

Nru. 74

11. 7. 2000

MALTA

KAMRA TAD-DEPUTATI

HOUSE OF REPRESENTATIVES

ABBOZZ ta' Ligi mressaq mill-Onorevoli Tonio Borg, M.P., Ministru ta' l-Intern, f'isem l-Onorevoli Austin Gatt, M.P., Ministru tal-Gustizzja u Gvern Lokali u moqri ghall-Ewwel darba fis-Seduta tat-30 ta' Mejju, 2000.

A BILL introduced by the Honourable Tonio Borg, M.P., Minister for Home Affairs, on behalf of the Honourable Austin Gatt, M.P., Minister for Justice and Local Government and read the First time at the Sitting of the 30th May, 2000.

ATT biex jemenda diversi ligijiet dwar il-Kompożizzjoni ta' diversi bordijiet u dwar il-kompetenza ta' diversi qrati u tribunali u appelli minn deċiżjonijiet tagħhom, u l-ghemil ta' provvedimenti inċidentali jew konsegwenzjali għalihom.

AN ACT to amend various laws in relation to the composition of various boards and in relation to the jurisdiction of various courts and tribunals and appeals from decisions thereof, and making provisions incidental or consequent thereto.

RICHARD J. CAUCHI
Skrivan tal-Kamra tad-Deputati

RICHARD J. CAUCHI
Clerk of the House of Representatives

ABBOZZ TA' LIĠI msejjaħ

ATT biex jemenda diversi liġijiet dwar il-kompożizzjoni ta' diversi bordijiet u dwar il-kompetenza ta' diversi qradi u tribunali u appelli minn deċiżjonijiet taġħhom, u l-għemil ta' provvedimenti inċidentali jew konsegwenzjali għalihom.

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

1. It-titolu ta' dan l-Att huwa Att ta' l-2000 dwar il-Proċeduri Legali, u għandu jibda jseħħ f'dik id-data li l-Ministru responsabbli għall-gustizzja jista' jistabbilixxi b'Ordni fil-Gazzetta, u jistgħu jiġu hekk stabbiliti diversi dati għal provvedimenti differenti u għal għanijiet differenti tiegħu.

Titolu fil-qosor u bidu fis-seħħ.

2. Fis-subartikolu (1) ta' l-artikolu 417 tal-Kodiċi Kriminali, minflok il-kliem "li jirċievi l-atti." għandhom jidhlu l-kliem "li jirċievi l-atti:" u minnufih wara għandu jidhol dan il-proviso li ġej:

Emenda tal-Kodiċi Kriminali, Kap. 9.

"Izda fil-każ ta' appell minn kawżi maqtugħa mill-Qorti tal-Maġistrati (Għawdex) ir-rikors ta' l-appell jista' jiġi pprezentat fir-registru ta' dik il-qorti u jintbagħat permezz tar-registratur lir-registratur tal-Qorti ta' l-Appell Kriminali flimkien ma kopja tas-sentenza, l-inkartament tal-proċedimenti u n-noti tax-xieħda mogħtija, jekk ikun hemm, kemm-il darba dawn ma jkunux diġà ġew hekk mibgħutin skond id-dispożizzjonijiet tas-subartikolu (2) ta' l-artikolu 414; izda wkoll f'kull każ ta' appell minn tali sentenza kif hawn aktar qabel imsemmi, l-atti kollha li jiġu wara r-rikors ta'

l-appell, sew jekk dak ir-rikors ikun gie pprezentat kif hawn aktar qabel imsemmi sew jekk fir-registru tal-Qorti ta' l-Appell Kriminali, jistghu wkoll jigu pprezentati fil-Qorti tal-Magistrati (Ghawdex) u jintbaghtu fir-registru tal-Qorti ta' l-Appell Kriminali kif hawn aktar qabel imsemmi.”.

Emenda tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili, Kap. 12.

3. Il-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili, ghandu jigi emendat kif ġej:

(a) fl-artikolu 41 tieghu:

(i) fis-subartikolu (6) tieghu, minnufih wara l-kliem “bhala membru ta' dik il-qorti.” ghandhom jidhlu l-kliem “Il-Qorti ta' l-Appell kif maghmula taht dan is-subartikolu tista' wkoll tissejjah bhala l-Qorti ta' l-Appell (Kompetenza Inferjuri).”; u

(ii) fis-subartikolu (7) tieghu, minnufih wara l-kliem “fil-kompetenza inferjuri taghha” ghandhom jidhlu l-kliem “jew minn sentenzi jew deċiżjonijiet ta' xi bord jew tribunal moghtija minn dak il-bord jew tribunal meta joqogħdu f'Ghawdex”; u

(b) fl-artikoli 47 u 48 tieghu minflok il-kliem “elf lira” kulfejn jinsabu, ghandhom jidhlu l-kliem “hamest elef lira”.

Emenda ta' l-Ordinanza dwar il-Professjoni Medika u l-Professjonijiet li ghandhom x'jaqsmu maghha, Kap. 31.

4. L-artikolu 113 ta' l-Ordinanza dwar il-Professjoni Medika u l-Professjonijiet li ghandhom x'jaqsmu maghha, ghandu jigi emendat kif ġej:

(a) fis-subartikolu (5) tieghu, l-kliem “u dwar id-drittijiet li ghandhom jithallsu fuq dawn l-appelli” ghandhom jithassru;

(b) is-subartikoli (6) sa (10) tieghu ghandhom jigu enumerati mill-ġdid bhala l-artikoli (7) sa (11) rispettivament; u

(c) minnufih wara s-subartikolu (5) tieghu, ghandu jidhol dan is-subartikolu (6) ġdid li ġej:

“(6) Il-Ministru responsabbli għall-ġustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li jithallsu fir-registru tal-qorti għall-prezentata ta' atti bil-miktub lill-Qorti ta' l-Appell taht dan l-Att:

Izda sakemm dawk id-drittijiet jigu hekk stabbiliti mill-Ministru, ghandhom japplikaw id-drittijiet li hemm fl-Iskeda

Kap. 12. A li tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.”.

5. L-Att dwar il-Protezzjoni ta' l-Antikitajiet, ghandu jiġi emendat kif ġej:-

Emenda ta' l-Att
dwar il-Protezzjoni
ta' l-Antikitajiet,
Kap. 54.

(a) fl-artikolu 5 tieghu:

(i) minnufih wara l-kliem “mill-Qorti ta' l-Appell” fis-subartikolu (2) tieghu ghandhom jidhlu l-kliem “(Kompetenza Inferjuri)”;

(ii) minnufih wara s-subartikolu (7) tieghu ghandhom jiżdiedu dawn is-subartikoli li ġejjin:

“(8) Il-Ministru responsabbli għall-gustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li jithallsu fir-registru tal-qorti għall-preżentata ta' atti bil-miktub lill-Qorti ta' l-Appell (Kompetenza Inferjuri) taht dan l-artikolu:

Izda sakemm daww id-drittijiet jiġu hekk stabbiliti mill-Ministru, ghandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.

Kap. 12.

(9) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili jista' jagħmel regoli li jirregolaw rikorsi taht dan l-artikolu.”;

(b) fl-artikolu 16 tieghu -

(i) minnufih wara l-kliem “mill-Qorti ta' l-Appell” fis-subartikolu (1) tieghu, ghandhom jidhlu l-kliem “(Kompetenza Inferjuri)”;

(ii) minflok is-subartikolu (3) tieghu ghandu jidhol dan li ġej:

“(3) Is-subartikoli (8) u (9) ta' l-artikolu 5 ghandhom japplikaw dwar rikorsi li jsiru taht dan l-artikolu.”.

6. (1) L-Att dwar il-Professjoni Nutarili u l-Arkivji Nutarili, ghandu jiġi emendat kif ġej:

Emenda ta' l-Att
dwar il-Professjoni
Nutarili u l-Arkivji
Nutarili, Kap. 55.

(a) fl-artikolu 110 tieghu:

(i) fis-subartikolu (2) tieghu, minflok il-kliem “l-imhallfin tal-qrati superjuri, il-maġistrati” ghandhom jidhlu l-kliem “l-imhallfin irtirati tal-qrati superjuri, maġistrati rtirati”;

(ii) minflok il-kliem “imhallef jew maġistrat” fis-subartikolu (3) tieghu, ghandhom jidhlu l-kliem “imhallef irtirat jew maġistrat irtirat”;

(b) fl-artikolu 112 tieghu minnufih wara l-kliem “il-Qorti ta’ l-Appell” ghandhom jidhlu l-kliem “(Kompetenza Inferjuri)”;

(c) minnufih wara l-artikolu 112 ghandu jiżdied dan l-artikolu ġdid li ġejj:

“Proċeduri u drittijiet.

