

MALTA

ATT Nru. XIII ta' l-1993

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

ATT biex jemenda l-Ordinanza dwar il-*Meetings Pubbliċi*, Kap. 68.

ACT No. XIII of 1993

AN ACT enacted by the Parliament of Malta.

AN ACT to amend the *Public Meetings Ordinance*, Cap. 68.

Naghti l-kunsens tiegħi.

(L.S.)

ĊENSU TABONE
President

21 ta' Mejju, 1993

ATT Nru. XIII ta' l-1993

ATT biex jemenda l-Ordinanza dwar il-Meetings Pubbliċi, Kap. 68

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

1. (1) Dan l-Att jista' jissejjah l-Att ta' l-1993 li jemenda l-Ordinanza dwar il-*Meetings* Pubbliċi, u għandu jinqara u jiftiehem haġa waħda ma' l-Ordinanza dwar il-*Meetings* Pubbliċi, hawnhekk iżjed 'il quddiem imsejha "il-ligi prinċipali".

Titolu fil-qosor
u bidu fis-sehh.
Kap. 68

(2) Dan l-Att għandu jibda jsehh tlett ijiem wara li jiġi ppubblikat fil-Gazzetta.

2. L-artikolu 2 tal-ligi prinċipali għandu jiġi sostitwit bl-artikolu li ġej:

Sostituzzjoni ta'
l-artikolu 2
tal-ligi prinċipali.

"Tifsir.

2. F'din l-Ordinanza —

"dimostrazzjoni" jew "dimostrazzjoni pubblika" tfisser laqgħa jew ġemgħa ta' iżjed minn għoxrin ruh fi triq jew pjazza pubblika jew f'post pubbliku fil-beraħ, li jkollha bħala skop li turi kif soltu ssir pubblikament l-akkoljenza, l-approvazzjoni jew id-diżapprovazzjoni ta' dik il-laqgħa jew ġemgħa; iżda hlief għal finijiet ta' l-artikoli 20 sa 23 ta' din l-Ordinanza ma tinkludix dimostrazzjoni spontanea;

"dimostrazzjoni spontanea" tfisser dimostrazzjoni li ma tkunx organizzata jew reklamata minn qabel;

“*meeting*” jew “*meeting* pubbliku” ifisser ġemgħa ta’ iżjed minn għoxrin ruħ miġburin flimkien biex jidiskutu hwejjeġ pubbliċi fi triq jew pjazza pubblika jew f’post pubbliku fil-beraħ, u tinkludi dimostrazzjoni.”.

Emenda ta’
l-artikolu 3
tal-liġi prinċipali.

3. Fl-artikolu 3 tal-liġi prinċipali:

(a) minflok il-kliem “Kull ċittadin ta’ Malta li jkollu l-kwalifiki meħtieġa mill-liġi sabiex jista’ jkun elettur jista’ jagħmel” għandhom jidhlu l-kliem “Kull persuna fuq it-tmintax-il sena u kull assoċjazzjoni ta’ tali persuni, jistgħu jagħmlu”.

(b) minflok il-kliem “huwa jagħti avviż tiegħu bil-miktub” għandhom jidhlu l-kliem “jingħata avviż bil-miktub tal-*meeting*”.

Sostituzzjoni ta’
l-artikolu 4
tal-liġi prinċipali.

4. Minflok l-artikolu 4 tal-liġi prinċipali għandu jidhol dan li ġej:

“Partikolaritajiet li għandu jkun fih l-avviż.

4. L-avviż imsemmi għandu jkun fih:

(a) jekk l-għan ta’ l-avviż huwiex dimostrazzjoni jew xi *meeting* ieħor;

(b) il-lok, il-ġurnata u l-ħin tal-*meeting*;

(ċ) isem u kunjom min jagħti l-avviż, u fejn joqgħod:

Iżda meta l-*meeting* ikun sejjer isir minn assoċjazzjoni, l-avviż għandu jingħata mis-segretarju jew mir-rappreżentant tiegħu, li flimkien ma’ ismu, kunjomu u fejn joqgħod, għandu wkoll jagħti l-kariga tiegħu, isem l-assoċjazzjoni li jkun qiegħed jirrappreżenta u l-indirizz tagħha.”.

