

Naghti l-kunsens tiegħi.

(L.S.)

**MARIE LOUISE  
COLEIRO PRECA  
President**

14 ta' Awwissu, 2014

**ATT Nru. XXXIV tal-2014**

*ATT biex jipprovdi għat-trasferiment tal-attiv, drittijiet, debiti u obbligi kollha tal-Korporazzjoni Enemalta lil Enemalta plc, biex jirregola l-funzjonijiet ta' operaturi ta' sistema ta' distribuzzjoni, biex iħassar l-Att dwar l-Enemalta u biex jipprovdi għal hwejjeġ anċillari jew konnessi ma' dan.*

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

**1.** (1) It-titolu fil-qosor ta' dan l-Att huwa l-Att tal-2014 dwar it-Trasferiment tal-Attiv, id-Drittijiet, id-Debiti u l-Obbligi ta' Enemalta. Titolu fil-qosor u bidu fis-seħh.

(2) Dan l-Att għandu jidhol fis-seħħ f'dik id-data li l-Ministru jista' jistabbilixxi b'avviż fil-Gazzetta, u jistgħu jiġu hekk stabbiliti dati differenti għal dispożizzjonijiet differenti u għal għanijiet differenti ta' dan l-Att.

**2.** F'dan l-Att sakemm ir-rabta tal-kliem ma teħtieġx Tifsir. xort'oħra:

"apparat", dwar enerġija elettrika, tinkludi l-makni, l-apparati ta' konsum u l-*fittings* kollha li fihom ikunu użati kondutturi jew li jiffirmaw parti minnhom;

"Awtorità" tfisser l-Awtorità ta' Malta dwar ir-Riżorsi kif stabbilita bl-Att dwar l-Awtorità ta' Malta dwar ir-Riżorsi;

Kap. 423.

"enerġija" tfisser kull forma ta' enerġija kummerċjalment disponibbli inkluż elettriku, gass naturali (inkluż gass naturali likwifikat u gass likwifikat miż-żejt), kwalunkwe fjuwil sabiex isahhan jew ikessah (inkluż tishin jew tiksieħ distrettwali), faħam, *lignite*, pit, bijomassa kif definita fid-Direttiva 2001/77/KE tal-Parlament Ewropew u tal-Kunsill, tas-27 ta' Settembru 2001, fuq il-promozzjoni ta' elettriku prodott minn sorsi ta' enerġija rinovabbli fis-suq intern tal-elettriku;

"enerġija elettrika" tfisser enerġija elettrika meta tkun iġġenerata, trasmessa, fornita jew użata għal kwalunkwe għan bl-eċċezzjoni ta' trasmissjoni ta' xi komunikazzjoni jew sinjal;

"Engineering Resources Ltd" tfisser Engineering Resources Ltd (kumpannija b'responsabbiltà limitata rreġistrata skont il-liġijiet ta' Malta) u li għandha n-numru ta' registrazzjoni ta' kumpannija C 65835 jew minn żmien għal żmien is-suċċessuri tagħha fit-titolu;

"Gvern" tfisser il-Gvern ta' Malta;

"installazzjoni" tfisser l-intier ta' kull impjant jew apparat, maħsub għall-akkwist, provvista, hażna, użu jew tqassim ta' kull enerġija elettrika, flimkien ma' kull impjant, bini, art u kanen, meħtieġa għalihom, li jinsabu fuq l-art, taħt l-art jew taħt wiċċ il-baħar, u dwar l-enerġija elettrika, tinkludi l-ewwel kawża ta' kull tali enerġija, kanen ta' provvista u apparat għall-konsun, jekk ikun hemm;

"konduttur" tfisser konduttur elettriku rrangat sabiex ikun elettrikament imwahhal ma' sistema;

Kap. 272.

"Korporazzjoni" tfisser il-Korporazzjoni tal-Enemalta kif stabbilita skont l-Att dwar l-Enemalta;

"Kumpannija" tfisser Enemalta plc (kumpannija pubblika b'responsabbiltà limitata rreġistrata skont il-liġijiet ta' Malta) u li għandha n-numru ta' registrazzjoni ta' kumpannija C 65836 jew minn żmien għal żmien is-suċċessuri tagħha fit-titolu;

"linja tal-provvista tal-fjuwil" tfisser konduttur jew konduttur jew mezzi oħra ta' għoti, trasmissjoni jew tqassim ta' enerġija elettrika, flimkien ma' kull *casing*, *coating*, għata, tubu, insulatur ta' kannu jew parti li tagħlaq, li thaddan jew issaħhaħ lil dawn jew xi parti minnhom, jew kull bini jew apparat imqabbaħ miegħu sabiex jittrasforma, jagħti, jitrasmetti jew iqassam l-enerġija elettrika;

"Ministru" tfisser Ministru responsabbli għall-enerġija;

"operatur tas-sistema ta' distribuzzjoni" għandu jkollha l-istess tifsira kif mogħti lilha skont ir-Regolamenti dwar is-Suq tal-Elettriku; L.S. 423.22

"trasferiment" għandu jkollha l-istess tifsira kif mogħtija lilha skont l-Att dwar it-Trasferiment ta' Artijiet tal-Gvern meta użata fir-rigward ta' kwalunkwe art taħt it-Taqsima I ta' dan l-Att. Kap. 268.

### Taqsimi I

#### Trasferiment tal-Attiv u tad-Debiti tal-Korporazzjoni Enemalta

3. (1) B'effett mid-data tad-dħul fis-seħħ ta' dan l-artikolu, l-attiv u d-drittijiet kollha ta' kwalunkwe natura tal-Korporazzjoni kemm f'Malta jew barra minn Malta, u inkluż imma mhux limitat għall-jeddijiet reali jew jeddijiet oħra taħt kwalunkwe kuntratt, is-somom ta' flus kollha dovuti minn kwalunkwe persuna lill-Korporazzjoni, u l-ishma kollha fi, *stocks*, jew interessi ta' jew fuq kwalunkwe korp ieħor miżmum minnha fl-imsemmi jum, għandhom mingħajr il-bżonn ta' xi formalità minbarra dan l-Att imorru fil-Kumpannija, u d-debiti u l-obbligi kollha tal-Korporazzjoni fl-imsemmi jum, għandhom bis-saħħa ta' dan l-Att jitqiesu bħala debiti u obbligi tal-Kumpannija mingħajr il-bżonn ta' ebda formalità barra dawk f'dan l-Att. Trasferiment tal-attiv u d-debiti.

(2) Il-kawżi kollha pendent quddiem kwalunkwe qorti, tribunal, tribunal ta' arbitraġġ, jew kwalunkwe korp ġudizzjarju ieħor, istitwiti minn jew kontra l-Korporazzjoni għandhom jitkomplew minn jew kontra l-Korporazzjoni mingħajr il-bżonn ta' formalitajiet barra dawk ta' dan l-Att.

(3) Minkejja d-dispożizzjonijiet tal-Att dwar il-Kumpanniji, b'effett mid-data msemmija fis-subartikolu (1), il-Korporazzjoni għandha għall-finijiet kollha tal-liġi u bis-saħħa ta' dan is-subartikolu titqies li ġiet amalgamata fil-Kumpannija u d-dispożizzjonijiet ta' subartikolu (1) jew l-artikolu 354 tal-Att dwar il-Kumpanniji għandhom, japplikaw *mutatis mutandis*, mingħajr il-bżonn ta' u bl-eskluzjoni ta' kwalunkwe formalitajiet barra dawk f'dan l-Att, u għal dawn l-għanijiet: Kap. 386.

(a) il-Korporazzjoni għandha tieqaf teżisiti bħala persuna ġuridika separata għall-finijiet legali, u dan mingħajr ħsara għall-kwalunkwe dispożizzjoni oħra f'dan l-Att;

(b) il-Kumpannija għandha titqies bħala "il-kumpannija li qed takkwista", u l-Korporazzjoni għandha titqies bħala "il-kumpannija li qed tigi akkwistata" għall-finijiet tal-artikolu 354(1) tal-Att dwar il-Kumpanniji. Kap. 386.

(4) Fid-data msemija fis-subartikolu (1), il-Kumpanija għandha toħroġ ishma godda favur il-Gvern ta' Malta bħala l-azzjonist tagħha, fuq dawk it-termini u l-kundizzjonijiet u b'dak il-valur kif jista' jiġi speċifikat mill-Ministru permezz ta' avviż fil-Gazzetta, iżda d-dispożizzjonijiet tal-artikoli 73 u 74 tal-Att dwar il-Kumpaniji m'għandhomx japplikaw għall-hruġ tal-imsemija ishma mill-Kumpanija u għat-trasferiment tal-attiv u d-drittijiet lill-Kumpanija skont is-subartikolu (1).

(5) Fid-data msemija fis-subartikolu (1), kull garanzija, mandat, rahan, garanzija bi trasferiment ta' titolu, privileġġ, ipoteka jew kwalunkwe sigurtà mogħtija minn xi terza persuna, inkluż imma mhux limitat għall-garanziji mogħtija mill-Gvern, sabiex jassiguraw l-obbligi u d-debiti tal-Korporazzjoni lejn kredituri għandu jibqa' jkollhom effett shiħ, u dan mingħajr il-ħtieġa ta' xi formalità minbarra dan l-Att, sabiex jassiguraw id-debiti u l-obbligi li bis-saħħa ta' dan l-artikolu sejr in isiru debiti u obbligi tal-Kumpanija lejn l-istess kredituri.