112A. (1) Il-Ministru responsabbli għall-ġustizzja jista’ b’regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li jithallsu fir-registru tal-Qorti ta’ l-Appell (Kompetenza Inferjuri) għall-preżentata ta’ atti bil-miktub taht l-artikolu 112 ta’ dan l-Att:

Kap. 12. Izda sakemm daww id-drittijiet jiġu hekk stabbiliti mill-Ministru, ghandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.

(2) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili jista’ jagħmel regoli li jirregolaw rikorsi taht l-artikolu 112 ta’ dan l-Att.”.

(2) Mad-dhul fis-sehh tal-paragrafu (a) tas-subartikolu (1) ta’ dan l-artikolu kull min ikollu l-kariga ta’ mhallef jew ta’ maġistrat ghandu jtemm milli jibqa’ viżitatur ta’ l-atti nutarili.

Emenda ta’ l-Ordinanza dwar ir-Regolament tat-Traffiku, Kap. 65.

7. L-artikolu 14 ta’ l-Ordinanza dwar ir-Regolament tat-Traffiku, ghandu jiġi emendat kif ġejj:

(a) fis-subartikolu (3) tieghu minnufih wara l-kliem “lill-Qorti ta’ l-Appell” ghandhom jidhlu l-kliem “(Kompetenza Inferjuri)”;

(b) minnufih wara s-subartikolu (3) tieghu ghandhom jidhlu dawn is-subartikoli ġodda li ġejjin:

“(3A) Il-Ministru responsabbli għall-ġustizzja jista’ b’regolamenti jistabbilixxi d-drittijiet li jithallsu fir-reġistru tal-qrati għall-preżentata ta’ atti bil-miktub taht din l-Ordinanza:

Kap. 12.

Iżda sakemm dawk id-drittijiet jiġu hekk stabbiliti mill-Ministru, għandhom japplikaw id-drittijiet li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.

(3B) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili jista’ jagħmel regoli, li ma jkunux inkonsistenti ma’ din l-Ordinanza, li jirregolaw appelli taht dan l-artikolu.”.

8. L-Ordinanza li tirregola t-Tigdid tal-Kiri ta’ Bini, għandha tiġi emendata kif ġej:

Emenda ta’ l-Ordinanza li tirregola t-Tigdid tal-Kiri ta’ Bini, Kap. 69.

(a) minflok l-artikolu 29 tagħha, għandu jidhol dan li ġej:

“Ma’ kull rikors jithallsu d-drittijiet tar-reġistru.

29. Ma’ kull rikors li jiġi ppreżentat għandu jithallas dritt tar-reġistru kif stabbilit fl-artikolu 39 ta’ dan l-Att.”; u

(b) fl-artikolu 39 tagħha:

(i) fil-paragrafu (a) minflok il-kliem minn “il-Lista iżda ebda” sal-kliem “tal-Gvern; u” għandhom jidhlu l-kliem “il-Lista.”;

(ii) fil-paragrafu (b) tiegħu minflok il-kliem “quddiem il-bord.” għandhom jidhlu l-kliem “quddiem il-bord; u”; u

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

“(ċ) id-drittijiet tar-reġistru li jithallsu mal-preżentata ta’ atti bil-miktub:

Kap. 12.

Iżda sakemm dawk id-drittijiet jiġu hekk preskritti mill-Ministru, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.”.

9. Minflok is-subartikoli (2) u (3) ta’ l-artikolu 35 ta’ l-Ordinanza dwar l-Akkwist ta’ Artijiet għal Skopijiet Pubbliċi, għandu jidhol dan li ġej:

Emenda ta’ l-Ordinanza dwar l-Akkwist ta’ Artijiet għal Skopijiet Pubbliċi, Kap.88.

“(2) Minghajr preġudizzju għall-generalità tas-subartikolu (1) ta’ dan l-artikolu, il-Ministru responsabbli għall-ġustizzja jista’ b’avviż jippreskrivi:

(a) d-drittijiet li jithallsu lill-membri fuq il-Lista;

(b) d-drittijiet dovuti lill-avukati u lill-prokuraturi legali għal proċedimenti quddiem il-bord jew f’konnessjoni miegħu; u

(ċ) d-drittijiet li jithallsu fir-registru tal-bord:

Iżda sakemm dawk id-drittijiet jiġu hekk preskritti mill-Ministru taht il-paragrafi (b) u (ċ) ta’ dan is-subartikolu, għandhom Kap. 12. japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.”.

Emenda ta’ l-Ordinanza dwar il-Valutazzjoni ta’ Artijiet Mibnija, Kap. 110.

10. (1) Minflok is-subartikolu (1) ta’ l-artikolu 9 ta’ l-Ordinanza dwar il-Valutazzjoni ta’ Artijiet Mibnija, għandu jidhol dan li ġej:

“(1) Il-President ta’ Malta jista’ jahtar Bord ta’ Kummissarji Speċjali għall-Valutazzjoni ta’ Artijiet, wiehed jew aktar, u kull bord għandu jkun jkun magħmul minn tliet membri li minnhom wiehed, li jkun imhalef irtirat jew maġistrat irtirat jew persuna li tkun eserċitat bhala avukat f’Malta għal perjodu jew perjodi li jammontaw, b’kollox, għal seba’ snin, ikun *chairman*. Qabel ma jibdeu jaqdu dmirijiethom iċ-*chairman* u l-membri għandhom jieħdu u jiffirmaw ġurament, quddiem l-Avukat Ġenerali, li jwettqu l-funzjonijiet tagħhom taht dan l-Att b’imparzjalità u skond il-liġi.”.

(2) Mal-bidu fis-sehh tas-subartikolu (1) ta’ dan l-artikolu kull min f’dak il-waqt ikollu l-kariga ta’ mhalef jew maġistrat għandu jtemm milli jibqa’ membru jew *chairman* tal-Bord ta’ Kummissarji Speċjali għall-Valutazzjoni ta’ Artijiet.”.

Emenda ta’ l-Att dwar it-Tigdid ta’ Kiri ta’ Raba’, Kap. 199.

11. L-Att dwar it-Tigdid ta’ Kiri ta’ Raba’, għandu jiġi emendat kif ġej:

(a) il-proviso li hemm mas-subartikolu 17 tiegħu għandu jithassar;

(b) minnufih fi tmiem is-subartikolu (1) ta’ l-artikolu 19 tiegħu, għandu jiżdied dan il-proviso li ġej:

“Iżda sakemm jiġu preskritti d-drittijiet skond il-paragrafi (ċ), (d) jew (e) ta’ dan is-subartikolu, għandhom japplikaw

id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta' Kap. 12. Organizzazzjoni u Proċedura Ċivili.”.

12. Il-paragrafu 4 tat-Tieni Skeda li tinsab ma' l-Att dwar l-Uffiċċju tal-Posta, għandu jiġi emendat kif ġej:

Emenda ta' l-Att
dwar l-Uffiċċju tal-
Posta, Kap. 254.

(a) fis-subparagrafi (6) u (7) tagħha, minnufih wara l-kliem “Qorti ta' l-Appell” kulfejn dawn jinsabu, għandhom jidhlu l-kliem “(Kompetenza Inferjuri)”;

(b) minnufih wara s-subparagrafu (7) tiegħu għandhom jiżdiedu dawn il-paragrafi li ġejjin:

“(8) Il-Ministru responsabbli għall-gustizzja jista' b'regolamenti taht dan il-paragrafu jistabbilixxi d-drittijiet li jithallsu fir-reġistru tal-qrati f'konnessjoni mal-prezentata ta' atti bil-miktub f'konnessjoni ma' appelli taht dan l-Att:

Izda sakemm daww id-drittijiet ikunu ġew hekk stabbiliti mill-Ministru, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili. Kap. 12.

(9) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili jista' jagħmel regoli li jirregolaw appelli lill-Qorti ta' l-Appell (Kompetenza Inferjuri) taht dan l-Att.”.

13. (1) Fis-subartikolu (1) ta' l-artikolu 38 ta' l-Att dwar is-Saħha Mentali, minflok il-kliem “kwalifikata li jkollha, għandha, jew kellha” għandhom jidhlu l-kliem “kwalifikata li jkollha jew kellha”.

Emenda ta' l-Att
dwar is-Saħha
Mentali, Kap. 262.