Emenda ta’
l-artikolu 5
tal-liġi prinċipali.

5. L-artikolu 5 tal-liġi prinċipali għandu jiġi emendat kif ġej:

(a) fis-subartikolu (2) tiegħu minflok il-kliem “isem min irid jagħmel” għandhom jidhlu l-kliem “isem il-persuna jew assoċjazzjoni li trid tagħmel”; u

(b) fis-subartikolu (3) tiegħu minnufih wara l-kliem “żewġ persuni jew iżjed” għandhom jiżdiedu l-kliem “sew bħala individwi sew f’isem assoċjazzjoni”.

Emenda ta’
l-artikolu 8
tal-liġi prinċipali.

6. L-artikolu 8 tal-liġi prinċipali għandu jiġi emendat kif ġej:

(a) is-subartikolu (2) tiegħu għandu jithassar; u

(b) is-subartikolu (1) kif inhu issa għandu jiġi enumerat bħala l-artikolu 8.

7. Is-subartikolu (1) ta' l-artikolu 9 tal-liġi prinċipali għandu jiġi emendat kif ġej:

Emenda ta' l-artikolu 9 tal-liġi prinċipali.

(a) il-kliem “imur lejn xi *meeting* pubbliku jew jerga' lura minnu” għandhom jiġu mhassra u sostitwiti bil-kliem “jerga' lura minn *meeting* pubbliku”;

(b) il-provisos għalih għandhom jithassru.

8. Minflok il-kliem “*meetings* pubbliċi jew ta' dimostrazzjonijiet” fl-artikolu 10 tal-liġi prinċipali għandhom jidhru l-kliem “*meetings* pubbliċi, u sabiex jippreskrivi l-ghoti ta' avviż dwar l-attivitajiet imsemmija fl-artikolu 7 ta' din l-Ordinanza, inkluż il-hin meta u l-post fejn jinghata dak l-avviż. Regolamenti taht dan l-artikolu jistgħu jippreskrivu fost hwejjeġ oħra t-tul ta' żmien li jistgħu jdumu *meetings* pubbliċi, u l-hinijiet li fihom *meetings* pubbliċi ma jistgħux jibdeu u jtkomplew fihom.”.

Emenda ta' l-artikolu 10 tal-liġi prinċipali.

9. L-artikolu 12 tal-liġi prinċipali għandu jiġi emendat kif ġej:

Emenda ta' l-artikolu 12 tal-liġi prinċipali.

(a) is-subartikolu (2) tiegħu għandu jithassar; u

(b) is-subartikolu (1) tiegħu għandu jiġi enumerat mill-ġdid bħala l-artikolu 12.”.

10. Fil-paragrafu (a) ta' l-artikolu 14 tal-liġi prinċipali, minflok il-kliem “il-persuna awtorizzata li tagħmel il-*meeting*” għandhom jidhru l-kliem “il-persuna, jew ir-rappreżentant ta' l-assoċjazzjoni, awtorizzata li tagħmel il-*meeting*”.

Emenda ta' l-artikolu 14 tal-liġi prinċipali.

11. Minflok is-subartikolu (1) ta' l-artikolu 15 tal-liġi prinċipali għandu jidhol dan li ġej:

Emenda ta' l-artikolu 15 tal-liġi prinċipali.

(1) “L-ordni sabiex il-*meeting* jiġi żbandat jinghata b'ordnijiet formali distinti li jinghataw b'dak il-mod li l-aktar membru anzjan tal-Korp tal-Pulizija hemm prezenti jista' jkun suffiċjenti. Biex jinghata dak l-ordni kull membru tal-Korp tal-Pulizija jista' jużu kull *Public Address System* li jkun qed jintuża waqt il-*meeting*.”.

Mgħoddi mill-Kamra tad-Deputati fis-Seduta Nru. 135 tal-11 ta' Mejju, 1993.

LAWRENCE GONZI
Speaker

RICHARD J. CAUCHI
Skrivan tal-Kamra tad-Deputati

I assent.

