

MALTA

ATT Nru. XXVI ta' l-1990

ACT No. XXVI of 1990

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

AN ACT enacted by the Parliament of Malta.

ATT biex jemenda l-Kummerċ Bankarju, Kap. 215.

AN ACT to amend the Banking Act, Cap. 215.

Naghti l-kunsens tiegħi.

(L.S.)

ĊENSU TABONE
President

27 ta' Lulju, 1990

ATT Nru. XXVI ta' l-1990

ATT biex jemenda l-Att dwar il-Kummerċ Bankarju, Kap. 215.

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. Dan l-Att jista' jissejjah l-Att ta' l-1990 li jemenda l-Att dwar il-Kummerċ Bankarju, u għandu jinqara u jiftiehem haġa waħda ma' l-Att dwar il-Kummerċ Bankarju, hawnhekk iżjed 'il quddiem imsejjah "l-Att prinċipali".

Titolu fil-qosor.

Kap. 215.

2. Fis-subartikolu (1) ta' l-artikolu 12 ta' l-Att prinċipali:

Emenda ta' l-artikolu

12 ta' l-Att prinċipali.

(a) minnufih fi tmiem il-paragrafu (ċ) tiegħu għandu jidhol dan il-proviso li ġej:

“Izda dan il-paragrafu ma għandux japplika għal avvanzi mhux assigurati jew faċilitajiet ta' kreditu mhux assigurati li bank kummerċjali jista' jagħmel lil bank li jkun azzjonarju fih skond is-subparagrafu (i) tal-paragrafu (f) ta' dan l-artikolu kemm-il darba l-ammont ta' dawk l-avvanzi jew faċilitajiet ta' kreditu ma jkunx jeċċedu fit-total tmax-il darba u nofs is-sehem tiegħu tal-kapital u porzjon relattiv tar-riservi pubblikati tal-bank sussidjarju;” u

(b) minflok is-subparagrafu (i) tal-proviso li hemm mal-paragrafu (f) tiegħu għandu jidhol dan li ġej:

“(i) f'bank iehor jew f'banek ohrajn li ma jkunx jeċċedi fit-total hamsa u ghoxrin fil-mija tal-kapital azzjonarju mhallas u tar-riservi pubblikati tal-bank, jew”.

Mghoddi mill-Kamra tad-Deputati fis-Seduta Nru. 416 tal-25 ta' Lulju, 1990.

LAWRENCE GONZI
Speaker

P. MUSCAT TERRIBILE
Skrivan tal-Kamra tad-Deputati

I assent.

(L.S.)

CENSU TABONE
President

27th July, 1990

ACT No. XXVI of 1990

AN ACT to amend the Banking Act, Cap. 215.

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. This Act may be cited as the Banking (Amendment) Act 1990, and shall be read and construed as one with the Banking Act, hereinafter referred to as “the principal Act”. Short title.
Cap. 215.

2. In subsection (1) of section 12 of the principal Act:

(a) immediately at the end of paragraph (c) thereof there shall be inserted the following proviso: Amendment of
section 12 of
the principal
Act.

“Provided that this paragraph shall not apply to unsecured advances or unsecured credit facilities which a commercial bank may make to a bank in which it is a shareholder in terms of subparagraph (i) of paragraph (f) of this section as long as the amount of such advances or credit facilities do not in the aggregate exceed twelve and a half times its share of the capital and relative portion of the published reserves of the subsidiary bank;”; and

(b) subparagraph (i) of the proviso to paragraph (f) thereof shall be substituted by the following:

“(i) in another bank or other banks which does not exceed in the aggregate twenty-five per centum of the paid-up share capital and published reserves of the bank, or”.

Passed by the House of Representatives at Sitting No. 416 of the 25th July, 1990.

LAWRENCE GONZI
Speaker

P. MUSCAT TERRIBILE
Clerk to the House of Representatives