(2) Mal-bidu fis-sehh tas-subartikolu (1) ta' dan l-artikolu kull min f'dak il-waqt ikollu l-kariga ta' mħallef jew maġistrat għandu jtemm milli jkun membru jew *chairman* tat-Tribunal ta' Reviżjoni dwar Saħha Mentali.

14. L-artikolu 9 ta' l-Att dwar Relazzjonijiet Industrijali, għandu jiġi emendat kif ġej:

Emenda ta' l-Att
dwar Relazzjonijiet
Industrijali, Kap.
266.

(a) fis-subartikolu (6) tiegħu, minflok il-kliem minn “Il-qorti tista' tagħmel”, “tipprovdi” u “tippreskrivi” għandhom jidhlu l-kliem “Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili jista' jagħmel”, “jipprovdi” u “jippreskrivi” rispettivament, u l-kliem “, id-drittijiet u l-ispejjeż l-oħra li jkollhom jithallsu,” għandhom jithassru;

(b) is-subartikoli (7) u (8) tiegħu għandhom jiġu enumerati mill-ġdid bhala s-subartikoli (8) u (9) rispettivament; u

(ċ) minnufih wara s-subartikolu (6) tiegħu għandu jidhol dan is-subartikolu ġdid li ġej:

“(7) Il-Ministru responsabbli għall-ġustizzja jista’ b’regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li għandhom jithallsu fir-reġistru tal-qorti għall-preżentata ta’ atti bil-miktub f’konnessjoni ma’ appelli taht dan l-artikolu:

Kap. 12. Izda sakemm dawk id-drittijiet jiġu hekk stabbiliti mill-Ministru, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.”.

Emenda ta’ l-Att
dwar l-Għaqdiet
Koperativi, Kap.
278.

15. L-artikolu 110 ta’ l-Att dwar l-Għaqdiet Koperativi, għandu jiġi emendat kif ġej:

(a) fis-subartikolu (1) tiegħu, minnufih wara l-kliem “lill-Qorti ta’ l-Appell” għandhom jidhlu l-kliem “(Kompetenza Inferjuri)”; u

(b) minnufih wara s-subartikolu (2) tiegħu għandhom jiżdiedu dawn is-subartikoli ġodda li ġejjin:

“(3) Il-Ministru responsabbli għall-ġustizzja jista’ b’regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li għandhom jithallsu fir-reġistru tal-qorti għar-rigward tal-preżentata ta’ atti bil-miktub f’konnessjoni ma’ appell lill-Qorti ta’ l-Appell (Kompetenza Inferjuri) taht dan l-artikolu:

Kap. 12. Izda sakemm dawk id-drittijiet ikunu ġew hekk stabbiliti mill-Ministru, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.

(4) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili jista’ jagħmel regoli li jirregolaw appelli lill-Qorti ta’ l-Appell (Kompetenza Inferjuri) taht dan l-artikolu.”.

Emenda ta’ l-Att
dwar il-Kontroll tal-
Prezzijiet tal-Bini,
Kap. 288.

16. L-Att dwar il-Kontroll tal-Prezzijiet tal-Bini, għandu jiġi emendat kif ġej:

(a) fl-artikolu 10 tiegħu:

(i) minflok il-paragrafu (a) tas-subartikolu (1) tiegħu, għandu jidhol dan li ġej:

“(a) *chairman* li jkun imhalled irtirat jew maġistrat irtirat jew persuna li tkun eserċitat bhala avukat f’Malta għal perjodu jew perjodi li jammontaw, b’kollox, għal mhux inqas minn seba’ snin;”;

(ii) fil-proviso għa-subartikolu (2) tiegħu minflok il-kelma “maġistrat” kulfejn tinsab għandha tidhol il-kelma “*chairman*”; u

(iii) minflok is-subartikoli (3) u (4) tiegħu għandu jidhol dan li ġej:

“(3) Iċ-*chairman* u l-membri ma għandhomx jibdeu iwettqu d-dmirijiet tal-kariga tagħhom qabel ma jiehdu u jiffirmaw għurament quddiem l-Avukat Ġenerali li jaqdu l-funzjonijiet tagħhom taht dan l-Att b’imparzjalità u skond il-ligi.

(4) Iċ-*chairman* u l-membri tat-Tribunal għandhom jibqgħu fil-kariga għal perjodu ta’ sentejn u ma jistgħux jitnehhew mill-kariga tagħhom hliet għar-raġunijiet u bil-mod kif imhalled jew maġistrat jistgħu jitnehhew mill-kariga, lanqas ma għandha r-rimunerazzjoni tagħhom tinbidel bi żvantagġ għalihom filwaqt li jkunu għadhom fil-kariga.”;

(b) fl-artikolu 13 tiegħu:

(i) fis-subartikolu (2) tiegħu minnufih wara l-kliem “il-Qorti ta’ l-Appell” għandhom jidhlu l-kliem “(Kompetenza Inferjuri)”;

(ii) minnufih wara s-subartikolu (2) tiegħu għandu jżied dan is-subartikolu li ġej:

“(3) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili jista’ jagħmel regoli, li ma jkunux inkonsistenti ma’ dan l-Att, li jirregolaw appelli lill-Qorti ta’ l-Appell (Kompetenza Inferjuri) taht dan l-Att.”; u

Kap. 12.

(ċ) fl-artikolu 14 minnufih wara l-kliem “tat-Tribunal” għandhom jidhlu l-kliem “jew tal-Qorti ta’ l-Appell (Kompetenza Inferjuri)”.

(2) Mal-bidu fis-sehh tal-paragrafu (a) tas-subartikolu (1) ta' dan l-artikolu kull min f'dak il-waqt ikollu l-kariga ta' magistrat ghandu jtemm milli jibqa' fil-kariga ta' *chairman* tat-Tribunal ghall-Kontroll ta' Prezzijiet tal-Bini.

Emenda ta' l-Att
dwar is-Sigurtà
Soċjali, Kap. 318.

17. L-artikolu 109 ta' l-Att dwar is-Sigurtà Soċjali, ghandu jiġi emendat kif ġej:

(a) minnufih wara l-kliem "lill-Qorti ta' l-Appell" fis-subartikolu (1) tiegħu ghandhom jidhlu l-kliem "(Kompetenza Inferjuri)"; u

(b) minnufih wara s-subartikolu (2) tiegħu ghandhom jiżdiedu dawn is-subartikoli li ġejjin:

"(3) Il-Ministru responsabbli għall-ġustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li ghandhom jithallsu fir-registru tal-qorti għar-rigward tal-preżentata ta' atti bil-miktub f'konnessjoni ma' appelli lill-Qorti ta' l-Appell taht dan l-Att:

Kap. 12. Iżda sakemm dawk id-drittijiet ikunu ġew hekk stabbiliti mill-Ministru, ghandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.

(4) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili jista' jagħmel regoli li jirregolaw appelli lill-Qorti ta' l-Appell (Kompetenza Inferjuri) taht dan l-Att."

Emenda ta' l-Att
dwar l-Iżvilupp
Industrijali, Kap.
325.

18. L-artikolu 31 ta' l-Att dwar l-Iżvilupp Industrijali, ghandu jiġi emendat kif ġej:

(a) fis-subartikolu (1) tiegħu minnufih wara l-kliem "lill-Qorti ta' l-Appell" ghandhom jidhlu l-kliem "(Kompetenza Inferjuri)";

(b) fis-subartikolu (4) tiegħu l-kliem "u jippreskrivi d-drittijiet li ghandhom jithallsu għal dawk l-appelli" ghandhom jithassru;

(ċ) is-subartikolu (5) tiegħu ghandu jiġi enumerat mill-ġdid bhala s-subartikolu (6) tiegħu; u

(d) minnufih wara s-subartikolu (4) tiegħu, ghandu jidhol dan is-subartikolu (5) ġdid li ġej:

“(5) Il-Ministru responsabbli għall-gustizzja jista’ b’regolamenti taht dan l-artikolu jistabbilixxi d-drittijiet li għandhom jithallsu fir-registru tal-qorti għar-rigward tal-prezentata ta’ atti bil-miktub f’konnessjoni ma’ appelli lill-Qorti ta’ l-Appell (Kompetenza Inferjuri) taht dan l-Att:

Kap. 12. Iżda sakemm dawk id-drittijiet ikunu ġew hekk stabbiliti mill-Ministru, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.”.

19. (1) Fil-paragrafu (a) tas-subartikolu (2) ta’ l-artikolu 42 ta’ l-Att dwar l-Edukazzjoni, minflok il-kliem “li jkun imħallef jew maġistrat” għandhom jidhlu l-kliem “li jkun imħallef irtirat jew maġistrat irtirat jew persuna li tkun eserċitat bhala avukat f’Malta għal perjodu jew perjodi, li b’kollox jammontaw, għal mhux inqas minn seba’ snin”.

