

Naghti l-kunsens tieghi.

(L.S.)

GUIDO DE MARCO  
President

4 ta' Awissu, 2000

**ATT Nru. XXIII ta' l-2000**

*ATT biex jemenda l-Att dwar Awtorità dwar it-Trasport Pubbliku,*

*Kap. 332.*

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

1. (1) It-titolu ta' dan l-Att hu l-Att ta' l-2000 li jemenda l-Att dwar Awtorità dwar it-Trasport Pubbliku, u għandu jinqara u jiftiehem haġa waħda ma' l-Att dwar Awtorità dwar it-Trasport Pubbliku, hawnhekk iżjed 'il quddiem imsejjah "l-Att prinċipali".

Titolu fil-qosor u bidu fis-sehh.

(2) Dan l-Att għandu jibda jsehh f' dik id-data li l-Ministru jista' jistabbilixxi b' avviż fil-Gazzetta u jistgħu jiġu hekk stabbiliti dati differenti għal provvedimenti differenti u għal għanijiet differenti ta' dan l-Att.

2. Fl-intestatura ta' l-Att prinċipali minflok il-kelma "Pubbliku" għandhom jidhlu l-kliem "ta' Malta".

Emenda ta' l-intestatura ta' l-Att prinċipali.

3. Fit-titolu twil ta' l-Att prinċipali minflok il-kliem "bħala l-Awtorità dwar it-Trasport Pubbliku" għandhom jidhlu l-kliem "bħala

Emenda tat-titolu twil ta' l-Att prinċipali.

l-Awtorità dwar it-Trasport ta' Malta" u minflok il-kliem "dwar trasport pubbliku; biex jipprovdi għall-ghamla u l-funzjonijiet" għandhom jidhlu l-kliem "dwar it-toroq u t-trasport; biex jipprovdi għat-twaqqif u l-funzjonijiet ta' Direttorati u".

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

4. Fl-artikolu 1 ta' l-Att prinċipali minflok il-kelma "Pubbliku" għandhom jidhlu l-kliem "ta' Malta".

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

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

(a) fit-tifsira ta' "Awtorità" minflok il-kelma "Pubbliku" għandhom jidhlu l-kliem "ta' Malta";

(b) fit-tifsira ta' "il-Bord" minflok il-kliem "bl-artikolu 15" għandhom jidhlu l-kliem "bl-artikolu 30";

(ċ) minflok il-proviso għat-tifsira ta' "*Chairman*" għandu jidhol dan li ġej:-

"Izda, għar-rigward ta' l-artikolu 29 ta' dan l-Att, "*Chairman*" tfisser iċ-*Chairman* ta' kumitat konsultattiv;"

(d) minnufih wara t-tifsira ta' "*Chairman*" għandhom jidhlu dawn it-tifsiriet li ġejjin:-

" "*Chief Executive*" tfisser iċ-*Chief Executive* mahtur taht l-artikolu 5 ta' dan l-Att;

"Direttorati" tfisser dawk id-direttorati li huma jew li jistgħu jiġu stabbiliti taht l-artikolu 5 ta' dan l-Att;"

(e) it-tifsira ta' "il-gurnata stabbilita" għandha tithassar;

(f) minflok it-tifsira "karrozza *self-drive*" għandu jidhol dan li ġej:-

" "karrozza *self-drive*" tfisser kull vettura bil-mutur li jkollha liċenza u, jew tkun registrata biex tiġi mikrija minn garage ta' servizz pubbliku għall-iskop li tiġi misjuqa minn min jikriha;"

(g) it-tifsira ta' "il-Kumitat" għandha tithassar;

(h) minnufih wara t-tifsira ta' "kumitat eżekuttiv u konsultattiv" għandhom jidhlu dawn it-tifsiriet li ġejjin:-

" "kumitat konsultattiv" jew "kumitat" tfisser kumitat konsultattiv imwaqqaf skond l-artikolu 29 ta' dan l-Att;

“kuntrattur” tfisser persuna li tkun qed taġixxi skond ftehim li tkun ghamlet ma’ l-Awtorità jew Direttorat skond is-subartikolu (5) ta’ l-artikolu 5 ta’ dan l-Att;”;

(i) fit-tifsira ta’ “licenza” minflok il-kliem “jew li l-Awtorità” ghandhom jidhlu l-kliem “jew minn Direttorat jew li l-Awtorità jew Direttorat”;

(j) fit-tifsira ta’ “Ministru” minflok il-kliem “ghat-trasport pubbliku” ghandhom jidhlu l-kliem “ghat-trasport”;

(k) fit-tifsira ta’ “sena finanzjarja” il-proviso li hemm magħha ghandu jithassar;

(l) fit-tifsira ta’ “settur tat-trasport pubbliku” minflok il-kliem “l-artikolu 11” ghandhom jidhlu l-kliem “l-artikolu 29”;

(m) minnufih wara t-tifsira ta’ “trasport pubbliku” ghandha tidhol din it-tifsira ġdida li ġejja:-

“ “trasport ta’ oġġetti” tfisser it-trasport ta’ oġġetti;”;

(n) minnufih wara t-tifsira ta’ “vettura tat-trasport pubbliku” ghandha tidhol din it-tifsira ġdida li ġejja:-

“ “triq” tfisser kull triq, triq prinċipali jew binarju u tinkludi “triq arterja” jew “triq distributorja” kif imfissra fil-Pjan ta’ Struttura approvat skond id-dispozizzjonijiet ta’ l-Att dwar l-Ippjanar ta’ l-Iżvilupp, u tinkludi għar-rigward ta’ xi triq bħal dik -

(a) triq jew triq arterjali jew distributorja diġà mibnija jew li tkun fi stadju ta’ ppjanar jew ta’ kostruzzjoni;

(b) il-karreġġata tagħha kif ukoll kull konfini jew spazju apert pubbliku iehor adjaċenti u anċillari għaliha, inklużi margini laterali, *central strips*, *roundabouts*, *traffic islands*, mogħdijiet pedonali u bankini;

(c) is-sisien, livelli taht il-wiċċ u l-kisi tal-livell tal-wiċċ tagħhom;

(d) sottopassaġġi, sovrappassaġġi, *junctions* u intersezzjonijiet, sew fuq diversi livelli sew xort’ohra;

(e) xoghlijiet fuq kanali ta’ dranaġġ u l-aċċess għalihom;

(f) gandotti u xoghlijiet ta’ thaffir ta’ gandotti għal utilitajiet;

(g) il-mogħdija u t-tqeghid ta' sistemi ta' pajpijiet u tubi u hwejjeg simili għad-distribuzzjoni ta' utilitajiet jew il-provdiment ta' servizzi, inkluzi xogħlijiet konnessi ma' dan jew ancillari għalihom u tappieri jew mezzi oħra ta' aċċess għal dawk l-utilitajiet jew xogħlijiet;";

(o) fit-tifsira ta' "vettura" minnufih wara l-kliem "għall-garr ta' persuni" għandhom jidhlu l-kliem "jew għat-trasport ta' oġġetti" u l-kliem "biċċa tal-baħar," u "jew bil-baħar" għandhom jithassru; u

(p) minnufih wara t-tifsira ta' "vettura" għandha tidhol din it-tifsira ġdida li ġejja:-

" "vettura bil-mutur" tfisser kull vettura mhaddma b'mutur;";

Zieda ta' artikolu ġdid 2A ma' l-Att prinċipali.

6. Minnufih wara l-artikolu 2 ta' l-Att prinċipali għandu jidhol l-artikolu ġdid li ġejja:-

"Fejn ma japplikax dan l-Att.

2A. Dan l-Att ma japplikax għat-trasport ta' persuni jew il-garr ta' oġġetti bil-baħar kemm fl-ibhra jew barra l-ibhra interni jew territorjali ta' Malta."

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

7. L-artikolu 3 ta' l-Att prinċipali għandu jiġi emendat kif ġejja:-

(a) fin-nota marginali tiegħu minflok il-kelma "Pubbliku" għandhom jidhlu l-kliem "ta' Malta";

(b) fis-subartikolu (1) tiegħu minflok il-kelma "Pubbliku" għandhom jidhlu l-kliem "ta' Malta" u minflok il-kliem "erba' membri oħra" għandhom jidhlu l-kliem "mhux inqas minn erba' u mhux iktar minn sitt membri oħra";

(c) fis-subartikolu (2) tiegħu, minnufih wara l-kliem "fid-dokument li bih huma jkunu ġew maħtura" għandhom jidhlu l-kliem "sakemm dan ma jkunx ta' iktar minn tliet snin;"; u

(d) minflok il-paragrafu (b) tas-subartikolu (4) tiegħu għandu jidhol dan li ġejja:-

"(b) ikun imhalled jew magistrat tal-qrati tal-gustizzja;

(c) ikollha interess finanzjarju jew ieħor f'xi impriza jew attività li x'aktarx ma jhalliex taqdi sewwa l-funzjonijiet tagħha bħala membru ta' l-Awtorità:

Iżda l-Ministru jista' jneħhi l-iskwalifika ta' persuna taht dan il-paragrafu jekk dik il-persuna tiddikjara dak l-interess u dik id-dikjarazzjoni u tneħhija ta' skwalifika jiġi pubblikati fil-Gazzetta.”.

8. L-artikolu 4 ta' l-Att prinċipali għandu jiġi emendat kif ġej:- Emenda ta' l-artikolu 4 ta' l-Att prinċipali.

(a) minflok is-subartikolu (1) tiegħu għandu jidhol dan li ġej:-

“(1) L-Awtorità jkollha dawn il-funzjonijiet li ġejjin:-

(a) li tippjana jew tipprovdi jew tiżgura jew tmexxi 'l quddiem sistema ta' trasport integrat sew, mingħajr perikolu, ekonomiku u effiċjenti, fuq l-art b'kull mezz bħalissa eżistenti jew li jista' jkun jeżisti fil-ġejjieni;

(b) li tokkupa, tibni, tibni mill-ġdid, tamministra, tagħmel manutenzjoni, issewwi u tirstawra toroq u tipprovdi jew tiżgura provdiment għal dan kollu kif ukoll li tipprovdi jew tiżgura provdiment ta' servizzi għal dawk l-ghanijiet u timmaniġġa u tikkontrolla kull xogħol meħtieġ, inkluż l-ippjanar u l-iprogrammar relattiv u l-ippjanar u l-iprogrammar għall-bini u l-iffurmar mill-ġdid tax-xibka ta' toroq eżistenti, margini stradali u arei allokatu għall-utilitajiet:

Iżda meta l-manutenzjoni ta' xi triq jew triq prinċipali tkun taqa' taht ir-responsabbiltà ta' Kunsill Lokali skond l-Att dwar Kunsilli Lokali, il-manutenzjoni ta' dik it-triq jew triq prinċipali ma għandhiex tkun, fil-qies ta' dik ir-responsabbiltà, il-funzjoni ta' l-Awtorità:

Iżda wkoll, meta triq tkun se tiġi fformata minn xi persuna skond xi liġi oħra, ma tkunx il-funzjoni ta' l-Awtorità li tiffirma dik it-triq jew triq prinċipali;

(ċ) li tistabbilixxi kodiċi ta' *standards* u speċifikazzjonijiet li jkollhom jinżammu u jitharsu fl-eżekuzzjoni ta' kull xogħol marbut ma' toroq li ma jkunux arterjali jew distributorji; u għall-ghanijiet ta' dan il-paragrafu, il-paragrafi (a) sa (g) tat-tifsira ta' “triq” għandha tkun tapplika għal dawk it-toroq;

(d) li tagħmel dak kollu meħtieġ jew spedjenti għall-ittestjar, reġistrazzjoni u liċenzjar ta' vetturi bil-mutur u s-sewwieqa tagħhom;

- (e) li taghmel dak kollu li jista' jkun mehtieg ghar-regolament, maniggar, sigurezza u kontroll tat-traffiku fit-triq u t-trasport ta' persuni u oggetti;
- (f) li tistabilixxi l-ghanijiet fil-qrib u fil-bogħod għat-twettiq tal-funzjonijiet imsemmija hawn aktar qabel;
- (g) li tiżviluppa l-istrategija u *policies* mehtiega biex jintlahqu dawn l-ghanijiet;
- (h) li tipprovdi jew tiżgura l-provdiment ta' dawk is-servizzi u faċilitajiet bħalma jidhru lill-Awtorità li jkunu spedjenti fit-twettiq tal-funzjonijiet tagħha, inkluza s-setgħa li tipprovdi li dawk is-servizzi u faċilitajiet ikunu aċċessibbli minn kull min jehtieghom irrispettivament minn min dawn ikunu qegħdin jigu pprovduti;
- (i) li tipprovdi jew tiżgura jew iġġib 'il quddiem il-provdiment ta' tahrig għal persuni li jahdmu jew li għad ikunu jahdmu fis-servizzi tat-trasport pubbliku u li iġġib 'il quddiem l-interessi ta' dawk il-persuni;
- (j) li tiġbor u żzomm statistika aġġornata ta' dik l-informazzjoni li tista' tqis xierqa f'rabta mal-funzjonijiet tagħha;
- (k) bla hsara għal kull dispożizzjoni oħra tal-ligi, li tirregola t-tqegħid ta' kull *billboard*, *poster*, *strixxa* materjal, sinjal (direzżjonali jew xort'oħra) f'kull triq jew li jidher minn xi triq f'dak li għandu x'jaqsam mar-reklamar ta' xi prodott jew attività jew għal xi għan ieħor;
- (l) li tmexxi dawk l-attivitajiet kollha li fil-fehma ta' l-Awtorità jkunu mehtiega, vantaġġuzi jew konvenjenti li jitmexxew għal jew dwar l-għemil ta' xi wahda mill-funzjonijiet l-oħra ta' l-Awtorità;
- (m) li twettaq kull funzjoni oħra li tingħatalha jew li toħrog minn dan l-Att jew minn xi ligi oħra;
- (n) li tagħti parir lill-Ministru dwar dak kollu li jkollu x'jaqsam mal-funzjonijiet tagħha.”; u
- (b) fis-subartikolu (2) tiegħu l-kelma “pubbliku” għandha tithassar.

9. L-artikolu 5 ta' l-Att prinċipali għandu jiġi emendat kif ġej:- Emenda ta' l-artikolu 5 ta' l-Att prinċipali.

(a) id-dispożizzjoni preżenti għandha tiġi enumerata mill-ġdid b'hal s-subartikolu (1);

(b) fis-subartikolu (1) kif enumerat mill-ġdid minflok il-kliem minn "Ix-xogħol" sa "direttivi ta' l-Awtorità" għandhom jidhlu l-kliem "Bla ħsara għad-dispożizzjonijiet l-oħra ta' dan l-Att, il-hidma u l-attività ta' l-Awtorità jkunu r-responsabbiltà ta' l-Awtorità, iżda hlief kif imsemmi qabel", u minflok il-kliem "Chairman" għandhom jidhlu l-kliem "Chief Executive"; u

(ċ) minnufih wara s-subartikolu (1) kif enumerat mill-ġdid għandhom jiżdiedu dawn is-subartikoli godda li ġejjin:-

"(2) Għandhom jitwaqqfu d-Direttorati skond kif elenkati fl-Ewwel Skeda li tinsab ma' dan l-Att, li jkollhom ir-responsabbiltajiet hemm imfissrin. Il-Ministru jista', wara li jikkonsulta lill-Awtorità, b'Ordni fil-Gazzetta, jabolixxi lil xi wiehed jew iktar mid-Direttorati msemmija, jibdel ir-responsabbiltajiet tagħhom, u jwaqqaf dawk id-Direttorati oħrajn li huwa jista' minn żmien għal żmien iqis li jkunu xierqa.

(3) L-Awtorità għandha tkun vestita fid-Direttorati hekk stabbiliti kif ukoll, bla ħsara għas-supervizjoni u kontroll fuq kollox taċ-*Chief Executive*, dawk il-funzjonijiet tagħha li jirrigwardaw jew huma anċillari għal dawk l-affarijiet li jkunu responsabbli għalihom b'mod li dawk id-Direttorati jkunu jistgħu jagħtu seħħ lill-policies ta' l-Awtorità u xort'oħra jwettqu effettivament u effiċjentement il-funzjonijiet ta' l-Awtorità f'kull qasam rispettiv ta' hidma tagħhom.

(4) Kull Direttorat hekk stabbilit jitmexxa minn persuna li tkun jew uffiċjal pubbliku bi dmirijiet ma' l-Awtorità jew impjegat ta' l-Awtorità jew persuna assenjata biex taħdem ma' l-Awtorità skond ftehim bejn l-Awtorità u intrapriża pubblika jew privata, li f'kull każ ikollha esperjenza jew konoxxenza adegwata fil-qasam rispettiv ta' hidma.

(5) L-Awtorità u kull wiehed mid-Direttorati jista' jeżerċita xi wiehed jew iktar mill-funzjonijiet tagħhom sew direttament sew permezz xi wiehed jew iktar mill-uffiċjali jew impjegati tagħhom li jkunu awtorizzati għal dak l-iskop, jew permezz ta' kuntrattur jew persuna oħra li miegħu jkun sar ftehim għall-għemil ta' xi funzjoni waħda jew iktar minn dawk:

Iżda ebda haġa f'dan is-subartikolu ma ghandha tawtorizza lill-Awtorità sabiex tagħti b'kuntratt xi funzjonijiet regolatorji jew ta' licenzjar tagħha.

(6) Meta f'dan l-Att xi haġa ghandha ssir minn jew kontra jew dwar l-Awtorità, jew ghandu jinghata jew jista' jinghata xi avviż lill-Awtorità, dik il-haġa jew dak l-avviż jistgħu wkoll jintgħamlu minn jew kontra jew dwar jew jinghataw lid-Direttorati li l-kwistjoni tkun taqa' taħt il-gurisdizzjoni tagħhom minhabba f'delega ta' funzjoni lil dak id-Direttorat; u għall-għanijiet hawn aktar qabel imsemmija kull riferenza f'dan l-Att għall-Awtorità tinkludi riferenza għad-Direttorat xieraq.

(7) Iċ-*Chief Executive* u l-kapijiet tad-Direttorati għandhom jinhatru mill-Awtorità wara konsultazzjoni mal-Ministru għal perijodu ta' tliet snin u dak il-perijodu jista' jiġi mtawwal għal perijodi oħra ta' tliet snin-il wiehed:

Iżda l-ewwel *Chief Executive* u l-ewwel kap ta' kull Direttorat għandhom jinhatru mill-Ministru.

(8) Iċ-*Chief Executive* għandu jattendi għal-laqgħat kollha tal-Bord iżda huwa ma jivvotax f'dawk il-laqgħat:

Iżda l-Awtorità tista', jekk jidhrilha li jkun hekk xieraq, tehtieg liċ-*Chief Executive* biex ma jattendix għal xi laqgħat jew għal xi parti ta' xi laqgħa.

(9) Iċ-*Chief Executive* jkun responsabbli għall-implementazzjoni ta' l-iskopijiet ta' l-Awtorità fit-twettiq tal-funzjonijiet tagħha u mingħajr preġudizzju għall-generalità ta' dak imsemmi hawn aktar qabel huwa għandu -

(a) jassumi kull responsabbiltà għas-supervizjoni u l-kontroll fuq kollox tad-Direttorati;

(b) jassenja lid-Direttorati dawk id-dmirijiet li huma, bi jew skond id-dispożizzjonijiet ta' dan l-Att vestiti f'dawk id-Direttorati;

(ċ) jikkoordina kull hidma tad-Direttorati li jaqgħu taħt ir-responsabbiltà tiegħu;

(d) jiżviluppa l-istrateġiji meħtieġa għall-implementazzjoni u thaddim kontinwu ta' l-iskopijiet ta' l-Awtorità;

(e) jaghti parir lill-Awtorità dwar kull haġa li din tista' tirriferilu u dwar kull haġa li jqis mehtieġa jew spedjenti; u

(f) jeseġwixxi kull dmir iehor li l-Awtorità tista' tassenjalu minn żmien għal żmien.”.

10. Fl-artikolu 6 ta' l-Att prinċipali, minnufih wara s-subartikolu (2) tiegħu għandu jizdied dan is-subartikolu ġdid li ġej:-

Emenda ta' l-artikolu 6 ta' l-Att prinċipali.

“(3) Jekk l-Awtorità tonqos milli thares xi direttivi mahruġa taht dan l-artikolu, il-Prim Ministru jista' jagħmel ordni li bih jittrasferixxi għal għand il-Ministru għal kollox jew biss f'parti minnhom x'uhud mill-funzjonijiet ta' l-Awtorità.”.

11. L-artikolu 7 ta' l-Att prinċipali għandu jiġi emendat kif ġej:-

Emenda ta' l-artikolu 7 ta' l-Att prinċipali.

(a) is-subartikolu (2) tiegħu għandu jiġi emendat kif ġej:-

(i) minflok il-kliem “tkun vestita fiċ-*Chairman*” għandhom jidhlu l-kliem “tkun vestita solidalment fiċ-*Chairman* u fiċ-*Chief Executive*”;

(ii) fil-proviso li hemm miegħu minflok il-kliem “dokument iehor ikun li jkun.” għandhom jidhlu l-kliem “dokument iehor ikun li jkun.”; u

(iii) minnufih wara l-proviso li hemm miegħu għandu jizdied dan il-proviso ġdid li ġej:-

“Izda wkoll, għar-rigward ta' xi haġa li tkun taqa' fi hdan il-funzjonijiet vestiti f'xi Direttorat, ir-rappreżentanza legali u ġuridika ta' l-Awtorità għandha wkoll tkun tvesti fil-kap tad-Direttorat jew f'dak il-membri, ufficjal jew impjegat iehor ta' l-Awtorità, hekk kif l-Awtorità tista' tahtar jew tawtorizza għal dak l-għan.”; u

(b) fis-subartikolu (3) tiegħu, minnufih wara l-kliem “miċ-*Chairman*” għandhom jidhlu l-kliem “jew miċ-*Chief Executive* jew minn kap ta' Direttorat dwar kull haġa li tiġi lil delegata”.

12. L-artikolu 8 ta' l-Att prinċipali għandu jiġi emendat kif ġej:-

Emenda ta' l-artikolu 8 ta' l-Att prinċipali.

(a) fis-subartikolu (1) tiegħu, minnufih wara l-kliem “*mic-Chairman*,” ghandhom jidhlu l-kliem “ta’ kull darba li jkun meħtieġ iżda għallinqas darba fix-xahar”; u

(b) fis-subartikolu (2) tiegħu minnufih wara l-kliem “Tliet membri ta’ l-Awtorità jiffurmaw *quorum* f’kull laqgħa.” ghandhom jidhlu l-kliem “Nofs l-ghadd ta’ membri li f’dak iż-żmien ikunu jikkostitwixxu l-Awtorità jiffurmaw *quorum*.” u l-kliem minn “jew li tittiehed f’laqgħa” sa “ma jkunx preżenti” ghandhom jithassru.

Zieda ta’ intestatura qabel l-artikolu 9 ta’ l-Att prinċipali.

**13.** Minnufih qabel l-artikolu 9 ta’ l-Att prinċipali ghandha tiżdied din l-intestatura ġdida li ġejja:-

“UFFIĊJALI U IMPJEGATI TA’ L-AWTORITÀ”.

Inehhi l-intestatura qabel l-artikolu 10 ta’ l-Att prinċipali.

**14.** L-Intestatura “Kumitati Eżekuttivi u Konsultattivi w Uffiċjali w Impjegati ta’ l-Awtorità” minnufih qabel l-artikolu 10 ta’ l-Att prinċipali ghandha tithassar.

Emenda ta’ l-artikolu 11 ta’ l-Att prinċipali.

**15.** Is-subartikolu (2) ta’ l-artikolu 11 ta’ l-Att prinċipali ghandu jiġi emendat kif ġejj:-

(a) fil-paragrafu (b) tiegħu, minflok il-kliem “dwar dak l-uffiċjal.” ghandhom jidhlu l-kliem “dwar dak l-uffiċjal.”; u

(b) minnufih wara l-paragrafu (b) tiegħu ghandu jizdied dan il-proviso li ġejj:-

“Izda għar-rigward ta’ uffiċjal pubbliku li jiġi inkarigat jagħmel dmirijiet ma’ l-Awtorità wara dik id-data li l-Prim Ministru jista’ jistabbilixxi b’ordni kif imsemmi qabel, l-inkarigu ta’ dak l-uffiċjal pubbliku ghandu jtemm milli jibqa’ jsehh wara sena mid-data effettiva ta’ dik l-ordni, kemm-il darba dik l-ordni ma tiġix revokata iktar kmieni mill-Prim Ministru.”.

Emenda ta’ l-artikolu 13 ta’ l-Att prinċipali.

**16.** L-artikolu 13 ta’ l-Att prinċipali ghandu jiġi emendat billi jiżdiedu dawn is-subartikoli ġodda li ġejjin minnufih wara s-subartikolu (5) tiegħu:-

“(6) Fil-kaz ta’ uffiċjal pubbliku inkarigat jagħmel dmirijiet ma’ l-Awtorità wara d-data stabbilita taħt il-proviso li hemm mal-paragrafu (b) tas-subartikolu (2) ta’ l-artikolu 11 ta’ dan l-Att u li sussegwentement jaċċetta impieg permanenti ma’ l-Awtorità, id-dispożizzjonijiet ta’ qabel ghandhom jibqgħu japplikaw bla hsara għas-subartikoli li ġejjin ta’ dan l-artikolu.

(7) Għall-ghanijiet ta' l-Ordinanza dwar il-Pensjonijiet, l-emolumenti pensjonabbli ta' dak l-uffiċjal pubbliku meta jirtira għandhom jitqiesu li jkunu l-emolumenti pensjonabbli li jithallsu lil xi uffiċjal fis-servizz tal-Gvern fi grad u f'livell inkrementali li jikkorrispondu għall-kariga u livell inkrementali li jkollu l-uffiċjal meta jirtira minn ma' l-Awtorità.

