

Naghti l-kunsens tiegħi.

(L.S.)

GEORGE ABELA
President

8 ta' Mejju, 2012

ATT Nru. IV tal-2012

ATT biex jemenda l-Att dwar il-Kunsill Malti għall-Iżvilupp Ekonomiku u Soċjali.

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

1. It-titolu fil-qosor ta' dan l-Att huwa l-Att tal-2012 li jemenda l-Att dwar il-Kunsill Malti għall-Iżvilupp Ekonomiku u Soċjali, u dan l-Att għandu jinqara u jinftiehem haġa waħda mal-Att dwar il-Kunsill Malti għall-Iżvilupp Ekonomiku u Soċjali, hawnhekk iżjed 'il quddiem imsejjaħ "l-Att prinċipali".

Titolu fil-qosor.

Kap.431

2. L-artikolu 4 tal-Att prinċipali għandu jiġi emendat kif ġej:

Emenda tal-artikolu 4 tal-Att prinċipali.

(1) is-subartikolu 1(ċ) tiegħu għandu jiġi sostitwit b'dan li ġej:

"(ċ) tnaq-il persuna, nominati kif ġej:

(i) għaxar persuni nominati mill-korpi kostitwiti li jirrappreżentaw organizzazzjonijiet nazzjonali ta' min iħaddem u ta' haddiema; u

(ii) iċ-*Chairperson* tal-Kumitat Reġjonali Għawdex, *ex officio*; u

(iii) iċ-*Chairperson* tal-Kumitat tas-Soċjetà Ċivili, *ex officio*.

L-organizzazzjonijiet u korpi kostitwiti imsemmija fis-subparagrafu (i) għandhom jiġu elenkati f'Avviż pubblikat fil-Gazzetta, u liema Avviż għandu wkoll jindika n-numru ta' membri li jirrappreżentaw kull organizzazzjoni u korp kostitwit.";

(2) fis-subartikolu (2)(a) tiegħu, minflok il-kliem "setturi jew organizzazzjonijiet" għandhom jiġu sostitwiti l-kliem "setturi, organizzazzjonijiet jew kumitati".

Emenda tal-artikolu 6 tal-Att prinċipali.

3. L-artikolu 6 tal-Att prinċipali għandu jiġi sostitwit b'dan li ġej:

"Kumitat tas-Soċjetà Ċivili.

6. (1) Għandu jkun hemm Kumitat tas-Soċjetà Ċivili permanenti li għandu, safejn dan ikun possibbli, jirrappreżenta s-soċjetà ċivili Maltija u li għandu jiġi konsultat mill-Kunsill dwar dawk il-ħwejjeġ li l-Kunsill jista', fid-diskrezzjoni tiegħu, jirreferi lilu.

(2) Il-membri tal-Kumitat għandhom jiġu maħtura mill-Prim Ministru bil-parir tal-Ministru responsabbli għal konsultazzjoni u iċ-*Chairperson* tal-Kunsill u għandhom jiġu elenkati f'Avviż maħruġ mill-Prim Ministru u ppubblikat fil-Gazzetta. Il-ħatriet għandhom isiru għal perjodu ta' sentejn li għandu jibda' fid-data tal-ħatra.

(3) Iċ-*Chairperson* tal-Kumitat għandu jiġi elett mill-membri tal-Kumitat stess b'maġġoranza sempliċi, għal terminu ta' sentejn.

(4) Iċ-*Chairperson* tal-Kunsill għandu jsejjah l-ewwel laqgħa tal-Kumitat mhux aktar tard minn ħmistax-il ġurnata wara li jkun gie maħtur bl-elezzjoni ta' *Chairperson* tal-Kumitat bhala l-għan waħdani ta' dik il-laqgħa. Iċ-*Chairperson* tal-Kunsill għandu jwettaq l-atti kollha preliminari u meħtieġa biex jiżgura l-elezzjoni b'mod ordnat ta' *Chairperson* mill-membri tal-Kumitat.

(5) Iċ-*Chairperson* tal-Kumitat għandu jkun membru tal-Kunsill, *ex officio*.

(6) Il-Kumitat jista' jaġixxi minkejja xi nuqqas fin-numru tal-membri tiegħu, sakemm ikun hemm *quorum* preżenti f'dik il-laqgħa.

(7) Il-Kunsill għandu jaddotta regoli ta' proċedura li għandhom jirregolaw il-proċeduri tal-Kumitat u jstabilixxi l-*quorum* għal-laqgħat tal-Kumitat. Dawn ir-regoli għandhom ikunu konsistenti ma' kull regolament magħmul taħt l-artikolu 15.

Kumitat
Reġjonali
Għawdex.

6A. (1) Għandu jkun hemm Kumitat Reġjonali għal Għawdex permanenti li għandu, safejn dan ikun possibbli, jirrappreżenta l-gżira ta' Għawdex u l-komunità, organizzazzjonijiet ta' min ihaddem u ta' haddiema, organizzazzjonijiet ta' soċjetà ċivili u kunsilli lokali li l-għanijiet tiegħu jkun li jiffoka fuq affarijiet dwar Għawdex fl-oqsma ta' interess ta' dawn l-organizzazzjonijiet. Il-Kumitat għandu jkun konsultat mill-Kunsill dwar il-kwistjonijiet kollha li l-Kunsill jista', fid-diskrezzjoni tiegħu, jirreferi lilu.