Emenda ta’ l-Att
dwar l-Edukazzjoni,
Kap. 327.

(2) Mal-bidu fis-sehh tas-subartikolu (1) ta’ dan l-artikolu persuna li f’dak il-waqt ikollha l-kariga ta’ mħallef jew maġistrat għandha ttejjem milli tkun president tat-Tribunal Skolastiku.

20. Is-subartikolu (9) ta’ l-artikolu 16 l-Att dwar ix-Xandir, għandu jiġi emendat kif ġej:

Emenda ta’ l-Att
dwar ix-Xandir,
Kap. 350.

(a) id-dispożizzjoni preżenti għandha tiġi enumerata mill-ġdid bhala l-paragrafu (a) tiegħu;

(b) fil-paragrafu (a) tiegħu kif enumerat mill-ġdid il-kliem “, u li jkunu jippreskrivu d-drittijiet li jithallsu għal dawk l-appelli” għandhom jithassru; u

(ċ) minnufih wara l-paragrafu (a) kif enumerat mill-ġdid għandu jidhol dan il-paragrafu (b) ġdid li ġej:

“(b) Il-Ministru responsabbli għall-gustizzja jista’ b’regolamenti taht dan il-paragrafu jistabbilixxi d-drittijiet li għandhom jithallsu fir-registru tal-qorti għar-rigward tal-prezentata ta’ atti bil-miktub f’konnessjoni ma’ appelli taht dan l-artikolu:

Kap. 12. Iżda sakemm dawk id-drittijiet ikunu ġew hekk stabbiliti, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.”.

21. L-artikolu 3 ta’ l-Att dwar l-Elezzjonijiet Ġenerali, għandu jiġi emendat kif ġej:

Emenda ta’ l-Att
dwar l-Elezzjonijiet
Ġenerali, Kap. 354.

(a) id-dispożizzjoni preżenti ghandha tigi enumerata mill-
gdid bhala s-subartikolu (1) tiegħu, u

(b) minnufih wara s-subartikolu (1) tiegħu kif enumerat mill-
gdid ghandhom jizziedu dawn is-subartikoli godda li ġejjin:

“(2) Il-Ministru responsabbli għall-ġustizzja jista’
b’regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet
li ghandhom jithallsu fir-registri tal-qorti tal-Maġistrati (Malta)
u fil-Qorti tal-Maġistrati (Għawdex) f’dak li għandu x’jaqsam
mal-preżentata ta’ appelli u rikorsi lil Uffiċjali Revizuri taht
dan l-Att:

Kap. 12. Izda sakemm daww id-drittijiet jigu hekk stabbiliti mill-
Ministru, ghandhom japplikaw id-drittijiet li hemm fl-Iskeda
A li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.

(3) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta’
Organizzazzjoni u Proċedura Ċivili jista’ jagħmel regoli, li
ma jkunux inkonsistenti ma’ dan l-Att, li jirregolaw appelli u
rikorsi lil Uffiċjali Revizuri.”.

Emenda ta’ l-Att
dwar l-Ippjanar ta’
l-Iżvilupp, Kap.
356.

22. L-Att dwar l-Ippjanar ta’ l-Iżvilupp, għandu jigi emendat kif
ġej:

(a) fis-subartikoli (2) u (10) ta’ l-artikolu 15 tiegħu, minnufih
wara l-kliem “lill-Qorti ta’ l-Appell” ghandhom jidhlu l-kliem
“(Kompetenza Inferjuri)”; u

(b) fit-Tielet Skeda li tinsab miegħu:

(i) fir-regola 8 tagħha, minnufih wara l-kliem “lill-
Qorti ta’ l-Appell” ghandhom jidhlu l-kliem “(Kompetenza
Inferjuri)”; u

(ii) minnufih wara r-regola 10 tagħha għandu jizzied
dan li ġej:

“11. Il-Ministru responsabbli għall-ġustizzja jista’
b’regolamenti taht din ir-regola jistabbilixxi d-drittijiet
li ghandhom jithallsu fir-registru tal-qorti għar-rigward
tal-preżentata ta’ atti bil-miktub f’konnessjoni ma’
appelli lill-Qorti ta’ l-Appell (Kompetenza Inferjuri) taht
dan l-artikolu:

Izda sakemm daww id-drittijiet ikunu ġew hekk
stabbiliti mill-Ministru, ghandhom japplikaw id-drittijiet

Kap. 12. li hemm fl-Iskeda A li tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.”.

23. (1) L-Att dwar it-Taxxa fuq Dokumenti u Trasferimenti, għandu jiġi emendat kif ġej:

Emenda ta' l-Att
dwar it-Taxxa fuq
Dokumenti u
Trasferimenti, Kap.
364.

(a) fis-subartikolu (1) ta' l-artikolu 57 tiegħu minflok il-kliem “ikunu maġistrat jew maġistrat irtirat” għandhom jidhlu l-kliem “ikunu persuna li tkun imhalef irtirat jew maġistrat irtirat jew persuna li tkun eserċitat bhala avukat f'Malta għal perjodu jew perjodi li jammontaw, b'kollox, għal mhux inqas minn seba' snin”; u

(b) fl-artikolu 59 tiegħu:

(i) minflok il-kliem “lill-Qorti ta' l-Appell” kulfejn dawn jinsabu fin-nota marginali mal-artikolu u fis-subartikoli (1), (2) u (6) tiegħu, għandhom jidhlu l-kliem “lill-Qorti ta' l-Appell (Kompetenza Inferjuri)”;

(ii) fis-subartikolu (6) tiegħu l-kliem “, u jippreskrivi d-drittijiet li għandhom jithallsu għal dawk l-appelli” għandhom jithassru; u

(iii) minnufih wara s-subartikolu (7) tiegħu għandu jiżdied dan is-subartikolu ġdid li ġej:

“(8) Il-Ministru responsabbli għall-ġustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li għandhom jithallsu fir-registru tal-qorti għar-rigward tal-prezentata ta' atti bil-miktub f'konnessjoni ma' appelli lill-Qorti ta' l-Appell (Kompetenza Inferjuri) taht dan l-Att:

Kap. 12. Iżda sakemm ikunu ġew hekk stabbiliti regoli mill-Ministru, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.”.

(2) Mal-bidu fis-sehh tal-paragrafu (a) tas-subartikolu (1) ta' dan l-artikolu persuni li jkollhom il-kariga ta' maġistrat għandhom itemmu milli jibqgħu fil-kariga ta' *chairman* tal-Bord ta' Kummissarji Speċjali għat-Taxxa fuq Dokumenti u Trasferimenti.

24. Minnufih wara s-subartikolu (16) ta' l-artikolu 10 ta' l-Att dwar il-Kummerċ Bankarju, għandhom jiżdiedu dawn is-subartikoli li ġejjin:

Emenda ta' l-Att
dwar il-Kummerċ
Bankarju, Kap. 371.

“(17) Il-Ministru responsabbli għall-ġustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li għandhom jithallsu fir-reġistru tal-qorti f'dak li għandu x'jaqsam mal-preżentata ta' atti bil-miktub konnessi ma' appelli lill-Qorti ta' l-Appell taht dan l-artikolu:

Izda sakemm dawk id-drittijiet jiġu hekk stabbiliti mill-Ministru, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li
Kap. 12. tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.

(18) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta' Organizzazzjoni u Proċedura ċivili jista' jagħmel regoli li jirregolaw appelli lill-Qorti ta' l-Appell taht dan l-artikolu.”.

Emena ta' l-Att
dwar
l-Amministrazzjoni
tat-Taxxa, Kap. 372.

25. L-artikolu 37 ta' l-Att dwar l-Amministrazzjoni tat-Taxxa, għandu jiġi emendat kif ġej:

(a) fis-subartikoli (1), (2) u (7) tiegħu u fin-nota marginali ta' l-artikolu, minflok il-kliem “Qorti ta' l-Appell” kulfejn jinsabu għandhom jidhlu l-kliem “Qorti ta' l-Appell (Kompetenza Inferjuri)”; u

(b) minflok is-subartikolu (8) tiegħu għandu jidhol dan li ġej:

“(8) Il-Ministru responsabbli għall-ġustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li għandhom jithallsu fir-reġistru tal-qorti f'dak li għandu x'jaqsam mal-preżentata ta' atti bil-miktub f'konnessjoni ma' appelli lill-Qorti ta' l-Appell (Kompetenza Inferjuri) taht dan l-artikolu:

Izda sakemm dawk id-drittijiet jiġu hekk stabbiliti mill-Ministru, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li
Kap. 12. tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.”.

