

NOTIFIKAZZJONIJIET TAL-GVERN

Nru. 493

**AVVIŻI LEGALI PPUBBLIKATI
FIS-SUPPLIMENT MAL-GAZZETTA
TAL-GVERN**

NGHARRFU għall-informazzjoni ta' kullhadd illi l-Avvizi Legali li ġejjin ġew ippubblikati fis-Suppliment mal-Gazzetta tal-Gvern Nri. 19,095 u 19,096 tal-4 u s-6 ta' Ġunju, 2013, rispettivament.

A.L. Nru. 153 tal-2013: *Merchant Shipping Act (Cap. 234); Merchant Shipping (Training and Certification) Regulations, 2013.*

A.L. Nru. 154 tal-2013: Att dwar l-Unjoni Ewropea (Kap. 460); Ordni tal-2013 dwar il-Protokoll dwar it-Thassib tal-Poplu Irlandiż dwar it-Trattat ta' Lisbona.

A.L. Nru. 155 tal-2013: Att dwar l-Amministrazzjoni Pubblika (Kap. 497); Regolamenti tal-2013 dwar Bord tal-Appelli dwar l-Akkwist ta' Energija u Karburanti.

Il-11 ta' Ġunju, 2013

Nru. 494

KOSTITUZZJONI TA' MALTA

**Delega ta' Ċerti Setgħat
fir-Rigward tas-Servizz Pubbliku**

MILL-ONOREVOLI Dott. Joseph Muscat, K.U.O.M., B.Com. B.A. (Hons), M.A. (European Studies), Ph.D. (Bristol), M.P., Prim Ministru

BILLI artikolu 110 tal-Kostituzzjoni ta' Malta jipprovdi biex il-Prim Ministru, li jaġixxi fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, ikollu f'idejh is-setgħa li jaġmel hatriet għall-karigi uffiċjali u li jneħhi persuni li jkollhom jew ikunu jaġixxu f'xi karigi bħal dawk;

U BILLI huwa pprovdut ukoll fl-imsemmi artikolu li l-Prim Ministru, li jaġixxi fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, jista' jiddelega bil-miktub kwalunkwe setgħa minn dawk hawn fuq imsemmija lil dak l-uffiċjal pubbliku jew lil xi awtorità oħra kif jistgħu jkunu speċifikati fid-Dokument ta' Delega;

U BILLI bid-Dokument ta' Delega tal-25 ta' Jannar, 1966, il-Prim Ministru, fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, iddelega ċerti setgħat fir-rigward tal-Korp tal-Pulizija lill-Kummissarju tal-Pulizija;

GOVERNMENT NOTICES

No. 493

**LEGAL NOTICES
PUBLISHED IN THE SUPPLEMENT
TO THE GOVERNMENT GAZETTE**

IT is notified for general information that the following Legal Notices were published in the Supplement to the Government Gazette Nos. 19,095 and 19,096 of the 4th and the 6th June, 2013, respectively.

L.N. No. 153 of 2013: Merchant Shipping Act (Cap. 234); Merchant Shipping (Training and Certification) Regulations, 2013.

L.N. No. 154 of 2013: European Union Act (Cap. 460); Protocol on the Concerns of the Irish People on the Treaty of Lisbon Order, 2013.

L.N. No. 152 of 2013: Public Administration Act (Cap. 497); Procurement (Energy and Fuels) Appeals Board Regulations, 2013.

11th June, 2013

No. 494

THE CONSTITUTION OF MALTA

**Delegation of Certain Powers
Respecting the Public Service**

BY the Honourable Dr Joseph Muscat, K.U.O.M., B.Com. B.A. (Hons), M.A. (European Studies), Ph.D. (Bristol), M.P., Prime Minister

WHEREAS article 110 of the Constitution of Malta provides that power to make appointments to public offices and to remove persons holding or acting in any such offices shall vest in the Prime Minister, acting on the recommendation of the Public Service Commission;

AND WHEREAS it is further provided in the same article that the Prime Minister, acting on the recommendation of the Public Service Commission, may delegate in writing any of the aforementioned powers to such public officer or other authority as may be specified in the Instrument of Delegation;

AND WHEREAS by Instrument of Delegation dated 25th January, 1966, the Prime Minister, acting on the recommendation of the Public Service Commission, delegated certain powers in respect of the Malta Police Force to the Commissioner of Police;

U BILLI bid-Dokument tal-20 ta' Frar, 1970, il-Prim Ministru, fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, iddelega lis-Segretarju Amministrattiv ċerti poteri fir-rigward ta' ħatriet fis-Servizz Pubbliku fuq bazi ta' riżultati ta' ezamijiet pubblici li saru taht l-awspiċċi tal-Bord tal-Ezamijiet Lokali;

