

## **Nru. 82**

17. 10. 78

### **MALTA**

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

#### **HOUSE OF REPRESENTATIVES**

ABBOZZ ta' Liġi mressaq mill-Onorevoli Wistin Abela M.P., Ministru ta' l-Iżvilupp, Energija, Port u Telekomunikazzjonijiet, u moqri għall-Ewwel darba fis-Seduta tas-16 ta' Ottubru, 1978.

A BILL introduced by the Honourable Wistin Abela, M.P., Minister of Development, Energy, Port and Telecommunications and read the First time at the Sitting of the 16th October, 1978.

ATT biex ikompli jemenda l-Ordinanza dwar id-Drittijiet tal-Port Kap. 160.

AN ACT further to amend the Port Dues Ordinance, Cap. 160.

C. MIFSUD

*Skrivan tal-Kamra tad-Deputati*

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*Clerk to the House of Representatives*

## ABBOZZ TA' LIĠI

### msejjah

*ATT biex ikompli jemenda l-Ordinanza dwar id-Drittijiet tal-Port, Kap. 160.*

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  
u bidu  
fis-schh.

1. (1) Dan l-Att jista' jissejjah l-Att ta' l-1978 li jemenda l-Ordinanza dwar id-Drittijiet tal-Port, u għandu jinqara u jiftiehem haġa waħda ma' l-Ordinanza dwar id-Drittijiet tal-Port, hawnhekk iżjed 'il quddiem imsejha "il-liġi prinċipali".

(2) Dan l-Att għandu jibda jsehħ f'dik il-ġurnata li l-Ministru responsabbli għall-portijiet jista' jistabilixxi b'avviż fil-Gazzetta.

Emenda ta'  
l-artikolu 2  
tal-liġi  
prinċipali.

2. L-artikolu 2 tal-liġi prinċipali għandu jiġi emendat kif ġej:

(a) it-tifsiriet ta' "bastiment bl-istivi", "bastiment tal-qluġh" u "bastiment awżiljarju" għandhom jithassru;

(b) minnufih qabel it-tifsira ta' "bastiment qieghed" għandu jidhol dan li ġej:

" "bastiment anċillari" tfisser *floating dock, floating crane*, tagħmir ta' salvataġġ jew ta' rfiiegh sew fuq wiċċ il-baħar, mgharraq jew immuntat fuq xi inġenji tal-baħar;

"bastiment awżiljarju" tfisser bastiment li prinċipalment jiddependi fuq il-qluġh tiegħu għall-forza li tmexxih iżda jkollu wkoll forza mekkanika awżiljarja", u

(c) minnufih wara t-tifsira ta' "port" għandu jidhol dan li ġej:

" "bastiment tal-qluġh" tfisser inġenju tal-baħar li l-forza li tmexxih tkun biss il-qluġh tiegħu;

"bastiment bl-istivi" tfisser inġenju tal-baħar li jitmexxa jew jista' jitmexxa bil-makna;

“bastiment” tfisser jew bastiment tal-qlugh jew bastiment bl-istivi, skond ir-rabta tal-kliem;”.

3. Minflok l-artikolu 6 tal-liġi prinċipali għandu jidhrol dan li ġej:
- “Eżenzjoni minn drittijiet tal-port jew drittijiet ta *yachting*.”
6. Il-Ministru responsabbli għall-portijiet jista' jeżenta lil kull bastiment jew *yacht* mill-hlas ta' drittijiet tal-port jew drittijiet ta' *yachting*, skond il-każ, taht kull kondizzjoni li jidhirlu xierqa li jimponi.”
- Sostituzzjoni ta' l-artikolu 6 tal-liġi prinċipali.
4. L-artikolu 7 tal-liġi prinċipali għandu jiġi emendat kif ġej:
- (a) minflok il-paragrafu (ċ) tiegħu għandu jidhrol dan li ġej:
- “(ċ) kull bastimenti oħra li jithallew jankraw jew jirmigġaw f'ċentru ta' *yachting* u *yachts* privati;”, u
- (b) minnufih wara l-paragrafu (d) tiegħu għandu jzied dan li ġej:
- “(e) inġenji tal-baħar, sew jekk jitmexxew bil-makni tagħhom stess sew jekk le, taht l-10 tunnellati *gross* reġistrati.”.
- Emenda ta' l-artikolu 7 tal-liġi prinċipali.

### Għanijiet u Raġunijiet

L-Għan ta' dan l-Abbozz huwa li jgħolli d-drittijiet tal-port dwar ċerti xorta ta' inġenji tal-baħar, biex jestendi s-setgħa ta' l-eżenzjoni ta' drittijiet tal-port u biex b'mod formali jiġu eżentati mid-disposizzjonijiet ta' l-Ordinanza dwar id-Drittijiet tal-Port l-inġenji tal-baħar kollha li jkunu taht l-10 tunnellati *gross* reġistrati.

Ittiehdet ukoll l-okkażjoni biex tiġi ċċarata waħda mid-disposizzjonijiet ta' l-imsemmija Ordinanza.

**BILL**

**entitled**

*AN ACT further to amend the Port Dues Ordinance, Cap. 160.*

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 and commencement.

1. (1) This Act may be cited as the Port Dues (Amendment) Act, 1978, and shall be read and construed as one with the Port Dues Ordinance, hereinafter referred to as "the principal law".

(2) This Act shall come into force on such date as the Minister responsible for ports may appoint by notice in the Gazette.

Amendment of section 2 of the principal law.

2. Section 2 of the principal law shall be amended as follows:

(a) the definitions of "steam vessel", "sailing vessel" and "auxiliary vessel" shall be deleted;

(b) immediately before the definition of "laid-up vessel" there shall be inserted the following:

" "ancillary vessel" means a floating dock, a floating crane, salvage or lifting equipment whether afloat, submerged or mounted on any sea craft;

"auxiliary vessel" means a vessel which depends principally on her sails for motive power but is also fitted with auxiliary mechanical power", and

(c) immediately after the definition of "port" there shall be inserted the following:

" "sailing vessel" means a sea craft whose only motive power is her sails;

"steam vessel" means a sea craft propelled or propellable by machinery;

"vessel" means either a sailing vessel or a steam vessel, as the context may require;"

3. For section 6 of the principal law there shall be substituted the following:

Substitution of section 6 of the principal law.

"Exemption from port dues or yachting fees. 6. The Minister responsible for ports may exempt any vessel or yacht from port dues or yachting fees, as the case may be, subject to any such condition as he may deem fit to impose."

4. Section 7 of the principal law shall be amended as follows:

Amendment of section 7 of the principal law.

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

"(c) any other vessels allowed to berth or moor in a yachting centre and private yachts"; and

(b) immediately after paragraph (d) thereof there shall be added the following:

"(e) sea craft, whether self-propelled or not, below 10 gross registered tons."

### Objects and Reasons

The Object of this Bill is to raise port dues in respect of certain types of sea craft, to extend the power of exemption of port dues and to formally exempt from the provisions of the Port Dues Ordinance all sea craft below 10 gross registered tons.

Occasion has been taken to clarify the text of one of the provisions of the said Ordinance.