(6) Id-dispożizzjonijiet ta' dan l-artikolu u l-għoti tal-attiv u d-debiti, id-drittijiet, l-interessi u l-obbligi kollha fil-Kumpanija mill-Korporazzjoni:

(a) m'għandhomx joperaw bħala novazzjoni fi kwalunkwe dritt, responsabbiltà jew obbligu, u kwalunkwe dritt, responsabbiltà jew obbligu għandhom ikomplu jkollhom effett daqslikieku ma kien hemm l-ebda bidla fid-detentur, kreditur jew debitor tagħhom, u daqslikieku dawn minn dejjem kienu drittijiet, responsabbiltajiet jew obbligi tal-Kumpanija;

(b) m'għandhomx japplikaw bħala ksur ta' patt jew kundizzjoni, kemm jekk statutorja jew kuntrattwali jew iwasslu għal xi konfiska;

(c) m'għandhomx jinvalidaw, jirrilaxxaw minn jew jehilsu kwalunkwe kuntratt, garanzija, sigurtà jew obbligu għall-benefiċċju ta' jew mogħtija minn xi terza persuna;

(d) m'għandhomx jagħtu lok għall-ħlas ta' kwalunkwe lawdemju, primjum, penali jew kwalunkwe ħlas ieħor.

(7) Xejn f'dan l-artikolu m'għandu jipprekludi lill-Kumpanija milli tara li titnizzel fir-registru xieraq tar-Registru Pubbliku jew fir-Registru tal-Artijiet, jew fi kwalunkwe nota registrata jew iskrizzjoni f'dawk ir-registri, dik ir-referenza jew annotazzjoni oħra kif jista' jitqies xieraq fiċ-ċirkustanzi.

4. (1) Minkejja d-dispożizzjonijiet ta' kull liġi oħra, il-persuni kollha impjegati fil-Korporazzjoni minnufih qabel id-dhul fis-seħh ta' dan l-artikolu għandhom, mad-dhul fis-seħh ta' dan l-artikolu, jiġu trasferiti u jsiru impjegati ta' Engineering Resources Ltd bis-saħħa ta' dan l-artikolu u mingħajr il-bżonn ta' kwalunkwe formalitajiet oħra.

Impjegati tal-Korporazzjoni.

(2) Engineering Resources Ltd għandha tiegħu l-jeddijiet u l-obbligi kollha li l-Korporazzjoni kellha lejn l-impjegati qabel it-trasferiment tal-impjegati bis-saħħa ta' dan l-artikolu u kull wiehed minn dawn l-impjegati għandu, għall-finijiet u l-għanijiet kollha ta' kwalunkwe liġi, jitqies li kien impjegat ta' Engineering Resources Ltd mid-data li fiha huwa gie impjegat mal-Korporazzjoni, u kull wiehed minn dawn l-impjegati għandu, għall-finijiet u l-għanijiet kollha ta' kwalunkwe liġi jkompli jgawdi l-istess jeddijiet u kundizzjonijiet li kellu minnufih qabel id-dhul fis-seħh ta' dan l-artikolu, inkluż iżda mhux limitat għad-drittijiet tal-pensjoni jew drittijiet relatati mal-kalkolu ta' kwalunkwe pensjoni jew ta' kwalunkwe servizz pensjonabbli taht l-Ordinanza dwar il-Pensjonijiet jew ta' kwalunkwe liġi oħra.

Kap. 93.

5. Minkejja d-dispożizzjonijiet tal-Att dwar it-Trasferiment ta' Artijiet tal-Gvern:

Applikabilità tal-Att dwar it-Trasferiment ta' Artijiet tal-Gvern. Kap. 268.

(a) it-trasferiment ta' kwalunkwe art favur il-Kumpannija bis-saħħa ta' dan l-Att għandu jkun validu u għandu jkollu effett mingħajr il-bżonn ta' xi awtorizzazzjoni oħra barra dawk f'dan l-artikolu, u d-dispożizzjonijiet tal-Att dwar it-Trasferiment ta' Artijiet tal-Gvern m'għandhomx japplikaw għal xi trasferiment mill-Kumpannija jew xi wiehed mis-suċċessuri tagħha fit-titolu (inkluż kwalunkwe art trasferita lill-Kumpannija bis-saħħa ta' dan l-Att) lil kull persuna, u dawn it-trasferimenti ma għandhom jirrikjedu ebda awtorizzazzjoni oħra skont l-Att dwar it-Trasferiment ta' Artijiet tal-Gvern;

Kap. 268.

(b) il-Ministru jista' b'ordni fil-Gazzetta jneħhi kwalunkwe kundizzjoni restrittiva imposta mill-Gvern fuq il-Korporazzjoni f'kull att pubbliku bis-saħħa tat-thaddim tal-artikolu 3(1)(e) tal-Att dwar it-Trasferiment ta' Artijiet tal-Gvern fir-rigward tat-trasferiment ta' xi art magħmul mill-Gvern favur il-Korporazzjoni fejn din l-art hija sussegwentement trasferita lill-Kumpannija bis-saħħa tal-paragrafu (a);

Kap. 268.

(ċ) il-Gvern jista' jagħmel disponibbli kull art użata mill-Korporazzjoni għall-għanijiet ta' generazzjoni tal-elettriku minnufih qabel id-dhul fis-seħh ta' dan l-artikolu għall-użu tal-

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Kumpanija jew ta' kull entità oħra li fiha l-Kumpanija għandha xi ishma, skont dawk il-kundizzjonijiet li l-Gvern jista' jqis bħala xierqa.

## Taqsimha II

### Regolamentazzjoni tal-Operaturi tas-Sistema ta' Distribuzzjoni

Installazzjonijiet

**6.** Għall-finijiet ta' kull waħda mill-funzjonijiet tiegħu, operatur tas-sistema ta' distribuzzjoni jista', bla ħsara għad-dispożizzjonijiet u għal kull rekwiżit skont xi ligi oħra, jinstalla kull installazzjoni fit-toroq pubbliċi, u jiftaħ u jikser il-wieċ ta' kwalunkwe triq:

Izda ebda waħda minn dawn is-setgħat ma tista' tiġi eżerċitata mingħajr il-kunsens tal-Awtorità għat-Trasport f'Malta.

Dmirijiet tal-operatur tas-sistema ta' distribuzzjoni fir-rigward tal-forniment tal-enerġija elettrika.

**7.** (1) Operatur tas-sistema ta' distribuzzjoni jista' jnaqqas, kif jaħseb li huwa xieraq, il-kwantità ta' forniment ta' enerġija lil xi konsumatur, jekk, għal raġunijiet ta' ċirkustanzi mhux prevedibbli li mhumiex taħt il-kontroll tal-operatur tas-sistema ta' distribuzzjoni, jidher illi l-forniment tal-enerġija elettrika mhuwiex suffiċjenti sabiex il-kwantità shiħa tiġi fornita mingħajr xkiel.

(2) Fejn il-kwantità tal-enerġija fornita giet imnaqqa kif hawn qabel imsemmi, l-operatur tas-sistema ta' distribuzzjoni m'għandux ikun responsabbli għal xi telf jew ħsara kkaġunata minn dan it-tnaqqis.

Limitu tar-responsabbiltà tal-operatur tas-sistema ta' distribuzzjoni.

**8.** Operatur tas-sistema ta' distribuzzjoni m'għandux ikun responsabbli għal xi telf jew ħsara, kemm materjali jew konsegwenzjali, lil xi persuna jew proprjetà għat-twaqqif tal-forniment tal-enerġija li jkun kawżat minn aċċident inevitabbli, tqagħbir bl-użu jew domanda żejda tal-elettriku kkawżat minn konnessjoni ta' apparati mhux awtorizzati, jew htigiet raġonevoli tas-sistema tal-elettriku, jew difetti f'xi installazzjoni tal-elettriku mhux provduta mill-operatur tas-sistema ta' distribuzzjoni.

Prezzijiet, hlasijiet u kontribuzzjonijiet oħra mill-operatur tas-sistema ta' distribuzzjoni.

**9.** Il-prezzijiet imposti mill-operatur tas-sistema ta' distribuzzjoni għall-forniment tal-enerġija elettrika u servizzi relatati għandhom ikunu skont dawk it-tariffi li, minn żmien għal żmien, jistgħu jiġu preskritti mill-imsemmi operatur tas-sistema ta' distribuzzjoni wara li jiġu approvati bil-miktub mill-Awtorità.

Kuntratti ta' forniment jew xogħol.  
L.S. 174.06

**10.** (1) Operatur tas-sistema ta' distribuzzjoni jista' biss jidhhol f'kuntratti għall-akkwist ta' oġġetti, servizzi jew materjali, minbarra żejt, jew għat-twettiq ta' xogħlijiet, skont ir-Regolamenti dwar l-Akkwisti Pubbliċi ta' Entitajiet li joperaw fis-Settur tal-Ilma,

l-Energija, it-Trasport u s-Servizzi Postali.

(2) Operatur ta' sistema ta' distribuzzjoni jista' jakkwista żejt, għat-twettiq tal-funzjonijiet tiegħu, b'dak il-mod u skont dawk it-termini u kundizzjonijiet li jqis xieraq.

**11.** Kull operatur tas-sistema ta' distribuzzjoni jista', sakemm ma jkunx ingħata istruzzjonijiet xort'oħra mill-Awtorità, jinnomina kwalunkwe persuna sabiex tidhol f'kull bini, f'kull ħin raġonevoli, li fih l-enerġija elettrika qiegħda, kienet jew ser tiġi fornita mill-operatur tas-sistema ta' distribuzzjoni, jew li fih xi installazzjoni, apparat, strument, impjant jew aċċessorji huma, kienu jew ser jiġu installati, jew jeżistu xort'oħra, għal jew f'konnessjoni mal-forniment, hażna, distribuzzjoni, bejgħ jew użu ieħor tal-enerġija elettrika mill-operatur tas-sistema ta' distribuzzjoni għal-raġunijiet ta':

Setgħa ta' dhul sabiex tiġi aċċertata l-kundizzjoni ta' installazzjoni, eċċ.