(8) (a) Għall-ghanijiet tal-proviso li hemm mas-subartikolu (3) ta' dan l-artikolu, il-karigi u l-gradji salarjali ta' l-Awtorità għandhom ikunu klassifikati kemm jista' jkun b'mod korrispondenti għall-gradji u livelli inkrementali fis-servizz mal-Gvern ta' Malta b'riferenza għad-deskrizzjoni tal-kariga, hila fis-sengħa, responsabbiltà u fatturi oħra bħal dawn.

(b) Il-klassifikazzjoni msemmija fil-paragrafu (a) ta' dan is-subartikolu għandha ssir minn bord magħmul minn president li jiġi mahtur mill-Ministeru responsabbli għall-finanzi u minn zewġ membri oħra, wiehed mahtur mill-Ministeru ċentralment responsabbli għall-affarijiet li għandhom x'jaqsmu mal-persunal fis-servizz pubbliku u wiehed mahtur mill-Awtorità. Il-klassifikazzjoni tkun suġġetta għall-approvazzjoni finali tal-Ministru responsabbli għall-finanzi.

(ċ) Dik il-klassifikazzjoni għandha tintgħamel fi żmien tliet xhur minn kull aġġustament ta' salarji ta' impjegati fis-servizz tal-Gvern u, jew, ta' impjegati ta' l-Awtorità.

(d) Ebda kariga m'għandha tiġi klassifikata fi grad oghla minn dak ta' Grad 3 fis-servizz tal-Gvern jew f'dak il-grad li l-Ministru responsabbli għall-finanzi jista' minn żmien għal żmien jistabilixxi b'avviz fil-Gazzetta.

(e) Mingħajr preġudizzju għall-artikolu 113 tal-Kostituzzjoni, hadd ma jista', wara klassifikazzjoni bħal dik imsemmija, ikollu jedd għal xi dritt taht l-imsemmija Ordinanza dwar il-Pensjonijiet li jkun inqas favorevoli minn dawk li kien ikollu jedd għalihom qabel dik il-klassifikazzjoni.”.

17. L-artikoli 14 u 15 ta' l-Att prinċipali għandhom jiġi enumerati mill-ġdid 29 u 30 rispettivament u l-intestatura “Il-Bord għax-Xogħol fit-Trasport Pubbliku” minnufih qabel l-artikolu 15 qabel l-enumerazzjoni mill-ġdid għandha tithassar.

Enumerazzjoni mill-ġdid ta' l-artikoli 14 u 15 ta' l-Att prinċipali.

Iżid l-artikolu 14  
ġdid ma' l-Att  
prinċipali.

**18.** Minnufih qabel l-artikolu 16 ta' l-Att prinċipali, u minnufih wara l-intestatura "Dispożizzjonijiet Finanzjarji" għandu jizjed dan l-artikolu ġdid li ġejj:-

"L-Awtorità  
thallas  
l-infiq mid-  
dhul tagħha.

14. (1) Minghajr preġudizzju għad-dispożizzjonijiet li ġejjin ta' dan l-artikolu, l-Awtorità għandha hekk tmexxi l-affarijiet tagħha li n-nefqa mehtieġa għat-twettiq xieraq tal-funzjonijiet tagħha għandhom jithallsu, skond kemm ikun prattikabbli, mid-dhul tagħha.

(2) Għal dak l-ghan l-Awtorità għandha tiġbor kull dritt, rata u hlas iehor preskritt jew meqjus li jkun preskritt minn jew taht dan l-Att jew kull liġi oħra li jkollha x'taqsam mas-setgħat u l-funzjonijiet ta' l-Awtorità.

(3) L-Awtorità għandha wkoll tiġi mhallsa mill-Gvern mill-Fond Konsolidat dawk l-ammonti ta' flus li l-Parlament jista' minn żmien għal żmien jawtorizza li jiġi approprijati biex minnhom jithallsu l-ispejjeż ta' xogħlijiet speċifikati li għandhom jitkomplew jew inkella jintgħamlu mill-Awtorità, li jkunu xogħlijiet ta' infrastruttura jew ta' xorta kapitali bħal dik.

(4) Kull eċċess ta' dhul fuq l-infiq għandu, bla hsara għal dawk id-direttivi li l-Ministru jista', wara konsultazzjoni mal-Ministru tal-Finanzi, minn żmien għal żmien jagħti, jkun applikat mill-Awtorità għall-formazzjoni ta' fondi ta' riserva li jintużaw għall-ghanijiet ta' l-Awtorità; u bla preġudizzju għall-ġeneralità tas-setgħat mogħtija lill-Ministru responsabbli b'dan is-subartikolu, kull direttiva mogħtija mill-Ministru kif imsemmi hawn aktar qabel tista' tordna t-trasferiment lill-Gvern, jew l-applikazzjoni b'dak il-mod li jista' jiġi speċifikat fid-direttiva, ta' xi sehem mid-drittijiet, rati u hlasijiet oħra miġbura skond is-subartikolu (2) ta' dan l-artikolu.

(5) Kull fond ta' l-Awtorità li ma jkunx minnufih mehtieġ għall-hlas ta' l-infiq jista' jiġi investit b'dak il-mod li jista' minn żmien għal żmien jiġi approvat mill-Ministru."

Emenda ta'  
l-artikolu 16  
ta' l-Att prinċipali.

**19.** L-artikolu 16 ta' l-Att prinċipali għandu jiġi emendat kif ġejj:-

(a) il-provvediment preżenti għandu jiġi enumerat mill-ġdid bħala s-subartikolu (1) ta' l-artikolu 15; u

(b) minnufih wara s-subartikolu (1) kif enumerat mill-ġdid għandu jizjed dan is-subartikolu ġdid li ġejj:-

“(2) L-Awtorità tista’ wkoll, minn żmien għal żmien, tissellef, b’*overdraft* jew xort’ohra, dawk l-ammonti ta’ flus li tista’ tkun tehtieg għat-twettiq tal-funzjonijiet tagħha taht dan l-Att:

Iżda għal kull ammont li jkun jeċċedi l-hamsin elf lira, għandha tkun mehtiega l-approvazzjoni tal-Ministru bil-miktub.”.

**20.** L-artikolu 17 ta’ l-Att prinċipali għandu jiġi enumerat mill-  
għdid bhala l-artikolu 16.

Enumerazzjoni  
mill-għdid ta’ l-  
artikolu 17  
ta’ l-Att prinċipali.

**21.** Minnufih wara l-artikolu 16 ta’ l-Att prinċipali kif enumerat  
mill-għdid għandu jiżdied dan l-artikolu għdid li ġej:-

Zieda ta’ l-artikolu  
17 għdid ma’ l-Att  
prinċipali.

“Self  
minghand  
il-Gvern.

17. (1) Il-Ministru responsabbli għall-finanzi jista’, għal kull htiega ta’ l-Awtorità ta’ xorta kapitali, jikkuntratta jew johloq kull self, jew jinkorri kull obligazzjoni, għal dawk il-perijodi u b’dawk il-pattijiet u l-kondizzjonijiet li huwa jista’ jqis xierqa; u kull ammont ta’ flus dovut għar-rigward jew b’konnessjoni ma’ xi self jew obligazzjoni bħal dawk għandu jinhareġ mill-Fond Konsolidat.

(2) Għandu jingħata kemm jista’ jkun malajr lill-Kamra tar-Rappreżentanti avviż ta’ kull self, obligazzjoni jew avvanz magħmul jew inkors taht id-dispozizzjonijiet ta’ qabel ta’ dan l-artikolu.

(3) Sakemm jinholoq xi self bħal dak imsemmi fis-subartikolu (1) ta’ dan l-artikolu, jew bil-għan li l-Awtorità tiġi provduta b’kapital finanzjarju, il-Ministru responsabbli għall-finanzi jista’, permezz ta’ ordni li tkun iġġib il-firma tiegħu, u mingħajr ebda approprjazzjoni ohra hlief dan l-Att, jawtorizza lill-*Accountant General* li jagħmel xi avvanzi ta’ flus lill-Awtorità mit-*Treasury Clearance Fund* taht dawk il-pattijiet kif jistgħu jiġi speċifikati mill-Ministru meta dawn jintgħamlu.

(4) Ir-rikavat ta’ kull self maħluq għall-għanijiet li jintgħamlu l-avvanzi ta’ flus lill-Awtorità, u kull flejjes ohra li jridu jiġi avvanzati lill-Awtorità taht dan l-artikolu, għandhom jithallsu go fond imwaqqaf speċjalment għaldaqshekk u li jkun magħruf bhala “Fond ta’ Self għall-Awtorità tat-Trasport”.

(5) L-ammonti ta’ flus li l-*Accountant General* jircievi mill-Awtorità għar-rigward ta’ avvanzi ta’ flus

magħmula lill-Awtorità taht is-subartikolu (3) ta' dan l-artikolu għandhom jithallsu billi, jekk ikunu ammonti riċevuti bhala hlas lura, fit-*Treasury Clearance Fund* u, jekk ikunu ammonti riċevuti bhala mgħax, fil-Fond Konsolidat.”.

Emenda ta' l-artikolu 18 ta' l-Att prinċipali.

22. Fis-subartikolu (1) ta' l-artikolu 18 ta' l-Att prinċipali, minnufih wara l-kliem “għas-sena finanzjarja li taħbat minnufih wara” għandhom jiżiedu l-kliem “fejn tiddistingwi, b’mod partikolari, bejn kull wiehed minn dawk id-Direttorati hekk kif jista’ jiġi stabbilit taht id-dispożizzjonijiet ta’ dan l-Att”.

Emenda ta' l-artikolu 24 ta' l-Att prinċipali.

23. Fl-artikolu 24 ta' l-Att prinċipali, minflok il-kliem “matul dik is-sena finanzjarja” għandhom jidhlu l-kliem “matul dik is-sena finanzjarja, fejn tiddistingwi, b’mod partikolari, bejn kull wiehed minn dawk id-Direttorati hekk kif jista’ jiġi stabbilit taht id-dispożizzjonijiet ta’ dan l-Att”.

Enumerazzjoni mill-ġdid ta' l-artikoli 26 u 27 u thassir ta' l-artikolu 28 ta' l-Att prinċipali.

24. L-artikoli 26 u 27 ta' l-Att prinċipali għandhom jiġi enumerati mill-ġdid bhala l-artikoli 31 u 32 rispettivament u l-artikolu 28 għandu jithassar.

Żieda ta' intestatura ġdida u ta' l-artikoli 26, 27 u 28 ma' l-Att prinċipali.

25. Minnufih wara l-artikolu 25 ta' l-Att prinċipali għandu jidhol dan it-titolu u dawn l-artikoli 26, 27 u 28 godda li ġejjin:-

#### “TRASFERIMENT TA' ĊERTI ASSI LILL-AWTORITÀ

Trasferiment ta' assi lill-Awtorità.

26. (1) (a) L-assi u l-intrapriżi li l-Gvern ikollu bi proprjetà u li huwa juża, minnufih qabel id-data tal-bidu fis-sehh ta' din it-Taqsima ta' dan l-Att, u li huwa juża għat-thaddim ta' xi wahda mill-funzjonijiet li b'dan l-Att qegħdin jiġi trasferiti lil jew vestiti fl-Awtorità għandhom, fid-data hawn aktar qabel imsemmija bis-sahha ta' dan l-Att u minghajr ebda sigurtà ohra, jiġi hekk trasferiti lil u vestiti fl-Awtorità taht l-istess titolu li bih huma kienu nżammu mill-Gvern minnufih qabel id-data imsemmija. Id-dispożizzjonijiet ta' dan il-paragrafu ma japplikawx għal proprjetà immobbli, barra minn toroq.

(b) L-assi immobbli li minn żmien għal żmien ikunu speċifikati f'ordni magħmul mill-President ta' Malta u ppubblikat fil-Gazzetta (hawnhekk iżjed 'il quddiem imsejha “l-assi immobbli”) li jkunu assi immobbli li minnufih qabel id-data tal-bidu fis-sehh ta' l-Att ta' l-2000 li jemenda l-Att dwar Awtorità dwar it-Trasport Pubbliku kienu proprjetà tal-Gvern u li huwa kien juża għat-thaddim ta' xi wahda mill-

funzjonijiet li b'dan l-Att qeghdin jigu trasferiti lil jew vestiti fl-Awtorità ghandhom b'seħħ minn dik id-data li tista' tigi speċifikata f'xi Ordni bħal dak, u bis-saħħa ta' dan l-Att u minghajr ebda sigurtà ohra jigu trasferiti lil jew vestiti fl-Awtorità taht l-istess titolu li bih huma kienu nżammu mill-Gvern qabel id-data imsemmija.

(2) It-trasferiment u l-vestizzjoni hawn aktar qabel imsemmija ghandhom jestendu għal dik il-proprjetà u dawk l-intrapriži kollha u, minghajr preġudizzju għall-generalità hawn aktar qabel imsemmija, ghandhom jinkludu kull impjant, tagħmir, apparat, strumenti, vetturi, ingeni, bini, strutturi, stallazzjonijiet, art, toroq, xogħlijiet, hażniet u proprjetà ohra, sew mobbli, sew immobbli, assi, setgħat, jeddijiet u privileġġi u kull haġa meħtieġa jew anċillari għalihom jew li lilhom tappartjeni, kif ukoll kull obligazzjoni li tolqot jew ikollha x'taqsam ma' xi proprjetà jew intrapriża minn dawk hawn aktar qabel imsemmija jew haġa ohra hemm inkluza kif imsemmi aktar qabel:

Iżda għar-rigward tat-toroq, it-trasferiment u l-vestizzjoni hawn aktar qabel imsemmija ma ghandhomx jestendu għall-proprjetà tagħhom iżda ghandhom ikunu limitati għall-użu, amministrazzjoni u thaddim tagħhom inkluż kull beneficiċċju li jinkiseb minn dak l-użu, dik l-amministrazzjoni u dak it-thaddim, bla ħsara għall-obbligu ta' l-Awtorità li tagħmel manutenzjoni, safejn dik il-manutenzjoni ma tkunx ir-responsabbiltà tal-Kunsilli Lokali skond l-ewwel proviso għall-paragrafu (b) tas-subartikolu (1) ta' l-artikolu 4 ta' dan l-Att, u żżomm kull proprjetà bħal dik, u għall-ghanijiet ta' l-artikoli 27 u 28 ta' dan l-Att dik il-proprjetà għandha titqies li tkun inkluza f'kull proprjetà trasferita lill-Awtorità b'dan l-Att jew tahtu:

Iżda wkoll għar-rigward tat-toroq, it-trasferiment u l-vestizzjoni hawn aktar qabel imsemmija ghandhom jinkludu s-setgħa ta' l-Awtorità li tagħti permess għat-tqegħid ta' reklami, *billboards*, *posters*, *banners* jew sinjali fit-toroq, u dak il-permess ikun bi ħlas ta' dawk id-drittijiet li l-Awtorità tista' minn żmien għal żmien tistabilixxi, u d-dispożizzjonijiet ta' l-Att dwar it-Trasferiment ta' Artijiet tal-Gvern ma ghandhomx ikunu japplikaw.

Kap. 268.

(3) Il-Ministru jista' b'Ordni fil-Gazzetta minn żmien għal żmien ivesti kull art li l-Gvern ikollu fl-Awtorità bil-ghan li tinbena xi triq fuqha, u d-dispożizzjonijiet tal-provisos

ghas-subartikolu (2) ta' dan l-artikolu ghandhom japplikaw ghal kull art hekk vestita mill-Ministru taht dan is-subartikolu.

Kif jiftehm u l-ligijiet, eċċ.

27. (1) Bla hsara ghad-dispożizzjonijiet ta' dan l-Att, kull ligi, regola, regolament, ordni, sentenza, digriet, deċiżjoni, kuntratt, bonds, kuntratt, ftehim, strument, dokument, *warrant* u kull arrangament ieħor li kienu jeżistu minnufih qabel id-dhul fis-seħh ta' din it-Taqsima ta' dan l-Att u li kienu jolqtu jew jirrelataw ghal xi proprjetà jew intrapriża trasferita lill-Awtorità b'dan l-Att jew tahtu ghandu jkollhom saħha u effett shih kontra jew favur l-Awtorità, u ghandhom jiġi esegwiti għalkollox liberament u effettivament bħallikieku, minflok il-Gvern jew awtorità tal-gvern, l-Awtorità kienet imsemmija fihom jew kienet parti fihom, u xort'ohra b'sostituzzjoni tal-Gvern jew awtorità tal-gvern.

(2) Kull riferenza f'xi Att għall-Awtorità dwar it-Trasport Pubbliku jew għall-Awtorità kif imfissra fl-artikolu 2 ta' dan l-Att ghandha tinqara u tiftiehem bħala riferenza għall-Awtorità kif hemm imfissra u ghandha tinkludi riferenza ghal kull Direttorat imwaqqaf taht dan l-Att, kif jista' jinhtieg il-kaz.

Dispożizzjo-  
nijiet  
transitorji.

28. (1) Meta xi haġa tkun inbdiet minn jew taht l-awtorità tal-Gvern qabel id-data tad-dhul fis-seħh ta' din it-Taqsima ta' dan l-Att u dik il-haġa tkun relatata ma' xi proprjetà jew intrapriża jew xi dritt jew obligazzjoni trasferiti lill-Awtorità b'dan l-Att jew tahtu, dik il-haġa tista' titkompla u tintemm mill-Awtorità jew kif jiġi awtorizzat minnha.

(2) Meta minnufih qabel id-dhul fis-seħh ta' din it-Taqsima ta' dan l-Att, ikun hemm pendenti xi proċedimenti legali li fihom il-Gvern ikun, jew ikollu jedd ikun parti, u dawk il-proċedimenti jkunu relatati ma' xi proprjetà jew intrapriża, jew xi dritt jew obligazzjoni trasferiti b'dan l-Att jew tahtu, l-Awtorità ghandha, mid-data hawn aktar qabel imsemmija, tidhol f'dawk il-proċedimenti minflok il-Gvern, jew issir parti fihom bl-istess mod li kieku kien il-Gvern isir parti, u dawk il-proċedimenti ma ghandhomx jiġi effettwati minhabba f'sostituzzjoni bhal dik.

(3) Il-Ministru jista' b'ordni jagħmel dawk il-provvedimenti incidentali, konsegwenzjali u supplementari kif jista' jqis li jkunu xierqa jew spedjenti bil-ghan li jiġi stabbilit, kif ikun sew, x'ikunu l-assi trasferiti lill-Awtorità b'dan l-Att u jiżgura u jagħti effett shih lit-trasferiment ta'

kull proprjetà jew intrapriża jew kull dritt jew obligazzjoni lill-Awtorità b'dan l-Att u jagħmel dawk l-ordnijiet li jistgħu jkunu mehtieġa biex jagħmel kull setgha u dmir eżerċitabbli mill-Gvern għar-rigward ta' xi proprjetà jew intrapriża trasferita eżerċitabbli mill-Awtorità jew f'isimha.”.

26. Minflok l-artikolu 29 ta' l-Att prinċipali kif enumerat mill-  
għdid għandu jidhol dan li ġej:-

Emenda ta'  
l-artikolu 29  
ta' l-Att prinċipali.

#### “KUMITATI KONSULTATTIVI

Hatra u  
funzjonijiet  
ta' kumitati  
konsultattivi.

29. (1) B'seħh minn dik id-data jew dawk id-dati li l-Ministru jista' b'ordni jstabilixxi, għandu jinhatar, għar-rigward ta' dak is-settur li l-Ministru jista' f'ordni bhal dak jispeċifika, kumitat konsultattiv.

(2) Sabiex id-dispożizzjonijiet ta' dan l-Att ikunu jistgħu jitwettqu mill-aħjar li jistgħu, il-kumitat konsultattiv għandu jagħti parir lill-Awtorità fuq dawk il-hwejjeġ u jwettaq dawk il-funzjonijiet l-oħra li l-Ministru jista' jispeċifika fl-Ordni.

(3) Il-membri tal-kumitat għandhom jiġi appuntati mill-Ministru u għandhom jibqgħu fil-kariga għal dak iż-żmien u b'dawk il-pattijiet u kondizzjonijiet li l-Ministru jista' jqis li jkunu xierqa.

(4) Kull kumitat jkun magħmul minn membru wiehed li jkun jirrappreżenta lill-Awtorità bħala *Chairman* u minn dak l-għadd ta' membri oħra li l-Ministru jista' jqis li jkun xieraq li jahtar.

(5) Id-dispożizzjonijiet tal-paragrafu (a) tas-subartikolu (4), u tas-subartikoli (5) u (8) ta' l-artikolu 3 ta' dan l-Att għandhom ikunu *mutatis mutandis* japplikaw għall-membri tal-kumitati konsultattivi.

(6) Kull kumitat konsultattiv għandu jzomm il-minuti ta' kull laqgħa li jagħmel u jgħaddi kopji ta' dawk il-minuti lill-Awtorità. Id-dispożizzjonijiet ta' l-artikolu 8 ta' dan l-Att għandhom ikunu *mutatis mutandis* japplikaw għall-kumitat u għall-attijiet jew il-proċedimenti tiegħu.”.

27. Minnufih qabel l-artikolu 30 ta' l-Att prinċipali kif enumerat mill-għdid għandha tizdied din l-intestatura għdida li ġejja:

Zieda ta' intestatura  
qabel l-artikolu 30  
ta' l-Att prinċipali.

“IL-BORD GHAX-XOGHOL FIT-TRASPORT  
PUBBLIKU”.

Emenda ta'  
l-artikolu 32  
ta' l-Att prinċipali.

28. L-artikolu 32 ta' l-Att prinċipali kif enumerat mill-ġdid għandu jiġi emendat kif ġej:-

(a) minflok is-subartikolu (1) tiegħu għandu jidhol dan li ġej:-

“(1) Il-Ministru jista' wara konsultazzjoni ma' l-Awtorità u bla hsara għad-dispożizzjonijiet ta' xi liġi li tirregola t-traffiku ta' vetturi, jagħmel regolamenti dwar kull waħda mill-funzjonijiet li għandha l-Awtorità.”;

(b) is-subartikolu (2) tagħha għandu jiġi emendat kif ġej:-

(i) minflok il-paragrafu (a) tiegħu għandu jidhol dan li ġej:-

“(a) għar-registrazzjoni ta' karrozzi jew vetturi bil-mutur ohra u l-ghoti, tiġdid, trasferiment, sospensjoni u thassir ta' licenzi dwar karrozzi jew vetturi bil-mutur ohra, is-sewwieqa tagħhom, il-kundutturi ta' *motor buses*, garaxxijiet tal-kiri ta' karrozzi, u għal dawk il-licenzi l-oħra dwar karrozzi jew vetturi bil-mutur ohra u min jużahom kif jista' jinhtieg;”;

(ii) fil-paragrafi (g), (h) u (i) tiegħu, minflok il-kliem “vetturi tat-trasport pubbliku” għandhom f'kull kaz jidhru l-kliem “karrozzi jew vetturi bil-mutur ohra”;

(iii) il-paragrafi (k), (l), (m), (n) u (o) tiegħu għandhom jiġi enumerati mill-ġdid bħala l-paragrafi (n), (o), (p), (q) u (r) rispettivament u l-paragrafu (p) tiegħu għandu jiġi enumerat bħala l-paragrafu (w);

(iv) minnufih wara l-paragrafu (j) tiegħu għandhom jizjeddu dawn il-paragrafi godda li ġejjin:-

“(k) biex jikkontrollaw , jirrestringu jew jipprojbixxu l-passaġġ jew il-waqfien ta' karrozzi jew vetturi bil-mutur ohra minn jew fuq xi triq prinċipali, triq, sqaq, pjazza jew post ieħor ta' mogħdija pubblika;

(l) dwar *pedestrian crossings* u għar-restrizzjoni jew il-kontroll tal-moviment ta' *pedestrians* fi, matul jew

min-naha għall-oħra ta' xi triq prinċipali, triq jew imkien iehor ta' mogħdija pubblika;

(m) b'mod ġenerali għall-kontroll jew l-użu ta' karrozzi jew vetturi bil-mutur oħra fit-triq u għar-regolament tat-traffiku ta' karrozzi jew vetturi bil-mutur oħra;"; u

(v) minnufih wara l-paragrafu (r) għandhom jiżiedu dawn il-paragrafi godda li ġejjin:-

“(s) biex jistabbilixxu d-drittijiet għall-provdiment ta' xi servizz jew il-manigġar ta' servizz mill-Awtorità jew minn xi persuna f'isimha jew taħt l-awtorità tagħha, inkluż, mingħajr pregudizzju għall-ġeneralità ta' dak kollu hawn aktar qabel imsemmi, kull dritt jew hlasijiet oħra għal xi servizz li jkollu x'jaqsam mar-regolament ta' xi attività mill-Awtorità;

(t) għall-ghemil ta' xi depożitu jew l-ġhoti ta' xi garanzija sabiex jiġi żgurat it-twettiq ta' xi obligazzjoni li xi persuna jista' jkollha imposta fuqha bħala kondizzjoni ta' xi permess, awtorizzazzjoni jew licenza taħt dan l-Att;

(u) għar-regolament tat-trasport pubbliku u t-trasport ta' oġġetti b'mod ġenerali, inkluż l-ghemil ta' kodiċijiet ta' Prattika li għandhom jiġi osservati dwar xi haġa minn persuni involuti f'dawk l-attivitajiet;

(v) għall-implimentazzjoni aħjar ta' xi waħda mill-funzjonijiet ta' l-Awtorità skond id-dispożizzjonijiet ta' dan l-Att;”.