(2) Il-membri tal-Kumitat għandhom jiġu maħtura mill-Prim Ministru bil-parir tal-Ministru responsabbli għal konsultazzjoni u ċ-*Chairperson* tal-Kunsill u għandhom jiġu elenkati f'Avviż maħruġ mill-Prim Ministru u ppubblikat fil-Gazzetta. Il-ħatriet għandhom isiru għal perjodu ta' sentejn li għandu jibda' fid-data tal-ħatra.

(3) Iċ-*Chairperson* tal-Kumitat għandu jiġi elett mill-membri tal-Kumitat stess b'maġġoranza sempliċi, għal terminu ta' sentejn.

(4) Iċ-*Chairperson* tal-Kunsill għandu jsejjah l-ewwel laqgħa tal-Kumitat mhux aktar tard minn hmistax-il gurnata wara li jkun gie mahtur bl-elezzjoni ta' *Chairperson* tal-Kumitat bhala l-għan wahdani ta' dik il-laqgħa. Iċ-*Chairperson* tal-Kunsill għandu jwettaq l-atti kollha preliminari u meħtiegħa biex jiżgura l-elezzjoni b' mod orndat ta' *Chairperson* mill-membri tal-Kumitat.

(5) Iċ-*Chairperson* tal-Kumitat għandu jkun membru tal-Kunsill, *ex officio*.

(6) Il-Kumitat jista' jagħixxi minkejja xi vakanza fin-numru tal-membri tiegħu, sakemm ikun hemm *quorum* preżenti f' dik il-laqgħa.

(7) Il-Kunsill għandu jaddotta regoli ta' proċedura li għandhom jirregolaw il-proċeduri tal-Kumitat u jstabilixxi l-*quorum* għal-laqgħat tal-Kumitat. Dawn ir-regoli għandhom ikunu konsistenti ma' kull regolament magħmul taht l-artikolu 15."

Emenda tal-artikolu 15 tal-Att prinċipali.

4. L-artikolu 15 tal-Att prinċipali għandu jiġi sostitwit b'dan li ġej:

"Setgħa li jsiru regolamenti.

15. Il-Prim Ministru jista' jagħmel regolamenti b' mod ġenerali biex jagħti effett lid-disposizzjonijiet ta' dan l-Att u għat-twettiq aħjar ta' kull wahda mid-disposizzjonijiet ta' dan l-Att inklużi regolamenti li jstabbilixxu l-kriterji li għandhom jintużaw għall-kif ikun kompost il-Kumitat tas-Socjetà Ċivili u l-Kumitat Reġjonali Għawdex, in-numru ta' membri u kull materja oħra għall-funzjonament xieraq ta' dawn il-Kumitati."

Disposizzjonijiet transitorji.

5. (1) B'effett immedjat mill-bidu fis-sehħ ta' dawn l-emendi, il-hatra tal-Membri kollha tal-Kumitat tas-Socjetà Ċivili u tal-Kumitat Reġjonali Għawdex, għandha tiġi fi tmiemha u l-Prim Ministru għandu jipproċedi biex jahtar membri godda għal dawn il-Kumitati, kemm jekk kienu membri preċedenti tal-Kumitati jew mod ieħor, skont l-artikoli 6(2) u 6A(2) tal-Att prinċipali kif emendat b'dan l-Att.

(2) Minkejja d-disposizzjonijiet tal-artikoli 6(2) u 6A(2) tal-Att prinċipali kif emendat b'dan l-Att, l-ewwel hatra tal-membri kollha tal-Kumitat tas-Socjetà Ċivili u tal-Kumitat Reġjonali Għawdex, u taċ-*Chairpersons* rispettivi, għandha tkun sal-perjodu li jintemm fil-31 ta' Diċembru, 2013, sakemm il-hatra tagħhom ma tiġix terminata qabel skont xi regolamenti li jistgħu jsiru taht l-artikolu 15 u minn hemm 'il quddiem, il-hatra tagħhom għandha tiġi

regolata bl-imsemmija artikoli 6 u 6A tal-Att prinċipali kif emendat b'dan l-Att u b'xi regolamenti li jistgħu jsiru taħt l-artikolu 15 tal-Att prinċipali kif emendat b'dan l-Att.

Mgħoddi mill-Kamra tad-Deputati fis-Seduta Nru. 467 tat-2 ta' Mejju, 2012.

MICHAEL FRENDO
Speaker

RAYMOND SCICLUNA
Skrivan tal-Kamra tad-Deputati

I assent.

(L.S.)

GEORGE ABELA
President

8th May, 2012

ACT No. IV of 2012

AN ACT to amend the Malta Council for Economic and Social Development Act.

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.