(a) spezzjoni, żamma u, jekk ikun hemm bżonn, tiswija ta' xi wieħed mill-oġġetti hawn fuq imsemmija kif ukoll linji tal-elettriku, arloġġi tad-dawl, *fittings*, xogħlijiet u apparati tal-operatur tas-sistema ta' distribuzzjoni jew installati hemm;

(b) l-ivverifikar ta' dik id-*data* jew informazzjoni li l-operatur tas-sistema ta' distribuzzjoni jista' jeħtieġ f'konnessjoni mas-servizzi mogħtija mill-operatur tas-sistema ta' distribuzzjoni;

(c) it-tneħħija kollha jew ta' uħud mill-installazzjonijiet, apparati, strumenti, impjanti jew aċċessorji tal-operatur tas-sistema ta' distribuzzjoni, kull meta xi servizz provdut mill-imsemmi operatur tas-sistema ta' distribuzzjoni ma jkunx aktar meħtieġ jew fejn l-operatur tas-sistema ta' distribuzzjoni huwa awtorizzat jirtira s-servizzi tiegħu:

Iżda l-operatur tas-sistema ta' distribuzzjoni għandu jsewwi kull ħsara kkawżata mid-dhul, spezzjoni jew tneħħija:

Iżda wkoll is-setgħa ta' dhul f'xi proprjetà privata skont dan l-artikolu għandha tiġi eżerċitata biss fil-preżenza ta' uffiċjal tal-Pulizija u taħt is-sorveljanza ta' dak l-uffiċjal tal-Pulizija.

**12.** (1) It-twettiq tax-xogħol kollu li għandu x'jaqsam mas-servizzi mogħtija mill-operatur tas-sistema ta' distribuzzjoni għandu jsir b'dak il-mod kif jista' jiġi preskritt minn jew skont dan l-Att jew minn jew skont kull liġi oħra, u mingħajr preġudizzju għas-sigurtà pubblika jew is-sigurtà privata.

Reati li għandhom x'jaqsam ma' prekawzjonijiet fit-twettiq tax-xogħlijiet.

(2) Kull persuna li, mingħajr raġuni legali, tikser jew tonqos

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milli timxi mad-dispożizzjonijiet ta' dan l-artikolu tkun hatja ta' reat taht dan l-Att.

Reati li ghandhom x'jaqsmu mal-installazzjoni, eċċ, fornita.

**13.** (1) L-ebda persuna m'ghandha tuza energija elettrika jew xi installazzjoni, apparat, strument jew l-aċċessorji tagħhom, furniti minn operatur tas-sistema ta' distribuzzjoni, jew xi *petroleum* fornit għall-bejgħ jew disponiment mod iehor minn jew f'isem l-operatur tas-sistema ta' distribuzzjoni, kemm direttament kif ukoll indirettament, għal raġunijiet barra dawk li għalihom ġew furniti; u kull dikjarazzjoni jew indikazzjoni ċara minn operatur ta' sistema ta' distribuzzjoni rigward l-għanijiet li għalihom xi oġġett kif imsemmi ġie fornit għandha tkun evidenza konklussiva għal dawn l-għanijiet.

(2) Kull persuna li tikser id-dispożizzjoni ta' dan l-artikolu tkun hatja ta' reat kontra dan l-Att.

Reati ohra.

**14.** Kull persuna li -

(a) tostakola jew timpedixxi membru ta' operatur tas-sistema ta' distribuzzjoni fit-twettiq ta' dmirijietu skont dan l-Att jew skont xi regolamenti magħmulin taht dan l-Att; jew

(b) tikser jew tonqos milli tosserva xi waħda mid-dispożizzjonijiet ta' dan l-Att jew ta' xi regolament kif imsemmi qabel jew xi ordni legalment mogħti skont id-dispożizzjonijiet ta' dan l-Att jew ta' dawk ir-regolamenti; jew

(ċ) fejn xi liċenza jew permess ikunu meħtieġa skont id-dispożizzjonijiet ta' dan l-Att jew skont xi regolamenti magħmulin taht dan l-Att, għall-użu ta' servizzi jew faċilitajiet ta' operatur tas-sistema ta' distribuzzjoni, tagħmel użu minn dawk is-servizzi jew faċilitajiet mingħajr il-liċenza jew permess jew tikser jew tonqos milli tosserva l-kundizzjonijiet ta' xi liċenza jew permessi bħal dawk,

tkun hatja ta' reat kontra dan l-Att.

Pieni għar-reati.

Kap. 9.

**15.** (1) Kull persuna hatja ta' reat kontra dan l-Att jew kontra xi regolamenti, regoli jew ordnijiet magħmula taht dan l-Att, tehel, mingħajr preġudizzju għar-responsabbiltà tagħha taht il-Kodiċi Kriminali u kull liġi ohra, meta tinstab hatja, prigunerija għal żmien mhux iżjed minn sitt xhur, jew multa ta' mhux iżjed minn elf u mitejn euro (€1,200) jew dik il-prigunerija u multa flimkien.

(2) Meta jitwettaq ir-reat kontra dan l-Att kif imsemmi fl-artikolu 14(ċ), kull installazzjoni, apparat, strument, impjant, tagħmir jew kwalunkwe haġa ohra uzata fi jew għall-għanijiet tat-twettiq tar-reat għandha tiġi kkonfiskata favur il-Gvern.

## Taqsimi III

## Mixxellanji

**16.** Il-Ministru jista', jew fuq rakkomandazzjoni tal-Awtorità, jew fuq inizjattiva tiegħu stess wara li jikkonsulta mal-Awtorità, jagħmel regolamenti sabiex itejbu l-effett tad-dispożizzjonijiet ta' dan l-Att u, mingħajr preġudizzju għall-generalità ta' dak li ntqal qabel, b'mod partikolari sabiex:

Setgħa li jsiru regolamenti.

(a) jipprovdi għal materji anċillari fir-rigward ta' jew f'konnessjoni mat-trasferiment tal-attiv u d-debiti, u d-drittijiet jew l-obbligi tal-Korporazzjoni lill-Kumpanija skont id-dispożizzjonijiet tal-artikolu 3;

(b) jirregola l-mod li bih operatur tas-sistema ta' distribuzzjoni għandu jinstalla installazzjonijiet u kif dawn għandhom jiġu installati, operati, miżmuma, protetti jew ikkontrollati u l-*standards* tekniċi jew speċifikazzjonijiet li għandhom jiġu osservati fir-rigward ta' dawn l-installazzjonijiet;

(c) jipprovdi għall-miżuri li għandhom jittieħdu sabiex tiġi żgurata l-konformità ma' *standards* internazzjonali jew *standards* oħra użati fid-distribuzzjoni tal-elettriku u għall-mezzi li għandhom jiġu użati u l-miżuri li għandhom jittieħdu sabiex tiġi żgurata s-sigurtà u l-prevenzjoni ta' periklu, ħsara u inkonvenjenti fir-rigward ta' kull aspett tad-distribuzzjoni tal-elettriku;

(d) jipprovdi għall-miżuri transitorji, konsegwenzjali, anċillari jew relatati.

**17.** Mingħajr preġudizzju għal kull dispożizzjoni oħra ta' dan l-Att, kull referenza għall-Korporazzjoni f'xi liġi għandha, mid-data msemija fl-artikolu 3(1), titqies bħala referenza għall-Kumpanija u s-suċċessuri tagħha fit-titolu kif fis-sehħ minn żmien għal żmien.

Referenzi għall-Korporazzjoni Enemalta.

**18.** Mingħajr preġudizzju għal kull dispożizzjoni oħra ta' dan l-Att, kull referenza għall-Att dwar l-Enemalta f'xi liġi għandha, mid-data msemija fl-artikolu 3(1), titqies bħala referenza għal dan l-Att kif, minn żmien għal żmien, ikun fis-sehħ.

Referenzi għall-Att dwar l-Enemalta. Kap. 272.

**19.** Minkejja d-dispożizzjonijiet ta' xi liġi oħra, l-emendi għal-leġislazzjoni sussidjarja msemija fit-Taqsimiet IV, VI, VII, IX, X, XI, XII, XIII, XIV, XV, XVI, XVII, XIX u XXI ta' dan l-Att għandhom jidhru fis-sehħ bis-saħħa ta' dan l-Att mingħajr il-bżonn ta' formalitajiet oħra.

Emendi għal leġislazzjoni sussidjarja.

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#### Taqsimha IV

##### Emendi għar-Regolamenti dwar il-Pellikoli u l-Palk

Emendi għar-Regolamenti dwar il-Pellikoli u l-Palk.  
L.S. 10.17

**20.** Din it-Taqsimha temenda r-Regolamenti dwar il-Pellikoli u l-Palk u għandha tinqara u tinftiehem haġa waħda mar-Regolamenti dwar il-Pellikoli u l-Palk, hawn iżjed 'il quddiem f'din it-Taqsimha msejha "ir-Regolamenti".

Thassir tar-regolament 31 tar-Regolamenti.

**21.** Ir-regolament 31 tar-Regolamenti għandu jithassar.

Emenda tar-regolament 35 tar-Regolamenti.