Emenda ta' l-Att
dwar l-Affarijiet tal-
Konsumatur, Kap.
378.

26. L-artikolu 22 ta' l-Att dwar l-Affarijiet tal-Konsumatur, għandu jiġi emendat kif ġej:

(a) minflok il-paragrafi (a) u (b) fis-subartikolu (1) tiegħu għandu jidhol dan li ġej:

“(a) fil-kaz ta’ appell mit-Tribunal tal-Konsumaturi (Malta) lill-Qorti ta’ l-Appell (Kompetenza Inferjuri) li joqghod f’Malta; u

(b) fil-kaz ta’ appell mit-Tribunal tal-Konsumaturi (Ghawdex) lill-Qorti ta’ l-Appell (Kompetenza Inferjuri) li joqghod f’Ghawdex.”;

(b) fis-subartikolu (2) tiegħu minnufih wara l-kliem “l-Qorti ta’ l-Appell” ghandhom jidhlu l-kliem “(Kompetenza Inferjuri)”;

u

(ċ) minnufih wara s-subartikolu (2) tiegħu ghandhom jiżdiedu dawn is-subartikoli li ġejjin:

“(3) Il-Ministru responsabbli għall-gustizzja jista’ b’regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li ghandhom jithallsu fir-registru tal-qorti għar-rigward tal-prezentata ta’ atti bil-miktub f’konnessjoni ma’ appell taht dan l-artikolu:

Izda meta ma jkunu gew hekk stabbiliti ebda drittijiet bħal dawk, ghandhom japplikaw id-drittijiet li hemm fl-Iskeda

Kap. 12. A li tinsab mal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.

(4) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili jista’ jagħmel regoli li jirregolaw appelli taht dan l-artikolu.”.

27. Fis-subartikoli (2), (3) u (5) ta’ l-artikolu 3 ta’ l-Att dwar Tribunal għal Talbiet Żgħar, minflok il-kliem “l-mitejn u hamsin lira Maltija” kulfejn dawn jinsabu ghandhom jidhlu l-kliem “l-elf u hames mitt lira Maltija”.

Emenda ta’ l-Att dwar Tribunal għal Talbiet Żgħar, Kap. 380.

28. Minnufih wara s-subartikolu (2) ta’ l-artikolu 12 ta’ l-Att dwar Kumpanniji Kontrollati (Proċedura ta’ Stralċ), ghandhom jiżdiedu dawn is-subartikoli li ġejjin:

Emenda ta’ l-Att dwar Kumpanniji Kontrollati (Proċedura ta’ Stralċ), Kap. 383.

“(3) Il-Ministru responsabbli għall-gustizzja jista’ b’regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li ghandhom jithallsu għar-rigward tal-prezentata ta’ atti bil-miktub fir-registru tal-qorti f’konnessjoni ma’ appelli lill-Qorti ta’ l-Appell taht dan l-Att:

Izda sakemm isiru regolamenti bħal dawk mill-Ministru, ghandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-

Kap. 12. Kodiċi ta’ Organizzazzjoni u Proċedura Ċivili.

(4) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili jista' jagħmel Regoli tal-Qrati li jirregolaw appelli lill-Qorti ta' l-Appell taht dan l-Att.”.

Emenda ta' l-Att
biex jirregola t-
Telekomunikazzjoni,
Kap. 399.

29. L-artikolu 32 ta' l-Att biex jirregola t-Telekomunikazzjoni, għandu jiġi emendat kif ġej:

(a) id-dispożizzjoni preżenti għandha tiġi enumerata mill-ġdid bhala s-subartikolu (1) tiegħu, u minnufih wara l-kliem “il-Qorti ta' l-Appell” f'dak is-subartikolu għandhom jidhlu l-kliem “(Kompetenza Inferjuri)”; u

(b) minnufih wara s-subartikolu (1) tiegħu għandhom jiżdiedu dawn is-subartikoli li ġejjin:

“(3) Il-Ministru responsabbli għall-ġustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li għandhom jithallsu fir-registru tal-qorti għar-rigward tal-preżentata ta' atti bil-miktub f'konnessjoni ma' appell taht dan l-artikolu:

Izda sakemm jiġu stabbiliti dawk id-drittijiet, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.

Kap. 12.

(4) Il-bord imwaqqaf taht l-artikolu 29 tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili jista' jagħmel Regoli tal-Qrati li jirregolaw l-appelli lill-Qorti ta' l-Appell taht dan l-artikolu.”.

Emenda ta' l-Att
dwar Taxxa fuq il-
Valur Miżjud, Kap.
406.

30. L-artikolu 47 ta' l-Att dwar Taxxa fuq il-Valur Miżjud, għandu jiġi emendat kif ġej:

(a) fis-subartikolu (1) tiegħu minnufih wara l-kliem “il-Qorti ta' l-Appell” għandhom jidhlu l-kliem “(Kompetenza Inferjuri)”; u

(b) fis-subartikolu (2) tiegħu l-kliem “u jippreskrivi d-drittijiet li għandhom jithallsu dwar kull appell” għandhom jithassru; u

(ċ) minnufih wara s-subartikolu (2) tiegħu għandu jiżdied dan is-subartikolu li ġej:

“(3) Il-Ministru responsabbli għall-ġustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li għandhom jithallsu fir-registru tal-qorti għar-rigward tal-preżentata

ta' atti bil-miktub f'konnessjoni ma' appelli lill-Qorti ta' l-Appell (Kompetenza Inferjuri) taht dan l-Att:

Izda sakemm jigu stabbiliti dawk id-drittijiet mill-Ministru, ghandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kap. 12. Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.”.

31. (1) Fis-subartikolu (4) ta' l-artikolu 3 ta' l-Att dwar Atti Nutarili (Provvedimenti Temporanti), minflok il-kliem “mhallef jew maġistrat” kulfejn dawn jinsabu ghandhom jidhlu l-kliem “mhallef irtirat jew maġistrat irtirat”.

Emenda ta' l-Att
dwar Atti Nutarili
(Provvedimenti
Temporanti), Kap.
408.

(2) Mal-bidu fis-sehh tas-subartikolu (1) ta' dan l-artikolu, kull min ikollu l-kariga ta' mhallef jew maġistrat ghandu jtemm milli jibqa' Kummissarju Speċjali għall-Atti Nutarili.

32. L-artikolu 14 ta' l-Att dwar Servizzi ta' l-Ivvjaġġar u tat-Turiżmu għal Malta, ghandu jiġi emendat kif ġej:

Emenda ta' l-Att
dwar Servizzi ta' l-
Ivvjaġġar u tat-
Turiżmu għal Malta,
Kap. 409.

(a) fis-subartikoli (2) u (9) tiegħu minnufih wara l-kliem “il-Qorti ta' l-Appell” kulfejn dawn jinsabu ghandhom jidhlu l-kliem “(Kompetenza Inferjuri)”; u

(b) minnufih wara s-subartikolu (9) tiegħu ghandu jizjed dan is-subartikolu ġdid li ġej:

“(10) Il-Ministru responsabbli għall-ġustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li ghandhom jithallsu fir-registru tal-qorti għar-rigward tal-prezentata ta' atti bil-miktub f'konnessjoni ma' appelli lill-Qorti ta' l-Appell (Kompetenza Inferjuri) taht dan l-artikolu:

Izda sakemm jigu stabbiliti dawk id-drittijiet mill-Ministru, ghandhom japplikaw id-drittijiet li hemm fl-Iskeda A li tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.”.

Kap. 12.

33. Minnufih wara s-subartikolu (2) ta' l-artikolu 26 ta' l-Att dwar is-Sekwestru u l-Kustodja ta' Minuri, ghandu jizjed dan is-subartikolu ġdid li ġej:

Emenda ta' l-Att
dwar is-Sekwestru u
l-Kustodja ta'
Minuri, Kap. 410.

“(3) Il-Ministru responsabbli għall-ġustizzja jista' b'regolamenti taht dan is-subartikolu jistabbilixxi d-drittijiet li ghandhom jithallsu fir-registru tal-qorti għar-rigward tal-prezentata ta' atti bil-miktub f'konnessjoni ma' xi proċedura taht din it-Taqsima ta' dan l-Att:

Iżda sakemm jiġu hekk stabbiliti dawk id-drittijiet mill-Ministru, għandhom japplikaw id-drittijiet li hemm fl-Iskeda A li Kap. 12. tinsab mal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili.”.