**29.** Minnufih wara l-artikolu 32 ta' l-Att prinċipali għandha tiżdied l-Iskeda li hemm fl-Ewwel Skeda li tinsab ma' dan l-Att. Iżid Skeda ġdida ma' l-Att prinċipali.

**30.** (1) Il-ligijiet fl-Ewwel Kolonna tat-Tieni Skeda li tinsab ma' dan l-Att għandu jkollhom seħh kif sugġetti għall-emendi li jidhru relattivament biswithom fit-Tieni Kolonna ta' l-istess Skeda. Emenda ta' ligijiet oħra u riservi.

(2) Regolamenti magħmulin taħt id-dispożizzjonijiet ta' xi ligi li qed tigi emendata kif hawn aktar qabel imsemmi, u murija fit-Tieni Skeda li tinsab ma' dan l-Att, għandhom, sakemm ma jsirx provvedimenti iehor taħt dan l-Att jew bis-saħħa tiegħu, jew, l-Att rilevanti kif emendat, jew il-ligijiet hawn aktar qabel imsemmija kif

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emendati, jibqghu fis-sehh u jkollhom effett bhallikieku kienu maghmula taht dan l-Att jew il-ligi rilevanti kif emendata, kif ikun mehtieg.

(3) Kull licenza, permess jew awtorità ohra moghtija taht xi ligi jew xi provvediment taghha, li qed tigi emendata b'dan l-Att kif imsemmi hawn aktar qabel, u li jkunu ghadhom fis-sehh minnufih qabel dik l-emenda, ghandhom jibqghu jsehhu wara dik l-emenda bhallikieku kienu licenza, permess jew awtorità moghtija taht provvediment korrispondenti ta' dan l-Att, jew taht dik il-ligi kif emendata, kif ikun mehtieg; u kull licenza, permess jew awtorità kif hawn aktar qabel imsemmi ghandhom jigu trattati u jsir minnhom skond hekk.

L-EWWEL SKEDA

(Artikolu 29)

“SKEDA

Artikolu 5 (2)

**Direttorati**

Bla hsara ghas-setgħat mogħtija lill-Ministru taħt is-subartikolu (2) ta' l-artikolu 5 ta' dan l-Att, għandu jkun hemm dawn id-Direttorati li ġejjin -

1. Direttorat għal Liċenzi u Testijiet - li jkollu r-responsabbiltà li jagħmel kull ma jkun meħtieġ u spedjenti għall-ittestjar, registrazzjoni u liċenzjar ta' vetturi bil-mutur u s-sewwieqa tagħhom.
2. Direttorat għat-Toroq - li jkollu r-responsabbiltà għall-okkupazzjoni, bini u manutenzjoni ta' toroq u li jstabbilixxi *standards* u speċifikazzjonijiet dwar xogħlijiet konnessi mat-toroq.
3. Direttorat għall-Maniġġ tat-Traffiku - li jkollu r-responsabbiltà li jkabbar kemm jista' l-effiċjenza u s-sigurezza tat-traffiku fit-triq.
4. Direttorat għat-Trasport Pubbliku - li jkollu r-responsabbiltà li jipprovdi, jiżgura u jġib 'il quddiem il-provdiment ta' sistema tat-trasport pubbliku integrata sew, fis-sigur, ekonomika u effiċjenti.”.

IT-TIENI SKEDA

(Artikolu 30)

L-Ewwel Kolonna

It-Tieni Kolonna

Kodiċi tal-Liġijiet  
tal-Pulizija, Kap. 10.

**1.0** Fl-artikolu 2 tiegħu:-

**1.1** it-tifsiriet ta' "Awtorità dwar it-Trasport Pubbliku", "barklor", "trasport pubbliku" u "vettura tat-trasport pubbliku" għandhom jithassru; u

**1.2** minflok it-tifsira ta' "vettura" għandu jidhol dan li ġej:-

"il-kelma "vettura" għandha l-istess tifsira mogħtija lilha bl-artikolu 2 ta' l-Att dwar Awtorità dwar it-Trasport ta' Malta."

**2.0** Fl-artikolu 20 tiegħu:-

**2.1** minflok il-kliem "d-Direttur tax-Xoghlijiet Pubbliċi" u "d-Dipartiment tax-Xoghlijiet Pubbliċi" kulfejn dawn jinsabu, inkluzi fin-noti marginali relattivi għas-subartikoli (4), (7) u 12 għandhom f'kull każ jidhlu l-kliem "l-Awtorità dwar it-Trasport ta' Malta", u fit-test Malti tas-subartikolu (1), fil-proviso, minflok il-kliem "jista' jordna" għandhom jidhlu l-kliem "tista' tordna", tas-subartikolu (4) u nota marginali relattiva, minflok il-kliem "jista' ma jagħtix" kulfejn jinsabu għandhom jidhlu l-kliem "tista' ma tagħtix", tas-subartikolu (7) u n-nota marginali relattiva, minflok il-kliem "jista' ", "jagħmel" u "huwa jkun jidhirlu" kulfejn jinsabu għandhom f'kull każ jidhlu l-kliem "tista'", "tagħmel" u "hija jkun jidhrilha" rispettivament, tas-subartikolu (8) minflok il-kliem "jogħgob lilu" għandhom jidhlu jidhlu l-kliem "jogħgob lilha", tas-subartikolu (10) (i) minflok il-kliem "jkun jista' jagħmel", "jissokta jagħmel", "jkun bagħat" u "ħsiebu li jagħmel" għandhom jidhlu l-kliem "tkun tista' tagħmel", "tissokta tagħmel", "tkun bagħtet" u "ħsiebha li tagħmel" rispettivament, tas-subartikolu (10) (ii) minflok il-kliem "jkun bagħat" u "kif jgħid" għandhom jidhlu l-kliem "tkun bagħtet" u "kif tghid" rispettivament, tas-subartikolu (10) (iv) minflok il-kliem "għandu jibgħat" għandhom jidhlu l-kliem "għandha tibgħat", tas-

subartikolu (11) (i) minflok il-kliem “li jkun nefaq” ghandhom jidhlu l-kliem “li tkun nefqet”, u tas-subartikolu (13) minflok il-kliem “ghandu jitlob” ghandhom jidhlu l-kliem “ghandha titlob”;

**2.2** fis-subartikolu (2) minflok il-kliem “id-Direttur tax-Xoghlijiet Pubblici” ghandhom jidhlu l-kliem “l-Awtorità dwar it-Trasport ta’ Malta bi ftehim ma’ dik l-awtorità ohra, jekk ikun hemm, li l-Prim Ministru jista’ b’ordni minn żmien għal żmien jistabilixxi”;

**2.3** fil-proviso ghas-subartikolu (4) minflok il-kliem “Ministru responsabbli għax-xoghlijiet pubblici” ghandhom jidhlu l-kliem “Ministru responsabbli għat-trasport”;

**2.4** is-subartikolu (6) ghandu jigi emendat kif ġej:-

**2.4.1** fil-paragrafu (v) minflok il-kliem “Ministru responsabbli għax-xoghlijiet pubblici” kulfejn dawn jinsabu ghandhom f’kull każ jidhlu l-kliem “Awtorità dwar it-Trasport ta’ Malta”; u

**2.4.2** il-paragrafu (vii) ghandu jithassar;

**2.5** fis-subartikolu (7) minnufih wara l-kelma “tagħmel” kif hawn aktar qabel emendata ghandhom jidhlu l-kliem “jew tara li ssir jew tippermetti li ssir”;

**2.6** is-subartikolu (10) ghandu jigi emendat kif ġej:-

**2.6.1** minflok il-paragrafu (vi) ghandu jidhol dan li ġej:-

“(vi) It-toroq li ma jkunux tal-Gvern ghandhom, meta daww it-toroq ikunu inkluzi fi skema jew fi pjan lokali -

(a) malli jitlesta l-kisi tagħhom bl-asfalt jew xort’ohra; u

(b) malli tiġi pubblikata Ordni tal-President fil-Gazzetta li tkun tordna dan,

issir proprjeta tal-gvern u minn dak il-waqt is-sidien ikunu mehlusin minn kull dmir iehor li jiehdusiebs dawkw it-toroq.”;

**2.6.2** il-paragrafu (vii) ghandu jithassar; u

**2.6.3** fil-paragrafu (viii) minflok il-kliem “mal-pubblikazzjoni tal-kuntratt tat-trasferiment” ghandhom jidhlu l-kliem “Ordni tal-President”;

**2.7** il-paragrafu (i) tas-subartikolu (11) ghandu jigi emendat kif gejj:

**2.7.1** minflok il-kliem “l-imghax bit-tlieta fil-mija” ghandhom jidhlu l-kliem “l-imghax bit-tmienja fil-mija”; u

**2.7.2** minflok il-kliem “favur il-Gvern” ghandhom jidhlu l-kliem “favur l-Awtorita dwar it-Trasport ta’ Malta”;

**2.8** fis-subartikolu (12) -

**2.8.1** minflok in-nota marginali relattiva ghandu jidhol dan li gejj:- “Spejjes maghmulin mill-Awtorita dwar it-Trasport ta’ Malta ghandhom jigu mqassma bejn is-sidien.”; u

**2.8.2** minflok il-kliem “Ministru responsabbli ghax-xoghlijiet pubblici” kulfejn dawn jinsabu, ghandhom f’kull kaz jidhlu l-kliem “Awtorita dwar it-Trasport ta’ Malta”;

**2.9** minflok is-subartikolu (13) ghandu jidhol dan li gejj:-

“(13) Il-Ministru jista’, wara li jikkonsulta l-Awtorita dwar it-Trasport ta’ Malta, b’regolamenti jiffissa r-rati li l-Awtorita dwar it-Trasport ta’ Malta ghandha titlob ghat-twittija, kisi u asafaltar tal-wicc jew xort’ohra tat-toroq.”; u

**2.10** minnufih wara s-subartikolu (13) ghandhom jidhlu dawn is-subartikoli godda li gejjin:-

“(14) Meta persuna tonqos milli tiffirma triq kif provdut skond id-dispożizzjonijiet ta’ dan il-Kodiċi, l-Awtorità dwar it-Trasport ta’ Malta tista’ hi nnifisha tghaddi biex tiffirma dik it-triq wara li taghti avviż ta’ l-intenzjoni tagħha li taghmel dan permezz ta’ avviż fil-Gazzetta, u taghti lil dik il-persuna hmistax il-ġurnata biex tikkonforma ruhha ma’ dan. Dik il-formazzjoni ssir bi spejjeż tal-persuna li kieku kienet xort’ohra tkun obbligata li tiffirma dik it-triq, u l-Awtorità jkollha l-jedd tirkupra kull nefqa hekk maghmula minghand dik il-persuna.

(15) Il-kontribuzzjonijiet li jingabru taht din it-Taqsima mill-Awtorità dwar it-Trasport ta’ Malta, jistghu jithallsu u jingabru mill-Awtorità ta’ l-Ippjanar taht regolamenti maghmulin skond l-Att dwar l-Ippjanar ta’ l-Iżvilupp, u dawk ir-regolamenti jistghu jipprovdu ghar-rati ta’ kontribuzzjonijiet ghar-rigward ta’ kull klassi jew tip ta’ bini kif ukoll dwar il-mod kif dawn jithallsu.”.

**3.0** Fl-artikolu 21 tiegħu minflok il-kliem “Il-Kummissarju tal-Pulizija jista’ jordna” ghandhom jidhlu l-kliem “L-Awtorità dwar it-Trasport ta’ Malta, u sal-limitu ta’ kull responsabbiltà ta’ Kunsill Lokali skond l-Att dwar Kunsilli Lokali, Kunsill Lokali, jistghu jordnaw” u l-kliem “tal-Kummissarju tal-Pulizija” li hemm fin-nota marginali tiegħu ghandhom jithassru.

**4.0** Fis-subartikolu (1) ta’ l-artikolu 22 tiegħu minflok il-kliem “minghajr l-approvazzjoni minn qabel tal-Ministru responsabbli għall-Pulizija” ghandhom jidhlu l-kliem “minghajr l-approvazzjoni ta’ l-Awtorità dwar it-Trasport ta’ Malta, jew tal-Kunsill Lokali responsabbli għal-lokalità li fiha tkun tinsab dik it-triq, skond il-każ,”.

**5.0** Fl-artikolu 24 tiegħu minflok il-kliem minn “L-uffiċjal inkarigat” sa “u jaghmel dak” ghandhom jidhlu l-kliem “L-Awtorità dwar it-Trasport ta’ Malta tista’ taghti ordnijiet u taghmel dak”, u l-kliem “; biex jitnaddfu, jitbexxew jew jiddawlu t-toroq; u biex jitwählhu fanali u jsiru xoghlijiet ohra mehtieġa għad-dawl”.

**6.0** Fl-artikolu 26 tieghu, minflok il-kliem “minghajr liċenza tal-Pulizija” ghandhom jidhlu l-kliem “minghajr liċenza ta’ l-Awtorità dwar it-Trasport ta’ Malta”.

**7.0** Fl-artikolu 27 tieghu, u fin-nota marginali relattiva, minflok il-kliem “d-Direttur tax-Xoghlijiet Pubbliċi” kull fejn dawn jinsabu ghandhom f’kull kaz jidhlu l-kliem “l-Awtorità dwar it-Trasport ta’ Malta”.

**8.0** Fl-artikolu 28 tieghu, u fin-nota marginali relattiva, minflok il-kliem “Ministru responsabbli ghax-xoghlijiet pubbliċi” kull fejn dawn jinsabu ghandhom f’kull kaz jidhlu l-kliem “Awtorità dwar it-Trasport ta’ Malta”, u fit-test Malti minflok il-kliem “jista’ jordna” ghandhom jidhlu l-kliem “tista’ tordna”.

**9.0** L-artikolu 29 tieghu ghandu jigi emendat kif ġej:-

**9.1** minflok il-kliem “d-Direttur tax-Xoghlijiet Pubbliċi” u “d-Dipartiment tax-Xoghlijiet Pubbliċi” kulfejn dawn jinsabu u fin-nota marginali relattiva, ghandhom jidhlu l-kliem “l-Awtorità dwar it-Trasport ta’ Malta”; u

**9.2** minflok il-kliem minn “timla kif imiss” sa “qalghat il-permess” ghandhom jidhlu l-kliem “tirristawra il-bankina jew il-wiċċ hekk imkissra jew miftuha”.

**10.0** Fl-artikolu 36 tieghu minflok il-kliem “tad-Direttur tax-Xoghlijiet Pubbliċi” ghandhom jidhlu l-kliem “ta’ l-Awtorità dwar it-Trasport ta’ Malta”.

**11.0** Fl-artikolu 37 tieghu minflok il-kliem “tad-Direttur tax-Xoghlijiet Pubbliċi” ghandhom jidhlu l-kliem “ta’ l-Awtorità dwar it-Trasport ta’ Malta”.

**12.0** It-titolu “Taqsimha IV”, is-subtitolu tieghu “Fuq il-Vetturi” u l-artikoli 48 sa 94, it-tnejn inkluzi, li jidhru tahtu ghandhom jithassru.

**13.0** It-titolu “Fuq id-Dghajjes tal-Pass” taht it-Taqsimha XXII u l-artikoli 270 sa 286, it-tnejn inkluzi, li jidhru tahtu ghandhom jithassru.

## L-Ewwel Kolonna

## It-Tieni Kolonna

**14.0** L-artikoli 289, 290, 295, 296, 297, 298, 302 u 303 ghandhom jithassru.

**15.0** It-titolu “Taqsimha XXIV” u s-subtitolu tiegħu “Fuq il-Barklori” u l-artikoli 307 sa 309, it-tnejn inkluzi, li jidhru tahtu ghandhom jithassru.

Ordinanza dwar  
ir-Regolament tat-  
Traffiku, Kap. 65.

**1.0** L-artikolu 2 ghandu jiġi emendat kif ġejj:-

**1.1** minflok it-tifsira ta’ “Awtorità” ghandha tidhol din li ġejja:-

“il-kliem “Awtorità” u “Awtorità dwar it-Trasport ta’ Malta” ifissru l-Awtorità dwar it-Trasport ta’ Malta mwaqqfa taht l-artikolu 3 ta’ l-Att dwar Awtorità dwar it-Trasport ta’ Malta;”;

**1.2** minnufih wara t-tifsira ta’ “Awtorità” ghandhom jidhlu dawn it-tifsiriet godda li ġejjin:-

“il-kelma “barklor” tfisser kull persuna li jkollha f’idejha t-triġija ta’ dghajsa jew li tkun tahtem fiha, sew jekk tkun sid id-dghajsa sew jekk ma tkunx;

il-kelma “bhima” tfisser żiemel, bagħal jew hmar, meta wżati għat-trasport jew garr ta’ persuni, ta’ kadavri jew ta’ hwejjeg;”;

**1.3** it-tifsira ta’ lanċa ghandha tithassar;

**1.4** fit-tifsira ta’ “Ministru” minflok il-kliem “responsabbli għall-Pulizija” ghandhom jidhlu l-kliem “responsabbli għat-trasport”;

**1.5** fit-tifsira ta’ “trasport pubbliku” minflok il-kliem “l-Att dwar Awtorità dwar it-Trasport Pubbliku” ghandhom jidhlu l-kliem “l-Att dwar Awtorità dwar it-Trasport ta’ Malta”;

**1.6** minnufih wara t-tifsira ta’ “trasport pubbliku” ghandha tidhol din it-tifsira li ġejja:-

“il-kelma “vettura” tinkludi kull xorta ta’ karrozza, karrozzin, karrettun miġbud minn bhima, karru, *motor-car, omnibus, bicycle*, jew mezz iehor ta’ trasport ta’ kull xorta jew ghamla, mahsub għat-trasport jew garr ta’ nies, kadavri jew hwejjeg:

Izda ebda provvediment ta’ din l-Ordinanza jew ta’ xi regolament magħmul taħtha ma għandu japplika għal xi karrettun miġbud minn bhima kemm-il darba l-Ministru ma jagħmilx regolamenti li jestendu dawk il-provvedimenti b’mod li jkunu wkoll japplikaw għalihom;”; u

**1.7** fit-tifsira ta’ “vettura tat-trasport pubbliku” minflok il-kliem “Att dwar Awtorità dwar it-Trasport Pubbliku” għandhom jidhlu l-kliem “Att dwar Awtorità dwar it-Trasport ta’ Malta”.

**2.0** Is-subartikolu (1) ta’ l-artikolu 3 għandu jiġi emendat kif ġej:-

**2.1** minnufih wara l-kliem “il-Ministru” għandhom jidhlu l-kliem “bil-parir ta’ l-Awtorità dwar it-Trasport ta’ Malta”;

**2.2** minflok il-kliem “f’dak l-ordni:” għandhom jidhlu l-kliem “f’dak l-ordni.”; u

**2.3** il-proviso li hemm miegħu għandu jithassar.

**3.0** L-artikolu 4 għandu jithassar.

**4.0** Is-subartikolu (1) ta’ l-artikolu 5 għandu jiġi emendat kif ġej:

**4.1** minflok il-kliem “Awtorità dwar it-Trasport Pubbliku” għandhom jidhlu l-kliem “Awtorità dwar it-Trasport ta’ Malta” u l-kliem “jew bil-laneċ” għandhom jithassru; u

**4.2** fil-paragrafu (a) tiegħu, il-kliem “jew minn gżira għall-ohra” għandhom jithassru.

**5.0** Fl-artikolu 6 minflok il-kliem “Awtorità dwar it-Trasport Pubbliku” kull fejn dawn jinsabu, ghandhom f’kull kaz jidhlu l-kliem “Awtorità dwar it-Trasport ta’ Malta” u l-kliem “jew tal-laneċ” u “jew lanċa” ghandhom jithassru.

**6.0** Fl-artikolu 7 minflok il-kliem “Awtorità dwar it-Trasport Pubbliku” ghandhom jidhlu l-kliem “Awtorità dwar it-Trasport ta’ Malta” u l-kliem “jew ta’ lanċa” ghandhom jithassru.

**7.0** L-artikolu 8 ghandu jiġi emendat kif ġej:-

**7.1** minflok is-subartikolu (1) ghandu jidhol dan li ġej:-

“(1) L-Awtorità dwar it-Trasport ta’ Malta tista’ tahtar lill-impjegati taghha bhala spetturi tat-traffiku, hawnhekk iżjed ’il quddiem f’din l-Ordinanza msejha “spetturi.”;

**7.2** fis-subartikolu (2) minflok il-kliem “Kummissarju tal-Pulizija” ghandhom jidhlu “Awtorità dwar it-Trasport ta’ Malta”; u

**7.3** is-subartikolu (3) ghandu jithassar.

**8.0** Fl-artikolu 9 minflok il-kliem “hamsin ċentezmu ghal kull kontravvenzjoni” ghandhom jidhlu l-kliem “ghaxar liri Maltija ghal kull kontravvenzjoni”.

**9.0** Fl-artikolu 10 minflok il-kliem “Awtorità dwar it-Trasport Pubbliku” ghandhom jidhlu l-kliem “Awtorità dwar it-Trasport ta’ Malta”.

**10.0** L-artikolu 11 ghandu jiġi emendat kif ġej:-

**10.1** il-kliem “jew persuna inkarigata minn lanċa” kull fejn jinsabu, u l-kliem “jew li jidhol f’xi lanċa f’post ta’ żbark” ghandhom jithassru; u

**10.2** fil-paragrafu (ċ) tiegħu il-kliem “jew tal-lanċa skond il-kaz” ghandhom jithassru.

**11.0** Fl-artikolu 13 u fin-nota marginali relattiva, minflok il-kliem “Awtorità dwar it-Trasport Pubbliku”

għandhom f'kull każ jidhlu l-kliem "Awtorità dwar it-Trasport ta' Malta" u l-kliem "jew lanċa" għandhom jithassru.

**12.0** L-artikolu 14 għandu jiġi emendat kif ġej:-

**12.1** fis-subartikolu (i) tiegħu, il-kliem "jew lanċ" u "jew lanċa" għandhom jithassru, u minflok il-kliem "Awtorità dwar it-Trasport Pubbliku", kull fejn jinsabu inkluż fin-nota marginali relattiva għalih, għandhom jidhlu l-kliem "Awtorità dwar it-Trasport Pubbliku"; u

**12.2** il-kliem "jew lanċ" u "jew lanċa" kull fejn jinsabu fis-subartikoli (2) u (4) tiegħu għandhom jithassru.”;

**13.0** L-artikolu 15 għandu jiġi emendat kif ġej:-

**13.1** minnufih wara l-kliem "*motor-car*" kull fejn jinsabu, għandhom jiżdiedu f'kull każ il-kliem "jew vettura oħra”;

**13.2** fil-paragrafu (a) tas-subartikolu (1) tiegħu, minnufih wara l-kliem "b'mod perikoluż" għandhom jidhlu l-kliem " , iżda ma tkun meħtieġa ebda liċenza dwar *bicycle*”;

**13.3** fil-paragrafu (b) tas-subartikolu (1) tiegħu, minflok il-kliem "Pulizija jew Awtorità dwar it-Trasport Pubbliku" għandhom jidhlu l-kliem "Awtorità dwar it-Trasport ta' Malta"; u

**13.4** minnufih wara s-subartikolu (3) tiegħu għandu jiżdied dan is-subartikolu ġdid li ġej:-

“(4) Il-Ministru jista' b'regolamenti taħt dan l-artikolu jagħmel provvedimenti li bihom kull skwalifika milli wiehed ikollu liċenza jew kull revoka jew sospensjoni ta' liċenza tas-sewqan ta' vettura f'pajjiż barra minn Malta kif jista' jiġi stabbilit f'dawk ir-regolamenti, għandu jkollhom effett bhallikieku dik l-iskwalifika, revoka jew sospensjoni kienu ordnati minn Qorti jew awtorità oħra f'Malta sa dak il-limitu u taħt dawk il-kondizzjonijiet li jistgħu jiġi speċifikati f'dawk ir-

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regolamenti, u ebda licenza mahruġa taht dan l-Att ma ghandha tkun valida f'xi perijodu li matulu skond dawk ir-regolamenti dik il-persuna titqies skwalifikata milli jkollha xi licenza jew ikollha l-licenza taghha sospiza jew revokata.”.

**14.0** Fl-artikoli 15A, 15B u 15C, minnufih wara l-kliem “*motor-car*” kull fejn dawn jinsabu ghandhom f’kull każ jizdiedu l-kliem “jew vettura ohra”.

**15.0** Fis-subartikoli (1) u (3) ta’ l-artikolu 16, minflok il-kliem “Awtorità dwar it-Trasport Pubbliku” ghandhom jidhlu l-kliem “Awtorità dwar it-Trasport ta’ Malta”.

**16.0** L-artikoli 17, 18, 18A, 19, 22, 23, 24, 25 u 26 ghandhom jigu enumerati mill-gdid bhala l-artikoli 54, 55, 56, 58, 59, 60, 61, 62 u 63 rispettivament, u l-artikoli 20 u 21 ghandhom jithassru.

**17.0** Minnufih wara l-artikolu 16A ghandhom jizdiedu dawn l-artikoli godda li ġejjin:-

“Licenza għall-kiri ta’ vettura. 17. Minghajr preġudizzju għad-dispożizzjonijiet ta’ l-artikolu 16 ta’ dan l-Att, hadd ma jista’ jikri xi vettura għat-trasport ta’ nies jew għall-ġarr ta’ oġġetti minghajr licenza mill-Awtorità dwar it-Trasport ta’ Malta.

Il-vettura għandha tkun tajba għall-uzu. 18. Il-licenza msemija fl-artikolu 17 ta’ din l-Ordinanza dwar vettura tal-kiri ma tinghatax kemm-il darba l-Awtorità dwar it-Trasport ta’ Malta ma tkunx sodisfatta illi l-vettura hija tajba għall-uzu tal-pubbliku, u għandha tagħmir, armar u brejkijiet illi, fil-fehma ta’ l-Awtorità dwar it-Trasport ta’ Malta, jistghu jkunu mehtieġa għas-sigurta’ u l-kumdata tal-passiġġieri.