Cap. 431

Amendment of
article 4 of the
principal Act

1. The short title of this Act is the Malta Council for Economic and Social Development (Amendment) Act, 2012 and this Act shall be read and construed as one with the Malta Council for Economic and Social Development Act, hereinafter referred to as "the principal Act".

2. Article 4 of the principal Act shall be amended as follows:

(1) sub-article (1)(c) thereof shall substituted by the following:

"(c) twelve persons, nominated as follows:

(i) ten persons nominated by representative national employers' and workers' organisations

constituted bodies; and

(ii) the Chairperson of the Gozo Regional Committee, *ex officio*; and

(iii) the Chairperson of the Civil Society Committee, *ex officio*.

The organisations and constituted bodies referred to in sub-paragraph (i) shall be listed in a Notice published in the Gazette, which Notice shall also indicate the number of members representing each organisation and constituted body.";

(2) in sub-article (2)(a) thereof, the words "sectors or organizations" shall be substituted by the words "sectors, organisations or committees".

3. Article 6 of the principal Act shall be substituted by the following:

Substitution of article 6 of the principal Act.

"Civil
Society
Committee.

6. (1) There shall be a standing Civil Society Committee which shall, as much as possible, be representative of Maltese civil society and which shall be consulted by the Council on all those issues which the Council may, in its discretion, refer to it.

(2) The members of the Committee shall be appointed by the Prime Minister upon the advice of the Minister responsible for dialogue and the Chairperson of the Council and shall be listed in a Notice issued by the Prime Minister and published in the Gazette. Appointments shall be made for a period of two years which shall commence on the date of the appointment.

(3) The Chairperson of the Committee shall be elected by the members of the Committee from among themselves by simple majority, for a period of two years.

(4) The Chairperson of the Council shall convene the first meeting of the Committee no later than fifteen working days following its appointment with the election of a Chairperson of the Committee as its sole purpose. The Chairperson of the Council shall carry out all preliminary and necessary acts to ensure the orderly election of a Chairperson by the members of the Committee

(5) The Chairperson of the Committee shall be an *ex officio* member of the Council.

(6) The Committee may act notwithstanding any vacancy amongst its members, provided there is a *quorum* present at the meeting.

(7) The Council shall adopt rules of procedure which shall regulate the proceedings of the Committee and establish the *quorum* at meetings thereof.

Gozo
Regional
Committee.

6A. (1) There shall be a standing Gozo Regional Committee which shall, as much as possible, be representative of the island of Gozo and its community, employers' and workers' organisations, civil society organisations and local councils whose purposes focus on Gozo affairs in their areas of interest. The Committee shall be consulted by the Council on all those issues which the Council may, in its discretion, refer to it.

(2) The members of the Committee shall be appointed by the Prime Minister upon the advice of the Minister responsible for dialogue and the Chairperson of the Council and shall be listed in a Notice issued by the Prime Minister and published in the Gazette. Appointments shall be made for a period of two years which shall commence on the date of the appointment.

(3) The Chairperson of the Committee shall be elected by the members of the Committee from among themselves by simple majority, for a period of two years.

(4) The Chairperson of the Council shall convene the first meeting of the Committee no later than fifteen working days following its appointment with the election of a Chairperson of the Committee as its sole purpose. The Chairperson of the Council shall carry out all preliminary and necessary acts to ensure the orderly election of a Chairperson by the members of the Committee

(5) The Chairperson of the Committee shall be an *ex officio* member of the Council.

(6) The Committee may act notwithstanding any vacancy amongst its members, provided there is a *quorum* present at the meeting.

(7) The Council shall adopt rules of procedure which shall regulate the proceedings of the Committee and establish the *quorum* at meetings thereof."

Amends article
15 of the
principal Act.

4. Article 15 of the principal Act shall be substituted by the

following new article:

"Power to make regulations. **15.** The Prime Minister may make regulations generally so as to give effect to the provisions of this Act, and for the better carrying out of any of the provisions of this Act including regulations establishing the criteria to be used for the composition of the Civil Society Committee and the Gozo Regional Committee, the number of members and any other matter for the proper functioning of such Committees."

5. (1) With immediate effect from the coming into force of these amendments, the appointment of all members on the Civil Society Committee and the Gozo Regional Committee shall terminate and the Prime Minister shall proceed to appoint new members to such Committees, whether being the previous members or otherwise, in accordance with articles 6(2) and 6A(2) of the principal Act as amended by this Act. Transitory provision.

(2) Notwithstanding the provisions of articles 6(2) and 6A(2) of the principal Act as amended by this Act, the first appointment of all members on the Civil Society Committee and the Gozo Regional Committee, and the respective Chairpersons, shall be made until the period ending 31st December, 2013, unless their appointment is terminated earlier in the light of any regulations which may be made under article 15 and thereafter, their appointment shall be governed by the said articles 6 and 6A of the principal Act as amended by this Act and any regulations which may be made under article 15 of the principal Act as amended by this Act.

Passed by the House of Representatives at Sitting No. 467 of the 2nd May, 2012.

MICHAEL FRENDU

Speaker

RAYMOND SCICLUNA
Clerk to the House of Representatives