**22.** Fir-regolament 35 tar-Regolamenti, il-kliem "u mill-*manager* ta' Enemalta" għandhom jithassru.

#### Taqsimha V

##### Emendi għall-Ordinanza dwar l-Importazzjoni, Magazzinaġġ u Bejgħ ta' *Petroleum*

Emendi għall-Ordinanza dwar l-Importazzjoni, Magazzinaġġ u Bejgħ ta' *Petroleum*.  
Kap. 25.

**23.** Din it-Taqsimha temenda l-Ordinanza dwar l-Importazzjoni, Magazzinaġġ u Bejgħ ta' *Petroleum* u għandha tinqara u tinftiehem haġa waħda mal-Ordinanza dwar l-Importazzjoni, Magazzinaġġ u Bejgħ ta' *Petroleum*, hawn iżjed 'il quddiem f'din it-Taqsimha msejha "l-Ordinanza".

Emenda tal-artikolu 11 tal-Ordinanza.

**24.** Fl-artikolu 11 tal-Ordinanza, il-kliem "jew tal-Att dwar l-Enemalta, jew miżmuma fis-sehħ b'dak l-Att" għandhom jithassru.

#### Taqsimha VI

##### Emendi għar-Regolamenti dwar il-Liċenzi tal-Pulizija

Emendi għar-Regolamenti dwar il-Liċenzi tal-Pulizija.  
L.S.128.01

**25.** Din it-Taqsimha temenda r-Regolamenti dwar il-Liċenzi tal-Pulizija u għandha tinqara u tinftiehem haġa waħda mar-Regolamenti dwar il-Liċenzi tal-Pulizija, hawn iżjed 'il quddiem f'din it-Taqsimha msejha "ir-Regolamenti".

Emenda tal-partita 89 fl-Ewwel Skeda li tinsab mar-Regolamenti.

**26.** Fil-partita 89 tal-Ewwel Skeda li tinsab mar-Regolamenti, ir-referenza għall-"Att dwar l-Enemalta" għandha tiġi emendata biex tirreferi għall-"Att dwar Awtorità ta' Malta dwar ir-Riżorsi".

#### Taqsimha VII

##### Emendi għall-Att dwar il-Korporazzjoni għas-Servizzi tal-Ilma

Emendi għall-Att dwar il-Korporazzjoni għas-Servizzi tal-Ilma.  
Kap. 355.

**27.** Din it-Taqsimha temenda l-Att dwar il-Korporazzjoni għas-Servizzi tal-Ilma u għandha tinqara u tinftiehem haġa waħda mal-Att dwar il-Korporazzjoni għas-Servizzi tal-Ilma, hawn iżjed 'il quddiem f'din it-Taqsimha msejha "l-Att prinċipali".

**28.** L-artikolu 22 tal-Att prinċipali għandu jithassar.

Thassir tal-artikolu 22 tal-Att prinċipali.

**29.** Fis-subartikolu (4) tal-artikolu 28 tal-Att prinċipali, minflok il-kliem "mal-ewwel opportunità li jkun hemm u mhux aktar tard minn tmien ġimgħat minn meta jirċievi kopja tal-estimi tal-Enemalta" għandhom jidhlu l-kliem "fi żmien tmien ġimgħat minn meta jirċievi kopja tal-estimi".

Emenda tal-artikolu 28 tal-Att prinċipali.

**30.** L-Ewwel Skeda li tinsab mal-Att prinċipali għandha tithassar.

Thassir tal-Ewwel Skeda li tinsab mal-Att prinċipali.

### Taqsimi VIII

#### Emendi għall-Ordni dwar id-Delega ta' Stallazzjonijiet ta' Tidwil tat-Toroq lil Kunsilli Lokali

**31.** Din it-Taqsimi temenda l-Ordni dwar id-Delega ta' Stallazzjonijiet ta' Tidwil tat-Toroq lil Kunsilli Lokali u għandha tinqara u tinftiehem haġa waħda mal-Ordni dwar id-Delega ta' Stallazzjonijiet ta' Tidwil tat-Toroq lil Kunsilli Lokali, hawn iżjed 'il quddiem f'din it-Taqsimi msejjaħ "l-Ordni".

Emendi għall-Ordni dwar id-Delega ta' Stallazzjonijiet ta' Tidwil tat-Toroq lil Kunsilli Lokali. L.S. 363.91

**32.** L-artikolu 3 tal-Ordni għandu jiġi sostitwit b'dan li ġej:

Sostituzzjoni tal-artikolu 3 tal-Ordni.

"3. L-installazzjonijiet kollha u l-manutenzjoni ta' dawk l-installazzjonijiet għandhom isiru, skont il-każ, strettament skont ir-regolamenti magħmula skont l-Att dwar Awtorità ta' Malta dwar ir-Riżorsi u wkoll skont livelli, speċifikazzjonijiet, metodi tax-xogħol u proċeduri stabbiliti bil-pubblikazzjoni "*Street Lighting Devolution Manual*" – Riferenza tad-Dokument Nru SLDM - 01, publikata bl-approvazzjoni tal-Awtorità ta' Malta dwar ir-Riżorsi, kif emendata minn żmien għal żmien, hawnhekk iżjed 'il quddiem imsejjaħ "*Manual*"."

### Taqsimi IX

#### Emendi għar-Regoli dwar it-Taxxa fuq Dokumenti u Trasferimenti

**33.** Din it-Taqsimi temenda r-Regoli dwar it-Taxxa fuq Dokumenti u Trasferimenti u għandha tinqara u tinftiehem haġa waħda mar-Regoli dwar it-Taxxa fuq Dokumenti u Trasferimenti, hawn iżjed 'il quddiem f'din it-Taqsimi msejjaħ "ir-Regoli".

Emendi għar-Regoli dwar it-Taxxa fuq Dokumenti u Trasferimenti. L.S. 364.06

**34.** Fil-proviso għas-subregola (1) tar-regola 10 tar-Regoli, il-kliem "il-Korporazzjoni tal-Enemalta, jew" għandhom jithassru.

Emenda tar-regola 10 tar-Regoli.

Taqsimax

Emendi għall-Avviz għall-għanijiet tat-tifsira ta' "kummerċjant" fl-Att dwar l-Affarijiet tal-Konsumatur

Avviz għall-għanijiet tat-tifsira ta' "kummerċjant" fl-Att dwar l-Affarijiet tal-Konsumatur. L.S. 378.06

**35.** Din it-Taqsimax temenda l-Avviz għall-għanijiet tat-tifsira ta' "kummerċjant" fl-Att dwar l-Affarijiet tal-Konsumatur u għandha tinqara u tinftiehem haġa waħda mal-Avviz għall-għanijiet tat-tifsira ta' "kummerċjant" fl-Att dwar l-Affarijiet tal-Konsumatur, hawn iżjed 'il quddiem f'din it-Taqsimax msejjaħ "l-Avviz".

Emenda tal-artikolu 2 tal-Avviz.

**36.** Fl-artikolu 2 tal-Avviz, ir-referenza għal "Enemalta" għandha tithassar.

Taqsimax XI

Emendi għar-Regolamenti fuq il-Provvista tal-Elettriku

Emendi għar-Regolamenti fuq il-Provvista tal-Elettriku. L.S. 423.01

**37.** Din it-Taqsimax temenda r-Regolamenti fuq il-Provvista tal-Elettriku u għandha tinqara u tinftiehem haġa waħda mar-Regolamenti fuq il-Provvista tal-Elettriku, hawn iżjed 'il quddiem f'din it-Taqsimax msejjaħ "ir-Regolamenti".

Emenda tar-regolament 2 tar-Regolamenti.

**38.** Fir-regolament 2 tar-Regolamenti, minnufih wara t-tifsira "membru tal-familja fil-qrib", għandha tizdied it-tifsira ġdida li ġejja:

"operatur tas-sistema ta' distribuzzjoni" għandu jkollha l-istess tifsira bħalma hemm fir-Regolamenti dwar is-Suq tal-Elettriku;"

Emenda ġenerali u kostruzzjoni ta' referenzi fir-Regolamenti.

**39.** Fir-Regolamenti kull referenza għal "Enemalta" għandha tiġi emendata biex tirreferi għal "operatur tas-sistema ta' distribuzzjoni" u kull referenza għaċ-"Chairman" jew "Uffiċċju" għandha tkun referenza għaċ-"Chairman" tal-operatur tas-sistema ta' distribuzzjoni u l-uffiċċju registrat tal-imsemmi operatur tas-sistema ta' distribuzzjoni.

Taqsimax XII

Revoka tar-Regoli dwar l-Enemalta (Bord tal-Gass)

Revoka tar-Regoli dwar l-Enemalta (Bord tal-Gass). L.S. 423.06

**40.** Din it-taqsimax tirrevoka r-Regoli dwar l-Enemalta (Bord tal-Gass), hawn iżjed 'il quddiem f'din it-Taqsimax msejjaħ "ir-Regoli".

Revoka tar-Regoli.

**41.** Ir-Regoli huma b'dan revokati.

## Taqsimha XIII

## Revoka tar-Regolamenti dwar l-Elezzjoni ta' Direttur Haddiem

42. Din it-taqsimha tirrevoka r-Regolamenti dwar l-Elezzjoni ta' Direttur Haddiem, hawn iżjed 'il quddiem f'din it-Taqsimha msejha "ir-Regolamenti".

Revoka tar-Regolamenti dwar l-Elezzjoni ta' Direttur Haddiem.  
L.S. 423.10

43. Ir-Regolamenti huma b'dan revokati.

Revoka tar-Regolamenti.