Pjanċi li juru n-numru tar-registrazzjoni. 19. Vettura b’licenza skond l-artikolu 17 għandha ġġib dawk il-pjanċi li jkunu juru n-numru tar-registrazzjoni u l-ittra distintiva li tiġi mogħtija lilha mill-Awtorità. Dak in-numru u dik l-ittra għandhom ikunu ta’ dik l-ghamla, lewn u daqs kif tordna l-Awtorità.

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- Vettura bla pjanča titqies bla liċenza.
20. Vettura li tkun qieghda fil-venda jew iddur għall-kiri, jew tabilhaqq mikrija, minghajr il-pjanča msemmija fl-aħhar artikolu preċedenti, titqies li tkun vettura minghajr liċenza.
- Kostruzzjoni ta' vetturi tal-kiri.
21. Kull vettura tal-kiri għandha tinhadem fuq id-disinn li jkun gie approvat mill-Awtorità.
- Il-vetturi jinżammu fi stat tajjeb ta' tiswiġa, eċċ.
22. Hadd ma jista' juża vettura tal-kiri li ma tkunx miżmuma fi stat tajjeb ta' tiswiġa, ta' ndafa u ta' deċenza f'kull banda u armar tagħha.
- Ma jsirx garr ta' kadavri f'vetturi għat-trasport tan-nies.
23. Ebda vettura li tkun qieghda għat-trasport tan-nies ma tista' tiġi wzata għall-garr ta' kadavri.
- Vetturi għall-garr ta' kadavri.
24. Ebda vettura ma tista' tiġi wzata għall-garr ta' kadavri minghajr liċenza speċjali, illi ma tiġix mogħtija kemm-il darba l-vettura ma tkunx mibnija f'dik l-ghamla u ma jkollhiex dak it-tagħmir, armar u fanali kif tordna l-Awtorità.
- Liċenza ta' vettura tal-kiri tista' tiġi rtirata.
25. Il-liċenza msemmija fl-artikolu 17 għandha tiġi rtirata meta l-vettura tiġi ddikjarata mhix tajba għall-użu tal-pubbliku. Dik il-liċenza għandha tinghata lura, jew, jekk tkun skadiet, għandha tiġġedded, kemm-il darba l-vettura tissewwa b'mod li joghġob lill-Awtorità.
- Avviż dwar bejgħ jew trasferiment xort-ohra ta' vettura bil-liċenza.
26. Kull persuna imsemmija fuq il-liċenza bhala s-sid jew bhala wiehed mis-sidien, li tkun biegħet jew xort'ohra ttrasferiet il-jedd tagħha fuq il-vettura li għaliha tkun tirriferixxi l-liċenza, għandha tagħti avviż lill-Awtorità ta' dak il-bejgħ jew trasferiment, u għandha fl-istess hin tippreżenta l-liċenza sabiex jitniżżlu fuqha l-partikolaritajiet sostanzjali tal-bejgħ jew tat-trasferiment; u jekk dak l-avviż ma jiġix mogħti u l-liċenza ma tiġix ippreżentata, dik il-persuna, għad li jkun sar dak il-bejgħ jew trasferiment, tibqa' suġġetta għad-dispożizzjonijiet ta' din l-Ordinanza bhala sid jew wiehed mis-sidien tal-vettura.
- Il-pubbliku għandu dejjem ikun jista' jara n-numru tal-vettura.
27. Ebda sid jew sewwieq ta' vettura ma jista' jgħatti jew ihalli lil min jgħatti għall-ghajnejn

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tan-nies jew ibiddel jew ihalli li jiġi mibdul in-numru moghti mill-Awtorità u li jkun imwahhal bi pjanċi fuq il-vettura, jew b'xi mod ma jhallix lil xi hadd jiehu notament ta' dak in-numru, jew jirrifjuta milli jaghti dak in-numru lil kull min jista' jitlobulu.

Setgħa ta' bdil tan-numru tal-vettura.

28. Kull meta l-Awtorità jidhrilha li għandha tbiddel in-numru ta' vettura, hija għandha tagħti avviz ta' dan lill-persuna li f' isimha tkun il-liċenza għal dik il-vettura; dik il-persuna għandha, fi żmien sebat ijiem wara dan l-avviz, tiegħu l-liċenza lill-Awtorità li għandha tagħti lil dik il-persuna pjanċa b'numru iehor u tniżżel fil-liċenza nota dwar dak it-tibdil. Dik il-persuna għandha twahhal fuq il-vettura l-pjanċa bin-numru l-gdid fl-istess għamla li biha kienet imwahhla l-pjanċa bin-numru ta' qabel, jew f' dik l-għamla li tordna l-Awtorità.

Liċenza għal kull vettura.

29. Ma tistax tingħata liċenza unika għal iżjed minn vettura waħda.

Sewwieq il-vettura jkollu liċenza.

30. Hadd ma jista' jagħmilha ta' sewwieq ta' vettura tal-kiri, minbarra *bicycle*, mingħajr liċenza ta' l-Awtorità; u s-sid ta' dik il-vettura ma jistax iqabbad bħala sewwieq lil ebda persuna li ma jkollhiex dik il-liċenza.

Kwalifiki għal liċenza ta' sewwieq.

31. Dik il-liċenza tiġi mogħtija biss lil persuni li jkollhom l-età meħtieġa u li, fil-fehma ta' l-Awtorità, jkollhom kondotta tajba u jkunu kapaċi jsuqu vetturi tal-kiri.

Il-liċenza tiġi revokata jew sospiza meta s-sewwieq jinsab hati ta' reat.

32. Meta d-detentur ta' liċenza jinsab hati ta' reat, dik il-liċenza għandha tiġi revokata jew sospiza għal dak iż-żmien li tordna l-qorti li tagħti s-sentenza.

Żmien biex isir rikors għar-revoka jew sospensjoni ta' liċenza wara sejbien ta' htija.

33. Għall-finijiet ta' l-aħhar artikolu qabel dan, l-allegazzjoni li l-akkużat jkun sewwieq ta' vettura, tista' ssir ukoll, wara li huwa jkun gie misjub hati, permezz ta' rikors li għandu jiġi ppreżentat fi żmien tmint ijiem mis-sentenza.

Sewwieq ta' vettura tat-trasport pubbliku għandu juri l-identità tiegħu.

34. (1) Kull sewwieq ta' vettura tat-trasport pubbliku għandu, filwaqt li jkun isuq il-

vettura, jgħib fejn tidher sew fuq sidru u hekk li tkun tista' tidher malajr, karta ta' identità li tinhariglu mill-Awtorità.

Is-sewwieq  
ma jistax  
jislef  
il-karta ta' l-  
identità  
tieghu.

(2) Ebda sewwieq ma jista' jislef il-karta ta' l-identità tieghu lil haddiehor, jew ihalli lil haddiehor jagħmel użu minnha, għad illi dan l-iehor ikollu liċenza biex jagħmilha ta' sewwieq ta' vettura tat-trasport pubbliku; hekk ukoll hadd ma jista' jagħmel użu minn karta ta' l-identità li tinhareg lil haddiehor.

Telfien ta'  
karta  
ta' l-identità.

(3) Jekk sewwieq jitlef il-karta ta' l-identità tieghu, huwa għandu minghajr dewmien javża b'dan lill-Awtorità, u jekk huwa juri b'mod li joghgħob lill-Awtorità li dik il-karta tkun intilfet bla ebda htija tieghu, għandha tinhariglu karta ta' identità oħra mill-Awtorità bi hlas ta' dak id-dritt li jista' jiġi preskritt.

Is-sewwieq  
għandu  
jzomm il-  
liċenza  
fuqu.

35. Kull sewwieq li jkollu liċenza għas-sewqan ta' vettura għall-kiri għandu, filwaqt li jkun isuq il-vettura jew idur għall-kiri, iżomm il-liċenza fuqu u juriha kull meta jiġi hekk mitlub jagħmel mill-Pulizija jew xi awtorità oħra.

Is-sid jew is-  
sewwieq  
ta' vettura ma  
jistax  
jirrifjuta l-kiri  
tagħha  
hlief għal  
raġuni tajba.

36. Ebda sid jew sewwieq ta' vettura tal-kiri ma għandu, minghajr raġuni tajba, jirrifjuta li jikri dik il-vettura għal xi mkien partikolari jew, kif jagħzel min jitlob il-kiri tal-vettura, għal xi żmien stabbilit jew mhux stabbilit ta' mhux iżjed minn erba' sigħat, sakemm min jitlob il-kiri tal-vettura jkun jaqbel li dak il-kiri għandu jibda mill-waqt li fih issir it-talba għal dak il-kiri.

Nol li  
jithallas  
għall-  
kiri ta' *taxi-  
car*.

37. B'dak kollu li hemm fl-ahhar artikolu qabel dan, ma għandu jithallas ebda nol għall-kiri ta' vettura li jkollha liċenza ta' *taxi-car* hlief skond it-tariffa li tinsab fir-regolamenti magħmula taħt l-artikolu 32 ta' l-Att dwar Awtorità dwar it-Trasport ta' Malta.

Dmir is-sid  
jew is-  
sewwieq li  
jkollu  
kopja tat-  
tariffa.

38. (1) Kull sid jew sewwieq ta' vettura li tinkera skond tariffa għandu jzomm imwahnha, f'parti li tidher sew tal-vettura, kopja stampata ta' dik it-tariffa.

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Sid jew  
sewwieq ma  
jistax jitlob  
hlas aktar  
mit-tariffa  
jew mill-  
ftehim.

(2) Ebda sid jew sewwieq ta' vettura bhal dik ma jista' jitlob hlas iżjed mit-tariffa jew, fil-każ ta' ftehim b'anqas, iżjed mis-somma miftiehma.

Trasport ta'  
persuna  
jew oggett  
fuq jew wara  
l-vettura  
minghajr il-  
kunsens ta'  
min jikriha.

39. Ebda sid jew sewwieq ta' vettura mikrija ma jista' jhalli lil hadd jiġi trasportat jew xi haġa tingarr gewwa, fuq jew wara l-vettura, filwaqt li din tkun mikrija, minghajr il-kunsens ta' min jikriha.

Hadd ma  
jista'  
jagħmilha  
ta'  
sewwieq  
ta' vettura  
minghajr il-  
kunsens  
tas-sid.

40. Ebda persuna awtorizzata mis-sid ta' vettura li ssuq dik il-vettura ma ghandha, hlief f'każ ta' bżonn, thalli lil haddiehor isuq dik il-vettura, minghajr il-kunsens tas-sid tagħha, u hadd ma jista', hlief f'każ ta' bżonn, isuq vettura, minghajr il-kunsens tas-sid ta' dik il-vettura.

Il-hlas għall-  
hsara tas-  
sewwieq  
tista' tittiehed  
minghand is-  
sid.

41. Meta ssir hsara fi hwejjeġ haddiehor bis-sewqan ta' *motor-car* jew vettura oħra b'mod traskurat, negligenti jew perikoluż, il-qorti li quddiemha s-sewwieq ikun insab hati tista' tikkundanna lil sid il-vettura jhallas somma ta' mhux iżjed minn elf lira, li tkun tidher lill-qorti ragonevoli bhala kumpens għal dik il-hsara, izda jibqa' shih il-jedd għal somma akbar jekk il-hsarat ikunu akbar; u kull sid ta' vettura illi jhallas xi kumpens bhal dak kif hawn aktar qabel imsemmi jista' jitlob lura dak l-ammont minghand is-sewwieq bhala dejn ċivili dwar danni u mghaxijiet.

Is-sewwieq  
għandu  
jilbes kif  
jixraq.

42. (1) Meta l-vettura tkun għat-trasport pubbliku, is-sewwieq għandu jkun liebes sew kif ikun joghġob lill-Awtorità.

(2) Meta l-vettura tkun għall-garr ta' kadavri, is-sewwieq għandu jkun liebes sew kif jitolbu l-htigijiet tas-servizz li għalih il-vettura tkun qieghda u kif ikun joghġob lill-Awtorità.

Sewwieq  
għandu  
jagħmel  
wisa' lil  
vetturi oħra,  
eċċ.

43. (1) Is-sewwieq ta' vettura għandu, meta jkun konvenjentement jista', jagħmel il-wisa' lil vettura oħra u ma jfixkilx lis-sewwieq ta' vettura oħra filwaqt li dan ikun qed itella' in-nies go dik il-vettura jew inizzilhom minnha.

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- Is-sewwieq ghandu jnaqqas il-velocità eċċ. f'kantunieri jew salib it-toroq.
- (2) Is-sewwieq ta' vettura ghandu qabel ma jdur kantuniera jew ikun riesaq lejn salib it-toroq, isuq bil-mod, jagħmel sinjal dwar id-direzzjoni li jkun fi hsiebu jmur u, meta jkun mehtieg, idoqq il-horn, il-qanpiena jew strument iehor biex juri li tkun ġejja l-vettura.
- Hsara lill-vettura mill-kerrej.
44. Min juza vettura tal-kiri ma jistax, volontarjament u kontra l-użu li għalih tkun qiegħda l-vettura, jagħmel xi haġa li ġġib hsara lil dik il-vettura.
- Vettura bil-liċenza ma tistax tinkera jekk ma jkollhiex tagħmir, eċċ, kif mehtieg.
45. (1) Ebda vettura bil-liċenza ma tista' tkun esposta għall-kiri, kemm-il darba ma jkollhiex it-tagħmir, armar, u brejk li, fil-fehma ta' l-Awtorità ikunu mehtieġa għas-sigurtà u l-kumdità tal-passiġġieri, jew kemm-il darba l-bhima u x-xedd ma jkunux, fil-fehma ta' l-Awtorità, fi stat u sura tajbin għax-xogħol tagħhom.
- L-ghadd ta' passiġġieri ma jkunx iżjed minn dak muri fil-liċenza.
- (2) Hadd ma jista' jgħabbi fil-vettura għadd akbar ta' persuni minn dak muri fil-liċenza.
- Zewġ itfal taht l-ghaxar snin jghoddu persuna wahda.
- (3) Għall-finijiet ta' dan l-artikolu, zewġ itfal ta' l-età iżghar minn għaxar snin jghoddu bhala persuna wahda.
- Il-vetturi jistennew għall-kiri f'postijiet magħzula mill-Awtorità.
46. Il-vetturi tal-kiri, meta huma barra mill-garaxxijiet tagħhom, ma jistghu joqogħdu jistennew għall-kiri f'ebda post iehor hlief dak magħzul mill-Awtorità.
- Pożizzjoni tal-vetturi fil-venda. Skariggar b'pass bil-mod hafna fil-Belt. Is-sewwieq m'ghandux idejjaq in-nies jittallab ix-xogħol.
47. Il-vetturi tal-kiri għandhom joqogħdu f'ringiela fil-postijiet magħzulin mill-Awtorità, u s-sewwieq ta' dawn il-vetturi ma jistax joqgħod jiskarigga b'pass bil-mod hafna fit-toroq tal-Belt Valletta jew jieqaf f'xi triq, jistenna x-xogħol, jew idejjaq lil xi persuna billi jittallab ix-xogħol, sew huwa nnifsu sew permezz ta' haddiehor.
- Passiġġier ma jistax isuq vetturi.
48. Ebda sewwieq ta' vettura tal-kiri ma jista' jhalli passiġġier isuq dik il-vettura.

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Dwal li ghandu jkollhom il-vetturi.

49. Minbarra l-*motor-cars*, il-vetturi ghandhom, meta jkunu fit-triq bejn inzul u tlugh ix-xemx, iharsu l-htigiet dwar id-dwal li ghandu jkollhom bil-mod li jista' jigi preskritt.

Setgha ta' l-Awtorità li tordna lil sid jew sewwieq jaghmel servizz ta' trasport.

50. L-Awtorità tista', f'kull żmien, iggieghel lil sid jew sewwieq ta' vettura tal-kiri jaghmel dak is-servizz ta' trasport mehtieg fl-interess tal-pubbliku u tista' taghti l-ordnijiet mehtieġa, bla hsara dejjem tal-jedd tieghu ghal dak il-kumpens li jkun jisthoqq skond il-liġi.

Thassir jew sospensjoni ta' liċenza.

51. (1) L-Awtorità dwar it-Trasport ta' Malta tista' thassar jew tissospendi ghal kull żmien il-liċenza ta' kull sewwieq illi, fix-xoghol tieghu jikser xi wahda mid-dispożizzjonijiet ta' dan l-Att jew b'konnessjoni ma' l-eżercizzju ta' dik il-liċenza jikser xi liġi ohra jew xort'ohra jgib ruhu b'mod li ma jixraqx l-eżercizzju tax-xoghol tieghu.

Kap. 12.

Id-dispożizzjonijiet ta' l-artikolu 469A tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili ghandhom japplikaw ghall-eżercizzju tad-diskrezzjoni ta' l-Awtorità taht dan l-artikolu.

Setgha tal-Pulizija li taqbad vettura jekk ma jigux obduti xi ordnijiet legittimi.

(2) Kull ufficjal tal-Pulizija jista' jaqbad vettura tal-kiri meta s-sewwieq taghha ma jkunx irid jobdi ordni legittima tal-Pulizija, jew fil-kaz ta' xi ksur tad-dispożizzjonijiet ta' din l-Ordinanza jew ta' xi regolamenti dwar it-traffiku tal-vetturi, u dik il-vettura tista', fuq ordni bil-miktub ta' ufficjal tal-Pulizija mhux taht il-grad ta' sotto-spettur, tigi miżmuma ghal żmien ta' mhux iżjed minn erbgħa u ghoxrin siegħa, sakemm issir l-investigazzjoni dwar iċ-ċirkostanzi tal-kaz.

Setgha għall-ghemil ta' regolamenti.

52. (1) Il-Kummissarju tal-Pulizija jkollu s-setgha li jaghmel ordnijiet b'avviż fil-Gazzetta, biex jikkontrolla, jillimita jew jipprojbixxi temporanjament il-passaġġ jew twaqqif ta' vetturi ta' kull ġens minn xi triq jew fiha fl-okkazjoni ta' purċissjonijiet, ċerimonji religjużi jew festi jew celebrazzjonijiet pubbliċi ohra, jew f'dak li ghandu x'jaqsam ma' tiswija ta' triqat, tqeghid ta' drenagg jew kanni ta' l-ilma u xoghlijiet ohra; sinjali

ghandhom jitqeghdu kif hu xieraq sabiex juru l-projbizzjoni jew limitazzjonijiet ohra, kemm-il darba ma jkunx hemm ufficjal tal-Pulizija biex imexxi t-traffiku.

(2) Dik is-setgha tista' wkoll titwettaq mill-Awtorità dwar it-Trasport ta' Malta f'dak li ghandu x'jaqsam ma' tiswija ta' triqat, tqeghid ta' drenagg jew kanni ta' l-ilma u xoghlijiet ohra; sinjali ghandhom jitqeghdu kif hu xieraq sabiex juru l-projbizzjoni jew limitazzjonijiet ohra, kemm-il darba ma jkunx hemm ufficjal tal-Pulizija biex imexxi t-traffiku.

Eżekuzzjoni ta' sentenzi kontra s-sid jew is-sewwieq għall-hlas ta' kumpens jew ta' spejjeż.

53. Meta taht id-dispożizzjonijiet ta' din l-Ordinanza, il-Qorti tal-Maġistrati tkun ikkundannat lis-sid jew lis-sewwieq ta' vettura għall-hlas ta' kumpens jew ta' spejjeż, il-hlas ta' dak il-kumpens jew ta' dawk l-ispejjeż jista' jittiehed bil-mezz ta' dik il-qorti, bl-istess mod u mezzi stabbiliti mil-ligi għall-esekuzzjoni ta' sentenzi moghtija mill-qrati inferjuri fl-affarijiet ċivili.”.

**18.0** L-artikolu 54 kif enumerat mill-ġdid ghandu jiġi emendat kif ġej:-

**18.1** fin-nota marginali tiegħu, minflok il-kliem “Kummissarju tal-Pulizija” ghandhom jidhlu l-kliem “Ministru”;

**18.2** minflok il-paragrafu (a) tas-subartikolu (1) tiegħu ghandu jidhol dan li ġej:-

“(1) Il-Ministru jista', wara konsultazzjoni ma' l-Awtorità, jagħmel regolamenti dwar it-traffiku fit-triq u t-trasport ta' persuni jew il-ġarr ta' oġġetti.”;

**18.3** il-paragrafu (b) tas-subartikolu (1) tiegħu ghandu jiġi mhassar;

**18.4** fil-paragrafu (d) tas-subartikolu (2) tiegħu, minflok il-kliem “mill-

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Kummissarju tal-Pulizija jew mill-Awtorità dwar it-Trasport Pubbliku, skond il-każ” ghandhom jidhlu l-kliem “mill-Awtorità”;

**18.5** fil-paragrafu (f) tas-subartikolu (2) tieghu l-kliem “dwar it-Trasport Pubbliku” ghandhom jithassru;

**18.6** minflok il-paragrafu (j) tas-subartikolu (2) tieghu ghandu jidhol dan li ġej:-

“(j) ghat-tnehhija, hażna jew disponiment jew għall-ikklampjar ta’ xi vettura li tkun tinsab f’xi triq b’kontravvenzjoni ta’ xi ligi jew regolament magħmul taħtha, jew ta’ xi vettura, biċċa tal-baħar jew kull haġa oħra li tohloq diżordni, inkonvenjenza jew ostaklu f’xi triq, moll, xatt jew post pubbliku iehor, jew meta xi liċenza jew taxxa dwarha ma tkunx tħallset, jew meta xi multa jew ammenda dwar xi reat li jkun sar bl-użu ta’ dik il-vettura ma tkunx tħallset kif imiss, u

- sabiex ikunu preskritti d-drittijiet li jkollhom jithallsu dwar it-tnehhija u l-hażna ta’ vetturi u dwar l-ikklampjar ta’ vetturi;

- sabiex tkun preskritta kull haġa li tista’ ssir jew li ma tistax issir dwar l-ikklampjar u vetturi kklampjati;”;

**18.7** fil-paragrafu (k) tas-subartikolu (2) tieghu, minnufih wara l-kliem “il-Kummissarju tal-Pulizija” ghandhom jidhlu l-kliem “jew xi awtorità oħra”;

**18.8** minnufih wara l-paragrafu (l) tas-subartikolu (2) tieghu ghandu jizzied il-paragrafu ġdid li ġej:-

“(m) għal kull haġa ta’ proċedura jew ta’ prova fi proċedimenti taht jew li

għandhom x'jaqsmu ma' din l-Ordinanza jew xi regolamenti magħmula bis-saħħa tagħha; u

**18.9** minnufih wara s-subartikolu (2) tiegħu, għandu jiżdied dan is-subartikolu ġdid li ġej:-

“(3) Għall-ghanijiet ta' dan l-artikolu il-frazzjiet “*motor-car*” jew “*vettura bil-mutur*” għandhom jinkludu kull vettura oħra.”.

**19.0** L-artikolu 55 għandu jiġi emendat kif ġej:-

**19.1** fis-subartikoli (1) u (3) tiegħu, minflok il-kliem “l-artikolu 17” għandhom f'kull kaz jidhlu l-kliem “l-artikolu 54”;

**19.2** fis-subartikolu (5) tiegħu, minflok il-kliem “l-artikolu 19” għandhom jidhlu l-kliem “l-artikolu 58”;

**19.3** fis-subparagrafu (i) tal-proviso li hemm mal-paragrafu (a) u fis-subparagrafu (ii) tal-proviso li hemm mal-paragrafu (b) tas-subartikolu (5) tiegħu, il-kliem “dwar it-Trasport Pubbliku” għandhom f'kull kaz jiġi mhassra; u

**19.4** fis-subartikolu (6) tiegħu, minflok il-kliem “Uffiċjal għall-Kontroll tax-Xogħol tat-Transport Pubbliku” għandhom jidhlu l-kliem “Awtorità dwar it-Trasport ta' Malta”.

**20.0** Fl-artikolu 56 kif enumerat mill-ġdid minflok il-kliem minn “il-Kummissarju tal-Pulizija” sa “milli jġeddu l-licenza” għandhom jidhlu l-kliem “l-Awtorità għandha tieqaf milli ġgedded il-licenza”.

**21.0** Minnufih wara l-artikolu 56 kif enumerat mill-ġdid għandu jiżdied dan l-artikolu ġdid li ġej:-

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“Responsabbiltà  
 ċivili ta’ sid li  
 jonqos li  
 jgħedded  
 liċenza.

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57. (1) Sid ta’ vettura bil-mutur li jonqos li jgħedded il-liċenza relattiva għall-imsemmija vettura bil-mutur, bla ħsara għar-responsabbiltà tiegħu għal piena kriminali taht din l-Ordinanza jew taht xi ligi ohra, għandu jkun ukoll, u għandu jitqies li dejjem kien, responsabbli ċivilment lejn l-Awtorità għall-ħlas ta’ l-ammont dovut għad-dritt tal-liċenza rilevanti.

(2) Il-proċedimenti għall-ġbir ta’ kull dejn ċivili li jsir skond is-subartikolu (1) ta’ dan l-artikolu jkunu preskritti meta jgħaddi ż-żmien ta’ tmien snin mid-data li fiha kellu jsir it-tiġdid tal-liċenza.

(3) Meta l-Awtorità tagħti xi avviż bil-mezz ta’ ittra ufficjali li l-imsemmija persuna tkun ċivilment responsabbli għall-ħlas ta’ xi ammont dovut lill-Awtorità taht dan l-artikolu, l-imsemmi avviż jikkostitwixxi titolu eżekuttiv għall-finijiet tat-*Titlu VII tal-Parti I* tat-*Tieni Ktieb tal-Kodiċi ta’ Organizzazzjoni* u *Proċedura Ċivili*, kemm-il darba l-persuna avzata ma tibdiex proċediment fil-qorti kompetenti ta’ ġurisdizzjoni ċivili sabiex togġezzjona għall-imsemmi avviż fi żmien tletin jum mid-data li l-imsemmi avviż ikun gie notifikat lilha.