U BILLI bid-Dokumenti tas-6 ta' Ottubru, 1999, u l-11 ta' Jannar, 2005, il-Prim Ministru, fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, iddelega lis-Segretarji Permanenti s-setgħa li jagħmlu ħatriet fuq kuntratt definit ta' Sostituti Każwali u li jgħeddu l-ħatriet tagħhom, soggett għal ċerti kundizzjonijiet;

U BILLI bid-Dokument tat-18 ta' Jannar 2000, il-Prim Ministru, fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, iddelega lis-Segretarju Permanenti fl-Uffiċċju tal-Prim Ministru s-setgħa li jagħmel ħatriet għal postijiet fi Skala ta' Salarju 20 fis-Servizz Pubbliku, sakemm dawn il-ħatriet isiru skont il-paragrafu (ċ) tas-sub-artikolu (2) tal-artikolu 110 tal-Kostituzzjoni;

U BILLI bid-Dokument tal-4 ta' April, 2009, il-Prim Ministru, fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, iddelega lis-Segretarji Permanenti s-setgħa li jaħtru persuni ritirati/uffiċjali ritirati sal-età ta' 65 sena fuq kuntratt definit għal mhux iktar minn 42 xahar, f'oqsma ta' nuqqas akut kif deciz mis-Segretarju Permanenti Ewlieni;

U BILLI bid-Dokument tas-26 ta' Ġunju 2012, il-Prim Ministru, fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, iddelega lis-Segretarju Permanenti inkarigat bil-Ministeru responsabbli għall-Edukazzjoni l-poter li jagħmel ħatriet ta' "Edukaturi Adulti", u li jgħedded il-ħatriet tagħhom;

U BILLI bid-Dokument tas-26 ta' Ġunju 2012, il-Prim Ministru, fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, iddelega lis-Segretarju Permanenti inkarigat bil-Ministeru responsabbli għall-Edukazzjoni l-poter li jagħmel ħatriet ta' "On call Supply Learning Support Assistants" u ta' "On call Supply Kindergarten Assistants", u li jgħedded il-ħatriet tagħhom;

U BILLI bid-Dokument tat-3 ta' Mejju 2013, il-Prim Ministru, fuq ir-rakkomandazzjoni tal-Kummissjoni dwar is-Servizz Pubbliku, iddelega lis-Segretarji Permanenti l-poter li jirreklutaw persuni b'dizabbiltà fis-Servizz Pubbliku fi Skali ta' Salarju 16 sa 20 (iz-zewg skali inklużi) direttament mill-registru ta' nies b'dizabbiltà qiegħda li jinżamm mill-Korporazzjoni tax-Xogħol u Taħrig (ETC), wara proċess ta' għażla mid-dipartiment li qed jagħmel ir-reklutagg fost kandidati potenzjali riferuti lid-dipartiment mill-ETC fuq

AND WHEREAS by Instrument dated 20th February, 1970, the Prime Minister, acting on the recommendation of the Public Service Commission, delegated to the then Administrative Secretary certain powers respecting appointments in the Public Service on the basis of the results of public examinations conducted by the Board of Local Examinations;

AND WHEREAS by Instruments dated 6th October, 1999, and 11th January, 2005, the Prime Minister, acting on the recommendation of the Public Service Commission, delegated to Permanent Secretaries the power to make engagements on definite contract of Casual Substitutes and to renew their engagement, subject to certain conditions;

AND WHEREAS by Instrument dated 18th January, 2000, the Prime Minister, acting on the recommendation of the Public Service Commission, delegated to the then Permanent Secretary at the Office of the Prime Minister the power to make appointments to posts in Salary Scale 20 in the Public Service, provided that such appointments are made in accordance with paragraph (c) of sub-article (2) of article 110 of the Constitution;

AND WHEREAS by Instrument dated 4th April, 2009, the Prime Minister, acting on the recommendation of the Public Service Commission, delegated to Permanent Secretaries the power to engage/re-engage retired persons/retired officers up to the age of 65 years on definite contract for not more than 42 months, in areas of acute shortage as decided upon by the Principal Permanent Secretary;

AND WHEREAS by Instrument dated 26th June, 2012, the Prime Minister, acting on the recommendation of the Public Service Commission, delegated to the Permanent Secretary charged with the Ministry responsible for Education the power to make engagements of 'Adult Educators', and to renew their engagement;

