

MALTA

**ATT Nru II tal-2025**

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

**ATT li jemenda l-Att dwar il-Kummissarji għall-Ġustizzja, Kap. 291.**

**ACT No. II of 2025**

AN ACT enacted by the Parliament of Malta.

**AN ACT to amend the Commissioners for Justice Act, Cap. 291.**



Nagħti l-kunsens tiegħi.

(L.S.)

**MYRIAM SPITERI DEBONO**  
**President**

18 ta' Frar, 2025

**ATT Nru II tal-2025**

*ATT li jemenda l-Att dwar il-Kummissarji għall-Ġustizzja, Kap. 291.*

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

1. It-titolu fil-qosor ta' dan l-Att hu l-Att tal-2025 li jemenda l-Att dwar il-Kummissarji għall-Ġustizzja u dan l-Att għandu jinqara u jinftiehem haġa waħda mal-Att dwar il-Kummissarji għall-Ġustizzja, hawn iżjed 'il quddiem imsejjaħ "l-Att prinċipali".

Titolu fil-qosor.  
Kap. 291.

2. Is-subartikolu (6) tal-artikolu 3 tal-Att prinċipali għandu jiġi

Emenda tal-artikolu 3 tal-Att prinċipali.

sostitwit bis-subartikolu ġdid li ġej:

Kap. 77.

"(6) Minkejja d-dispożizzjonijiet tas-subartikoli (4) u (5) jew ta' xi liġi oħra, reat imsemmi fis-subartikolu (4) ma għandux jittiehed f'konsiderazzjoni għall-finijiet tal-ħruġ ta' ċertifikati tal-kondotta skont l-Ordinanza dwar iċ-Ċertifikati tal-Kondotta iżda r-Registratur tat-Tribunal jew kwalunkwe persuna oħra kif tista' tiġi nominata permezz ta' regolamenti magħmula mill-Ministru għandhom iżommu regjistru tal-kundanni kollha jew hlasijiet volontarji ta' pjeni fir-rigward ta' reati msemmija fis-subartikolu (4) u dan ir-regjistru għandu jkun aċċessibbli għall-Pulizija Eżekuttiva, għar-Registratur, Qrati u Tribunali Kriminali, għall-Forzi Armati ta' Malta u għal kull awtorità pubblika oħra, fl-eżerċizzju tal-funzjonijiet tagħhom fil-liġi, kif il-Ministru jista' permezz ta' regolamenti jinnomina. It-talbiet għall-aċċess għar-regjistru għandhom jiġu sottomessi bil-miktub lir-Registratur tat-Tribunal jew persuna oħra li tagħti aċċess, skont il-każ, li għandu jzomm notament tiegħu, inklużi d-dati meta waslet it-talba u meta l-aċċess ġie pprovdut. Ir-Registratur tat-Tribunal jew persuna oħra li tagħti aċċess, għandu jzomm dawn in-notamenti għal tliet (3) snin mid-data ta' din it-talba:

L.S. 586.08.

Iżda l-awtorità pubblika li tagħmel talba għal aċċess għandu jkollha fis-seħħ salvagwardji xierqa għad-drittijiet u l-libertajiet ta' sugġetti tad-data b'rabta b'mod partikolari għal-limitazzjoni tal-iskop, l-integrità u l-kunfidenzjalità, kif meħtieġ skont ir-Regolament (UE) 2016/679 tal-Parlament Ewropew u tal-Kunsill tas-27 ta' April 2016 dwar il-protezzjoni ta' persuni fiżiċi fir-rigward tal-ipproċessar ta' data personali u dwar il-moviment liberu ta' dik id-data, jew skont ir-Regolamenti dwar il-Protezzjoni tad-Data (Ipproċessar ta' Data Personali minn Awtoritajiet Kompetenti għall-Finijiet tal-Prevenzjoni, l-Investigazzjoni, is-Sejbien jew il-Prosekuzzjoni ta' Reati Kriminali jew l-Eżekuzzjoni ta' Pieni Kriminali).".

Mgħoddi mill-Kamra tad-Deputati fis-Seduta Nru 310 tat-12 ta' Frar, 2025.

ANĠLU FARRUGIA  
*Speaker*

ELEANOR SCERRI  
*Skrivan tal-Kamra tad-Deputati*

I assent.

(L.S.)

**MYRIAM SPITERI DEBONO**  
**President**

18th February, 2025

**ACT No. II of 2025**

*AN ACT to amend the Commissioners for Justice Act, Cap. 291.*

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.** The short title of this Act is the Commissioners for Justice (Amendment) Act, 2025 and this Act shall be read and construed as one with the Commissioners for Justice Act, hereinafter referred to as "the principal Act".

Cap. 291.

Amendment of  
article 3 of the  
principal Act.

**2.** Sub-article (6) of article 3 of the principal Act shall be substituted by the following new sub-article:

Cap. 77. "(6) Notwithstanding the provisions of sub-articles (4) and (5) or of any other law, an offence referred to in sub-article (4) shall not be taken into account for the purposes of the issue of conduct certificates under the Conduct Certificates Ordinance but the Registrar of the Tribunal or any other person as may be designated by regulations made by the Minister shall keep a register of all convictions or voluntary payments of penalties in respect of offences referred to in sub-article (4) and such register shall be accessible to the Executive Police, to the Registrar,

Criminal Courts and Tribunals, to the Armed Forces of Malta and to any other public authority, in the exercise of their functions at law, as the Minister may by regulations designate. Requests for access to the register shall be submitted in writing to the Registrar of the Tribunal or other person granting access, as the case may be, who shall keep a record thereof, including the dates when the request was received and when access was provided. The Registrar of the Tribunal or other person granting access, as the case may be, shall keep such records for three (3) years from the date of such request:

S.L. 586.08.

Provided that the public authority requesting access shall have in place appropriate safeguards for the rights and freedoms of data subjects in relation in particular to purpose limitation, integrity and confidentiality, as required pursuant to Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, or pursuant to the Data Protection (Processing of Personal Data by Competent Authorities for the Purposes of the Prevention, Investigation, Detection or Prosecution of Criminal Offences or the Execution of Criminal Penalties) Regulations."

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Passed by the House of Representatives at Sitting No. 310 of the 12th February, 2025.

ANĠLU FARRUGIA  
*Speaker*

ELEANOR SCERRI  
*Clerk of the House of Representatives*

# VERŻJONI ELETTRONIKA