(4) Kull proċedimenti sabiex issir ogġezzjoni għall-avviż skond is-subartikolu (3) ta’ dan l-artikolu għandhom jinbdew permezz ta’ rikors ipprezentat kontra l-Awtorità.

(5) L-imsemmi rikors għandu jagħti r-raġunijiet ta’ l-ogġezzjoni għall-avviż u għandu jkun fih it-talbiet speċifiċi tar-rikorrent dwar l-avviż u għandu jindika x-xhieda li r-rikorrent ikun bi ħsiebu jipproduċi b’sustenn tat-talba tiegħu.

(6) Ir-rikors flimkien mad-data ta’ l-ewwel smigh stabbilita mill-Qorti għandhom ikunu notifikati lill-Awtorità li tkun tista’ tipprezenta risposta fi żmien ħmistax-il jum

mid-data tan-notifika ta' l-imsemmi att, fejn taghti r-raġunijiet għaliex toġġezzjona għat-talba u tindika x-xhieda li tkun bi hsiebha tipproduci fid-difiza tagħha.

(7) Bla hsara għad-dispożizzjonijiet ta' qabel ta' dan l-artikolu, id-dispożizzjonijiet tal-Kodiċi ta' Organizzazzjoni u Proċedura Ċivili dwar proċedimenti quddiem il-qorti ta' ġurisdizzjoni Ċivili għandhom japplikaw dwar kull rikors ipprezentat skond dan l-artikolu.”.

**22.0** Fis-subartikolu (1) ta' l-artikolu 58 kif enumerat mill-ġdid minflok il-kliem “l-artikolu 18” għandhom jidhlu l-kliem “l-artikolu 55”.

**23.0** Fil-paragrafu (iii) ta' l-artikolu 60 kif enumerat mill-ġdid minflok il-kliem “tal-Kummissarju tal-Pulizija” għandhom jidhlu l-kliem “ta' l-Awtorità dwar it-Trasport ta' Malta”.

**24.0** Fis-subartikolu (2) ta' l-artikolu 62 kif enumerat mill-ġdid, minflok il-kliem “il-Kummissarju tal-Pulizija, bil-parir tal-Bord għall-Kontroll tat-Traffiku,” għandhom jidhlu l-kliem “il-Ministru”.

**1.0** Minflok il-kliem “d-Direttur tax-Xoghlijiet Pubbliċi” kulfejn dawn jinsabu fl-artikolu 3 u fin-nota marginali relattiva, fl-artikoli 5, 6 u 8 u fl-artikolu 10 u fin-nota marginali relattiva, għandhom jidhlu f'kull kaz il-kliem “l-Awtorità dwar it-Trasport ta' Malta”.

**2.0** L-artikolu 5 għandu jigi emendat kif ġej:-

**2.1** fin-nota marginali relattiva, minflok il-kliem “tal-Gvern” għandhom jidhlu l-kliem “ta' l-Awtorità dwar it-Trasport ta' Malta”; u

**2.2** fis-subartikolu (1) tiegħu, minflok il-kliem “mill-Gvern u bi spejjeż tiegħu” għandhom jidhlu l-kliem “mill-Awtorità dwar it-Trasport ta' Malta u bi spejjeż tagħha”.

Ordinanza dwar  
il-Viżibbiltà għat-  
Traffiku,  
Kap. 67.

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Ordinanza dwar l-  
Impjanti tas-Sistemi  
ta' Komunikazzjoni ta'  
l-Elettriku u  
tat-Telegrafu, Kap. 81.

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**3.0** Fl-artikolu 6 minflok il-kliem "tal-Accountant General" ghandhom jidhlu l-kliem "ta' l-Awtorità dwar it-Trasport ta' Malta".

**1.0** Minflok it-titolu relattiv ghandhom jidhlu l-kliem "ATT DWAR IR-REGOLAMENT TA' CERTI XOGHLIJET F'UTILITAJIET U SERVIZZI".

**2.0** Minflok it-titolu twil relattiv ghandu jidhol dan li ġej:-

"Biex jirregola ċerti xoghlijiet konnessi ma' l-utilitajiet u servizzi ohra."

**3.0** Minflok it-titolu fil-qosor relattiv ghandu jidhol dan li ġej:-

"Dan l-Att jista' jissejjah l-Att dwar ir-Regolament ta' Certi Xoghlijiet f'Utilitajiet u Servizzi."

**4.0** Minflok il-kliem "din l-Ordinanza" kulfejn dawn jinsabu, inklużi n-noti marginali, ghandhom jidhlu l-kliem "dan l-Att".

**5.0** Minflok l-artikolu 2 ghandu jidhol dan li ġej:-

"Tifsir. 2. F'dan l-Att -

"fond" tfisser kull fond u tinkludi kull triq, moghdija, bini jew ilma;

"Ministru" tfisser, hlief għall-ghanijiet ta' l-artikolu 11, il-Ministru responsabbli għall-energija jew il-Ministru responsabbli għat-telekomunikazzjonijiet, hekk kif jista' jkun il-każ;

"Regolatur", għar-rigward ta' xi utilità jew servizz, tfisser -

(a) fil-każ ta' xoghlijiet konnessi mal-fornitura ta' enerġija, il-persuna jew l-awtorità mahtura bhala dak ir-regolatur mill-Ministru;

Kap. 399.

(b) fil-każ ta' xoghlijiet li ghandhom x'jaqsmu ma' xi servizz ta' telekomunikazzjoni, ir-Regolatur appuntat bhala tali taht l-Att biex jirregola t-Telekomunikazzjoni jew kull persuna ohra li tista' minn żmien ghal żmien tigi appuntata taht dak l-Att bhala l-awtorità kompetenti biex tirregola t-telekomunikazzjonijiet;

(c) fil-każ ta' xoghlijiet konnessi ma' xi servizzi ohra, il-persuna jew l-awtorità mahtura mill-Ministru bhala regolatur dwar dak is-servizz jew grupp ta' servizzi;

“servizz ta' telekomunikazzjoni” ghandu jkollha l-istess tifsir bhalma ghandha fl-Att biex jirregola t-Telekomunikazzjoni;

“sid” tfisser ukoll detentur u utent;

“sistemi ta' enerġija elettrika u telekomunikazzjonijiet” tinkludi kull enerġija elettrika, jew linja ta' komunikazzjoni jew strument li jintużaw ghall-provdiment ta' enerġija jew ghat-telekomunikazzjonijiet;

“telekomunikazzjonijiet” ghandu jkollha l-istess tifsira moghtija lilha fl-Att biex jirregola t-Telekomunikazzjoni.”.

**6.0** Minflok l-artikolu 3 ghandu jidhol dan li ġej:-

“Għan ta' dan l-Att.

3. L-impjant tas-sistemi ta' komunikazzjoni ta' l-enerġija elettrika u tat-telegrafu f'Malta u ta' kull servizz iehor li

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dwaru jinhatar Regolatur taht dan l-Att ghandu jigi regolat mid-dispożizzjonijiet ta' dan l-Att.”.

**7.0** Minflok l-artikolu 4 ghandu jidhol dan li ġejj:-

“Setgħa ta' l-Awtorità dwar it-Trasport ta' Malta.

4. (1) Għall-finijiet ta' dan l-Att, l-Awtorità dwar it-Trasport ta' Malta tista' tordna li jiġu mqieghda ġumni u fili jew isiru xogħlijiet ohra minn taht jew minn fuq fond jew mal-ġnub tiegħu u illi trinek, fosos, arbli, ventijiet, brazzijiet u l-aċċessorji l-ohra kollha mehtiega sabiex jinhadmu tajjeb is-sistemi ta' l-enerġija elettrika u tat-telekomunikazzjoni, jiġu mhaffra, imqieghda, imwaqqfa jew imwahnla ma' fond; u kull ordni bħal dak għandu jiġi notifikat lil sid il-fond mill-inqas għaxart ijiem qabel ma jinbeda wiehed jew iehor mix-xogħlijiet hawn fuq imsemmija.

(2) L-Awtorità dwar it-Trasport ta' Malta tista' tordna wkoll it-tqeghid flimkien jew l-użu ta' l-istess faċilitajiet dwar xi ġumni, fili u aċċessorji ohra li jintużaw jew li jkunu se jintużaw għall-provdiment ta' xi servizz ta' telekomunikazzjoni jew xi utilitajiet jew servizzi ohra minn provditur ta' servizz ta' telekomunikazzjoni bħal dak jew utilitajiet jew servizzi ohra f'xi trinek, fosos, kanali jew fuq arbli, ventijiet jew brazzijiet, imhaffra, mqieghda, mwaqqfa jew imwahnla minn provditur iehor ta' servizz ta' telekomunikazzjoni jew ta' utilitajiet jew servizzi ohra; u kull ordni bħal dak għandu jiġi notifikat lill-provditur li jkun waqqaf jew waħhal il-faċilitajiet li se jkunu s-sugġett tat-tqeghid flimkien jew li jkunu se jintużaw, mill-inqas għaxart ijiem qabel ma jibdew isiru x-xogħlijiet hawn aktar qabel imsemmija.

(3) Ordni li jsir taht is-subartikolu (1) jew (2) ta' dan l-artikolu għandu jkollu sehħ minnufih malli jiskadi l-għaxar jum wara li

dan jiġi notifikat; u min jirċievi l-ordni ghandu malli dan, għal kollox, minnufih u kif dovut jimplimentah jew inkella jippermetti l-implementazzjoni shiha, immedjata jew kif dovuta tiegħu u ghandu jzomm milli jikkaguna jew ikompli jikkaguna xi impediment jew ostaklu għal dik l-implementazzjoni:

Iżda ordni li jsir taht is-subartikolu (2) ta' dan l-artikolu m'ghandux ikun isehh u min jirċivih ma ghandux ikun marbut li jimplementah jew jippermetti li jiġi implementat jekk dik l-implementazzjoni għib magħha l-htiega tat-tnehhija fiżika tal-faċilitajiet eżistenti li jappartjenu lil min jirċievi l-ordni jew li jkun jużahom:

Iżda wkoll l-implementazzjoni ta' ordni li jsir taht is-subartikolu (2) ta' dan l-artikolu ma ghandux jiġi mfixkel, ristrett jew imdewwem minhabba f'xi talba għal hlasijiet li ssir minn min jirċievi dak l-ordni konformi ma' dak li hemm fis-subartikolu (4) ta' dan l-artikolu.

(4) Min jirċievi ordni li jsir taht is-subartikolu (2) ta' dan l-artikolu jkun jista' jitlob hlas għat-tqeghid flimkien f'xi post, jew għall-użu tal-faċilitajiet imwaqqfa jew imwahnha minnha b'dawk ir-rati li jiġu msejsa fuq spejjeż relevanti raġonevoli. L-ispejjeż għat-tqeghid flimkien jew l-użu ta' l-istess faċilitajiet għandhom ikunu *cost-oriented* u ma għandhomx jinkludu spejjeż għal *overheads* bħalma hu t-tqeghid fis-suq, persunal jew spejjeż ta' manutenzjoni, hlief dawk li jsiru direttament dwar il-faċilitajiet użati.

(5) Min jirċievi ordni li jsir taht is-subartikolu (2) ta' dan l-artikolu ghandu jissottometti l-ispejjeż tiegħu lill-provditur li jkun qed jagħmel it-tqeghid flimkien jew ikun qed jagħmel użu mill-faċilitajiet imwaqqfa jew imwahnha minn min ikun irċieva l-ordni fi

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zmien tletin jum mill-bidu tat-tqeghid flimkien jew ta' l-użu kif hawn aktar qabel imsemmi. Jekk il-provditur li jkun qed jagħmel it-tqeghid flimkien jew ikun qed jagħmel użu bhal dak ma jaqbilx ma' dawk l-ispejjeż huwa jista', fi zmien tletin jum minn meta jirċievi dak l-ordni, jirreferi l-kwistjoni lir-Regolatur.

(6) Malli jirċievi xi referenza kif hawn aktar qabel imsemmi, ir-Regolatur għandu javża lill-partijiet involuti li l-kwistjoni tkun qed tiġi investigata, filwaqt li jippermettilhom zmien raġonevoli sa meta jipproduċu informazzjoni rilevanti u jġibu provi u jagħmlu s-sottomissjonijiet tagħhom. Ir-Regolatur għandu, wara li jeżamina l-fatti miġjuba u s-sottomissjonijiet li jsirulu u kull informazzjoni oħra li huwa jista' jehtieg, jistabbilixxi l-hlasijiet dovuti lil min jirċievi ordni magħmul taht is-subartikolu (2) ta' dan l-artikolu. Meta jew min jirċievi l-ordni jew min ikun qed jagħmel it-tqeghid flimkien jew juża l-facilitajiet imwaqqfa jew imwahnha minn min ikun irċieva l-ordni jkun, jew sew min jirċievi l-ordni u l-persuna jkunu, provditur jew provdituri ta' servizz ta' telekomunikazzjoni, sew parti sew l-oħra jistgħu jagħmlu appell quddiem il-Bord ta' l-Appelli dwar Telekomunikazzjonijiet imwaqqaf bl-imsemmi Att biex jirregola t-Telekomunikazzjoni, minn kull deċiżjoni tar-Regolatur li tkun tistabbilixxi l-hlasijiet dovuti lil min jirċievi dak l-ordni.

(7) Ir-Regolatur jista', wara li jsirli rikors minn min jirċievi ordni magħmul taht is-subartikolu (2) ta' dan l-artikolu, jordna lill-persuna li tkun permessa tagħmel it-tqeghid flimkien jew li tagħmel użu mill-facilitajiet imwaqqfa jew imwahnha minn min jirċievi dak l-ordni, li jipprovdi garanzija għall-pagament tal-hlasijiet dovuti taht dawn il-provvedimenti għar-rigward ta' dak it-tqeghid flimkien jew użu f'somma u b'dak il-mod skond kif jista' jiġi stabbilit mir-Regolatur.

(8) F'kull waqt meta l-membri ta' l-Awtorità dwar it-Trasport ta' Malta ma jkunux mahtura, is-setghat ta' l-Awtorità taht dan l-artikolu ghandhom jigu ezrcitati mill-Ministru responsabbli ghat-trasport.

(9) Sabiex jigu spezzjonati, ippruvati u miżmuma fi stat tajeb ta' tiswija x-xoghlijiet maghmula taht dan l-artikolu, ghandhom japplikaw id-dispożizzjonijiet ta' l-artikolu 471 tal-Kodici Ċivili.”.

**8.0** Fil-paragrafu (ċ) tal-proviso li hemm ma' l-artikolu 5, minflok il-kliem “sitta u tmenin millimetru kwadru” ghandhom jidhlu l-kliem “sittin centimetru kwadru”.

**9.0** Fl-artikolu 6 minflok il-kliem “lill-awtorità” kulfejn jinsabu fis-subartikolu (1) u fil-paragrafu (ċ) tas-subartikolu (2) ghandhom f'kull każ jidhlu l-kliem “lir-regolatur”, u minflok il-kliem “ta' l-awtorità” fis-subartikolu (3) ghandhom jidhlu l-kliem “tar-regolatur”.

**10.0** Fl-artikolu 9 minflok il-kliem “ghoxrin lira” ghandhom jidhlu l-kliem “mitt lira”.

**11.0** Fl-artikolu 10 minflok il-kliem “ghoxrin lira” ghandhom jidhlu l-kliem “mitt lira”.

**12.0** Fl-artikolu 11 minflok il-kliem “Il-Ministru responsabbli ghall-energija” ghandhom jidhlu l-kliem “Il-Ministru responsabbli ghat-trasport bil-parir ta' l-Awtorità dwar it-Trasport ta' Malta”.

**13.0** Fl-artikolu 12 minflok il-kliem “żewġ liri” ghandhom jidhlu l-kliem “ghoxrin lira”.

**14.0** Minnufih wara l-artikolu 12 ghandu jizdied dan l-artikolu gdid li ġej:-

13. Meta jitqiegħdu gumni jew fili jew isiru xoghlijiet ohra minn taht, minn fuq jew

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Ordinanza dwar  
l-Assigurazzjoni ta'  
Vetturi tal-Mutur  
ghar-Riskji ta' Terzi  
Persuni, Kap. 104.

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mal-ġenb ta' xi triq, l-Awtorità dwar it-Trasport ta' Malta għandha s-setgħa li tiġbor dawk il-hlasijiet għal kull biċċa art li taht xi liġi tkun vestita fl-Awtorità dwar it-Trasport ta' Malta u li tintmiss minn, jew tiġi okkupata b'dawk ix-xoghlijiet, kif jista' jiġi stabbilit minn żmien għal żmien b'regolamenti magħmulin mill-Ministru skond l-artikolu 11 ta' dan l-Att.”.

**1.0** Fl-artikolu 2 tiegħu:-

**1.1** fit-tifsira ta' “assiguratur awtorizzat”, minflok il-kliem “għall-Pulizija” għandhom jidhlu l-kliem “għat-trasport”;

**1.2** minflok it-tifsira ta' “Awtorità dwar it-Trasport Pubbliku” għandha tidhol din it-tifsira ġdida li ġejja:-

“ “Awtorità dwar it-Trasport ta' Malta” tfisser l-Awtorità dwar it-Trasport ta' Malta mwaqqfa taht l-Att dwar Awtorità dwar it-Trasport ta' Malta;”;

**1.3** fit-tifsira ta' “bureau lokali”, minflok il-kliem “għall-pulizija” għandhom jidhlu l-kliem “għat-trasport”; u

**1.4** fit-tifsira ta' “vettura tat-trasport pubbliku”, minflok il-kliem “Att dwar Awtorità dwar it-Trasport Pubbliku” għandhom jidhlu l-kliem “Att dwar Awtorità dwar it-Trasport ta' Malta”.

**2.0** Fl-artikolu 3 tiegħu:-

**2.1** fil-paragrafu (ċ) tas-subartikolu (2A) minnufih wara l-kliem “mill-Kummissarju tal-Pulizija” għandhom jidhlu l-kliem “jew mill-Awtorità dwar it-Trasport ta' Malta”; u

**2.2** fil-paragrafu (b) tas-subartikolu (4) minflok il-kliem “għall-Pulizija” għandhom jidhlu l-kliem “għat-trasport”.

**3.0** Fis-subartikolu (1) ta' l-artikolu 17 tieghu, minflok il-kliem "Il-Kummissarju tal-Pulizija, meta mitlub", "ghandu jaghti" u "informazzjoni li jista' " ghandhom jidhlu l-kliem "L-Awtorità dwar it-Trasport ta' Malta, meta mitluba", "ghandha taghti" u "informazzjoni li tista'" rispettivament.

**4.0** Fis-subartikolu (5) ta' l-artikolu 19 tieghu, minflok il-kliem "ghall-Pulizija" ghandhom jidhlu l-kliem "ghat-trasport".

**5.0** Is-subartikolu (1) ta' l-artikolu 23 ghandu jigi emendat kif ġej:-

**5.1** minflok il-kliem "ghall-Pulizija" ghandhom jidhlu l-kliem "ghat-trasport";

**5.2** fil-paragrafu (b) tieghu, minnufih wara l-kliem "lill-Kummissarju tal-Pulizija" ghandhom jidhlu l-kliem "jew lill-Awtorità dwar it-Trasport ta' Malta, skond kif ikun jehtieg il-kaz";

**5.3** fil-paragrafu (e) tieghu minflok il-kliem "dwar ir-radd taghhom:" ghandhom jidhlu l-kliem "dwar ir-radd taghhom."; u

**5.4** il-proviso li hemm mal-paragrafu (e) tieghu ghandu jithassar.

**1.0** Is-subartikolu (1) ta' l-artikolu 3 tieghu ghandu jigi emendat kif ġej:-

**1.1** fil-proviso li hemm mieghu, minflok il-kliem "u mhux b'nuqqas minn dawk il-htigijiet." ghandhom jidhlu l-kliem "u mhux b'nuqqas minn dawk il-htigijiet."; u

**1.2** minnufih wara dak il-proviso ghandu jizdied dan il-proviso ġdid li ġej:-

"Izda wkoll ghar-rigward ta' l-ghoti, tigdid, trasferiment jew tahsir ta' licenzi ta' vetturi bil-mutur jew tas-sewwieqa

Att dwar il-Licenzi  
tal-Pulizija,  
Kap. 128.

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taghom, is-setgha ta' ghemil ta' dawk ir-regolamenti ghandha tigi ezercitata mill-Ministru responsabbli ghat-trasport.”.

**2.0** Fl-artikolu 4 tieghu, minflok il-kliem “lill-Kummissarju tal-Pulizija” ghandhom jidhlu l-kliem “lill-Awtorità dwar it-Trasport ta' Malta”.

Att li Jirregola l-Impiegi fit-Trasport Pubbliku, Kap. 214.

**1.0** Fl-artikolu 2 tieghu, minflok it-tifsira ta' “l-Awtorità” ghandha tidhol din it-tifsira ġdida li ġejja:-

“ “l-Awtorità” tfisser l-Awtorità dwar it-Trasport ta' Malta mwaqqfa taht l-Att dwar Awtorità dwar it-Trasport ta' Malta;”.

**2.0** L-artikolu 3 tieghu ghandu jiġi emendat kif ġej:-

**2.1** fis-subartikolu (1) tieghu, minflok il-kliem “bl-artikolu 15 ta' l-Att dwar Awtorità dwar it-Trasport Pubbliku” ghandhom jidhlu l-kliem “bl-artikolu 30 ta' l-Att dwar Awtorità dwar it-Trasport ta' Malta”; u

**2.2** fis-subparagrafu (ii) tal-paragrafu (b) tas-subartikolu (10) tieghu, minflok il-kliem “ta' l-artikolu 15 ta' l-Att dwar Awtorità dwar it-Trasport Pubbliku” ghandhom jidhlu l-kliem “ta' l-artikolu 30 ta' l-Att dwar Awtorità dwar it-Trasport Pubbliku”.

Att dwar l-Awtorità Marittima ta' Malta, Kap. 352.

**1.0** Minflok il-paragrafu (e) tas-subartikolu (2) ta' l-artikolu 6 ghandu jidhol dan li ġej:-

“(e) li tippjana jew tipprovdi jew tiżgura jew tmexxi 'l quddiem sistema għall-garr ta' passigġieri u trasport ta' oġġetti bil-baħar fl-ibhra interni u territorjali ta' Malta li tkun integrata sewwa, minghajr perikolu, ekonomika u effiċjenti, u li tirregola u tikkontrolla l-provdiment ta' servizzi konnessi ma' dik is-sistema, inkluż li jiġu stabbiliti skedi

u tabelli tal-hinijiet biex jintużaw ghal dawk is-servizzi;”.

**2.0** L-artikolu 28 ghandu jiġi emendat kif ġej:-

**2.1** fis-subartikolu (1) tiegħu, minnufih wara l-kliem “u ibhra interni ta’ Malta,” ghandhom jidhlu l-kliem “ghall-garr ta’ passigġieri u trasport ta’ oġġetti bil-baħar;” u

**2.2** minflok il-paragrafu (z) tas-subartikolu (1) tiegħu ghandhom jidhlu l-paragrafi ġodda li ġejjin:-

“(z) biex jipprovdu għall-ghoti, tigdid, thassir u sospensjoni ta’ licenzji dwar vapuri użati għall-garr ta’ passigġieri u trasport ta’ oġġetti bil-baħar;

(aa) biex jipprovdu dwar l-istabbiliment u r-regolamentazzjoni ta’ nollijiet li jistgħu jingabru għall-garr ta’ passigġieri u trasport ta’ oġġetti bil-baħar;

(bb) bla hsara għall-htigijiet taht l-Att dwar il-Bastimenti Merkantili, biex jipprovdu għal htigijiet addizzjonali dwar ir-regolamentazzjoni u licenzjar ta’ sewwieqa ta’ vapuri li jahdmu fil-garr ta’ passigġieri u trasport ta’ oġġetti jew persuni ohra impjegati fit-thaddim ta’ dawk il-vapuri;

(cc) biex jippreskrivu kull haġa li b’dan l-Att tista’ jew ghandha tkun preskritta jew li ghandha x’taqsam ma’ xi funzjoni jew dmir ta’ l-Awtorità mogħtija lilha b’dan l-Att jew tahtu.”.

**3.0** L-artikolu 29 ghandu jiġi emendat kif ġej:-

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**3.1** fis-subartikolu (2) tieghu, minnufih wara l-kliem “ma ghandu jintuża għal” għandhom jidhlu l-kliem “jew b’konnessjoni ma”;

**3.2** il-paragrafu (b) tas-subartikolu (2) tieghu ghandu jithassar; u

**3.3** is-subartikolu (3) tieghu ghandu jigi emendat kif ġej:-

**3.3.1** fil-paragrafu (e) tieghu, minflok il-kliem “jew interni ta’ Malta.” għandhom jidhlu l-kliem “jew interni ta’ Malta;”u

**3.3.2** minnufih wara l-paragrafu (e) tieghu ghandu jizdied il-paragrafu ġdid li ġej:-

“(f) biex jirregolaw -

(i) is-servizzi li għandhom jingħataw f’bastiment jew dghajsa liċenzjati biex jintużaw f’xi kummerċ, negozju jew sengha; u

(ii) is-servizzi li jistghu jew li ma jistghux jingħataw skond xi liċenzja kif issemma qabel;

(g) biex jirregolaw il-liċenzjar ta’ kull kummerċ, negozju jew sengha li tinvolvi l-użu ta’ dghajsa jew bastiment kif imsemmi fis-subartikolu (2) ta’ dan l-artikolu.”.