## Taqsimha XIV

## Emendi għar-Regolamenti dwar is-Suq tal-Elettriku

44. Din it-Taqsimha temenda r-Regolamenti dwar is-Suq tal-Elettriku u għandha tinqara u tinftiehem haġa waħda mar-Regolamenti dwar is-Suq tal-Elettriku, hawn iżjed 'il quddiem f'din it-Taqsimha msejha "ir-Regolamenti".

Emendi għar-regolamenti dwar is-Suq tal-Elettriku.  
L.S. 423.22

45. Fis-subregolament (1) tar-regolament 8 tar-Regolamenti, minflok il-kelma "Enemalta" għandhom jidhlu l-kliem "operatur tas-sistema ta' distribuzzjoni".

Emenda tar-regolament 8 tar-Regolamenti.

46. Ir-regolament 21 tar-Regolamenti għandu jigi emendat kif ġej:

Emenda tar-regolament 21 tar-Regolamenti.

(a) fil-paragrafu (b) tas-subregolament (1) tiegħu, minflok il-kelma "Enemalta" għandhom jidhlu l-kliem "operatur tas-sistema ta' distribuzzjoni"; u

(b) fil-paragrafu (e) tas-subregolament (4) tiegħu, minflok il-kelma "Enemalta" għandhom jidhlu l-kliem "operatur tas-sistema ta' distribuzzjoni".

47. Fir-regolament 26 tar-Regolamenti, minflok il-kliem "Korporazzjoni Enemalta" jew "Enemalta", kull fejn jinsabu, għandhom jidhlu l-kliem "l-operatur tas-sistema ta' distribuzzjoni", u minflok il-kliem "mill-bqija tal-kummerċ ta' Enemalta" għandhom jidhlu l-kliem "mill-bqija tal-kummerċ tiegħu".

Emenda tar-regolament 26 tar-Regolamenti.

48. Fit-Tieni Skeda li tinsab mar-Regolamenti, minflok il-kelma "Enemalta" għandhom jidhlu l-kliem "l-operatur tas-sistema ta' distribuzzjoni".

Emenda tat-Tieni Skeda li tinsab mar-Regolamenti.

Taqsimha XV

Emendi għar-Regolamenti dwar l-Installazzjonijiet Elettriċi

Emendi għar-Regolamenti dwar l-Installazzjonijiet Elettriċi.  
L.S. 423.39

**49.** Din it-Taqsima temenda r-Regolamenti dwar l-Installazzjonijiet Elettriċi u għandha tinqara u tinftiehem haġa waħda mar-Regolamenti dwar l-Installazzjonijiet Elettriċi, hawn iżjed 'il quddiem f'din it-Taqsima msejha "ir-Regolamenti".

Emenda tar-regolament 2 tar-Regolamenti.

**50.** Fir-regolament 2 tar-Regolamenti, it-tifsira "Enemalta" għandha tithassar.

Emenda tar-regolament 11 tar-Regolamenti.

**51.** Fil-paragrafu (d) tas-subregolament (1) tar-regolament 11 tar-Regolamenti, minflok il-kelma "Enemalta" għandhom jidhlu l-kliem "operatur tas-sistema ta' distribuzzjoni".

Emenda tar-regolament 22 tar-Regolamenti.

**52.** Fil-paragrafu (b) tar-regolament 22 tar-Regolamenti, minflok il-kelma "Enemalta" għandhom jidhlu l-kliem "operatur tas-sistema ta' distribuzzjoni".

Emenda tar-regolament 23 tar-Regolamenti.

**53.** Fir-regolament 23 tar-Regolamenti, minflok il-kelma "Enemalta" għandhom jidhlu l-kliem "operatur tas-sistema ta' distribuzzjoni".

Taqsimha XVI

Emendi għar-Regolamenti dwar Skema ta' Tariffi *Feed-in* (Elettriku Ġenerat minn Stallazzjonijiet Fotovoltajċi tax-Xemx)

Emendi għar-Regolamenti dwar Skema ta' Tariffi *Feed-in* (Elettriku Ġenerat minn Stallazzjonijiet Fotovoltajċi tax-Xemx).  
L.S. 423.46

**54.** Din it-Taqsima temenda r-Regolamenti dwar Skema ta' Tariffi *Feed-in* (Elettriku Ġenerat minn Stallazzjonijiet Fotovoltajċi tax-Xemx) u għandha tinqara u tinftiehem haġa waħda mar-Regolamenti dwar Skema ta' Tariffi *Feed-in* (Elettriku Ġenerat minn Stallazzjonijiet Fotovoltajċi tax-Xemx), hawn iżjed 'il quddiem f'din it-Taqsima msejha "ir-Regolamenti".

Emenda tar-regolament 2 tar-Regolamenti.

**55.** Ir-regolament 2 tar-Regolamenti għandu jiġi emendat kif ġej:

(a) it-tifsira "Enemalta" għandha tithassar; u

(b) minnufih wara t-tifsira "mtella' 'l fuq mill-art", għandha tizzied it-tifsira li ġejja:

" "operatur tas-sistema ta' distribuzzjoni" għandu jkollha l-istess tifsira bħalma hemm fir-Regolamenti dwar is-Suq tal-Elettriku";

**56.** Fir-Regolamenti kull referenza għal "Enemalta" jew għall-"Korporazzjoni" għandha tiġi sostitwita b'referenza għall-"operatur tas-sistema ta' distribuzzjoni".

Emenda ġenerali fir-Regolamenti.

## Taqsimha XVII

### Emendi għall-Att dwar il-Konservazzjoni u l-Amministrazzjoni tas-Sajd

**57.** Din it-Taqsimha temenda l-Att dwar il-Konservazzjoni u l-Amministrazzjoni tas-Sajd u għandha tinqara u tinftiehem haġa waħda mal-Att dwar il-Konservazzjoni u l-Amministrazzjoni tas-Sajd, hawn iżjed 'il quddiem f'din it-Taqsimha msejjaħ "l-Att prinċipali".

Emendi għall-Att dwar il-Konservazzjoni u l-Amministrazzjoni tas-Sajd. Kap. 425.

**58.** Is-subartikolu (4) tal-artikolu 29 tal-Att prinċipali għandu jiġi sostitwit b'dan li ġej:

Emenda tal-artikolu 29 tal-Att prinċipali.

"(4) F'dan l-artikolu, il-kelma "pitrolju" tfisser l-idrokarburi kollha kemm jekk f'forma likwida jew gassuża, inkluż żejt mhux raffinat, gass tal-pitrolju likwifat u gass naturali, u kemm fi stat mhux raffinat jew naturali jew f'forma proċessata jew irfinuta."

## Taqsimha XVIII

### Emendi għar-Regolamenti dwar l-Użu ta' Materjal Kombustibbli fl-Ifran

**59.** Din it-Taqsimha temenda r-Regolamenti dwar l-Użu ta' Materjal Kombustibbli fl-Ifran u għandha tinqara u tinftiehem haġa waħda mar-Regolamenti dwar l-Użu ta' Materjal Kombustibbli fl-Ifran, hawn iżjed 'il quddiem f'din it-Taqsimha msejjaħ "ir-Regolamenti".

Emendi għar-Regolamenti dwar l-Użu ta' Materjal Kombustibbli fl-Ifran. L.S. 449.14

**60.** Fil-paragrafu (a) tar-regolament 3 tar-Regolamenti, minflok il-kliem "mill-Korporazzjoni Enemalta jew minn xi aġent ieħor approvat għal dak l-iskop" għandhom jidhlu l-kliem "minn kull persuna regolata mill-Awtorità ta' Malta dwar ir-Rizorsi".

Emenda tar-regolament 3 tar-Regolamenti.

## Taqsimha XIX

### Emendi għall-Att dwar ir-Rikonoxximent Reċiproku ta' Kwalifiki

**61.** Din it-Taqsimha temenda l-Att dwar ir-Rikonoxximent Reċiproku ta' Kwalifiki u għandha tinqara u tinftiehem haġa waħda mal-Att dwar ir-Rikonoxximent Reċiproku ta' Kwalifiki, hawn iżjed 'il quddiem f'din it-Taqsimha msejjaħ "l-Att prinċipali".

Emendi għall-Att dwar ir-Rikonoxximent Reċiproku ta' Kwalifiki. Kap. 451.

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Emenda tal-Iskeda li tinsab mal-Att prinċipali.

**62.** L-Iskeda li tinsab mal-Att prinċipali għandha tiġi emendata kif ġej:

(a) minflok il-kelma "*Wireman*" fl-ewwel kolonna għandhom jidhlu l-kliem "Awtorizzazzjoni A" u "Awtorizzazzjoni B";

(b) minflok il-kliem "Korporazzjoni Enemalta" fit-tieni kolonna għandhom jidhlu l-kliem "Awtorità ta' Malta dwar ir-Riżorsi"; u

(ċ) minflok il-kliem "Regolamenti fuq il-Provvista tal-Elettriku, (L.S. 423.01)" fit-tielet kolonna għandhom jidhlu l-kliem "Regolamenti dwar l-Installazzjonijiet Elettriċi (L.S. 423.39)".

#### Taqsimax XX

Emendi għar-Regolamenti dwar l-Ippjanar tal-Iżvilupp (Proċedura ta' Applikazzjonijiet u d-Deciżjoni Relattiva)

Regolamenti dwar l-Ippjanar tal-Iżvilupp (Proċedura ta' Applikazzjonijiet u d-Deciżjoni Relattiva). L.S. 504.103

**63.** Din it-Taqsimax temenda r-Regolamenti dwar l-Ippjanar tal-Iżvilupp (Proċedura ta' Applikazzjonijiet u d-Deciżjoni Relattiva) u għandha tinqara u tinftiehem haġa waħda mar-Regolamenti dwar l-Ippjanar tal-Iżvilupp (Proċedura ta' Applikazzjonijiet u d-Deciżjoni Relattiva), hawn iżjed 'il quddiem f'din it-Taqsimax msejja "*ir-Regolamenti*".