(L.S.)

ĈENSU TABONE
President

21st May, 1993

ACT No. XIII of 1993

AN ACT to amend the Public Meetings Ordinance, Cap. 68.

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 Meetings (Amendment) Act, 1993, and shall be read and construed as one with the Public Meetings Ordinance, hereinafter referred to as “the principal law”.

(2) This Act shall come into force three days after its publication in the Gazette.

Substitution of section 2 of the principal law.

2. For section 2 of the principal law there shall be substituted the following:

“Interpretation.

2. In this Ordinance —

“demonstration” or “public demonstration” means any assembly or gathering of more than twenty persons in any public street, square or open space, having for its object the common public manifestation of welcome, approval or condemnation; and except for the purposes of sections 20 to 23 of this Ordinance does not include a spontaneous demonstration;

“meeting” or “public meeting” means any gathering of more than twenty persons assembled for the public discussion of any matter, in any public street, square or open space and includes a demonstration;

“spontaneous demonstration” means a demonstration which is not organised or advertised beforehand.”.

3. In section 3 of the principal law:

Amendment of section 3 of the principal law.

(a) for the words “Every citizen of Malta possessing the qualifications required by law to be a voter” there shall be substituted the words “Every person over the age of eighteen years of age and every association of such persons”;

(b) for the words “he gives notice thereof in writing” there shall be substituted the words “notice thereof in writing is given”.

4. For section 4 of the principal law there shall be substituted the following:

Substitution of section 4 of the principal law.

“Particulars to be stated in notice.

4. The said notice shall specify:

(a) whether the object of the notice is a demonstration or any other meeting;

(b) the place, date and time of the meeting;

(c) the name and surname of the person giving the notice, and his address:

Provided that where the meeting is to be held by an association, the notice shall be given by the secretary or his representative, who shall together with his name, surname and address also specify his office, the name of the association he represents and its address.”.

5. Section 5 of the principal law shall be amended as follows:

Amendment of section 5 of the principal law.

(a) in subsection (2) thereof immediately after the words “specifying the name of the person” there shall be added the words “or association”; and

(b) in subsection (3) thereof immediately after the words “two or more persons” there shall be added the words “whether as individuals or on behalf of an association”.

6. Section 8 of the principal law shall be amended as follows:

Amendment of section 8 of the principal law.

(a) subsection (2) thereof shall be deleted; and

(b) the present subsection (1) shall be renumbered as section 8.

Amendment
of section 9
of the
principal law.

7. Subsection (1) of section 9 of the principal law shall be amended as follows:

(a) the words "to proceed to a public meeting or return therefrom" shall be deleted and substituted by the words "to return from a public meeting"; and

(b) the provisos thereto shall be deleted.

Amendment
of section 10
of the
principal law.

8. For the words "public meeting or demonstration" in section 10 of the principal law, there shall be substituted the words "public meeting, and for prescribing the giving of notice in respect of activities referred to in section 7 of this Ordinance, including the time when and the place where such notice is to be given. Regulations under this section may prescribe among other things, the length of time that public meetings may take, and the times during which public meetings may commence or continue."

Amendment of
section 12 of the
principal law.

9. Section 12 of the principal law shall be amended as follows:

(a) subsection (2) thereof shall be deleted; and

(b) subsection (1) thereof shall be renumbered as section 12."

Amendment
of section 14
of the
principal law.

10. In paragraph (a) of section 14 of the principal law for the words "allowed to hold the meeting" there shall be substituted the words "the person, or the representative of the association allowed to hold the meeting."

Amendment of
section 15 of the
principal law.

11. For subsection (1) of section 15 of the principal law there shall be substituted the following:

"(1) The order to disperse shall be given by distinct formal intimations given by such means as the senior member of the Police Force present may deem adequate. For the purpose of giving such intimation any member of the Police Force may use any Public Address System which may be in use at the meeting."

Passed by the House of Representatives at Sitting No. 135 of the 11th May, 1993.

LAWRENCE GONZI
Speaker

RICHARD J. CAUCHI
Clerk to the House of Representatives

