

## Brincat Anna at Parlament-MT

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**From:** GEM Board <board@gemholdings.mt>  
**Sent:** Friday, 25 June 2021 09:53  
**To:** Brincat Anna at Parlament-MT  
**Subject:** Dokumenti mitluba mill-PAC  
**Attachments:** GEM Holdings reply to letter dated 16.06.2021.pdf; Letter to GEM Holdings 16.06.21 (002).pdf

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Dear Ms. Brincat,

Attached please find the letter that you sent to the board of directors of GEM Holdings Limited dated 16<sup>th</sup> June 2021 and the reply from Gem Holdings Limited to that letter dated 24<sup>th</sup> June 2021.

As per the contents of the letter, the directors of GEM Holdings are committed to cooperate and assist the Public Accounts Committee in the course of its ongoing exercise.

Yours sincerely,

The directors of GEM Holdings Limited.



House of Representatives

MALTA

Kamra tad-Deputati

Public Accounts  
Committee

Kumitat Permanenti dwar  
il-Kontijiet Pubbliċi

16 ta' Ġunju 2021

**Lid-Diretturi**  
**GEM Holdings Ltd**  
**Level 3**  
**Portomaso Business Tower**  
**Portomaso**  
**St. Julian's**

Riferenza għall-*email* tas-27 ta' Mejju 2021 li jien bghatt lis-Sur Paul Apap Bologna, u li kopja tagħha hija annessa ma' din l-ittra.

Fil-laqgħa tal-Kumitat Permanenti dwar il-Kontijiet Pubbliċi, li saret aktar kmieni illum, gie maqbul li t-talba għad-dokumenti li saret lis-Sur Apap Bologna fl-*email* annessa, u cioè l-minuti tal-laqgħat kollha ta' GEM Holdings Limited (C 60349) minn meta twaqqfet sal-lum, issir lilkom minhabba li, kif intqal mis-Sur Apap Bologna stess, huwa m'għadux direttur ta' GEM Holdings Ltd u għaldaqstant m'għadux aċċess għad-dokumenti msemmija.

Huwa mitlub li dawn id-dokumenti jintbagħtu lili, fuq l-indirizz elettroniku [anna.brincat@parlament.mt](mailto:anna.brincat@parlament.mt), fl-iqsar żmien possibbli.

Filwaqt li nirringrazzjakom nibgħat inselli għalikom.

**Anna Brincat**  
**għaċ-Chairman - PAC**

Enc.

## Brincat Anna at Parlament-MT

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**From:** Brincat Anna at Parlament-MT  
**Sent:** Thursday, 27 May 2021 09:19  
**To:** 'pab@adc.com.mt'  
**Cc:** 'beppe fenech adami'; Bedingfield Glenn at Kottonera Foundation  
**Subject:** Re: PAC information/documents requested and next meeting  
**Attachments:** 20210602\_088a\_kon.docx

Sur Paul Apap Bologna

Ippermettili nfakkrek li waqt il-laqgħa tal-Kumitat Permanenti dwar il-Kontijiet Pubbliċi, li saret ilbieraħ 27 ta' Mejju 2021, inti ġejt mitlub sabiex sa nhar it-Tnejn 31 ta' Mejju 2021 f'nofsinhar, tipprovdi lill-Kumitat kopja ta' dawn id-dokumenti:

1. Project Services Agreement li inti għamilt riferenza għalih waqt ix-xhieda tiegħek u ta' kwalunkwe ftehim li permezz tiegħu s-Sur Yorgen Fenech gie allokat 10% tal-ishma fil-kumpanija GEM Holdings Limited; u
2. il-minuti tal-laqgħat kollha ta' GEM Holdings Limited (C 60349) u ta' Electrogas Malta Ltd (C 60775) minn meta twaqqfu sal-lum.

Barra minn hekk, inti ġejt mitlub ukoll tipprovdi lill-Kumitat lista tal-persuni kollha li kienu involuti fil-preparazzjoni tal-"Expression of Interest and Capabilities for Energy Supply to Enemalta" u fin-*negotiating committee* ta' Electrogas Malta Consortium, deskrizzjoni tar-rwol ta' kull persuna u indikazzjoni ta' min appunta kull persuna, jekk kenux ġejjin minn kumpaniji li għandhom sehem fil-proġett jew kenux professjonisti li tqabbd u jassistu fil-proġett.

Ninfurmak li l-Kumitat se jerga' jiltaqa' nhar l-Erbgħa, 2 ta' Ġunju 2021 fis-2:00 p.m. bl-aġenda annessa, u inti qiegħed tiġi mitlub sabiex dakinhar tkun preżenti fil-Kamra tal-Kumitati sabiex tkompli tagħti x-xhieda tiegħek.

Inselli għalik

### Anna Brincat

Clerk for Public Accounts Committee  
Environment and Development Planning Committee  
National Audit Office Accounts Committee

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HOUSE OF REPRESENTATIVES  
PARLIAMENT OF MALTA  
FREEDOM SQUARE, VALLETTA, MALTA



GEM Holdings Ltd.

24<sup>th</sup> June 2021.

Ms. Anna Brincat,  
Secretary,  
Public Accounts Committee,  
House of Representatives,  
Valletta.

Dear Ms. Brincat,

**RE: REQUEST TO SUBMIT MINUTES OF GEM HOLDINGS LTD. (the 'Company')**

We refer to your letter of the 16<sup>th</sup> June 2021, wherein you have requested the Company, to submit copies of the minutes of the board of directors of the Company from incorporation to date. We understand that this request is in connection with the review, currently being undertaken by the Public Accounts Committee of the report prepared by the National Audit Office and entitled, "*An Investigation of Matters Relating to the Contracts awarded to ElectroGas Malta Ltd. by Enemalta Corporation*".

In the first place, the Company would like to put on record the fact that it is fully committed to co-operate with the Public Accounts Committee in the course of its ongoing exercise. Having said this, however, the Company is advised that the Committee is entitled to 'relevant information'. By far the greater part of the board's deliberations is irrelevant to the Committee's remit. Moreover, it is of a commercial and financial nature, which is confidential. The deliberations also contain information regarding natural persons which, of its nature, is protected in terms of domestic and European legislation regulating the protection of personal data.

In the circumstances, therefore, the Company will, in accordance with the law, subject to adequate safeguards regarding commercial confidentiality and compliance with privacy rules, provide the Public Accounts Committee with those minutes which are relevant to the Committee's remit. Therefore, we request the Public Accounts Committee to indicate which particular decisions of the board of directors of the Company, relevant to the review currently being undertaken by the Committee, it would like to have sight of, to enable the Company to prepare extracts of its minutes relating thereto for submission.

Yours sincerely,



**Mark Gasan**  
Director



**Raymond Fenech**  
Director



**Paul Apap Bologna**  
Director