Emenda tal-Iskeda 3 li tinsab mar-Regolamenti.

**64.** Fl-Iskeda 3 li tinsab mar-Regolamenti, minflok il-kliem "*Korporazzjoni Enemalta*" għandhom jidhlu l-kliem "*L-operatur ta' sistema ta' distribuzzjoni kif imfisser fir-Regolamenti dwar is-Suq tal-Elettriku*".

#### Taqsimax XXI

Thassir tal-Att dwar l-Enemalta

Thassir tal-Att dwar l-Enemalta. Kap. 272.

**65.** Din it-Taqsimax thassar l-Att dwar l-Enemalta, hawn iżjed 'il quddiem f'din it-Taqsimax msejja "*l-Att prinċipali*".

Thassir tal-Att prinċipali.

**66.** L-Att prinċipali hu b'dan imhassar.

Mgħoddi mill-Kamra tad-Deputati fis-Seduta Nru. 184 tal-25 ta' Lulju, 2014.

ANĠLU FARRUGIA  
*Speaker*

RAYMOND SCICLUNA  
*Skrivan tal-Kamra tad-Deputati*

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I assent.

(L.S.)

**MARIE LOUISE  
COLEIRO PRECA  
President**

14th August, 2014

**ACT No. XXXIV of 2014**

*AN ACT to make provision for the transfer of all the assets, rights, liabilities and obligations of Enemalta Corporation to Enemalta plc, to regulate the functions of distribution system operators, to repeal the Enemalta Act, and to make provision with respect to matters ancillary thereto or connected therewith.*

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) The short title of this Act is the Enemalta (Transfer of Assets, Rights, Liabilities and Obligations) Act, 2014.

(2) This Act shall come into force on such date as the Minister may by notice in the Gazette appoint, and different dates may be so appointed for different provisions or for different purposes of this Act.

Interpretation.

**2.** In this Act, unless the context otherwise requires:

"apparatus" in relation to electrical energy, includes all machines, consuming devices and fittings in which conductors are used or of which they form part;

Cap. 423.

"Authority" means the Malta Resources Authority established by the Malta Resources Authority Act;

"conductor" means an electrical conductor arranged to be electrically connected to a system;

"Corporation" means the Enemalta Corporation established by the Enemalta Act;

Cap. 272.

"Company" means Enemalta plc (a public limited liability company registered under the laws of Malta) bearing company registration number C 65836 or its successors in title from time to time;

"disposal" shall have the same meaning as under the Disposal of Government Land Act when used with reference to any land under Part I of this Act;

Cap. 268.

"distribution system operator" shall have the same meaning as under the Electricity Market Regulations;

S.L. 423.22

"electrical energy" means electrical energy when generated, transmitted, supplied or used for any purpose except the transmission of any communication or signal;

"energy" means all forms of commercially available energy, including electricity, natural gas (including liquefied natural gas and liquefied petroleum gas), any fuel for heating and cooling (including district heating and cooling), coal and lignite, peat, and biomass as defined in Directive 2001/77/EC of the European Parliament and of the Council of 27th September 2001 on the promotion of electricity produced from renewable energy sources in the internal electricity market;

"Engineering Resources Ltd" means Engineering Resources Ltd (a private limited liability company registered under the laws of Malta) bearing company registration number C 65835 or its successors in title from time to time;

"Government" means the Government of Malta;

"installation" means the whole of any plant or apparatus, designed for the acquisition, supply, storage, use or distribution of any electrical energy, together with all necessary plant, buildings, land and pipelines whether surface, underground or marine in connection therewith, and, in relation to electrical energy, includes prime movers, supply lines and consuming apparatus, if any;

"Minister" means the Minister responsible for energy;

"supply line" means a conductor or conductors or other means of conveying, transmitting or distributing electrical energy, together with any casing, coating, covering, tube, pipe insulator or part enclosing, surrounding the same or any part thereof, or any building

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or apparatus connected therewith, for the purpose of transforming, conveying, transmitting or distributing electrical energy.

## Part I

## Transfer of Assets and Liabilities of Enemalta Corporation

Transfer of  
assets and  
liabilities.

3. (1) With effect from the date of the coming into force of this article, all assets and rights of whatever nature of the Corporation whether in Malta or outside Malta, and including but not limited to all real or other rights under any contract, all monies due by any person to the Corporation, and all shares in, stocks, or other interests of or in any other bodies held by it on the said day, shall, without the need of any formalities other than this Act vest in the Company, and all obligations and liabilities of the Corporation on the said day, shall by virtue of this Act be deemed to be liabilities and obligations of the Company without the need of any formalities other than this Act.

(2) All actions pending before any court, tribunal, arbitral tribunal, or any other adjudicating body, instituted by or against the Corporation shall be continued by or against the Company without the need of any formalities other than this Act.

Cap. 386.

(3) Notwithstanding the provisions of the Companies Act, with effect from the date referred to in sub-article (1), the Corporation shall for all purposes of law and by virtue of this sub-article be deemed to have been amalgamated into the Company and the provisions of sub-article (1) or article 354 of the Companies Act shall, *mutatis mutandis* apply, without the need of and to the exclusion of any formalities other than this Act, and for such purpose:

(a) the Corporation shall cease to exist as a separate legal entity at law, and this without prejudice to any other provisions of this Act;

(b) the Company shall be deemed to be the "acquiring company", and the Corporation shall be deemed to be the "company being acquired" for the purposes of article 354(1) of the Companies Act.

Cap. 386.

(4) On the date referred to in sub-article (1), the Company shall issue new shares in favour of the Government of Malta as its shareholder, on such terms and conditions and at a value as may be specified by the Minister by notice in the Gazette, provided that the provisions of articles 73 and 74 of the Companies Act shall not apply to the aforesaid issue of shares by the Company and to the transfer of the assets and rights to the Company contemplated in sub-article (1).

Cap. 386.

(5) On the date referred to in sub-article (1), any guarantee, mandate, pledge, title transfer, privilege, hypothec or any security whatsoever granted by any third party, including but not limited to guarantees given by the Government, to secure any obligation or liability of the Corporation towards any of its creditors shall continue to have full effect, without the need of any formality other than this Act, to secure the liabilities and obligations which by virtue of this article shall become liabilities and obligations of the Company towards the same creditors.

(6) The provisions of this article and the vesting of all assets and liabilities, rights, interests and obligations in the Company from the Corporation:

(a) shall not operate as a novation in any right, liability or obligation, and any such right liability or obligation shall continue to have effect as if there were no change in the holder, creditor or debtor thereof, and as if they had always been rights, liabilities or obligations of the Company;

(b) shall not operate as a breach of covenant or condition, whether statutory or contractual or give rise to any forfeiture;

(c) shall not invalidate, release from or discharge any contract, guarantee, security or obligation undertaken for the benefit of, or by any third parties;

(d) shall not give rise to the payment of any laudemium, premium, penalty or other payment whatsoever.

(7) Nothing in this article shall preclude the Company from causing the entry in any appropriate register in the Public Registry or the Land Registry, or in any note registered or enrolled in those registries, such reference or other annotation as may be appropriate in the circumstances.

4. (1) Notwithstanding the provisions of any other law, all persons in the employment of the Corporation immediately before the coming into force of this article shall, upon the coming into force of this article, be transferred to and become employees of Engineering Resources Ltd by virtue of this article and without the need of any other formalities.

Employees of  
the Corporation.

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(2) Engineering Resources Ltd shall take on all the rights and obligations which the Corporation had towards the employees prior to the transfer of the employees in virtue of this article, and each of such employees shall, for all intents and purposes of any law, be deemed to have been in the employment of Engineering Resources Ltd since the date on which he took up the employment with the Corporation, and each of such employees shall, for all intents and purposes of any law continue to enjoy the same rights and conditions held immediately before the coming into force of this article, including but not limited to pension rights or rights relating to the computation of any pension or of any pensionable service under the Pensions Ordinance or of any other law.

Cap. 93.

Application of  
the Disposal of  
Government  
Land Act.  
Cap. 268.

**5.** Notwithstanding the provisions of the Disposal of Government Land Act:

(a) the disposal of any land in favour of the Company in virtue of this Act shall be valid and shall have effect without the need of any further authorisation other than this article, and the provisions of the Disposal of Government Land Act shall not apply to any disposal of any land by the Company or any of its successors in title (including any land transferred to the Company by virtue of this Act) to any person, and such disposals shall not require any further authorisation in terms of the Disposal of Government Land Act;

Cap. 268.

(b) the Minister may by order in the Gazette remove any restrictive conditions imposed by the Government on the Corporation in any public deed by virtue of the application of article 3(1)(e) of the Disposal of Government Land Act in respect of the disposal of any land made by the Government in favour of the Corporation where such land is subsequently transferred to the Company by virtue of paragraph (a);

Cap. 268.

(c) the Government may make available any land used by the Corporation for the purpose of generation of electricity immediately prior to the coming into force of this article for use by the Company or to any other entity in which the Company has any shareholding, as subject to any conditions as the Government may deem fit.

## Part II

### Regulation of Distribution System Operators

Installations.