Emenda ta' l-Att ta' l-2000 dwar id-Drittijiet ta' l-Awtur, Att Nru. XIII ta' l-2000.

34. Fis-subartikolu (3) ta' l-artikolu 49 ta' l-Att ta' l-2000 dwar id-Drittijiet ta' l-Awtur, minflok il-kelma “Ministru” għandhom jidhlu l-kliem “Ministru responsabbli għall-ġustizzja”.

Għanijiet u Raġunijiet

L-għan ewlieni ta' l-Abbozz hu sabiex jittrasferixxi ċerti appelli mill-Qorti ta' l-Appell kif normalment komposta għall qorti ta' l-appell kif komposta fis-subartikolu (6) ta' l-artikolu 41 tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili. L-Abbozz iżid ukoll il-kompetenza tal-Qorti Ċivili tal-Maġistrati u tat-Tribunal għal Talbiet Żgħar.

**A BILL
entitled**

AN ACT to amend various laws in relation to the composition of various boards and in relation to the jurisdiction of various courts and tribunals and appeals from decisions thereof, and making provisions incidental or consequent 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:—

1. The title of this Act is the Legal Procedures Act, 2000, and shall come into force on such date as the Minister responsible for justice may by order in the Gazette establish, and various dates may be so established for different provisions and different purposes thereof.

Short title and commencement.

2. In subarticle (1) of article 417 of the Criminal Code for the words “he receives the record.” there shall be substituted the words “he receives the record:” and immediately thereafter there shall be added the following proviso:

Amendment of the Criminal Code, Cap. 9.

“Provided that in the case of an appeal from a judgment of the Court of Magistrates (Gozo) the application of appeal may be filed in the registry of that Court and transmitted through the registrar to the registry of the Court of Criminal Appeal together with a copy of the judgment, the record of the proceedings and the notes of the depositions, if any, unless these have already been so transmitted in pursuance of the provisions of subarticle (2) of article 414; and provided also that in any case of an appeal from such a judgment as aforesaid, all acts subsequent to the application of

appeal, whether such application was filed as aforesaid or in the registry of the Court of Criminal Appeal, may also be filed in the Court of Magistrates (Gozo) and transmitted to the registry of the Court of Criminal Appeal as aforesaid.”.

Amendment of the Code of Organization and Civil Procedure, Cap. 12.

3. The Code of Organization and Civil Procedure shall be amended as follows:

(a) in article 41 thereof:

(i) in subarticle (6) thereof, immediately after the words “shall be deemed to be a member of such court.” there shall be added the words “The Court of Appeal as constituted under this subarticle may also be referred to as the Court of Appeal (Inferior Jurisdiction).”; and

(ii) in subarticle (7) thereof, immediately after the words “in its inferior jurisdiction” there shall be inserted the words “or from judgments or decisions of any board or tribunal delivered by such board or tribunal when sitting in Gozo”; and

(b) in articles 47 and 48 thereof for the words “one thousand liri” wherever they appear, there shall be substituted the words “five thousand liri”.

Amendment of the Medical and Kindred Professions Ordinance, Cap. 31.

4. Article 113 of the Medical and Kindred Professions Ordinance shall be amended as follows:

(a) in subarticle (5) thereof, the words “and prescribing the fees to be paid on such appeals” shall be deleted;

(b) subarticles (6) to (10) thereof shall be renumbered as subarticles (7) to (11) respectively; and

(c) immediately after subarticle (5) thereof, there shall be inserted the following new subarticle (6):

“(6) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the court for the filing of judicial acts to the Court of Appeal under this Act:

Cap. 12. Provided that until such fees are so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

5. The Antiquities (Protection) Act shall be amended as follows: Amendment of the
Antiquities
(Protection)
Act, Cap. 54.
- (a) in article 5 thereof:

(i) immediately after the words "Court of Appeal" in subarticle (2) thereof there shall be inserted the words "(Inferior Jurisdiction)"; and

(ii) immediately after subarticle (7) thereof there shall be added the following subarticles:

"(8) The Minister responsible for justice may by regulations under this subarticle establish fees payable in the registry of the court for the filing of judicial acts under this article in the Court of Appeal (Inferior Jurisdiction):

Cap. 12. Provided that until such fees are so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.

(9) The board established under article 29 of the Code of Organization and Civil Procedure may make rules governing applications under this article."; and

(b) in article 16 thereof -

(i) immediately after the words "Court of Appeal" in subarticle (1) thereof, there shall be inserted the words "(Inferior Jurisdiction)"; and

(ii) for subarticle (3) thereof there shall be substituted the following:

"(3) Subarticles (8) and (9) of article 5 shall apply also with regard to applications made under this article.".

6. (1) The Notarial Profession and Notarial Archives Act shall be amended as follows: Amendment of the
Notarial
Profession and
Notarial
Archives Act, Cap.
55.

(a) in article 110 thereof:

(i) in subarticle (2) thereof, for the words "the Judges of the Superior Courts, the magistrates" there shall be substituted the words "retired Judges of the Superior Courts, retired magistrates"; and

(ii) for the words “a judge or a magistrate” in subarticle (3) thereof, there shall be substituted the words “a retired judge or a retired magistrate”;

(b) in article 112 thereof immediately after the words “Court of Appeal” there shall be inserted the words “(Inferior Jurisdiction)”; and

(c) immediately after article 112 thereof there shall be added the following new article:

“Procedures and fees.

112A. (1) The Minister responsible for justice may by regulations under this subarticle establish the fees payable to the registry of the Court of Appeal (Inferior Jurisdiction) for the filing of judicial acts under article 112 of this Act:

Cap. 12.

Provided that until such fees are so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.

(2) The board established under article 29 of the Code of Organization and Civil Procedure may make rules governing applications under article 112 of this Act.”

(2) Upon the coming into force of paragraph (a) of subarticle (1) of this article any person who holds the office of judge or magistrate shall cease to be a visitor of notarial acts.

Amendment of the Traffic Regulation Ordinance, Cap. 65.

7. Article 14 of the Traffic Regulation Ordinance shall be amended as follows:

(a) in subarticle (3) thereof immediately after the words “Court of Appeal” there shall be inserted the words “(Inferior Jurisdiction)”; and

(b) immediately after subarticle (3) thereof there shall be inserted the following new subarticles:

“(3A) The Minister responsible for justice may by regulations establish the fees payable in the registry of the courts for the filing of judicial acts under this Ordinance:

Cap. 12.

Provided that until such fees are so established by the Minister, the fees contained in the Code of Organization and Civil Procedure shall apply.

(3B) The board established under article 29 of the Code of Organization and Civil Procedure may make rules, not inconsistent with this Ordinance, governing appeals under this article.”.

8. The Reletting of Urban Property (Regulation) Ordinance shall be amended as follows:

Amendment of the Reletting of Urban Property (Regulation) Ordinance, Cap. 69.

(a) for article 29 thereof, there shall be substituted the following:

“Application to be accompanied by registry fees. 29. On the filing of each application there shall be paid a registry fee as established in accordance with article 39 of this Act.”; and

(b) in article 39 thereof:

(i) in paragraph (a) thereof, for the words from “the Panel provided that” to the words “of the Government; and” there shall be substituted the words “the Panel;”;

(ii) in paragraph (b) thereof for the words “before the board.” there shall be substituted the words “before the board; and”;

(iii) immediately after paragraph (b) thereof there shall be added the following new paragraph:

“(c) the registry fees payable on the filing of any judicial act:

Provided that until such fees are so prescribed by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

9. For subarticles (2) and (3) of article 35 of the Land Acquisition (Public Purposes) Ordinance there shall be substituted the following:

Amendment to the Land Acquisition (Public Purposes) Ordinance, Cap. 88.

“(2) Without prejudice to the generality of subarticle (1) of this article, the Minister responsible for justice may by notice prescribe:

(a) the fees payable to the members of the Panel;

(b) the fees due to advocates and legal procurators for any proceedings before or in connection with the board; and

(c) the fees payable to the registry of the board:

Cap. 12. Provided that until fees are prescribed by the Minister under paragraphs (b) and (c) hereof, the fees established in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

Amendment of the
Developed Land
(Valuation)
Ordinance, Cap.
110.

10. (1) For subarticle (1) of article 9 of the Developed Land (Valuation) Ordinance there shall be substituted the following:

“(1) The President of Malta may appoint one or more Boards of Special Commissioners for Land Valuation, each board consisting of three members of whom one, who shall be a retired judge or a retired magistrate or a person who has practised as an advocate in Malta for a period or periods amounting, in the aggregate, to seven years, shall be chairman. Before entering upon their duties the Chairman and members shall take and subscribe an oath, before the Attorney General, to exercise their functions under this Act with impartiality and in accordance with the law.”.