Att dwar l-Ippjanar ta’ l-Izvilupp, Kap. 356.

**1.0** Is-subartikolu (3) ta’ l-artikolu 42 tieghu ghandu jigi emendat kif ġej:-

**1.1** minflok il-kliem “stabbilita u migbura.” ghandhom jidhlu l-kliem “stabbilita u migbura.”; u

**1.2** minnufih fi tmiemu ghandu jizdied dan il-proviso li ġej:-

Kap. 10.

“Izda ghar-rigward ta’ kontribuzzjonijiet li jingabru mill-Awtorità f’isem l-Awtorità dwar it-Trasport ta’ Malta skond l-artikolu 20 tal-Kodiċi tal-Liġijiet tal-Pulizija, dawk ir-regolamenti ghandhom isiru bi ftehim mal-Ministru responsabbli ghall-Awtorità dwar it-Trasport ta’ Malta u l-Ministru responsabbli ghall-finanzi, u dawk il-kontribuzzjonijiet li jingabru kif hawn aktar qabel imsemmi ghandhom, minkejja kull haġa li tinsab f’dan l-Att, jithallsu mill-Awtorità lill-Awtorità dwar it-Trasport ta’ Malta kull sena wara li jsir tnaqqis minnhom biex ikopri kull nefqa raġonevoli li jista’ jsir ftehim dwarha bejn iż-żewġ awtoritajiet u li tkun saret meta jkunew gew stabbiliti u migbura l-kontribuzzjonijiet.”.

Att dwar Taxxa tar-Registrazzjoni ta’ Vetturi bil-Mutur, Kap. 368.

**1.0** Fis-subartikolu (1) ta’ l-artikolu 2 tiegħu t-tifsira ta’ “Uffiċjal Kompetenti” ghandha tithassar u minnufih qabel it-tifsira ta’ “Ministru” ghandha tidhol din it-tifsira ġdida li ġejja:-

“ “Awtorità” tfisser l-Awtorità dwar it-Trasport ta’ Malta mwaqqfa taht id-dispożizzjonijiet ta’ l-Att dwar Awtorità dwar it-Trasport ta’ Malta;”.

**2.0** Minflok il-kliem “Uffiċjal Kompetenti” kulfejn dawn jinsabu fl-artikoli 3, 4, 5, 6, 7, 10, 11, 12, 13, 14, 15, 16, 18, 21, 22 u 23, u fin-nota marginali relattiva ghall-artikolu 13, ghandhom jidhlu l-kliem “Awtorità”, u fit-test Malti ta’ l-

artikolu 4 minflok il-kliem “jista’ jordna” ghandhom jidhlu l-kliem “tista’ tordna”, ta’ l-artikolu 5 (2) minflok il-kliem “jista’ jqis xieraq li jaghmel sabiex ihares” ghandhom jidhlu l-kliem “tista’ tqis xieraq li taghmel sabiex thares”, ta’ l-artikolu 7 (1) minflok il-kliem “li jistabbilixxi”, “jista, minghajr” u “jistabbilixxi li” ghandhom jidhlu l-kliem “li tistabbilixxi”, “tista’, minghajr” u “tistabbilixxi li” rispettivament, ta’ l-artikolu 7 (2) minflok il-kliem “ma jkunx sodisfatt li jkollu”, “huwa jista’ johrog” u “huwa jqis” ghandhom jidhlu l-kliem “ma tkunx sodisfatta li jkollha”, “hija tista’ tohrog” u “hija tqis” rispettivament, ta’ l-artikolu 7 (3) minflok il-kliem “jista’ f’kull” u “jaghmel klassifika” ghandhom jidhlu l-kliem “tista’ f’kull” u “taghmel klassifika” rispettivament, ta’ l-artikolu 10 (2) minflok il-kliem “jista’ jibdel” ghandhom jidhlu l-kliem “tista’ tibdel”, ta’ l-artikolu 12 (1) minflok il-kliem “jista’ jipposponi”, “jista’ f’kaz”, “jitlob”, “jimponi” u “li huwa jista’ jqis xieraq sabiex ihares” ghandhom jidhlu l-kliem “tista’ tipposponi”, “tista’ f’kaz”, “titlob”, “timponi” u “li hija tista’ tqis xieraq sabiex thares” rispettivament, ta’ l-artikolu 12 (2) minflok il-kliem “jista’ b’ordni” u “jitlob” ghandhom jidhlu l-kliem “tista’ b’ordni” u “titlob” rispettivament, ta’ l-artikolu 12 (3) minflok il-kliem “jkollu jedd japproprja favur tieghu” ghandhom jidhlu l-kliem “jkollha jedd tappropria favur taghha”, ta’ l-artikolu 14 minflok il-kliem “ghandu jirregistra”, “ghandu johrog” u “jindika” ghandhom jidhlu l-kliem “ghandha tirregistra”, “ghandha tohrog” u “tindika” rispettivament, ta’ l-artikolu 16 minflok il-kliem “jista’, jekk ikun sodisfatt” u “ihassar” ghandhom jidhlu l-kliem “tista’ jekk tkun sodisfatta” u “thassar” rispettivament, ta’ l-artikolu 22 (1) minflok il-kliem “bl-approvazzjoni tieghu” ghandhom jidhlu l-kliem “bl-approvazzjoni taghha”, u ta’ l-artikolu 23 (2) minflok il-kliem “jista’ jinhtieg” ghandhom jidhlu l-kliem “tista’ tinhtieg”.

**3.0** L-artikolu 24 ghandu jigi emendat kif gejj:-

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**3.1** is-subartikolu (1) tieghu ghandu jigi  
enumerat mill-ġdid bhala l-artikolu 24; u

**3.2** is-subartikolu (2) tieghu ghandu  
jithassar.

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Mghoddi mill-Kamra tad-Deputati fis-Seduta Nru. 357 ta' 1-24 ta' Lulju, 2000.

ANTON TABONE  
*Speaker*

RICHARD J. CAUCHI  
*Skrivan tal-Kamra tad-Deputati*

I assent.

(L.S.)

GUIDO DE MARCO  
President

4th August, 2000

**ACT No. XXIII of 2000**

*AN ACT to amend the Public Transport Authority Act, Cap.332.*

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. (1) The title of this Act is the Public Transport Authority (Amendment) Act, 2000 and shall be read and construed as one with the Public Transport Authority Act, hereinafter referred to as “the principal Act”. Short title and commencement.

(2) This Act shall come into force on such date as the Minister may by notice in the Gazette appoint and different dates may be so appointed for different provisions and for different purposes of this Act.

2. In the heading to the principal Act for the word “Public” there shall be substituted the word “Malta”. Amendment of the heading to the principal Act.

3. In the long title to the principal Act for the words “as the Public Transport Authority” there shall be substituted the words “as the Malta Amendment of the long title to the principal Act.

Transport Authority” and for the words “relating to public transport; to provide for the constitution and functions” there shall be substituted the words “relating to roads and transport; to provide for the establishment and functions of Directorates and”.

Amendment of section 1 of the principal Act.

4. In section 1 of the principal Act for the word “Public” there shall be substituted the word “Malta”.

Amendment of section 2 of the principal Act.

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

(a) the definition of “appointed day” shall be deleted;

(b) immediately before the definition of “Authority” there shall be inserted the following new definition-

“ “advisory committee” or “committee” means an advisory committee established in accordance with section 29 of this Act;

(c) in the definition of “Authority” for the word “Public” there shall be substituted the word “Malta”;

(d) in the definition of “the Board” for the words “section 15” there shall be substituted the words “section 30”;

(e) for the proviso to the definition of “Chairman” there shall be substituted the following-

“Provided that in relation to section 29 of this Act, “Chairman” means the Chairman of an advisory committee;”;

(f) immediately after the definition of “Chairman” there shall be added the following new definitions:-

“ “Chief Executive” means the Chief Executive appointed under section 5 of this Act;

“contractor” means a person acting in pursuance of an agreement entered into with the Authority or a Directorate in accordance with subsection (5) of section 5 of this Act;

“Directorates” means such directorates as are or may be established under section 5 of this Act;”;

(g) the definition of “the Committee” shall be deleted;

(h) in the definition of “financial year” the proviso thereto shall be deleted;

(i) in the definition “licence” for the words “or which the Authority” there shall be substituted the words “or a Directorate or which the Authority or a Directorate”;

(j) immediately after the definition of “license” there shall be added the following new definition:-

““motor vehicle” means any vehicle propelled by means of a motor;”;

(k) in the definition of Minister for the words “for public transport” there shall be substituted the words “for transport”;

(l) in the definition of “public transport sector” for the words “section 11” there shall be substituted the words “section 29”;

(m) immediately after the definition of “public transport vehicle” there shall be added the following new definition:-

“ “road” means any street, road or railway and includes any “arterial road” or “distributor road” as defined in the Structure Plan approved in accordance with the provisions of the Development Planning Act, and includes, in relation to any such road -

(a) any street or arterial or distributor road which has already been built or which is in the planning or the construction stage;

(b) the carriageway thereof as well as any border or other public open space adjacent and ancillary thereto, including side margins, central strips, roundabouts, traffic islands, footways and pavements;

(c) the foundations, sub-surfaces and surface dressing thereof;

(d) sub-ways, overpasses, junctions and intersections, whether multi-level or otherwise;

(e) road drainage works and access thereto;

(f) trenches and trenching works for utilities;

(g) ducting, conducting and the like for the distribution of utilities or the provision of services, including works connected therewith or ancillary thereto

and manholes or other means of access to such utilities or works;”;

(n) for the definition of “self-drive car” there shall be substituted the following:-

“ “self-drive car” means any motor vehicle which is licensed and, or registered to be hired from a public service garage for the purpose of being driven by a hirer;”

(o) immediately after the definition of “self-drive car” there shall be added the following new definition:-

“ “transport of goods” means the transport of goods by land;” and

(p) in the definition of “vehicle” immediately after the words “conveyance of persons” there shall be added the words “or transport of goods” and the words “sea-craft,” and “or sea” shall be deleted.

Addition of new section 2A to the principal Act.

6. Immediately after section 2 of the principal Act there shall be inserted the following new section:-

“Non-applicability of this Act. 2A. This Act shall not apply to the conveyance of persons or the carriage of goods by sea within or outside the internal or territorial waters of Malta.”.

Amendment of section 3 of the principal Act.

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

(a) in the marginal note thereof for the word “Public” there shall be substituted the word “Malta”;

(b) in subsection (1) thereof for the word “Public” there shall be substituted the word “Malta” and for the words “four other members” there shall be substituted the words “not less than four and not more than six other members”;

(c) in subsection (2) thereof, immediately after the words “instrument of appointment” there shall be inserted the words “subject to a maximum of three years;” and

(d) for paragraph (b) of subsection (4) thereof there shall be substituted the following:-

“(b) is a judge or magistrate of the courts of justice;

(c) has a financial or other interest in any enterprise or activity which is likely to affect the discharge of his functions as a member of the Authority:

Provided that the Minister may waive the disqualification of a person under this paragraph if such person declares the interest and such declaration and waiver are published in the Gazette.”.

8. Section 4 of the principal Act shall be amended as follows:-

Amendment of section 4 of the principal Act.

(a) for subsection (1) thereof there shall be substituted the following:-

“(1) The Authority shall have the following functions:-

(a) to plan or provide or secure or promote the provision of, a properly integrated, safe, economical and efficient transport system by road by any means presently obtaining or that may be available in the future;

(b) to occupy, construct, re-construct, administer, maintain, repair and restore roads and to provide or secure the provision of same and also to provide or secure the provision of services for such purposes and to manage and control the necessary works, including the planning and programming thereof and the planning and programming for the rebuilding and reformation of the existing road network, road margins and areas allocated for utilities:

Provided that where the maintenance of any street or road is the responsibility of a Local Council in terms of the Local Councils Act, the maintenance of such street or road shall not, to the extent of such responsibility, be the function of the Authority:

Provided further that where a street is to be formed by any other person in accordance with any other law, it shall not be the function of the Authority to form such street or road;

(c) to establish a code of standards and specifications to be maintained and complied with in the execution of any works connected with roads which are not arterial or distributor roads; and for the purposes of this paragraph, paragraphs (a) to (g) of the definition of “road” shall apply to such roads;

(d) to do all such things as are necessary or expedient for the testing, registration and licensing of motor vehicles and the drivers thereof;

(e) to do all such things as may be necessary for the regulation, management, safety and control of road traffic and the transport of persons and goods;

(f) to determine the short term and long term objectives for the performance of the above functions;

(g) to develop the necessary strategy and policies to achieve these objectives;

(h) to provide, or secure the provision of such services and facilities as appear to the Authority to be expedient in the performance of its functions, including the power to provide for the accessibility of such services and facilities by any person irrespective of by whom these are provided;

(i) to provide or secure or promote the provision of, training for persons engaged or to be engaged in the public transport services and to promote the welfare of such persons;

(j) to compile and keep up-to-date records of such data as it may deem appropriate in connection with its functions;

(k) subject to any other provision of law, to regulate the placing of any billboard, poster, banner, sign (directional or otherwise) on any road or visible from any road in connection with the advertising of any product or activity or for any other purpose;

(l) to carry on all such activities as may appear to the Authority to be requisite, advantageous or convenient to be carried on for or in connection with the performance of any of the other functions of the Authority;

(m) to perform any other function vested in it by or pursuant to this Act or any other law;

(n) to advise the Minister on all matters which concern its functions"; and

(b) in subsection (2) thereof the word “public” shall be deleted.

9. Section 5 of the principal Act shall be amended as follows-

Amendment of section 5 of the principal Act.

(a) the present provision shall be re-numbered as subsection (1);

(b) in subsection (1) as re-numbered for the words from “The affairs” to “directions of the Authority” there shall be substituted the words “Subject to the other provisions of this Act the affairs and business of the Authority shall be the responsibility of the Authority, but save as aforesaid,” and for the words “the Chairman” there shall be substituted the words “the Chief Executive”; and

(c) immediately after subsection (1) as re-numbered there shall be added the following new subsections:-

“(2) There shall be established the Directorates as listed in the First Schedule to this Act, which shall have the responsibilities as described therein. The Minister may, after consulting the Authority, by Order in the Gazette, abolish any one or more of the said Directorates, vary their responsibilities and establish such other Directorates, as he may from time to time deem appropriate.

(3) The Authority shall vest in the Directorates so established and subject to the overall supervision and control of the Chief Executive, such of its functions as relate or are ancillary to the matters for which they are responsible as will enable the said Directorates to give effect to the policies of the Authority and to otherwise discharge effectively and efficiently the functions of the Authority in their respective areas of operation.

(4) Each of the Directorates so established shall be headed by a person who shall either be a public officer detailed for duty with the Authority or any employee of the Authority, or a person detailed to work for the Authority in accordance with an agreement made between the Authority and a public or private undertaking, in any case having adequate experience or knowledge in the respective area of operation.

(5) The Authority and each of the Directorates may exercise any one or more of their functions either directly or through any of their officers or employees authorised for the

purpose, or through a contractor or other person with whom agreement for the performance of any one or more of such functions has been entered into:

Provided that nothing in this subsection shall authorise the Authority to contract out any of its regulatory or licensing functions.

(6) Where in this Act anything is to be done by or against or with respect to the Authority, or any notice is to be or may be given to the Authority, any such thing or notice may also be done by or against or with respect to or be given to the Directorates under whose jurisdiction the matter falls by reason of a delegation of function to such Directorate; and for the purposes aforesaid any reference in this Act to the Authority includes a reference to the appropriate Directorate.

(7) The Chief Executive and the heads of the Directorates shall be appointed by the Authority following consultation with the Minister for a period of three years and such period may be extended for further periods of three years each:

Provided that the first Chief Executive and the first head of each Directorate shall be appointed by the Minister.

(8) The Chief Executive shall attend all the meetings of the Board but shall not vote at such meetings:

Provided that the Authority may if it so deems fit, require the Chief Executive not to attend any of the meetings or any part of a meeting.

(9) The Chief Executive shall be responsible for the implementation of the objectives of the Authority in the exercise of its functions and without prejudice to the generality of the foregoing he shall -

(a) assume full responsibility for the overall supervision and control of the Directorates;

(b) assign to the Directorates such duties which are by, or in accordance with, the provisions of this Act vested in such Directorates;

(c) co-ordinate the workings of the Directorates falling under his responsibility;

(d) develop the necessary strategies for the implementation and continued operation of the objectives of the Authority;

(e) advise the Authority on any matter it may refer to him or on any matter which he considers necessary or expedient; and

(f) such other duties as the Authority may assign to him from time to time.”.

- 10.** In section 6 of the principal Act, immediately after subsection (2) thereof there shall be added the following new subsection:— Amendment of section 6 of the principal Act.

“(3) If the Authority fails to comply with any directions issued under this section, the Prime Minister may make an order transferring to the Minister in whole or in part any of the functions of the Authority.”.

- 11.** Section 7 of the principal Act shall be amended as follows:— Amendment of section 7 of the principal Act.

(a) subsection (2) thereof shall be amended as follows:—

(i) for the words “shall vest in the Chairman” there shall be substituted the words “shall jointly vest in the Chairman and the Chief Executive”;

(ii) in the proviso thereto for the words “other document whatsoever.” there shall be substituted the words “other document whatsoever.”; and

(iii) immediately after the proviso thereto there shall be added the following new proviso:—

“Provided further that in respect of any matter falling within the functions vested in a Directorate, the legal and judicial representation of the Authority shall also vest in the head of the Directorate or in such other member, officer or employee of the Authority, as the Authority may appoint or authorise for the purpose.”; and

(b) in subsection (3) thereof immediately after the words “by the Chairman” there shall be inserted the words “or by the Chief Executive or by a head of the Directorate in relation to any matter delegated to him”.

Amendment of section 8 of the principal Act.

**12.** Section 8 of the principal Act shall be amended as follows:-

(a) in subsection (1) thereof, immediately after the words “by the Chairman,” there shall be inserted the words “as often as may be necessary but at least once a month”; and

(b) in subsection (2) thereof for the words “Three members of the Authority shall form a quorum at any meeting.” There shall be substituted the words “Half the number of members for the time being constituting the Authority shall form a quorum.” and the words from “or which is taken” to “is not present” shall be deleted.

Addition of heading preceding section 9 of the principal Act.

**13.** Immediately preceding section 9 of the principal Act there shall be added the following new heading:-

“OFFICERS AND EMPLOYEES OF THE AUTHORITY”.

Deletes heading preceding section 10 of the principal Act.

**14.** The heading “Executive and Advisory Committees and Officers and Employees of the Authority” preceding section 10 of the principal Act shall be deleted.

Amendment of section 11 of the principal Act.

**15.** Subsection (2) of section 11 of the principal Act shall be amended as follows -

(a) in paragraph (b) thereof, for the words “to such officer.” there shall be substituted the words “to such officer.”; and

(b) immediately after paragraph (b) thereof there shall be added the following proviso -

“Provided that in relation to a public officer detailed for duty with the Authority after such date as the Prime Minister may in a direction as aforesaid establish, the detailing of such public officer shall cease to have effect after one year from the effective date of such direction, unless the direction is revoked earlier by the Prime Minister.”.

Amendment of section 13 of the principal Act.

**16.** Section 13 of the principal Act shall be amended by the addition of the following new subsections immediately after subsection (5) thereof -

“(6) In the case of a public officer detailed for duty with the Authority after the date established under the proviso to paragraph (b) of subsection (2) of section 11 of this Act and who subsequently accepts permanent employment with the Authority

the foregoing provisions shall continue to apply subject to the following subsections of this section.

(7) For the purposes of the Pensions Ordinance the pensionable emoluments of such public officer on retirement shall be deemed to be the pensionable emoluments payable to an officer in Government service in a grade and at an incremental level corresponding to the post and incremental level at which the officer retires from the Authority.

(8) (a) For the purposes of the proviso to subsection (3) of this section, posts and salary grades with the Authority shall be classified in the most nearly corresponding grades and incremental levels in the service under the Government of Malta by reference to job description, skills, responsibilities and other analogous factors.

(b) The classification referred to in paragraph (a) of this subsection shall be carried out by a board composed of a chairman appointed by the Ministry responsible for finance and two other members, one appointed by the Ministry responsible centrally for personnel policies in the public service and one appointed by the Authority. The classification shall be subject to the final approval of the Minister responsible for finance.

(c) Such classification shall take place within three months of any adjustment of salaries of employees in Government service and, or, of employees of the Authority.

(d) No post shall be classified in a grade higher than that of a Grade 3 in the service of the Government or such other grade that the Minister responsible for finance may from time to time by notice in the Gazette determine.

(e) Without prejudice to section 113 of the Constitution, no person may, following a classification as aforesaid, be entitled to rights under the said Pensions Ordinance less favourable than those to which he would have been entitled prior to such classification.”.

**17.** Sections 14 and 15 of the principal Act shall be re-numbered 29 and 30 respectively and the heading “The Public Transport Labour Board” immediately preceding section 15 before renumbering shall be deleted.

Re-numbering of sections 14 and 15 of the principal Act.

Adds new section 14 to the principal Act.

**18.** Immediately preceding section 16 of the principal Act, and immediately after the heading "Financial Provisions" there shall be added the following new section:-

"Authority to meet expenditure out of revenue.

14. (1) Without prejudice to the following provisions of this section, the Authority shall so conduct its affairs that the expenditure required for the proper performance of its functions shall, as far as practicable, be met out of its revenue.

(2) For such purpose the Authority shall levy all fees, rates and other payments prescribed or deemed to be prescribed by or under this Act or any other law related to the powers and functions of the Authority.

(3) The Authority shall also be paid by Government out of the Consolidated Fund such sums as Parliament may from time to time authorise to be appropriated to meet the costs of specified works to be continued or otherwise carried out by the Authority, being works of infrastructure or a similar capital nature.

(4) Any excess of revenue over expenditure shall, subject to such directives as the Minister, after consultation with the Minister responsible for finance, may from time to time give, be applied by the Authority to the formation of reserve funds to be used for the purposes of the Authority; and without prejudice to the generality of the powers given to the Minister by this subsection, any direction given by the Minister as aforesaid may order the transfer to the Government, or the application in such manner as may be specified in the direction, of any part of the fees, rates and other payments levied in accordance with subsection (2) of this section.

(5) Any funds of the Authority not immediately required to meet expenditure may be invested in such manner as may from time to time be approved by the Minister."

Amendment of section 16 of the principal Act.

**19.** Section 16 of the principal Act shall be amended as follows:-

(a) the present provision shall be re-numbered as subsection (1) of section 15; and

(b) immediately after subsection (1) as re-numbered there shall be added the following new subsection:-

“(2) The Authority may also, from time to time, borrow, by way of overdraft or otherwise, such sums as it may require for carrying out its functions under this Act:

Provided that for any amount in excess of fifty thousand liri, there shall be required the approval of the Minister in writing.”.

16. **20.** Section 17 of the principal Act shall be re-numbered as section 17. Re-numbering of section 17 of the principal Act.

**21.** Immediately after section 16 of the principal Act as re-numbered there shall be added the following new section:- Addition of new section 17 to the principal Act.

“Borrowing from Government.

17. (1) The Minister responsible for finance may, for any requirements of the Authority of a capital nature, contract or raise loans, or incur liabilities, for such periods and on such terms and conditions as he may deem appropriate; and any sums due in respect of or in connection with any such loan or liability shall be a charge on the Consolidated Fund.

(2) Notice of any loans, liabilities or advances made or incurred under the foregoing provisions of this section shall be given to the House of Representatives as soon as practicable.

(3) Pending the raising of any such loan as is mentioned in subsection (1) of this section, or for the purpose of providing the Authority with working capital, the Minister responsible for finance may, by warrant under his hand, and without further appropriation other than this Act, authorise the Accountant General to make advances to the Authority out of the Treasury Clearance Fund under such terms as may be specified by the Minister upon the making thereof.

(4) The proceeds of any loan raised for the purposes of making advances to the Authority, and any other moneys to be advanced to the Authority under this section, shall be paid into a fund specially established for the purpose and which shall be known as the “Transport Authority Loan Fund”.

(5) Sums received by the Accountant General from the Authority in respect of advances made to the Authority under subsection (3) of this section shall be paid, as respects of amounts received by way of repayment into the Treasury Clearance Fund and, as respects of amounts received by way of interest into the Consolidated Fund.”.

Amendment of section 18 of the principal Act.

22. In subsection (1) of section 18 of the principal Act, immediately after the words “following financial year” there shall be added the words “distinguishing, in particular, between each of such Directorates as may be established under the provisions of this Act”.

Amendment of section 24 of the principal Act.

23. In section 24 of the principal Act, for the words “during that financial year” there shall be substituted the words “during that financial year, distinguishing, in particular, between each of such Directorates as may be established under the provisions of this Act”.

Re-numbering of sections 26 and 27 and deletion of section 28 of the principal Act.

24. Sections 26 and 27 of the principal Act shall be re-numbered as sections 31 and 32 respectively and section 28 shall be deleted.

Addition of new heading and new sections 26, 27 and 28 to the principal Act.

25. Immediately after section 25 of the principal Act there shall be added the following title and new sections 26, 27 and 28:-

**“TRANSFER OF CERTAIN ASSETS TO THE  
AUTHORITY”**

Transfer of assets to the Authority.

26. (1) (a) The property and undertakings owned by the Government and used by it, immediately before the date of the coming into force of this Part of this Act, and used by it for the operation of any of the functions which by this Act are being transferred to or vested in the Authority shall, on the date aforesaid, by virtue of this Act and without further assurance, be transferred to and vested in the Authority under the same title by which they were held by the Government immediately before the said date. The provisions of this paragraph shall not apply to immovable property, other than roads.