**6.** For the purposes of any of its functions, a distribution system operator may, subject to the provisions of this Act and to any requirement under any other law, install any installation in public

roads, and open and break up the surface of any street:

Provided that any of these powers may not be exercised without the approval of the Authority for Transport in Malta.

**7.** (1) A distribution system operator may reduce, as it thinks fit, the quantity of energy supply to any consumer if, by reason of any unforeseen circumstances beyond the control of the distribution system operator, it appears that the supply of electrical energy generated is insufficient to enable the full quantity to be conveniently supplied.

Duties of a distribution system operator in relation to the supply of electrical energy.

(2) Where the quantity of energy supplied has been reduced as aforesaid no liability shall be incurred by the said distribution system operator in respect of any loss or damage caused by such reduction.

**8.** A distribution system operator shall not be liable for any loss or damage, whether material or consequential, to any person or property for any cessation of the supply of energy which may be due to unavoidable accident, fair wear and tear or overloading due to unauthorised connection of apparatus, or to the reasonable requirements of the electrical system, or to the defects in any electrical installation not provided by the distribution system operator.

Limitation of liability of distribution system operator.

**9.** The prices to be charged by a distribution system operator for the supply of electrical energy and related services shall be in accordance with such tariffs as may, from time to time, be prescribed by the said distribution system operator following the written approval by the Authority.

Prices, fees, and other charges by a distribution system operator.

**10.** (1) A distribution system operator may only enter into contracts for the procurement of goods, services or materials, other than petroleum, or for the execution of works, in accordance with the Public Procurement of Entities operating in the Water, Energy, Transport and Postal Services Sectors Regulations.

Contracts of supply or works.

S.L. 174.06

(2) A distribution system operator may obtain petroleum, for the exercise of its functions, in such manner and under such terms and conditions as it may deem fit.

**11.** Any distribution system operator may, unless otherwise instructed by the Authority, nominate any persons to enter any premises, at all reasonable times, to which electrical energy is, has been or is to be supplied by the distribution system operator, or in which any installation, apparatus, instrument, plant or accessories are, have been or are to be installed, or otherwise exist, for or in connection with the supply, storage, distribution, sale or other

Power of entry for ascertaining condition of installations, etc.

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disposal of electrical energy by the distribution system operator, for the purpose of:

(a) inspecting, maintaining and, if need be, repairing any of the items mentioned above, as well as any electric lines, meters, fittings, works or apparatus belonging to the distribution system operator or installed therein;

(b) ascertaining such data or information as the distribution system operator may require in connection with the services given by the distribution system operator;

(c) removing all or any installations, apparatus, instruments, plant or accessories belonging to the distribution system operator, whenever any service provided by the said distribution system operator is no longer required or where the distribution system operator is authorised to withdraw its services:

Provided that the distribution system operator shall repair all damage caused by any such entry, inspection or removal:

Provided further that the power of entry into any private property in terms of this article shall only be exercised in the presence of a Police officer and under the supervision of such Police officer.

Offences relating to precautions in execution of works.

**12.** (1) The execution of all work in connection with the services given by a distribution services operator shall be carried out in such manner as may be prescribed by or under this Act or by or under any other law, and without prejudice to the public safety or private safety.

(2) Any person who, without lawful excuse, contravenes or fails to comply with the provision of this article shall be guilty of an offence under this Act.

Offences relating to installations, etc., supplied.

**13.** (1) No person shall use any electrical energy or any installation, apparatus, instrument or their accessories, supplied by a distribution system operator, or any petroleum supplied for sale or other disposal by or on behalf of the distribution system operator, whether directly or indirectly, for purposes other than that for which it is supplied; and any declaration or clear indication by a distribution system operator as to the purpose for which any thing as aforesaid has been supplied shall be conclusive evidence of such purpose.

(2) Any person who contravenes the provision of this article shall be guilty of an offence against this Act.

**14.** Any person who -

Other offences.

(a) obstructs or impedes a member of a distribution system operator in the exercise of his duties under this Act or under any regulations made under this Act; or

(b) contravenes or fails to comply with any of the provisions of this Act or of any such regulations as aforesaid or any order lawfully given under the provisions of this Act or of such regulations; or

(c) where any licence or permission is required under the provisions of this Act or under any regulations made under this Act, for the use of the services or facilities of a distribution system operator, makes use of such services or facilities without such a licence or permission or contravenes or fails to comply with the conditions of any such licence or permissions,

shall be guilty of an offence under this Act.

**15.** (1) Any person guilty of an offence against this Act or against any regulations, rules or orders made under this Act, shall, without prejudice to his liability under the Criminal Code or any other law, be liable, on conviction, to imprisonment for a term not exceeding six months, or to a fine (*multa*) not exceeding one thousand two hundred euro (€1,200), or to both such imprisonment and fine.

Penalties for offences.

Cap. 9.

(2) Where an offence against this Act as is referred to in article 14(c) has been committed, any installation, apparatus, instrument, plant, equipment or other thing used in or for the purpose of the commission of the offence shall be forfeited to the Government.

## Part III

## Miscellaneous

**16.** The Minister may, either on the recommendation of the Authority, or on his own initiative after consultation with the Authority, make regulations to give better effect to the provisions of this Act and, without prejudice to the generality of the foregoing, in particular to:

Power to make regulations.

(a) provide for ancillary matters in relation to and in connection with the transfer of assets and liabilities, and the rights and obligations of the Corporation to the Company in accordance with the provisions of article 3;

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(b) regulate the manner in which a distribution system operator is to install any installations, and how these are to be installed, operated, maintained, protected or controlled and the technical standards or specifications to be observed with respect to such installations;

(c) provide for the measures to be taken to ensure compliance with international and other standards used in the distribution of electricity and for the means to be used and the measures to be adopted to ensure safety and prevent danger, damage or nuisance in relation to any aspect of the distribution of electricity;

(d) provide for any transitory, consequential, ancillary or related measures.

References to Enemalta Corporation.

**17.** Without prejudice to any other provision of this Act, any reference in any law to the Corporation shall, as from the date referred to in article 3(1), be deemed to be a reference to the Company and any of its successors in title from time to time as the case may be.

References to the Enemalta Act. Cap. 272.

**18.** Without prejudice to any other provision of this Act, any reference in any law to the Enemalta Act shall, as from the date referred to in article 3(1), be deemed to be a reference to this Act as in force from time to time.

Amendment of subsidiary legislation.

**19.** Notwithstanding the provisions of any other law, the amendments to subsidiary legislation in Parts IV, VI, VII, IX, X, XI, XII, XIII, XIV, XV, XVI, XVII, XIX and XXI of this Act shall come into force by virtue of this Act without the need of any further formalities.

## Part IV

### Amendments to Cinema and Stage Regulations

Amendment of the Cinema and Stage Regulations. S.L. 10.17

**20.** This Part amends the Cinema and Stage Regulations and it shall be read and construed as one with the Cinema and Stage Regulations, hereinafter in this Part referred to as "the Regulations".

Deletion of regulation 31 of the Regulations.

**21.** Regulation 31 of the Regulations shall be deleted.

Amendment of regulation 35 of the Regulations.

**22.** In regulation 35 of the Regulations, the words "and the manager of Enemalta" shall be deleted.

## Part V

## Amendments to Petroleum (Importation, Storage and Sale) Ordinance

- 23.** This Part amends the Petroleum (Importation, Storage and Sale) Ordinance and it shall be read and construed as one with the Petroleum (Importation, Storage and Sale) Ordinance, hereinafter in this Part referred to as "the Ordinance".
- 24.** In article 11 of the Ordinance, the words "or of the Enemalta Act, or kept in force by that Act" shall be deleted.

Amendment of the Petroleum (Importation, Storage and Sale) Ordinance. Cap. 25.

Amendment of article 11 of the Ordinance.

## Part VI

## Amendments to Police Licences Regulations

- 25.** This Part amends the Police Licences Regulations and it shall be read and construed as one with the Police Licences Regulations, hereinafter in this Part referred to as "the Regulations".
- 26.** In item 89 of the First Schedule to the Regulations, the reference to the "Enemalta Act" shall be amended to refer to the "Malta Resources Authority Act".

Amendments of the Police Licences Regulations. S.L.128.01

Amendment of item 89 of the First Schedule to the Regulations.

## Part VII

## Amendments to Water Services Corporation Act

- 27.** This Part amends the Water Services Corporation Act and it shall be read and construed as one with the Water Services Corporation Act, hereinafter in this Part referred to as "the principal Act".
- 28.** Article 22 of the principal Act shall be deleted.
- 29.** In sub-article (4) of article 28 of the principal Act, for the words "at the earliest opportunity and not later than eight weeks after he has received a copy of the estimates of Enemalta" there shall be substituted the words "within eight weeks from receipt of a copy of the estimates".

Amendment of the Water Services Corporation Act. Cap. 355.

Deletion of article 22 of the principal Act.

Amendment of article 28 of the principal Act.

- 30.** The First Schedule of the principal Act shall be deleted.

Deletion of the First Schedule to the principal Act.

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## Part VIII

### Amendments to Local Councils (Delegation of Street Lighting Installation) Order

Amendment of  
the Local  
Councils  
(Delegation of  
Street Lighting  
Installation)  
Order.  
S.L. 363.91

**31.** This Part amends the Local Councils (Delegation of Street Lighting Installation) Order and it shall be read and construed as one with the Local Councils (Delegation of Street Lighting Installation) Order, hereinafter in this Part referred to as "the Order".

Substitution of  
article 3 of the  
Order.