(2) Upon the coming into force of subarticle (1) of this article any person who then holds the office of judge or magistrate shall cease to be a member or chairman of the Board of Special Commissioners for Land Valuation.

Amendment of the
Agricultural
Leases (Reletting)
Act, Cap. 199.

11. The Agricultural Leases (Reletting) Act shall be amended as follows:

(a) the proviso to article 17 thereof shall be deleted;

(b) immediately at the end of subarticle (1) of article 19 thereof, there shall be added the following proviso:

Cap. 12. “Provided that until fees are prescribed in terms of paragraphs (c), (d) or (e) of this subarticle, the fees established in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

Amendment of the
Post Office Act,
Cap. 254.

12. Paragraph 4 of the Second Schedule to the Post Office Act shall be amended as follows:

(a) in subparagraphs (6) and (7) thereof immediately after the words “Court of Appeal” wherever they appear, there shall be inserted the words “(Inferior Jurisdiction)”; and

(b) immediately after subparagraph (7) thereof there shall be added the following subparagraphs:

“(8) The Minister responsible for justice may by regulations under this paragraph establish the fees payable in the registry of the courts in connection with the filing of written pleadings in connection with appeals under this Act:

Cap. 12. Provided that until such fees have been so established by the Minister, the fees established in Schedule A to the Code of Organization and Civil Procedure shall apply.

(9) The board established under article 29 of the Code of Organization and Civil Procedure may make rules governing appeals to the Court of Appeal (Inferior Jurisdiction) under this Act.”.

13. (1) In subarticle (1) of article 38 of the Mental Health Act, for the words “qualified to hold, holds, or has held” there shall be substituted the words “qualified to hold or has held”. Amendment of the Mental Health Act, Cap. 262.

(2) Upon the coming into force of subarticle (1) of this article any person who then holds the office of judge or magistrate shall cease to be a member or chairman of the Mental Health Review Tribunal.

14. Article 9 of the Industrial Relations Act shall be amended as follows: Amendment of the Industrial Relations Act, Cap. 266.

(a) in subarticle (6) thereof, for the words “The court” there shall be substituted the words “The board established under article 29 of the Code of Organization and Civil Procedure” and the words “, the fees and other costs to be paid,” shall be deleted;

(b) subarticles (7) and (8) thereof shall be renumbered as subarticles (8) and (9) respectively; and

(c) immediately after subarticle (6) thereof there shall be inserted the following subarticle:

“(7) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the court for the filing of judicial acts in connection with appeals under this article:

Cap. 12. Provided that until such fees are so established by the Minister, the fees established in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

Amendment of the
Co-Operative
Societies Act, Cap.
278.

15. Article 110 of the Co-Operative Societies Act shall be amended as follows:

(a) in subarticle (1) thereof immediately after the words “Court of Appeal” there shall be inserted the words “(Inferior Jurisdiction)”; and

(b) immediately after subarticle (2) thereof there shall be added the following new subarticles:

“(3) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the court relative to the filing of any written pleading in connection with a reference to the Court of Appeal (Inferior Jurisdiction) under this article:

Provided that until such fees have been so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.

(4) The board established under article 29 of the Code of Organization and Civil Procedure may make rules governing references to the Court of Appeal (Inferior Jurisdiction) under this article.”.

Amendment of the
Building
(Price Control) Act,
Cap. 288.

16. (1) The Building (Price Control) Act shall be amended as follows:

(a) in article 10 thereof:

(i) for paragraph (a) of subarticle (1) thereof, there shall be substituted the following:

“(a) a Chairman who shall be a retired judge or a retired magistrate or a person who has practiced as an advocate in Malta for a period or periods amounting, in the aggregate, to not less than seven years;”;

(ii) in the proviso to subarticle (2) thereof for the word “magistrate” wherever it occurs there shall be substituted the word “chairman”; and

(iii) for subarticles (3) and (4) thereof there shall be substituted the following:

“(3) The Chairman and Members shall not enter upon the duties of their office before they take and subscribe an oath before the Attorney General to exercise their functions under this Act with impartiality and in accordance with the law.

(4) The Chairman and members of the Tribunal shall hold office for a period of two years and may not be removed from office except for the grounds and in the manner that a judge or magistrate may be removed from office, nor shall their remuneration be altered to their disadvantage during their tenure of office.”;

(b) in article 13 thereof:

(i) in subarticle (2) thereof immediately after the words “Court of Appeal” there shall be inserted the words “(Inferior Jurisdiction)”;

(ii) immediately after subarticle (2) thereof there shall be added the following subarticle:

Cap. 12. “(3) The board established under article 29 of the Code of Organization and Civil Procedure may make rules, not inconsistent with this Act, governing appeals to the Court of Appeal (Inferior Jurisdiction) under this Act.”; and

(c) in article 14 thereof immediately after the words “of the Tribunal” there shall be inserted the words “or of the Court of Appeal (Inferior Jurisdiction)”.

(2) Upon the coming into force of paragraph (a) of subarticle (1) of this article any person who then holds the office of magistrate shall cease to hold office of Chairman of the Building Price Control Tribunal.

17. Article 109 of the Social Security Act shall be amended as follows:

Amendment to the
Social
Security Act, Cap.
318.

(a) immediately after the words “Court of Appeal” in subarticle (1) thereof there shall be inserted the words “(Inferior Jurisdiction)”;

(b) immediately after subarticle (2) thereof there shall be added the following subarticles:

“(3) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the courts relative to the filing of judicial acts in connection with appeals to the Court of Appeal under this Act:

Cap. 12. Provided that until such fees are so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.

(4) The board established under article 29 of the Code of Organization and Civil Procedure may make rules governing appeals to the Court of Appeal (Inferior Jurisdiction) under this Act.”.

Amendment of the Industrial Development Act, Cap. 325.

18. Article 31 of the Industrial Development Act shall be amended as follows:

(a) in subarticle (1) thereof immediately after the words “Court of Appeal” there shall be inserted the words “(Inferior Jurisdiction)”;

(b) in subarticle (4) thereof the words “, and prescribing the fees to be paid on such appeals” shall be deleted;

(c) subarticle (5) thereof, shall be renumbered as subarticle (6) thereof; and

(d) immediately after subarticle (4) thereof, there shall be inserted the following new subarticle (5):

“(5) The Minister responsible for justice may by regulations under this article establish the fees payable in the registry of the courts relative to the filing of judicial acts in connection with appeals to the Court of Appeal (Inferior Jurisdiction) under this Act:

Cap. 12. Provided that until such fees are so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

Amendment of the Education Act, Cap. 327.

19. (1) In paragraph (a) of subarticle (2) of article 42 of the Education Act, for the words “shall be a judge or magistrate” there shall be substituted the words “shall be a retired judge or a retired magistrate or a person who has practiced as an advocate in Malta for a period or periods, amounting in the aggregate, to not less than seven years”.

(2) Upon the coming into force of subarticle (1) of this article any person who then holds the office of judge or magistrate shall cease to be president of the Scholastic Tribunal.

20. Subarticle (9) of article 16 of the Broadcasting Act shall be amended as follows:

Amendment of the
Broadcasting Act,
Cap. 350.

(a) the present provision shall be renumbered as paragraph (a) thereof;

(b) in paragraph (a) thereof as renumbered the words “, and prescribing the fees to be paid on such appeals” shall be deleted; and

(c) immediately after paragraph (a) thereof as renumbered, there shall be added the following new paragraph (b):

“(b) The Minister responsible for justice may by regulations under this paragraph establish the fees payable in the registry of the Court relative to the filing of judicial acts in connection with appeals under this article:

Cap. 12. Provided that until such fees are so established, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

21. Article 3 of the General Elections Act shall be amended as follows:

Amendment of the
General
Elections Act, Cap.
354.

(a) the present provision shall be renumbered as subarticle (1) thereof, and

(b) immediately after subarticle (1) thereof as renumbered there shall be added the following new subarticles:

“(2) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registries of the Courts of Magistrates (Malta) and the Court of Magistrates (Gozo) in connection with the filing of appeals and applications to Revising Officers under this Act:

Cap. 12. Provided that until such fees are so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.

(3) The board established under article 29 of the Code of Organization and Civil Procedure may make rules, not inconsistent with this Act, governing appeals and applications to Revising Officers”.

Amendment of the Development Planning Act, Cap. 356.

