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## **Nru. 235**

13. 07. 2021

### **MALTA**

#### **KAMRA TAD-DEPUTATI**

#### **HOUSE OF REPRESENTATIVES**

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ABBOZZ ta' Liġi mressaq mill-Onorevoli Julia Farrugia Portelli, M.P., Ministru għall-Inkluzjoni u l-Kwalità tal-Ħajja, u moqri għall-Ewwel darba fis-Seduta tat-12 ta' Lulju 2021.

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A BILL introduced by the Honourable Julia Farrugia Portelli, M.P., Minister for Inclusion and Social Wellbeing and read the First time at the Sitting of the 12th July 2021.

**ATT sabiex ikompli jemenda l-Kodiċi Kriminali, Kap. 9, u sabiex jipprova għal hwejjeg ancillari jew konsegwenzjali għal dan.**

**AN ACT to further amend the Criminal Code, Cap. 9, and to provide for matters ancillary or consequential thereto.**

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RAYMOND SCICLUNA  
*Skrivan tal-Kamra tad-Deputati*

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RAYMOND SCICLUNA  
*Clerk of the House of Representatives*



## ABBOZZ TA' LIĠI msejjah

*ATT sabiex ikompli jemenda l-Kodiċi Kriminali, Kap. 9, u sabiex jipprovdi għal hwejjeġ ancillari jew konsegwenzjali għal dan.*

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

1. It-titolu fil-qosor ta' dan l-Att huwa l-Att tal-2021 li jemenda l-Kodiċi Kriminali (Emenda Nru 6) u dan l-Att għandu jinqara u jinftiehem haġa waħda mal-Kodiċi Kriminali, hawn iżjed 'il quddiem imsejjaħ "il-Kodiċi".  
Titolu fil-qosor.  
Kap. 9.
2. L-artikolu 82A tal-Kodiċi għandu jiġi emendat kif ġej:
  - (a) fis-subartikolu (1) tiegħu, il-kliem "oriġini etnika, reliġjon", għandhom jiġu sostitwiti bil-kliem "oriġini etnika, età, diżabilità, reliġjon"; u
  - (b) fis-subartikolu (2) tiegħu il-kliem "oriġini nazzjonali jew etnika, ċittadinanza", għandhom jiġu sostitwiti bil-kliem "oriġini nazzjonali jew etnika, età, diżabilità, ċittadinanza".Emenda tal-artikolu 82A tal-Kodiċi.
3. Fis-subartikolu (1) tal-artikolu 82Ċ tal-Kodiċi, il-kliem "oriġini nazzjonali jew etnika, ċittadinanza, reliġjon", għandhom jiġu sostitwiti bil-kliem "oriġini nazzjonali jew etnika, età, diżabilità, ċittadinanza, reliġjon".  
Emenda tal-artikolu 82Ċ tal-Kodiċi.

C 6248

Emenda tas-subtitolu ta' qabel l-artikolu 83B tal-Kodiċi.

**4.** Fis-subtitolu ta' qabel l-artikolu 83B tal-Kodiċi, il-kliem "RAZZJALMENT AGGRAVATI JEW LI JKUNU MOTIVATI BI KSENOFOBIJA JEW OMOFOBIJA", għandhom jiġu sostitwiti bil-kliem "AGGRAVATI RAZZJALMENT JEW A BAŽI TA' DIŻABILITÀ JEW ETÀ JEW LI JKUNU MOTIVATI BI KSENOFOBIJA JEW OMOFOBIJA".

Emenda tal-artikolu 83B tal-Kodiċi.

**5.** Fl-artikolu 83B tal-Kodiċi, il-kliem "oriġini nazzjonali jew etnika, ċittadinanza", għandhom jiġu sostitwiti bil-kliem "oriġini nazzjonali jew etnika, età, diżabilità, ċittadinanza".

Emenda tal-artikolu 222A tal-Kodiċi.

**6.** Fl-artikolu 222A tal-Kodiċi, il-kliem "nazzjonalità jew oriġini etnika, ċittadinanza", għandhom jiġu sostitwiti bil-kliem "oriġini nazzjonali jew etnika, età, diżabilità, ċittadinanza" kull fejn jinsabu.

