

**Nru. 11**

28. 1. 77

**MALTA****KAMRA TAD-DEPUTATI****HOUSE OF REPRESENTATIVES**

ABBOZZ ta' Ligi mressaq mill-Onorevoli Agatha Barbara, M.P., Ministru tax-Xoghol, Ghajnuna Soċjali u Kultura, u moqri għall-Ewwel darba fis-Seduta ta' l-10 ta' Jannar, 1977.

A BILL introduced by the Honourable Agatha Barbara, M.P., Minister of Labour, Welfare and Culture, and read the First time at the Sitting of the 10th January, 1977.

ATT biex ikompli jemenda l-Att ta' l-1955 dwar is-Servizz ta' l-Impiegi.

AN ACT further to amend the Employment Service Act, 1955.

**C. MIFSUD***Skrivan tal-Kamra tad-Deputati***C. MIFSUD***Clerk to the House of Representatives*

## ABBOZZ TA' LIĠI

### msejjah

*ATT biex ikompli jemenda l-Att ta' l-1955 dwar is-Servizz ta' l-Impiegi.*

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:—

Titolu fil-qosor.

1. Dan l-Att jista' jissejjaħ l-Att ta' l-1977 li jemenda l-Att dwar is-Servizz ta' l-Impiegi, u għandu jinqara u jiftiehem haġa waħda ma' l-Att ta' l-1955 dwar is-Servizz ta' l-Impiegi, hawnhekk iżjed 'il quddiem imsejjaħ "l-Att prinċipali".

Sostituzzjoni ta' l-artikolu 3A ta' l-Att prinċipali.

2. Minflok l-artikolu 3A ta' l-Att prinċipali għandu jidhol dan li ġej:

"Tagħrif dwar impiegi u okkupazzjonijiet oħra.

3A. (1) Il-Ministru jista', minn żmien għal żmien, jitlob lil kull prinċipal jew lil kull persuna li tagħmel xogħol ta' qliegħ biex tagħti, fi żmien speċifikat mill-Ministru, dak it-tagħrif li jista' jkun meħtieġ dwar l-impiegi u okkupazzjonijiet oħra.

(2) Kull talba bħal dik tista' tkun jew ġenerali jew dwar klassi jew klassijiet ta' prinċipali, jew dwar prinċipal jew prinċipali partikolari, jew dwar klassi jew klassijiet ta' persuni li jagħmlu xogħol ta' qliegħ.

(3) Meta xi talba bħal dik tkun ġenerali jew dwar klassi jew klassijiet ta' prinċipali jew dwar klassi jew klassijiet ta' persuni li jagħmlu xogħol ta' qliegħ, din għandha tiġi pubblikata fil-Gazzetta."

Emenda ta' l-artikolu 17 ta' l-Att prinċipali.

3. Minnufih wara s-subartikolu (2) ta' l-artikolu 17 ta' l-Att prinċipali għandu jiżdied is-subartikolu ġdid li ġej:

"(3) Kull ordni magħmul skond dan l-artikolu jista', b'dak l-ordni jew b'ordni ieħor warajh, jiġi magħmul li japplika għal dik il-klassi jew għal dawk il-klassijiet ta' persuni li jkun qed ifittxu mpieg, persuni li jagħmlu xogħol ta' qliegħ u persuni

oħra, kif jista' jiġi speċifikat f'xi ordni bħal dak, u jista' jiġi hekk magħmul li japplika b'dawk il-modifiki, kwalifiki u eċċezzjonijiet li jistgħu jiġu speċifikati f'xi ordni bħal dak.”.

4. Minnufih wara l-artikolu 18A ta' l-Att prinċipali għandu jiżdied l-artikolu ġdid li ġej:

Zieda ta' artikolu ġdid 18B ma' l-Att prinċipali.

“Reati dwar l-artikolu 3A.

18B. Ebda proċedimenti ma għandhom jittieħdu kontra xi persuna li tkun naqset li tħares talba magħmula skond l-artikolu 3A ta' dan l-Att meta dik il-persuna, wara li tkun irċeviet intimazzjoni mid-Direttur għall-ħlas ta' pie-na ta' hames liri għal dak in-nuqqas, tħares dik it-talba u tħallas dik il-multa lid-Direttur, f'kull każ fi żmien għaxart ijiem mid-data li fiha tirċievi dik l-intimazzjoni.”.

### Għanijiet u Raġunijiet

L-Għan ta' dan l-Abbozz huwa li jemenda l-Att ta' l-1955 dwar is-Servizz ta' l-Impiegi, sabiex il-Ministru jkun jista' jipprovdi servizz ta' l-impiegi aħjar u iktar effettiv billi jestendi ċerti disposizzjonijiet dwar tagħrif u kotba tax-xogħol għal persuni li bħalissa ma tolqothomx il-liġi.

Ittieħdet l-okkażjoni sabiex jiġi provdut li min ma jħarisx talba li ssir skond l-artikolu 3A ta' l-Att ikun jista', meta jkun hekk mitlub mid-Direttur tax-Xogħol u Emigrazzjoni, iħallas il-multa relattiva mingħajr ma joqgħod imur il-Qorti.

**A BILL**

**entitled**

*AN ACT further to amend the Employment Service Act, 1955.*

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

Short title.

1. This Act may be cited as the Employment Service (Amendment) Act, 1977, and shall be read and construed as one with the Employment Service Act, 1955, hereinafter referred to as "the principal Act".

Substitution of section 3A of the principal Act.

2. For section 3A of the principal Act there shall be substituted the following:

"Information as to employment and other occupations.

3A. (1) The Minister may, from time to time, request any employer or any gainfully occupied person to furnish, within a time specified by the Minister, any such information as may be required in connection with employment and other occupations.

(2) Any such request may be either general or with respect to a class or classes of employers, or to a particular employer or employers, or to a class or classes of gainfully occupied persons.

(3) Where any such request is general or with respect to a class or classes of employers or to a class or classes of gainfully occupied persons, it shall be published in the Gazette."

Amendment of section 17 of the principal Act.

3. Immediately after subsection (2) of section 17 of the principal Act there shall be added the following new subsection:

"(3) Any order made under this section may, by that order or by any subsequent order, be made to apply to such class or classes of persons seeking employment, gainfully occupied persons and other persons, as may be specified in any such order,

and may be so made to apply with such modifications, qualifications and exceptions as may be specified in any such order.”.

4. Immediately after section 18A of the principal Act there shall be added the following new section:

Addition of  
new section  
18B to the  
principal Act.

“Offences  
in respect  
of section  
3A.

18B. No proceedings shall be taken against any person for having failed to comply with a request made under section 3A of this Act where such person, after receiving an intimation by the Director for the payment of a penalty of five pounds for such omission, complies with the said request and pays such fine to the Director, in either case within ten days from the date of the receipt by him of such intimation.”.

---

### Objects and Reasons

The Object of this Bill is to amend the Employment Service Act, 1955, in order that the Minister may provide a better and a more effective employment service by extending certain provisions concerning information and work books to persons who are not presently covered by the Act.

Occasion has been taken to provide that contraveners of a request made under section 3A of the Act may, when so intimated by the Director of Labour and Emigration, pay the relative fine out of Court.