**32.** Article 3 of the Order shall be substituted by the following:

"3. All street lighting installations shall be installed or maintained, as the case may be, strictly in accordance with the regulations made in terms of the Malta Resources Authority Act and also in accordance with the standards, specifications, work-methods and procedures established by the "Street Lighting Devolution Manual" – Document Reference No. SLDM – 01, published with the approval of the Malta Resources Authority, as amended from time to time, hereinafter referred to as the "Manual".

## Part IX

### Amendments to Duty on Documents and Transfers Rules

Amendment of  
the Duty on  
Documents and  
Transfers Rules.  
S.L. 364.06

**33.** This Part amends the Duty on Documents and Transfers Rules and it shall be read and construed as one with the Duty on Documents and Transfers Rules, hereinafter in this Part referred to as "the Rules".

Amendment of  
rule 10 of the  
Rules.

**34.** In the proviso to sub-rule (1) of rule 10 of the Rules, the words "Enemalta Corporation, or" shall be deleted.

## Part X

### Amendments to Notice for the Purposes of the Interpretation of "trader" in the Consumer Affairs Act

Amendment of  
the Notice for  
the Purposes of  
the  
Interpretation of  
"trader" in the  
Consumer  
Affairs Act.  
S.L. 378.06

**35.** This Part amends the Notice for the Purposes of the Interpretation of "trader" in the Consumer Affairs Act and it shall be read and construed as one with the Notice for the Purposes of the Interpretation of "trader" in the Consumer Affairs Act, hereinafter in this Part referred to as "the Notice".

Amendment of  
article 2 of the  
Notice.

**36.** In article 2 of the Notice, the reference to "Enemalta" shall be deleted.

## Part XI

## Amendments to Electricity Supply Regulations

**37.** This Part amends the Electricity Supply Regulations and it shall be read and construed as one with the Electricity Supply Regulations, hereinafter in this Part referred to as "the Regulations".

Amendment of the Electricity Supply Regulations.  
S.L. 423.01

**38.** In regulation 2 of the Regulations, immediately after the definition "day consumption", there shall be added the following new definition:

Amendment of regulation 2 of the Regulations.

" "distribution system operator" shall have the same meaning as under the Electricity Market Regulations;"

**39.** In the Regulations any reference to "Enemalta" shall be amended to refer to the "distribution system operator" and any reference to the "Chairman" or "Office" shall be a reference to the Chairman of the distribution system operator and the registered office of the said distribution system operator.

General amendment and construction of references in the Regulations.

## Part XII

## Repeal of Enemalta (Gas Board) Rules

**40.** This Part repeals the Enemalta (Gas Board) Rules, hereinafter in this Part referred to as "the Rules".

Repeal of Enemalta (Gas Board) Rules.  
S.L. 423.06

**41.** The Rules are hereby repealed.

Repeal of Rules.

## Part XIII

## Repeal of Election of Director-Worker Regulations

**42.** This Part repeals the Election of Director-Worker Regulations, hereinafter in this Part referred to as "the Regulations".

Repeal of Election of Director-Worker Regulations.  
S.L. 423.10

**43.** The Regulations are hereby repealed.

Repeal of Regulations.

## Part XIV

## Amendments to Electricity Market Regulations

**44.** This Part amends the Electricity Market Regulations and it shall be read and construed as one with the Electricity Market Regulations, hereinafter in this Part referred to as "the Regulations".

Amendment of the Electricity Market Regulations.  
S.L. 423.22

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Amendment of regulation 8 of the Regulations. **45.** In sub-regulation (1) of regulation 8 of the Regulations, for the word "Enemalta" there shall be substituted the words "distribution system operator".

Amendment of regulation 21 of the Regulations. **46.** Regulation 21 of the Regulations shall be amended as follows:

(a) in paragraph (b) of sub-regulation (1) thereof, for the word "Enemalta" there shall be substituted the words "the distribution system operator"; and

(b) in paragraph (e) of sub-regulation (4) thereof, for the words "Enemalta Corporation" there shall be substituted the words "a distribution system operator".

Amendment of regulation 26 of the Regulations. **47.** In regulation 26 of the Regulations, for the words "Enemalta Corporation", wherever they occur, there shall be substituted the words "the distribution system operator", and for the words "the rest of Enemalta business" there shall be substituted the words "the rest of its business".

Amendment of the Second Schedule to the Regulations. **48.** In the Second Schedule to the Regulations, for the word "Enemalta" there shall be substituted the words "the distribution system operator".

## Part XV

### Amendments to Electrical Installations Regulations

Amendment of the Electrical Installations Regulations. S.L. 423.39 **49.** This Part amends the Electrical Installations Regulations and it shall be read and construed as one with the Electrical Installations Regulations, hereinafter in this Part referred to as "the Regulations".

Amendment of regulation 2 of the Regulations. **50.** In regulation 2 of the Regulations, the definition of "Enemalta" shall be deleted.

Amendment of regulation 11 of the Regulations. **51.** In paragraph (d) of sub-regulation (1) of regulation 11 of the Regulations, for the word "Enemalta" there shall be substituted the words "a distribution system operator".

Amendment of regulation 22 of the Regulations. **52.** In paragraph (b) of regulation 22 of the Regulations, for the word "Enemalta" there shall be substituted the words "a distribution system operator".

Amendment of regulation 23 of the Regulations. **53.** In regulation 23 of the Regulations, for the word "Enemalta" there shall be substituted the words "a distribution system operator".

## Part XVI

## Amendments to Feed-in Tariffs Scheme (Electricity Generated from Solar Photovoltaic Installations) Regulations

**54.** This Part amends the Feed-in Tariffs Scheme (Electricity Generated from Solar Photovoltaic Installations) Regulations and it shall be read and construed as one with the Feed-in Tariffs Scheme (Electricity Generated from Solar Photovoltaic Installations) Regulations, hereinafter in this Part referred to as "the Regulations".

Amendment of the Feed-in Tariffs Scheme (Electricity Generated from Solar Photovoltaic Installations) Regulations. S.L. 423.46

**55.** Regulation 2 of the Regulations shall be amended as follows:

Amendment of regulation 2 of the Regulations.

(a) the definition "Enemalta" shall be deleted; and

(b) immediately after the definition "distribution system", there shall be added the following definition:

" "distribution system operator" shall have the same meaning as under the Electricity Market Regulations;".

**56.** In the Regulations any reference to "Enemalta" or to the "Corporation" shall be substituted by a reference to the "distribution system operator".

General amendment of the Regulations.

## Part XVII

## Amendments to Fisheries Conservation and Management Act

**57.** This Part amends the Fisheries Conservation and Management Act and it shall be read and construed as one with the Fisheries and Conservation and Management Act, hereinafter in this Part referred to as "the principal Act".

Amendment of the Fisheries Conservation and Management Act. Cap. 425.

**58.** Sub-article (4) of article 29 of the principal Act shall be substituted by the following:

Amendment of article 29 of the principal Act.

"(4) In this article, the word "petroleum" means all natural hydrocarbons whether in liquid or gaseous form, including crude oil, liquefied petroleum gas and natural gas, and whether in a crude or natural state or in a processed or refined form.".

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## Part XVIII

### Amendments to Use of Fuel in Bakeries Regulations

Amendment of the Use of Fuel in Bakeries Regulations. S.L. 449.14

**59.** This Part amends the Use of Fuel in Bakeries Regulations and it shall be read and construed as one with the Use of Fuel in Bakeries Regulations, hereinafter in this Part referred to as "the Regulations".

Amendment of regulation 3 of the Regulations.

**60.** In paragraph (a) of regulation 3 of the Regulations, for the words "the Enemalta Corporation or by any other approved agent for such purposes" there shall be substituted the words "any person regulated by the Malta Resources Authority".

## Part XIX

### Amendments to Mutual Recognition of Qualifications Act

Amendment of the Mutual Recognition of Qualifications Act. Cap. 451.

**61.** This Part amends the Mutual Recognition of Qualifications Act and it shall be read and construed as one with the Mutual Recognition of Qualifications Act, hereinafter in this Part referred to as "the principal Act".

Amendment of the Schedule to the principal Act.

**62.** The Schedule to the principal Act shall be amended as follows:

(a) the word "Wireman" in the first column shall be substituted by the words "Authorisation A" and "Authorisation B";

(b) the words "Enemalta Corporation" in the second column shall be substituted by the words "Malta Resources Authority"; and

(c) the words "Electricity Supply Regulations (S.L. 423.01)" in the third column shall be substituted by the words "Electrical Installations Regulations (S.L.423.39)".

## Part XX

### Amendments to Development Planning (Procedure for Applications and their Determination) Regulations

Amendment of Development Planning (Procedure for Applications and their Determination) Regulations. S.L. 504.103

**63.** This Part amends the Development Planning (Procedure for Applications and their Determination) Regulations and it shall be read and construed as one with the Development Planning (Procedure for Applications and their Determination) Regulations, hereinafter in this Part referred to as "the Regulations".

**64.** In Schedule 3 to the Regulations, for the words "Enemalta Corporation" there shall be substituted the words "The distribution system operator as defined in the Electricity Market Regulations".

Amendment of  
Schedule 3 to  
the Regulations.

Part XXI

Repeal of the Enemalta Act

**65.** This Part repeals the Enemalta Act, hereinafter in this Part referred to as "the principal Act".

Repeal of the  
Enemalta Act.  
Cap. 272.

**66.** The principal Act is hereby repealed.

Repeal of  
principal Act.

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Passed by the House of Representatives at Sitting No. 184 of the 25th July, 2014.

ANĠLU FARRUGIA  
*Speaker*

RAYMOND SCICLUNA  
*Clerk of the House of Representatives*