(b) The immovable assets from time to time specified in an Order made by the President of Malta and published in the Gazette (hereinafter referred to as “the immovable assets”) being immovable assets which immediately before the coming into force of the Public Transport Authority (Amendment) Act, 2000 were owned by the Government and used by it for the operation of any of the functions which by this Act are being transferred to or vested in the Authority shall, with effect from such day as may be specified in any such Order, and by virtue of this Act and without any further assurance be transferred to and vested in the Authority under the same title by which they were held by the Government before such day.

(2) The transfer and vesting aforesaid shall extend to the whole of such property and undertakings and, without prejudice to the generality aforesaid, shall include all plant, equipment, apparatus, instruments, vehicles, craft, buildings, structures, installations, land, roads, works, stocks and other property, movable or immovable, assets, powers, rights and privileges and all things necessary or ancillary thereto which are held or enjoyed in connection therewith or appertaining thereto, as well as all obligations affecting or relating to any of the aforesaid property or undertakings or other thing included therein as aforesaid:

Provided that in respect of roads, the transfer and vesting aforesaid shall not extend to the ownership thereof but shall be limited to their use, administration and operation including any benefit deriving from such use, administration and operation, subject to the obligation of the Authority to maintain, to the extent that such maintenance is not the responsibility of Local Councils in terms of the first proviso to paragraph (b) of subsection (1) of section 4 of this Act, and keep all such property, and for the purposes of sections 27 and 28 of this Act such property shall be deemed to be included in the properties transferred to the Authority by or under this Act:

Provided further that in respect of roads, the transfer and vesting as aforesaid shall include the power of the Authority to grant permission for the placing of advertisements, billboards, posters, banners or signs on the road, and such permission shall be against the payment of such fees as the Authority may from time to time determine, and the provisions of the Disposal of Government Land Act shall not apply.

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(3) The Minister may by Order in the Gazette from time to time vest any land held by the Government in the Authority for the purpose of constructing any road thereon, and the provisions of the provisos to subsection (2) of this section shall apply to any land so vested by the Minister under this subsection.

Construction  
of laws, etc.

27. (1) Subject to the provision of this Act, all laws, rules, regulations, orders, judgements, decrees, awards, deeds, bonds, contracts, agreements, instruments, documents, warrants and other arrangements, subsisting immediately before the date of the coming into force of this Part of this Act affecting or relating to any of the properties or undertakings transferred to the Authority by or under this Act

shall have full force and effect against or in favour of the Authority, and shall be enforceable freely and effectually, as if instead of the Government or governmental authority the Authority has been named therein or had been a party thereto, and otherwise in substitution of the Government or governmental authority.

(2) Any reference in any Act to the Public Transport Authority or to the Authority as defined in section 2 of this Act shall be read and construed as a reference to the Authority as so defined and shall include a reference to any Directorate established under this Act, as the case may require.

Transitory provisions.

28. (1) When anything has been commenced by or under the authority of the Government prior to the date of the coming into force of this Part of this Act and such thing relates to any of the properties or undertakings or any right or liability transferred to the Authority by or under this Act, such thing may be carried on and completed by or as authorised by the Authority.

(2) Where immediately before the coming into force of this Part of this Act, any legal proceedings are pending to which the Government is or is entitled to be a party, and such proceedings are related to any of the properties or undertakings, or any right or liability transferred by or under this Act, the Authority shall, as from the date aforesaid, be substituted in such proceedings for the Government, or shall be made a part thereto in like manner as the Government could have become, and such proceedings shall not abate by reason of the substitution.

(3) The Minister may by order make such incidental, consequential and supplemental provisions as he may deem necessary or expedient for the purpose of determining, as appropriate, the assets transferred to the Authority by this Act and securing and giving full effect to the transfer of any property or undertaking or any right or liability to the Authority by this Act and make such orders as may be necessary to make any powers and duties exercisable by the Government in relation to any of the transferred property or undertakings exercisable by or on behalf of the Authority.”.

Amendment of section 29 of the principal Act.

26. For section 29 of the principal Act as re-numbered there shall be substituted the following:-

## “ADVISORY COMMITTEES

Appointment  
and functions  
of advisory  
committees.

29. (1) With effect from such day or days as the Minister may by order determine, there shall be appointed in respect of such sector as the Minister may in any such order specify, an advisory committee.

(2) An advisory committee shall, for the better carrying out of the provisions of this Act, advise the Authority on such matters and perform such other functions as the Minister may specify in the Order.

(3) The members of the committee shall be appointed by the Minister and shall hold office for such period and on such terms and conditions as the Minister may deem appropriate.

(4) Each committee shall consist of one member representing the Authority as Chairman and such other members as the Minister may deem fit to appoint.

(5) The provisions of paragraph (a) of subsection (4), and subsections (5) and (8) of section 3 of this Act shall *mutatis mutandis* apply to the members of the advisory committees.

(6) Each advisory committee shall keep minutes of all its meetings and shall forward copies of such minutes to the Authority. The provisions of section 8 of this Act shall *mutatis mutandis* apply to the committee and its acts or proceedings.”.

27. Immediately preceding section 30 of the principal Act as re-numbered there shall be added the following new heading:

Addition of heading  
preceding section  
30 of the principal  
Act.

“THE PUBLIC TRANSPORT LABOUR BOARD”.

28. Section 32 of the principal Act as renumbered shall be amended as follows:-

Amendment of  
section 32 of the  
principal Act.

(a) for subsection (1) thereof there shall be substituted the following:-

“(1) The Minister may, after consultation with the Authority and subject to the provisions of any law regulating the traffic of vehicles, make regulations in respect of any of the functions of the Authority.”;

(b) subsection (2) thereof shall be amended as follows-

(i) for paragraph (a) thereof there shall be substituted the following:-

“(a) for the registration of motor-cars or other vehicles and the grant, renewal, transfer, suspension and cancellation of licences in respect of motor-cars or other vehicles, the drivers thereof, the conductors of motor buses, car hire garages, and for such other licenses in connection with motor-cars or other vehicles and the users thereof as may be necessary;”;

(ii) in paragraphs (g), (h) and (i) thereof, for the words “public transport vehicles” there shall be substituted in each case the words “motor-cars or other vehicles”;

(iii) paragraphs (k), (l), (m), (n) and (o) thereof shall be re-numbered as paragraphs (n), (o), (p), (q) and (r) respectively and paragraph (p) thereof shall be re-numbered as paragraph (w);

(iv) immediately after paragraphs (j) thereof there shall be added the following new paragraphs:-

“(k) for controlling, restricting or prohibiting the passage or stopping of motor-cars or other vehicles through or on any road, street, lane, square or other place of public thoroughfare;

(l) for pedestrian crossings and for the restriction or control of the movement of pedestrians in, through or across any road, street or other places of public thoroughfare;

(m) generally for the control or the use of motor-cars or other vehicles on the road and for the regulation of traffic of motor-cars or other vehicles;”;

(v) immediately after paragraph (r) thereof there shall be added the following new paragraphs:-

“(s) for establishing the fees for the provision of any service or the management of a service by the Authority or by any person on its behalf or under its authority, including, without prejudice to the generality of the foregoing, any fees or other charges for any service

in connection with the regulation of any activity by the Authority;

(t) for the making of any deposit or the giving of any guarantee to ensure the performance of any obligation by any person imposed as a condition of any permit, authorisation or licence under this Act;

(u) for the regulation of public transport and the transport of goods in general, including the making of codes of practices to be observed in any matter by persons involved in such activities;

(v) for the better carrying out of any of the functions of the Authority in accordance with the provisions of this Act;”.

Adds new Schedule to the principal Act.

**29.** Immediately after section 32 of the principal Act there shall be added the Schedule contained in the First Schedule to this Act.

Amendment of other enactments and savings.

**30.** (1) The enactments in the First Column of the Second Schedule to this Act shall have effect subject to the amendments appearing relative thereto in the Second Column of the said Schedule.

(2) Any regulations made under the provisions of any of the enactments being amended as aforesaid, and shown in the Second Schedule to this Act, shall, until other provision is made under or by virtue of this Act, or the relevant Act as amended, or the aforesaid enactments as amended, continue in force and have effect as if made under this Act or the relevant enactment as amended, as the case may require.

(3) Any licence, permission or other authority granted under any enactment or any provision thereof, being amended by this Act as aforesaid, and still in force immediately before such amendment, shall continue in force thereafter as if it were a licence, permission or authority granted under a corresponding provision of this Act, or under such enactment as amended, as the case may require; and any such licence, permission or authority as aforesaid shall be treated and dealt with accordingly.

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FIRST SCHEDULE

(Section 29)

“SCHEDULE

Section 5(2)

**Directorates**

Subject to the Minister’s powers under subsection (2) of section 5 of this Act, there shall be the following Directorates -

1. Licensing and Testing Directorate - which shall have the responsibility to do all such things as are necessary and expedient for the testing, registration and licensing of motor vehicles and the drivers thereof.

2. Roads Directorate - which shall have the responsibility for the occupation, construction and maintenance of roads and to establish standards and specifications in relation to any works connected with roads.

3. Traffic Management Directorate - which shall have the responsibility to maximise the efficiency and safety of road traffic.

4. Public Transport Directorate - which shall have the responsibility to provide, secure and promote the provision of a properly integrated, safe, economical and efficient public transport system.”.

## SECOND SCHEDULE

(Section 30)

First Column	Second Column
Code of Police Laws, Cap. 10.	<p><b>1.0</b> In article 2 thereof -</p> <p style="padding-left: 2em;"><b>1.1</b> the definitions of “boatman”, “public transport”, “Public Transport Authority” and “public transport vehicle” shall be deleted; and</p> <p style="padding-left: 2em;"><b>1.2</b> for the definition of “vehicle” there shall be substituted the following:-</p> <p style="padding-left: 4em;">“the expression “vehicle” has the same meaning assigned to it by section 2 of the Malta Transport Authority Act;”.</p> <p><b>2.0</b> In article 20 thereof -</p> <p style="padding-left: 2em;"><b>2.1</b> for the words “Director of Public Works” and “Public Works Department” wherever they occur, including the marginal notes to subarticles (4), (7) and (12) there shall be substituted in each case the words “Malta Transport Authority”;</p> <p style="padding-left: 2em;"><b>2.2</b> in subarticle (2) for the words “Director of Public Works” there shall be substituted the words “Malta Transport Authority with the concurrence of such other authority, if any, as the Prime Minister may by order from time to time determine”;</p> <p style="padding-left: 2em;"><b>2.3</b> in the proviso to subarticle (4) for the words “Minister responsible for public works” there shall be substituted the words “Minister responsible for transport”;</p> <p style="padding-left: 2em;"><b>2.4</b> subarticle (6) shall be amended as follows:-</p> <p style="padding-left: 4em;"><b>2.4.1</b> in paragraph (v) for the words “Minister responsible for public works” wherever they occur, there shall be substituted in each case the words “Malta Transport Authority”; and</p> <p style="padding-left: 4em;"><b>2.4.2</b> paragraph (vii) shall be deleted;</p> <p style="padding-left: 2em;"><b>2.5</b> in subarticle (7) for the words “carry out in” there shall be substituted the words “carry out or cause or allow to be carried out in”;</p>

**2.6** subsection (10) shall be amended as follows:-

**2.6.1** for paragraph (vi) there shall be substituted the following:-

“(vi) Streets not belonging to the Government shall, when such streets are included in a scheme or in a local plan-

(a) on their asphaltting or other surfacing; and

(b) upon the publication in the Gazette of an Order by the President to that effect,

become government property and the owners shall thereafter be relieved of any further obligation of maintaining the streets.”;

**2.6.2** paragraph (vii) shall be deleted; and

**2.6.3** in paragraph (viii) for the words “publication of the contract of transfer” there shall be substituted the words “Order of the President”;

**2.7** paragraph (i) of subarticle (11) shall be amended as follows:-

**2.7.1** for the words “interest at three per centum” there shall be substituted the words “interest at eight per centum”; and

**2.7.2** for the words “in favour of the Government” there shall be substituted the words “in favour of the Malta Transport Authority”;

**2.8** in subarticle (12) -

**2.8.1** for the marginal note thereto there shall be substituted the following:- “Expenses incurred by the Malta Transport Authority to be apportioned among owners.”; and

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**2.8.2** for the words “Minister responsible for public works” wherever they occur, there shall be substituted in each case the words “Malta Transport Authority”;

**2.9** for subarticle (13) there shall be substituted the following:-

“(13) The Minister may, after consultation with the Malta Transport Authority, by regulations prescribe the rates to be charged by the Malta Transport Authority for the levelling, metalling and asphaltting of surface otherwise of streets.”; and

**2.10** immediately after subarticle (13) there shall be added the following new subsections:-

“(14) Where any person fails to form any street as provided in accordance with the provisions of this Code, the Malta Transport Authority may itself proceed to form such street after giving notice of its intention so to do by means of a notice in the Gazette, giving such person fifteen days within which to comply. Such formation shall be at the expense of the person who would otherwise have been obliged to form such street, and the Authority shall have the right to recover any expense so made from such person.

(15) The contributions leviable under this Part by the Malta Transport Authority, may be collected and levied by the Planning Authority under regulations made in terms of section 42 of the Development Planning Act, and such regulations may provide for the rates of contributions in respect of any class or type of building as well as the manner of their collection.”.

**3.0** In article 21 thereof for the words “The Commissioner of Police may cause” there shall be substituted the words “The Malta Transport Authority, and to the extent of any responsibility of a Local Council in terms of the Local Councils Act, a Local Council, may cause” and the words “of Commissioner of Police” in the marginal note thereto shall be deleted.

**4.0** In subarticle (1) of article 22 thereof for the words “without the previous approval of the Minister responsible for the Police” there shall be substituted the words “without the approval of the Malta Transport Authority, or of the Local Council responsible for the locality in which such street is situated, as the case may be,”.

**5.0** In article 24 thereof for the words “The officer in charge of public works and of the lighting of streets” there shall be substituted the words “The Malta Transport Authority” and the words “;for the cleansing, watering and lighting of the streets; and for putting up in any place lamps and other works required for such lighting” shall be deleted.

**6.0** In article 26 thereof, for the words “without a licence from the Police” there shall be substituted the words “without a licence from the Malta Transport Authority”.

**7.0** In article 27 thereof, and in the marginal note thereto, for the words “Director of Public Works” wherever they occur, there shall be substituted in each case the words “Malta Transport Authority”.

**8.0** In article 28 thereof and in the marginal note thereto, for the words “Minister responsible for public works” wherever they occur there shall be substituted in each case the words “Malta Transport Authority”.

**9.0** Article 29 thereof shall be amended as follows:-

**9.1** for the words “Director of Public Works” and “Public Works Department” wherever they occur and in the marginal note thereto, there shall be substituted in each case the words “Malta Transport Authority”; and

**9.2** for the words from “properly fill up” to “at the grantee’s expense” there shall be substituted the words “re-instate the footway or surface so broken up or so opened”.

**10.0** In article 36 thereof for the words “Director of Public Works” there shall be substituted the words “Malta Transport Authority”.

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**11.0** In article 37 thereof, for the words “Director of Public Works” there shall be substituted the words “Malta Transport Authority”.

**12.0** The title “Part IV”, its sub-title “Of Vehicles” and articles 48 to 94 both inclusive, appearing thereunder shall be deleted.

**13.0** The title “Of Passage Boats” under Part XXII and articles 270 to 286 both inclusive, appearing thereunder shall be deleted.

**14.0** Articles 289, 290, 295, 296, 297, 298, 302 and 303 shall be deleted.

**15.0** The title “Part XXIV” and its sub-title “Of Boatmen” and articles 307 to 309 both inclusive, appearing thereunder shall be deleted.

Traffic Regulation  
Ordinance,  
Cap. 65.

**1.0** Section 2 shall be amended as follows -

**1.1** immediately before the definition of “Authority”, there shall be added the following new definition -

“the word “animal” means any horse, mule or donkey, when used for the conveyance or carriage of persons, corpses or goods;”;

**1.2** for the definition of “Authority” there shall be substituted the following -

“the words “Authority” and “Malta Transport Authority” mean the Malta Transport Authority established under section 3 of the Malta Transport Authority Act;”;

**1.3** the definition of “ferry-boat” shall be deleted;

**1.4** in the definition of “Minister” for the words “responsible for the Police” there shall be substituted the words “responsible for transport”;

**1.5** in the definition of “public transport” for the words “Public Transport Authority Act,” there shall be substituted the words “Malta Transport Authority Act”;

**1.6** in the definition of “public transport vehicle” for the words “Public Transport Authority Act,” there shall be substituted the words “Malta Transport Authority Act;”; and

**1.7** immediately after the definition of “public transport vehicle” there shall be added the following new definition -

“the word “vehicle” includes any carriage, karrozzin, animal drawn cart, car, motor-car, omnibus, bicycle or other means of transport of any class or description intended for the conveyance or carriage of persons, corpses or goods:

Provided that no provision of this Ordinance or of any regulation made thereunder shall apply to any animal drawn vehicle unless the Minister makes regulations extending such provisions to be applicable thereto;”.

**2.0** Subsection (1) of section (3) shall be amended as follows:-

**2.1** immediately after the words “the Minister” there shall be added the words “on the advice of the Malta Transport Authority”;

**2.2** for the words “in any such order:” there shall be substituted the words “in any such order.”; and

**2.3** the proviso thereto shall be deleted.

**3.0** Section 4 shall be deleted.

**4.0** Subsection (1) of section 5 shall be amended as follows:-

**4.1** for the words “Public Transport Authority” there shall be substituted the words “Malta Transport Authority” and the words “and ferry-boat” shall be deleted; and

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**4.2** in paragraph (a) thereof, the words “, or from one island to another” shall be deleted.

**5.0** In section 6 for the words “Public Transport Authority” wherever they occur, there shall be substituted in each case the words “Malta Transport Authority” and the words “or ferry-boat” wherever they occur shall be deleted.

**6.0** In section 7 for the words “Public Transport Authority” there shall be substituted the words “Malta Transport Authority” and the words “or ferry-boat” shall be deleted.

**7.0** Section 8 shall be amended as follows -

**7.1** for subsection (1) there shall be substituted the following:-

“(1) The Malta Transport Authority may appoint any of its employees as traffic inspectors, hereinafter in this Ordinance also referred to as “inspectors”.”;

**7.2** in subsection (2) for the words “Commissioner of Police” there shall be substituted the words “Malta Transport Authority”; and

**7.3** subsection (3) shall be deleted.

**8.0** In section 9 for the words “fifty cents for each offence” there shall be substituted the words “ten Maltese liri for each offence”.

**9.0** In section 10 for the words “Public Transport Authority” there shall be substituted the words “Malta Transport Authority”.

**10.0** Section 11 shall be amended as follows:-

**10.1** the words “or any person in charge of a ferry-boat” wherever they occur, and the words “or to enter any ferry-boat at any landing place” shall be deleted; and

**10.2** in paragraph (c) thereof, the words “or of the ferry-boat as the case may be,” shall be deleted.

**11.0** In section 13 and in the marginal note thereto, for the words “Public Transport Authority” there shall be substituted in each case the words “Malta Transport Authority” and the words “or ferry-boats” shall be deleted.

**12.0** Section 14 shall be amended as follows:-

**12.1** in subsection (1) thereof, the words “or ferry-boats” and “or ferry-boat” shall be deleted, and for the words “Public Transport Authority”, wherever they occur including in the marginal note thereto, there shall be substituted the words “Malta Transport Authority”; and

**12.2** the words “or ferry-boat” wherever they occur in subsections (2) and (4) thereof shall be deleted.

**13.0** Section 15 shall be amended as follows:-

**13.1** immediately after the words “motor-car” whenever they occur, there shall be added in each case the words “or other vehicle”;

**13.2** in paragraph (a) of subsection (1) thereof, immediately after the words “dangerous manner” there shall be added the words “provided that no licence shall be required in relation to a bicycle”;

**13.3** in paragraph (b) of subsection (1) thereof, for the words “the Police or by the Public Transport Authority” there shall be substituted the words “the Malta Transport Authority”; and

**13.4** immediately after subsection (3) thereof there shall be added the following new subsection:-

“(4) The Minister may by regulations under this section make provision whereby any disqualification to hold a licence or any revocation or suspension of a licence to drive a vehicle in a country outside Malta as may be designated in such regulations, shall have effect as if such disqualification, revocation or suspension was

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ordered by a Court or other authority in Malta to the extent and under such conditions as may be specified in such regulations, and no licence issued under this Act shall be valid in any period where in accordance with such regulations such person is deemed disqualified from holding any licence or has his licence suspended or revoked.”.

**14.0** In sections 15A, 15B and 15C, immediately after the words “motor-car” whenever they occur there shall be added in each case the words “or other vehicle”.

**15.0** In subsections (1) and (3) of section 16, for the words “Public Transport Authority” there shall be substituted the words “Malta Transport Authority”.

**16.0** Sections 17, 18, 18A, 19, 22, 23, 24, 25 and 26 shall be re-numbered as sections 54, 55, 56, 58, 59, 60, 61, 62 and 63 respectively, and sections 20 and 21 shall be deleted.

**17.0** Immediately after section 16A there shall be added the following new sections -

“Licence to let vehicle on hire.

17. Without prejudice to the provisions of section 16 of this Act, it is prohibited to let or hire any vehicle for the conveyance of persons or for the carriage of goods without a licence from the Malta Transport Authority.

Fitness of vehicle.

18. The licence mentioned in section 17 of this Ordinance in respect of a vehicle for hire shall not be granted unless the Authority is satisfied that the vehicle is fit for public use, and provided with such fittings, accessories and brakes as, in the opinion of the Authority may be necessary for the safety and convenience of passengers.

Plates bearing registration number.

19. A vehicle licensed in accordance with section 17 shall bear such plates showing an identification number and such distinctive letter as shall be allotted to it by the Authority. The said number and letter shall be of such pattern, colour and size as the Authority shall determine.

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Vehicle without plate to be deemed unlicensed.

20. Any vehicle standing or plying for hire, or actually on hire not having the plates referred to in the last preceding section, shall be deemed to be an unlicensed vehicle.

Construction of vehicles for hire.

21. Every vehicle for hire shall be constructed in accordance with a design approved by the Authority.

Keeping of vehicle in good state of repair, etc.

22. It shall not be lawful to use any vehicle for hire which is not kept in a good state of repair, cleanliness and decency in all its parts and accessories.

Vehicles for conveyance of persons not to be used for conveyance of corpses.

23. No vehicle destined for the conveyance of persons shall be used for the conveyance of corpses.

Vehicles for conveyance of corpses.

24. No vehicle shall be used for the conveyance of corpses without a special licence, which shall not be granted unless the vehicle be constructed in such form and provided with such fittings, accessories and lamps as the Authority shall direct.

Withdrawal of licence of vehicle for hire.

25. The licence mentioned in section 17 shall be withdrawn if the vehicle is declared to be unfit for public use. The said licence shall be returned or, if lapsed, renewed when the vehicle is put in order to the satisfaction of the Authority.

Notice of sale or disposal of licensed vehicle.

26. Any person named as owner or part-owner on a licence, who shall have sold or otherwise disposed of his interest in the vehicle to which the licence relates, shall give notice to the Authority of such sale or disposal, and shall at the same time produce the licence in order that a note may be entered thereon showing the material particulars of such sale or disposal; and in default of such notice and production, such person shall, notwithstanding such sale or disposal, continue to be subject to the provisions of this Ordinance as owner or part-owner of the vehicle.

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Number of vehicle to be kept always visible to public.

27. No owner or driver of a vehicle shall cause or suffer the number assigned by the Authority and affixed by means of a plate on the vehicle to be hidden from public view, or changed, or in any manner hinder any person from taking note thereof, or refuse to declare such number to any person desiring to know the same.

Power to change number of vehicle.

28. Whenever the Authority may deem it expedient to change the identification number of a vehicle, notice shall be given to the person to whom the licence relative to such vehicle shall have been granted; such person shall, within seven days after such notice, produce the licence to the Authority, who shall assign another number plate and enter on the licence a note of such change. Such person shall affix on the vehicle the new number plate in the same manner as the original number plate was affixed, or in such manner as the Authority, may direct.

Licence for each vehicle.

29. It shall not be lawful to grant one single licence in respect of more than one vehicle.

Driver of vehicle to be licensed.

30. No person shall act as driver of any vehicle for hire, other than a bicycle, without a licence from the Authority; and the owner of such vehicle shall not employ as driver any person not having such licence.

Qualifications to act as driver.

31. Such licence shall only be granted to persons of age who, in the opinion of the Authority, are of good conduct and fit to drive vehicles for hire.

Licence to be revoked or suspended where driver is convicted of crime.

32. Such licence shall, upon conviction of the holder for a crime, be revoked or suspended for a stated period by the court passing judgement.

Time within which to apply for revocation or suspension of licence after conviction.

33. The allegation that the person accused is a driver of a vehicle may, for the purposes of the last preceding section, be made, even after the conviction, by an application, provided such application is filed within eight days of such conviction.

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Driver of public transport vehicle to wear identification tag.

34. (1) Every driver of a public transport vehicle shall, whilst driving the vehicle, wear in a conspicuous place on his breast in a manner that it may be easily seen, an identification tag which will be given to him by the Authority.

Driver may not lend tag.

(2) It shall not be lawful for any driver to lend his tag to any other person, or to suffer any other person to make use thereof, even though such other person is licensed to act as driver of a public transport vehicle; it shall likewise be unlawful for any person to make use of a tag granted to any other person.

Loss of tag.

(3) If a driver loses his tag, he shall, without delay, give notice thereof to the Authority, and if he shows, to the satisfaction of the Authority, that the tag was lost without any fault on his part, he shall be given another tag by the Authority on the payment of any fee as may be prescribed.

Driver to carry licence.

35. Every driver licensed to drive a vehicle for hire shall, whilst driving the vehicle, or plying for hire, carry the licence on him and shall produce the same whenever requested by the Police or any other authority.