22. The Development Planning Act shall be amended as follows:

(a) in subarticles (2) and (10) of article 15 thereof, immediately after the words “Court of Appeal” there shall be inserted the words “(Inferior Jurisdiction)”; and

(b) in the Third Schedule thereto:

(i) in rule 8 thereof, immediately after the words “Court of Appeal” there shall be inserted the words “(Inferior Jurisdiction)”; and

(ii) immediately after rule 10 therein there shall be added the following:

“11. The Minister responsible for justice may by regulations made under this rule establish fees payable in the registry of the courts in relation to the filing of judicial acts in connection with appeals before the Court of Appeal (Inferior Jurisdiction) under this Act:

Provided that until such fees have been so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

Amendment of the Duty on Documents and Transfers Act, Cap. 364.

23. (1) The Duty on Documents and Transfers Act shall be amended as follows:

(a) in subarticle (1) of article 57 thereof for the words “a magistrate or a retired magistrate” there shall be substituted the words “a person who is a retired judge or a retired magistrate or a person who has practiced as an advocate in Malta for a period or periods amounting, in the aggregate, to not less than seven years”; and

(b) in article 59 thereof:

(i) for the words “Courts of Appeal” wherever they appear in the marginal note thereto and in subarticles (1), (2) and (6) thereof, there shall be substituted the words “Court of Appeal (Inferior Jurisdiction)”; and

(ii) in subarticle (6) thereof the words “, and prescribing the fees to be paid on such appeals” shall be deleted; and

(iii) immediately after subarticle (7) thereof there shall be added the following new subarticle:

“(8) The Minister responsible for justice may by regulations under this subarticles establish the fees payable in the registry of the courts in relation to the filing of judicial acts in connection with an appeal to the Court of Appeal (Inferior Jurisdiction) under this Act:

Provided that until rules are so established by the Minister, the fees contained in Schedule A to the Code
 Cap. 12. of Organization and Civil Procedure shall apply.”.

(2) Upon the coming into force of paragraph (a) of subarticle (1) of this article any persons who holds the office of magistrate shall cease to hold office of chairman of the Board of Special Commissioners for Duty on Documents and Transfers.

24. Immediately after subarticle (16) of article 10 of the Banking Act there shall be added the following subarticles:

Amendment of the
 Banking Act, Cap.
 371.

“(17) The Minister responsible for justice may by regulations made under this subarticle establish the fees payable in the registry of the court in relation to the filing of judicial acts in connection with appeals to the Court of Appeal under this article:

Provided that until such fees are so established by the Minister,
 Cap. 12. the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.

(18) The board established under article 29 of the Code of Organization and Civil Procedure may make rules governing appeals to the Court of Appeal under this article.”.

25. Article 37 of the Income Tax Management Act shall be amended as follows:

Amendment of the
 Income
 Tax Management
 Act,
 Cap. 372.

(a) in subarticles (1), (2) and (7) thereof and in the marginal note thereto, for the words “ Court of Appeal” wherever they appear there shall be substituted the words “Court of Appeal (Inferior Jurisdiction)”; and

(b) for subarticle (8) thereof there shall be substituted the following:

“(8) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the courts in relation to the filing of judicial acts in connection with an appeal to the Court of Appeal (Inferior Jurisdiction) under this article:

Cap. 12. Provided that until such fees have been so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

Amendment of the Consumer Affairs Act, Cap. 378.

26. Article 22 of the Consumer Affairs Act shall be amended as follows:

(a) for paragraphs (a) and (b) in subarticle (1) thereof, there shall be substituted the following:

“(a) in the case of an appeal from the Consumer Claims Tribunal (Malta) to the Court of Appeal (Inferior Jurisdiction) sitting in Malta; and

(b) in the case of an appeal from the Consumer Claims Tribunal (Gozo) to the Court of Appeal (Inferior Jurisdiction) sitting in Gozo.”;

(b) in subarticle (2) thereof immediately after the words “Court of Appeal” there shall be inserted the words “(Inferior Jurisdiction)”;

(c) immediately after subarticle (2) thereof there shall be added the following subarticles:

“(3) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the courts in relation to the filing of judicial acts in connection with an appeal under this article:

Cap. 12. Provided that where no such fees have been so established the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.

(4) The board established under article 29 of the Code of Organization and Civil Procedure may make rules governing appeals under this article.”

27. In subarticles (2), (3) and (5) of article 3 of the Small Claims Tribunal Act, for the words “two hundred and fifty Maltese Liri” wherever they appear there shall be substituted the words “one thousand five hundred Maltese Liri”.

Amendment of the Small Claims Tribunal Act, Cap. 380.

28. Immediately after subarticle (2) of article 12 of the Controlled Companies (Procedure for Liquidation) Act there shall be added the following subarticles:

Amendment of the Controlled Companies (Procedure for Liquidation) Act, Cap. 383.

“(3) The Minister responsible for justice may by regulations under this subarticle establish fees relative to the filing of judicial acts in the registry of the court in connection with appeals to the Court of Appeal under this Act:

Cap. 12. Provided that until such time as regulations are so made by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.

(4) The board established under article 29 of the Code of Organization and Civil Procedure may make Rules of Court governing appeals to the Court of Appeal under this Act.”

29. Article 37 of the Telecommunications (Regulation Act) shall be amended as follows:

Amendment of the Telecommunications (Regulation) Act, Cap. 399.

(a) the present provision shall be renumbered as subarticle (1) thereof, and immediately after the words “Court of Appeal” therein, there shall be inserted the words “(Inferior Jurisdiction)”; and

(b) immediately after subarticle (1) thereof, there shall be added the following subarticles:

“(2) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the court in relation to the filing of judicial acts in connection with appeals under this article:

Cap. 12. Provided that until such fees are so established, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.

(3) The board established under article 29 of the Code of Organization and Civil Procedure may make Rules of Court governing appeals to the Court of Appeal under this article.”.

Amendment of the Value Added Tax Act, Cap. 406.

30. Article 47 of the Value Added Tax Act shall be amended as follows:

(a) in subarticle (1) thereof immediately after the words “Court of Appeal” there shall be inserted the words “(Inferior Jurisdiction)”;

(b) in subarticle (2) thereof, the words “and prescribing the fees to be paid on such appeals” shall be deleted; and

(c) immediately after subarticle (2) thereof there shall be added the following subarticle:

“(3) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the court in relation to the filing of judicial acts in connection with appeals to the Court of Appeal (Inferior Jurisdiction) under this Act:

Cap. 12 Provided that until fees are so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

Amendment of the Notarial Acts (Temporary Provisions) Act, Cap. 408.

31. (1) In subarticle (4) of Article 3 of the Notarial Acts (Temporary Provisions) Act, for the words “ a judge or magistrate” wherever they appear, there shall be substituted the words “a retired judge or a retired magistrate”.

(2) Upon the coming into force of subarticle (1) of this article, any person who holds the office of judge or magistrate shall cease to be a Special Commissioner for Notarial Acts.

Amendment of the Malta Travel and Tourism Services Act, Cap. 409.

32. Article 14 of the Malta Travel and Tourism Services Act shall be amended as follows:

(a) in subarticle (2) and (9) thereof immediately after the words “Court of Appeal” wherever they appear there shall be inserted the words “(Inferior Jurisdiction)”;

(b) immediately after subarticle (9) thereof there shall be added the following new subarticle:

“(10) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the court in relation to the filing of judicial acts in connection with appeals to the Court of Appeal (Inferior Jurisdiction) under this article:

Provided that until such fees are so established by the Minister, the fees contained in Schedule A to the Code of Organization and Civil Procedure shall apply.”.

33. Immediately after subarticle (2) of article 26 of the Child Abduction and Custody Act there shall be added the following new subarticle:

Amendment of the Child Abduction and Custody Act, Cap. 410.

“(3) The Minister responsible for justice may by regulations under this subarticle establish the fees payable in the registry of the courts in relation to the filing of judicial acts in connection with any procedure under this Part of this Act:

Provided that until such fees are so established by the Minister, the fees contained in the Code of Organization and Civil Procedure shall apply.”.

34. In subarticle (3) of article 49 of the Copyright Act, 2000, for the word “Minister” there shall be substituted the words “Minister responsible for justice”.

Amendment of the Copyright Act, 2000, Act No. XIII of 2000.

Objects and Reasons

The main object of the Bill is to transfer certain appeals from the Court of Appeal as normally constituted to the court of appeal as constituted in subarticle (6) of article 41 of the Code of Organization and Civil Procedure. The Bill also increases the jurisdiction of the Civil Court of Magistrates and of the Small Claims Tribunal.