisonment) Act; S.L. 628.01.
Cap. 537.

"Authority" means the Authority on the Responsible Use of Cannabis as established by article 3 of the Authority on the Responsible Use of Cannabis Act; Cap. 628.

"Cannabis" shall have the same meaning as assigned to it in article 2(1) of the Dangerous Drugs Ordinance; Cap. 101.

"category" means any one of the permit categories as established in the First Schedule of the Responsible Use of Cannabis (Licensing of Organisations) Regulations; S.L. 628.01.

"cultivation site" means a property approved by the Authority to be used by an association for the cultivation of

cannabis;

"distribution site" means a property approved by the Authority to be used for the distribution of Cannabis to members of an association.

Transportation
of Cannabis by
associations.

3. Notwithstanding any of the provisions of these regulations, the transportation of Cannabis shall only be carried out by persons duly authorised in writing by the Authority for this purpose, and as subject to such conditions and limits that may be imposed by the Authority by means of a binding instrument or other written direction. Any transportation of Cannabis effected without such prior written authorisation, or in quantities in excess of the limits so determined, shall be prohibited.

Storage of
Cannabis within
distribution
sites.

4. An association may retain a stock of Cannabis at the distribution site, packaged and sealed as stipulated by the Authority by means of a binding instrument or other written instruction, in amounts which do not exceed those indicated in the Schedule.

Storage of
Cannabis within
cultivation sites.

5. An association may retain its remaining stock of Cannabis at its cultivation site, as subject to such quantitative limits as may, from time to time, be established by the Authority by means of a binding instrument or other written direction. Any quantity of Cannabis in excess of such limits shall forthwith be destroyed, and both the storage of Cannabis and the destruction of any excess stock shall be effected strictly in accordance with such procedures and conditions as may be prescribed by the Authority by means of a binding instrument or other written direction:

Provided that the Authority shall, when determining the amount of Cannabis that may be retained by an association, take into account the size of the association and the demand from its members:

Provided further that under no circumstance, shall an association retain at its cultivation site a quantity of Cannabis exceeding the equivalent of eight (8) months' supply, calculated on the basis of fifty grams (50g) per member per month, according to the maximum number of members allowed under the category in which the association was granted an operating permit.

Offences and
punishments.

6. (1) The Court of Magistrates as a court of criminal judicature shall be competent to take cognizance of the offences stipulated in these regulations.

(2) Any person or association who, in breach of regulation 3 transports Cannabis on behalf of an association without the prior approval in writing of the Authority, or has in its possession Cannabis

in higher amounts than those authorised, shall be guilty of an offence and shall upon conviction be liable to a fine (*multa*) of not less than one thousand euro (€1,000) but not more than ten thousand euro (€10,000).

(3) Any person or association who, in breach of regulation 4, holds a stock of Cannabis at the distribution site in amounts higher than those permitted in the Schedule, shall be guilty of an offence and shall upon conviction be liable to a fine (*multa*) of not less than two thousand euro (€2,000) but not more than ten thousand euro (€10,000).

(4) Any person or association who, in breach of regulation 5, holds a stock of Cannabis at the cultivation site in amounts higher than those permitted in regulation 5, or as stipulated in any binding instrument or written instruction issued by the Authority, shall be guilty of an offence and shall upon conviction be liable to a fine (*multa*) of not less than five thousand euro (€5,000) but not more than fifty thousand euro (€10,000):

Provided that where a person or association is found guilty of an offence and the quantity of Cannabis stored in excess of the maximum permitted in regulation 5, the fine (*multa*) shall be of not less than twenty thousand euro (€20,000).

(5) Without prejudice to the preceding sub-regulations, any person, whether a member, officer, employee, administrator, or any other individual acting for, through, or in connection with an association, who participates in, authorises, consents to, or otherwise engages in conduct constituting an offence under these regulations, shall likewise be guilty of the said offence and shall upon conviction be liable to the punishment prescribed for such offence as prescribed in sub-regulations (2), (3) and (4).

(6) For the avoidance of doubt, the liability established in accordance with these regulations shall apply irrespective of whether the conduct was carried out on behalf of, in collaboration with, or independently of the association concerned.

(7) The imposition of any punishment in accordance with this regulation shall be without prejudice to any criminal proceedings, action, or prosecution that may be instituted by any other competent authority, including the Executive Police, under any other applicable law, including but not limited to, the provisions of the Dangerous Drugs Ordinance. Cap. 101.

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Cap. 537.

(8) Without prejudice to any other proceedings that may be instituted in accordance with any applicable law, the Authority may, where it deems appropriate in the circumstances, proceed in accordance with article 7C of the Drug Dependence (Treatment not Imprisonment) Act, and may impose an administrative penalty as an alternative to criminal proceedings for any offence in accordance with these regulations.

Schedule

Stock of Cannabis that may be held at the Distribution Site

Category 1	three hundred and fifty grams (350g)
Category 2	seven hundred grams (700g)
Category 3	one kilogram and seven hundred and fifty grams (1.75kg)
Category 4	two kilograms and four hundred and fifty grams (2.45kg)
Category 5	three kilograms and five hundred grams (3.5kg)