Owner or driver may not refuse to hire vehicle except on reasonable grounds.

36. No owner or driver of a vehicle for hire shall, without reasonable excuse, refuse to let out such vehicle to any given place, or, at the choice of the person requiring the hire of the vehicle, for a specified or unspecified time not exceeding four hours, provided the person requiring the hire of the vehicle consents that such hire should commence from the moment in which the request for the hire is made.

Fare leviable for hire of taxi-cars.

37. Notwithstanding anything contained in the last preceding section, no fare shall be leviable for the hire of any vehicle licensed as a taxi-car other than in accordance with the tariff contained in regulations made under section 32 of the Malta Transport Authority Act.

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Duty of owner or driver to keep copy of tariff.

38. (1) Every owner or driver of a vehicle, the hire of which is regulated by a tariff, shall keep affixed in a conspicuous part of the vehicle a printed copy of such tariff.

Owner or driver not to demand fare higher than that established in tariff or agreed upon.

(2) It shall not be lawful for the owner or driver of any such vehicle to demand a fare higher than that established in the tariff, or, if a lesser sum is agreed upon, more than such sum.

Owner or driver not to carry person or thing on or behind vehicle without consent of hirer.

39. The owner or driver of a vehicle let out on hire shall not permit any person or thing to be carried in, on or about such vehicle, whilst on hire, without the consent of the hirer.

No person to act as driver of vehicle without consent of owner.

40. No person authorised by the owner of a vehicle to act as driver of such vehicle shall, except in case of necessity, suffer any other person to act as driver of such vehicle, without the consent of the owner thereof, and no person shall, except in case of necessity, act as driver of a vehicle, without the consent of the owner of such vehicle.

Compensation for damage done by driver may be recovered from owner.

41. Where any damage has been caused to the property of others through the driving of a motor-car or other vehicle in a reckless, negligent or dangerous manner, it shall be lawful for the court by which the driver is convicted, to direct that the owner of the vehicle shall pay such a sum, not exceeding one thousand Maltese liri, as appears to the court a reasonable compensation for such damage, saving any action for any greater sum where the damage caused is greater; and every owner who pays any such compensation as aforesaid may recover the same from the driver as a civil debt in respect of damages and interest.

Driver decently dressed.

42. (1) Where the vehicle is intended for public transport, the driver shall be decently dressed to the satisfaction of the Authority.

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(2) Where the vehicle is intended for the conveyance of corpses, the driver shall be decently dressed according to the requirements of the service for which the vehicle is intended, and to the satisfaction of the Authority.

Driver not to refuse to give way to other vehicle, etc.

43. (1) The driver of a vehicle shall, if he conveniently can, give way to any other vehicle and avoid obstructing the driver of any other vehicle in taking up or setting down any person into or from such other vehicle.

Driver to slacken speed etc. at corners or cross-roads.

(2) The driver of a vehicle shall, before turning a corner or on approaching a cross-road, proceed at a slow rate of speed, signal the direction in which he intends to proceed and, where necessary, sound the horn, bell or other device for signalling its approach.

Damage to vehicle by hirer.

44. No person using any vehicle for hire shall wilfully and contrary to the use for which the vehicle is intended, do anything injuring such vehicle.

No licensed vehicle to stand for hire unless provided with proper fittings, etc.

45. (1) No licensed vehicle shall be exposed for hire, unless it is provided with such fittings, accessories and brakes as are, in the opinion of the Authority, necessary for the safety and convenience of passengers, or unless the animal and harness are, as regards condition and appearance, suitable for the work for which they are intended.

Number of passengers not to exceed that fixed in licence.

(2) It shall not be lawful to carry in the vehicle a greater number of persons than that fixed in the licence.

Two persons under 10 years of age to be considered as one person.

(3) For the purposes of this section two persons under ten years of age shall be considered one person.

Vehicles to stand for hire in places appointed by Authority.

46. Vehicles for hire, when out of the coach-house, shall not stand for hire in any other place than that appointed by the Authority.

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- Position of vehicles in stand.  
Vehicle not to pass through streets of Valletta at a very slow pace. Driver not to annoy persons by soliciting hire.
47. Vehicles for hire shall stand in line within the place appointed by the Authority, and it shall not be lawful for the driver of any such vehicle to pass through the streets of Valletta at a very slow pace, or to stop in any street, for the purpose of letting out the vehicle, or to annoy any person by soliciting hire, either personally or through others.
- Passengers not to drive vehicle.  
Lights to be carried by vehicles.
48. No driver of any vehicle for hire shall suffer any passenger to drive such vehicle.
49. Vehicles, other than motor-cars, plying on the road shall between sunset and sunrise comply with such lighting requirements as may be prescribed.
- Power of Authority to require owner or driver to perform service of transport.
50. It shall be lawful for the Authority, at all times, to compel the owner or driver of any vehicle for hire to perform such service of transport as is required in the interests of the public and to give the necessary directions, saving always such compensation as may be due according to law.
- Cancellation or suspension of licence.
51. (1) It shall be lawful for the Malta Transport Authority to cancel or suspend for any period the licence of any driver who, in the exercise of his calling, shall infringe any of the provisions of this Act or in connection with the exercise of such licence contravenes any other law or otherwise behaves in a manner that does not befit the exercise of his calling.
- Cap. 12.
- The provisions of section 469A of the Code of Organization and Civil Procedure shall apply to the exercise of the discretion of the Authority under this section.
- Power of Police to seize vehicle in case of disobedience of lawful orders.
- (2) Any Police officer may seize any vehicle for hire if the driver thereof refuses to obey a lawful order of the Police or in the case of any infringement of any of the provisions of this Ordinance or any regulation relating to vehicular traffic, and such vehicle may, upon an order in writing of any Police officer not inferior in rank to

sub-inspector, be detained for a time not exceeding twenty-four hours, pending an inquiry into the circumstances of the case.

Power to  
make  
regulations

52. (1) The Commissioner of Police shall have power to make orders by notice in the Gazette, for controlling, restricting or prohibiting temporarily the passage or stopping of vehicles of any description through or in any street on the occasion of processions, religious ceremonies or other public solemnities or celebrations, or in connection with the repair of streets, laying of sewers or water mains and other works; signs shall be appropriately placed to indicate the prohibition or other restriction, unless a Police officer is present to control traffic.

(2) Such power may also be exercised by the Malta Transport Authority in connection with the repair of streets, laying of sewers or water mains and other works; signs shall be appropriately placed to indicate the prohibition or other restriction, unless a Police Officer is present to control traffic.

Recovery of  
compensation  
or expenses  
from owner  
or driver.

53. Where under the provisions contained in this Ordinance, the Court of Magistrates shall have sentenced the owner or driver of any vehicle to pay any compensation or expenses, such compensation or expenses may be recovered through the same court in the same manner and with the same means provided by law for the enforcement of judgements delivered by the inferior courts in civil matters.”.

**18.0** Section 54 as re-numbered shall be amended as follows:-

**18.1** in the marginal note thereto, for the words “Commissioner of Police” there shall be substituted the words “the Minister”;

**18.2** for paragraph (a) of subsection (1) thereof there shall be substituted the following:-

“(1) The Minister may, after consultation with the Authority, make regulations in respect of road traffic and the conveyance of persons or the carriage of goods.”;

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**18.3** paragraph (b) of subsection (1) thereof shall be deleted;

**18.4** in paragraph (d) of subsection (2) thereof, for the words “by the Commissioner of Police or by the Public Transport Authority, as the case may be” there shall be substituted the words “by the Authority”;

**18.5** in paragraph (f) of subsection (2) thereof the words “Public Transport” shall be deleted;

**18.6** for paragraph (j) of subsection (2) thereof there shall be substituted the following:-

“(j) for the removal, storage or disposal or the clamping of any vehicle found on any road in contravention of any law or regulation made thereunder, or of any vehicle, seacraft or other thing causing a nuisance, inconvenience or obstruction in any street, road, quay, wharf or other public place, or where any licence or tax in respect thereof is not paid, or where any fine due in respect of any offence committed through the use of such vehicle has not been duly paid, and

- for prescribing the fees that may be due with respect to removal and storage of vehicles and with respect to the clamping of vehicles;

- for prescribing anything that may or may not be done with respect to clamping and clamped vehicles;”;

**18.7** in paragraph (k) of subsection (2) thereof, immediately after the words “Commissioner of Police” there shall be inserted the words “or any other authority”;

**18.8** immediately after paragraph (l) of subsection (2) thereof there shall be added the following new paragraph:-

“(m) for any matter of procedure or of evidence in proceedings under or relating to this Ordinance or any regulations made thereunder;” and

**18.9** immediately after subsection (2) thereof, there shall be added the following new subsection:-

“(3) For the purposes of this section the terms “motor-car” or “motor vehicle” shall include any other vehicle.”.

**19.0** Section 55 shall be amended as follows -

**19.1** in subsections (1) and (3) thereof, for the words “section 17” there shall be substituted in each case the words “section 54”;

**19.2** in subsection (5) thereof, for the words “section 19” there shall be substituted the words “section 58”;

**19.3** in sub-paragraph (i) of the proviso to paragraph (a) and sub-paragraph (ii) of the proviso to paragraph (b) of subsection (5) thereof, the words “Public Transport” shall be deleted in each case; and

**19.4** in subsection (6) thereof, for the words “Public Transport Labour Control Officer” there shall be substituted the words “Malta Transport Authority”.

**20.0** In section 56 as re-numbered, for the words “the Commissioner of Police or the Public Transport Authority, as the case may be,” there shall be substituted the words “the Authority”.

**21.0** Immediately after section 56 as re-numbered there shall be added the following new section:-

“Civil liability of owner failing to renew licence.

57. (1) An owner of a motor vehicle who fails to renew the licence relative to the said motor vehicle shall, without prejudice to his liability to criminal punishment under this Ordinance or under any other law, also be, and be deemed to have always been, civilly liable towards the Authority for the payment of the amount due for the relevant licence fee.

(2) Proceedings for the collection of any civil debt incurred by virtue of subsection (1) of this section shall be barred by the lapse of the

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period of eight years from the date due for the renewal of the relative licence.

(3) When the Authority gives any notice by means of a judicial letter that the said person is civilly liable for the payment of any amount to the Authority under this section, the said notice shall constitute an executive title for the purposes of Title VII of Part I of Book Second of the Code of Organization and Civil Procedure, unless the person notified shall commence proceedings in the competent court of civil jurisdiction in order to object to the said notice within thirty days from the date of service upon him of the said notice.

(4) Any proceedings in order to object to a notice in terms of subsection (3) of this section shall be commenced by means of an application filed against the Authority.

(5) The said application shall give the grounds of the objection to the notice and shall contain the specific demands of the applicant with regard to the notice and shall indicate the witnesses which the applicant intends to produce in support of this claim.

(6) The application together with the date of first hearing fixed by the Court shall be notified to the Authority who may file a reply within fifteen days from the date of service of the said act, giving its reason for objecting to the demand and indicating the witnesses it wished to produce in its defence.

(7) Saving the preceding provisions of this section, the provisions of the Code of Organisation and Civil Procedure relating to proceedings before the court of civil jurisdiction shall apply in relation to any application filed in terms of this section.”.

**22.0** In subsection (1) of section 58 as re-numbered for the words “of section 18” there shall be substituted the words “of section 55”.

**23.0** In paragraph (iii) of section 60 as re-numbered for the words “Commissioner of Police” there shall be substituted the words “Malta Transport Authority”.

**24.0** In subsection (2) of section 62 as re-numbered, for the words “the Commissioner of Police, with the advice of the Traffic Control Board,” there shall be substituted the words “the Minister”.

Traffic (Visibility)  
Ordinance,  
Cap. 67.

**1.0** For the words “Director of Public Works” wherever they occur in section 3 and in the marginal note thereto, in sections 5, 6 and 8 and in section 10 and in the marginal note thereto, there shall be substituted in each case the words “Malta Transport Authority”.

**2.0** Section 5 shall be amended as follows:—

**2.1** in the marginal note thereto, for the words “at Government’s expense” there shall be substituted the words “at the expense of the Malta Transport Authority”; and

**2.2** in subsection (1) thereof, for the words “of the Government” there shall be substituted the words “of the Malta Transport Authority”.

**3.0** In section 6 for the words “in opposition to the Accountant General” there shall be substituted the words “in opposition to the Malta Transport Authority”.

Fixed Electrical Power  
and Telegraphic  
Communication  
System Ordinance,  
Cap.81.

**1.0** For the title thereto there shall be substituted “UTILITIES AND SERVICES (REGULATION OF CERTAIN WORKS) ACT”.

**2.0** For the long title thereto there shall be substituted the following:—

“To regulate certain works in connection with utilities and other services.”.

**3.0** For the short title thereto there shall be substituted the following:—

“This Act may be cited as the Utilities and Services (Regulation of Certain Works) Act.”.

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**4.0** For the words “Ordinance” wherever it occurs, including the marginal notes, there shall be substituted the word “Act”.

**5.0** For section 2 there shall be substituted the following:-

“Inter-pretation.

2. In this Act -

“electrical power and telecommunication systems” includes any electrical power, or communication line or instrument used for the supply of power or for telecommunications;

“Minister” means, except for the purposes of section 11, the Minister responsible for energy or the Minister responsible for telecommunications, as the case may be;

“owner” includes occupier and user;

“Regulator”, in relation to a public utility or service, means -

(a) in the case of works in connection with the supply of energy, the person or authority designated as such Regulator by the Minister;

Cap. 399.

(b) in the case of works in connection with any telecommunication service, the Regulator designated as such under the Telecommunications (Regulation) Act, or any other person as may from time to time be designated under the said Act as the competent authority to regulate telecommunications;

(c) in the case of works in connection with any other services, the person or authority designated by the Minister as Regulator in relation to any such service or group of services;

“telecommunications” shall have the meaning given to it in the Telecommunications (Regulation) Act;

“telecommunication service” shall have the meaning given to it in the Telecommunications (Regulation) Act;

“tenement” means any tenement and includes any road, path, building or water.”.

**6.0** For section 3 there shall be substituted the following:-

“Object of this Act.

3. The electrical power and telecommunication systems in Malta and any other service for which a Regulator is designated under this Act shall be regulated by the provisions of this Act.”.

**7.0** For section 4 there shall be substituted the following:-

“Power of the Malta Transport Authority.

4. (1) For the purpose of this Act, it shall be lawful for the Malta Transport Authority to order that cables and wires be placed or other works be carried out either below, above or by the side of any tenement and that trenches, pits, poles, stays, brackets and all other accessories essential to the proper working of the electrical power and telecommunication systems, be cut, placed, erected in or affixed to any tenement; and any such order shall be notified to the owner of the said tenement at least ten days prior to the carrying out of any of the works aforesaid.

(2) The Malta Transport Authority may also order the collocation or the use of the same facilities in relation to any cables, wires and other accessories used or to be used for the provision of any telecommunication service or any other utilities or services by a provider of such telecommunication service or other utilities or services in any trenches, pits, ducts or on any poles, stays or brackets, cut, placed, erected or affixed by another provider of a telecommunication service or of other utilities or services; and any such order shall be notified to the provider who shall have erected or affixed the facilities to be the subject of collocation or to be so

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used, at least ten days prior to the carrying out of any of the works aforesaid.

(3) An order made under subsection (1) or (2) of this section shall have effect immediately on the lapse of the tenth day following its notification; and the recipient of the order shall thereupon fully, immediately and properly implement the same or allow the full, immediate and proper implementation thereof and shall refrain from causing or continuing to cause any impediment or hindrance to the said implementation:

Provided that an order made under subsection (2) of this section shall not have effect and the recipient thereof shall not be bound to implement it or to allow it to be implemented if such implementation will necessitate the physical removal of existing facilities belonging to or used by the recipient of the order:

Provided further that the implementation of an order made under subsection (2) hereof shall not be impeded, restricted or delayed by reason of any claim for charges made by the recipient of the order pursuant to subsection (4) of this section.

(4) The recipient of an order made under subsection (2) of this section shall be allowed to charge for the collocation in or the use of the facilities affixed or erected by it at rates which are based on reasonable relevant costs. Charges for collocation or use of the same facilities shall be cost-oriented and shall not include charges for overheads such as marketing, personnel or maintenance costs, other than those directly incurred on the facilities used.

(5) The recipient of an order made under subsection (2) of this section shall submit its charges to the provider collocating or making use of the facilities affixed or erected by said recipient within thirty days of commencement of collocation

or use as aforesaid. If the provider collocating or making such use disagrees with such charges it may, within thirty days of receipt of the same, refer the matter to the Regulator.

(6) Upon receipt of any reference as aforesaid, the Regulator shall notify the parties concerned that the matter is under investigation, allowing them a reasonable time within which to produce relevant information and evidence and make representations. The Regulator shall, after examining the facts and representations placed before him and such other information as he may require, determine the charges due to the recipient of an order made under subsection (2) of this section. Where either the said recipient or the person collocating or using the facilities affixed or erected by the said recipient is, or both such recipient and person are, a provider or providers of a telecommunication service, either party may appeal to the Telecommunications Appeal Board, established by the said Telecommunications (Regulation) Act, against any decision of the Regulator determining the charges due to the said recipient.

(7) The Regulator may, upon application by the recipient of an order made under subsection (2) of this section, order the person allowed to collocate or to make use of the facilities affixed or erected by the said recipient to provide security for the payment of charges due hereunder in respect of such collocation or use in an amount and in such form as may be determined by the Regulator.

(8) At any time when the members of the Malta Transport Authority are not appointed, the powers of the Authority under this section shall be exercisable by the Minister responsible for transport.

(9) For the purpose of inspecting, testing or maintaining in good state of repair any work carried out under this section, the provisions of section 471 of the Civil Code shall apply.”.

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**8.0** In paragraph (c) of the proviso to section 5, for the words “eighty six square millimetres” there shall be substituted the words “sixty square centimetres”.

**9.0** In section 6 for the words “the authority” wherever they occur in subsection (1), in paragraph (c) of subsection (2) and in subsection (3) there shall be substituted in each case the words “the regulator”.

**10.0** In section 9 for the words “twenty liri” there shall be substituted the words “one hundred liri”.

**11.0** In section 10 for the words “twenty liri” there shall be substituted the words “one hundred liri”.

**12.0** In section 11 for the words “Minister responsible for energy” there shall be substituted the words “Minister responsible for transport on the advice of the Malta Transport Authority”.

**13.0** In section 12 for the words “two liri” there shall be substituted the words “twenty liri”.

**14.0** Immediately after section 12 there shall be added the following new section:-

“Power to charge fees.

13. Where cables or wires are placed or other works are carried out below, above or by the side of any road, it shall be lawful for the Malta Transport Authority to charge such fees for any land which under any law is vested in the Malta Transport Authority and which is affected or occupied by such works, as may be determined from time to time by regulations made by the Minister in accordance with section 11 of this Act.”.

Motor Vehicles  
Insurance (Third Party  
Risks) Ordinance,  
Cap. 104.

**1.0** In section 2 thereof:-

**1.1** in the definition of “authorised insurer”, for the words “for the Police” there shall be substituted the words “for transport”;

**1.2** in the definition of “local bureau”, for the words “for the police” there shall be substituted the words “for transport”;

**1.3** for the definition of “Public Transport Authority” there shall be substituted the following new definition -

“ “Malta Transport Authority” means the Malta Transport Authority established under the Malta Transport Authority Act;” and

**1.4** in the definition of “public transport vehicle”, for the words “Public Transport Authority Act,” there shall be substituted the words “Malta Transport Authority Act,”.

**2.0** In section 3 thereof:—

**2.1** in paragraph (c) of subsection (2A) immediately after the words “of the Commissioner of Police”, there shall be inserted the words “or of the Malta Transport Authority”; and

**2.2** in paragraph (b) of subsection (4) for the words “for the Police” there shall be substituted the words “for transport”.

**3.0** In subsection (1) of section 17 thereof, for the words “Commissioner of Police” there shall be substituted the words “Malta Transport Authority”.

**4.0** In subsection (5) of section 19 thereof, for the words “for the Police” there shall be substituted the words “for transport”.

**5.0** Subsection (1) of section 23 shall be amended as follows -

**5.1** for the words “for the Police” there shall be substituted the words “for transport”;

**5.2** in paragraph (b) thereof, immediately after the words “to the Commissioner of Police” there shall be inserted the words “or to the Malta Transport Authority, as the case may require”;

**5.3** in paragraph (e) thereof for the words “the withdrawal thereof:” there shall be substituted the words “the withdrawal thereof.”; and

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Police Licences Act,  
Cap. 128.

**5.4** the proviso to paragraph (e) thereof shall be deleted.

**1.0** Subsection (1) of section 3 thereof shall be amended as follows:–

**1.1** in the proviso thereto, for the words “regulations made thereunder.” there shall be substituted the words “regulations made thereunder.”; and

**1.2** immediately after the said proviso there shall be added the following new proviso:–

“Provided further that in relation to the grant, renewal, transfer or cancellation of licences in respect of motor vehicles or the drivers thereof, the power to make such regulations shall be exercised by the Minister responsible for transport.”.

**2.0** In section 4 thereof, for the words “to the Commissioner of Police” there shall be substituted the words “to the Malta Transport Authority”.

Public Transport  
(Regulation of  
Employment) Act,  
Cap. 214.

**1.0** In section 2 thereof, for the definition of “the Authority” there shall be substituted the following new definition:–

“ “the Authority” means the Malta Transport Authority established under Malta Transport Authority Act;”.

**2.0** Section 3 thereof shall be amended as follows:–

**2.1** in subsection (1) thereof, for the words “section 15 of the Public Transport Authority Act” there shall be substituted the words “section 30 of the Malta Transport Authority Act”; and

**2.2** in sub-paragraph (ii) of paragraph (b) of subsection (10) thereof, for the words “of section 15 of the Public Transport Authority Act” there shall be substituted the words “ of section 30 of the Malta Transport Authority Act”.

Malta Maritime  
Authority Act,  
Cap. 352.

**1.0** For paragraph (e) of subsection (2) of section 6, there shall be substituted the following:-

“(e) to plan or provide or secure or promote the provision of, a properly integrated, safe, economical and efficient transport system by sea for the conveyance of passengers and transport of goods within the internal and territorial waters of Malta, and to regulate and control the provision of services related to such system, including the establishment of schedules and time-tables to be adopted for such services;”.

**2.0** Section 28 shall be amended as follows:-

**2.1** in subsection (1) thereof, immediately after the words “and inland waters of Malta,” there shall be inserted the words “for the conveyance of passengers and transport of goods by sea;”; and

**2.2** for paragraph (z) of subsection (1) thereof there shall be substituted the following new paragraphs:-

“(z) providing for the grant, renewal, cancellation and suspension of licences in relation to ships used for the conveyance of passengers and transport of goods by sea;

(aa) providing for the establishment and regulation of fares that may be charged for the conveyance of passengers and transport of goods by sea;

(bb) without prejudice to the requirements under the Merchant Shipping Act, providing for additional requirements in relation to the regulation and licensing of drivers of ships engaged in the conveyance of passengers and transport of goods and other persons employed in the operation of such ships;

(cc) prescribing anything that may or is to be prescribed under this Act or which relates to any function or duty of the Authority assigned to it by or under this Act or by or under any other law.”.

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**3.0** Section 29 shall be amended as follows:-

**3.1** in subsection (2) thereof, immediately after the words “shall be used for” there shall be inserted the words “or in connection with”;

**3.2** paragraph (b) of subsection (2) thereof shall be deleted; and

**3.3** subsection (3) thereof shall be amended as follows:-

**3.3.1** in paragraph (e) thereof, for the words “inland waters of Malta.” there shall be substituted the words “inland waters of Malta;” and

**3.3.2** immediately after paragraph (e) thereof there shall be added the following new paragraphs:-

“(f) regulating –

(i) the services that are to be provided in a ship or boat licensed to be used in any trade, business or calling; and

(ii) the services that may or may not be provided under any licence as aforesaid;

(g) regulating the licensing of any trade business or calling involving the use of boats or ships referred to in subsection (2) hereof.”.

Development Planning  
Act, Cap. 356.

**1.0** Subsection (3) of section 42 thereof shall be amended as follows:-

**1.1** for the words “of the contribution.”, there shall be substituted the words “of the contribution.”; and

**1.2** the following proviso shall be added at the end thereof:-

“Provided that with respect to contributions leviable by the Authority on behalf of the Malta Transport

Cap. 10. Authority in terms of section 20 of the Code of Police Laws, such regulations shall be made with the concurrence of the Minister responsible for the Malta Transport Authority and the Minister responsible for finance, and such contributions leviable, as aforesaid shall, notwithstanding anything contained in this Act, be paid by the Authority to the Malta Transport Authority each year after a deduction therefrom is made to cover the reasonable costs as may be agreed between the two authorities incurred in the determination and levying of the contributions.”.

Motor Vehicles  
Registration Tax Act,  
Cap. 368.

**1.0** In subarticle (1) of article 2 thereof for the definition of “Competent Officer” there shall be substituted the following new definition:–

“ “Authority” means the Malta Transport Authority set up under the provisions of the Malta Transport Authority Act;”.

**2.0** For the words “Competent Officer” wherever they occur in articles 3,4,5,6,7, 10, 11, 12, 13, 14, 15, 16, 18, 21, 22 and 23, and in the marginal note to article 13, there shall be substituted in each case the word “Authority”.

**3.0** Article 24 shall be amended as follows:–

**3.1** subarticle (1) thereof shall be re-numbered as article 24; and

**3.2** subarticle (2) thereof shall be deleted.

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Passed by the House of Representatives at Sitting No. 357 of the 24th July, 2000.

ANTON TABONE  
*Speaker*

RICHARD J. CAUCHI  
*Clerk to the House of Representatives*