Emenda tal-artikolu 251D tal-Kodiċi.

**7.** Fis-subartikolu (1) tal-artikolu 251D tal-Kodiċi, il-kliem "oriġini etnika jew nazzjonali, reliġjon", għandhom jiġu sostitwiti bil-kliem "oriġini etnika jew nazzjonali, età, diżabilità, reliġjon".

Emenda tal-artikolu 325A tal-Kodiċi.

**8.** Fis-subartikolu (1) tal-artikolu 325A tal-Kodiċi, il-kliem "nazzjonalità jew oriġini etnika, ċittadinanza", għandhom jiġu sostitwiti bil-kliem "oriġini etnika jew nazzjonali, età, diżabilità, ċittadinanza".

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### Għanijiet u Raġunijiet

L-għanijiet u r-raġunijiet ta' dan l-Abbozz ta' Liġi huma sabiex jiġu emendati dispożizzjonijiet tal-Kodiċi Kriminali, sabiex jiġu estiżi r-reati ta' tixwix għal vjolenza jew mibegħda kontra persuni jew gruppi, u li jiġu skużati, miċhuda jew imtaffija reati kontra l-paċi kontra persuni u gruppi, sabiex ikopru ukoll persuni b'diżabilità, u persuni anzjani, individwalment jew bhala grupp, kif ukoll sabiex jiġu emendati dispożizzjonijiet relatati mal-pieni għal dawn ir-reati.

**A BILL**  
**entitled**

*An ACT to further amend the Criminal Code, Cap. 9, and to provide for matters ancillary or consequential thereto.*

BE IT ENACTED by the President, by and with the advice and consent of the House of Representatives, in this present Parliament assembled, and by the authority of the same, as follows:-

1. The short title of this Act is Criminal Code (Amendment No. 6) Act, 2021 and this Act shall be read and construed as one with the Criminal Code, hereinafter referred to "the Code".  
Short title.  
Cap. 9.
2. Article 82A of the Code shall be amended as follows:  
Amendment of  
article 82A of  
the Code.
  - (a) in sub-article (1) thereof, the words "ethnic origin, religion", shall be substituted by the words "ethnic origin, age, disability, religion"; and
  - (b) in sub-article (2) thereof, the words "ethnic origin, citizenship", shall be substituted by the words "ethnic origin, age, disability, citizenship".
3. In sub-article (1) of article 82C of the Code, the words "ethnic origin, citizenship", shall be substituted by the words "ethnic origin, age, disability, citizenship".  
Amendment of  
article 82C of  
the Code.

C 6250

Amendment of the sub-title before article 83B of the Code.

**4.** In the sub-title before article 83B of the Code, the words "RACIALLY AGGRAVATED OR MOTIVATED BY XENOPHOBIA OR HOMOPHOBIA", shall be substituted by the words "RACIALLY OR DISABILITY OR AGE AGGRAVATED OR MOTIVATED BY XENOPHOBIA OR HOMOPHOBIA".

Amendment of article 83B of the Code.

**5.** In article 83B of the Code, the words "ethnic origin, citizenship", shall be substituted by the words "ethnic origin, age, disability, citizenship".

Amendment of article 222A of the Code.

**6.** In article 222A of the Code, the words "ethnic origin, citizenship", shall be substituted by the words "ethnic origin, age, disability, citizenship" wherever they occur.

Amendment of article 251D of the Code.

**7.** In sub-article (1) of article 251D of the Code, the words "ethnic origin, citizenship", shall be substituted by the words "ethnic origin, age, disability, citizenship".

Amendment of article 325A of the Code.

**8.** In sub-article (1) of article 325A of the Code, the words "ethnic origin, citizenship", shall be substituted by the words "ethnic origin, age, disability, citizenship".

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### Objects and Reasons

The objects and reasons of this Bill are to amend the provisions of the Criminal Code, in order to extend the crimes of incitement to violence or hatred against persons and groups, and of condoning, denying or trivialising crimes against peace against persons and groups, to also cover persons with disability, and older persons, individually and as a group, and to also amend provisions related to punishment for these crimes accordingly.