AND WHEREAS by Instrument dated 26th June, 2012, the Prime Minister, acting on the recommendation of the Public Service Commission, delegated to the Permanent Secretary charged with the Ministry responsible for Education the power to make engagements of 'On call Supply Learning Support Assistants' and 'On call Supply Kindergarten Assistants', and to renew their engagement;

AND WHEREAS by Instrument dated 3rd May 2013, the Prime Minister, acting on the recommendation of the Public Service Commission, delegated to Permanent Secretaries the power to recruit disabled persons in the Public Service in Salary Scales 16 – 20 (both scales included) directly from the register of disabled unemployed kept by the Employment and Training Corporation (ETC), following a selection process carried out by the recruiting department amongst potential candidates referred to the department by the ETC

il-baži li, fil-fehma tal-ETC, dawn jistgħu jiġu kkunsidrati xierqa biex iwettqu d-dmirijiet essenzjali, tal-kariga li trid timtela, minkejja li dawn il-kandidati mhux bilfors ikunu fil-pussess tar-rekwiziti tal-eligibbiltà normalment meħtieġa għal dik il-kariga, u sakemm li l-kapaċità ta' tali kandidati biex iwettqu d-dmirijiet essenzjali ta' dik il-kariga, tkun ippruvata permezz ta' ezami tad-dhul jew test ta' kompetenza;

U BILLI l-Kummissjoni dwar is-Servizz Pubbliku rakkomandat li, bla ħsara għad-Dokumenti ta' Delega hawn fuq imsemmija, is-setgħa ta' għemil ta' kwalunkwe ħatra għal kariga uffiċjali fi Skali ta' Salarji 6 sa 20 (iż-żewġ skali inklużi), inkluż -

(i) ħatriet wara sejha għall-applikazzjonijiet;

(ii) ħatriet fuq talba diretta minn Segretarju Permanenti lill-Kummissjoni dwar is-Servizz Pubbliku, sakemm it-talba tkun approvata mis-Segretarju Permanenti Ewlieni u l-ħatra tkun meqjusa mill-Kummissjoni dwar is-Servizz Pubbliku li hi gġustifikata fl-interess pubbliku;

(iii) ħatriet għal perjodu indefinit kif ukoll ħatriet fuq il-baži ta' kuntratt definit;

(iv) promozzjonijiet wara numru ta' snin ta' servizz sodisfaċenti jew wara l-kisba ta' kwalifika partikolari, fejn promozzjonijiet bħal dawn huma skont ftehim li jirregola karriera partikolari fis-Servizz Pubbliku, jew skont id-dispożizzjonijiet tas-sejha għall-applikazzjonijiet li taħtha l-uffiċjali pubbliċi in kwistjoni ġew maħtura;

(v) it-tiġdid tal-kuntratti ta' impjieg definit, fejn dan it-tiġdid huwa għustifikat u meħtieġ;

(vi) bidla fl-istatus tal-impjieg ta' uffiċjali pubbliċi minn wiehed fuq baži definita għal wiehed fuq baži indefinita, skont id-dispożizzjonijiet tal-liġi jew ta' ftehim li jkun approvat mill-Kummissjoni dwar is-Servizz Pubbliku;

(vii) it-titjib tal-istatus indefinit ta' uffiċjali pubbliċi wara numru ta' snin ta' servizz sodisfaċenti jew wara l-kisba ta' kwalifika partikolari, meta tali titjib ikun skont id-dispożizzjonijiet tas-sejha għall-applikazzjonijiet li taħtha jkunu ġew maħtura l-uffiċjali pubbliċi in kwistjoni;

(viii) l-assimilazzjoni ta' uffiċjali pubbliċi minn grad għall-iehor skont id-dispożizzjonijiet ta' ftehim li jirregola karriera partikolari fis-Servizz Pubbliku;

(ix) il-bidla fin-nomenklatura jew it-titolu ta' uffiċjali pubbliċi, fejn tali nomenklatura jew titolu jirriżulta minn ħatra skont l-artikolu 110 tal-Kostituzzjoni;

on the grounds that, in the ETC's judgement, they may be considered suitable to perform the duties, in essence, of the office to be filled, notwithstanding that such candidates may not necessarily be in possession of the eligibility requisites normally required for that office, and provided that the ability of such candidates to perform the duties, in essence, of that office, is proven through an entry examination or test of competence;

AND WHEREAS the Public Service Commission has recommended that, without prejudice to the aforementioned Instruments of Delegation, power to make any appointments to public offices in Salary Scales 6 to 20 (both scales included), including -

(i) appointments following a call for applications;

(ii) appointments upon a direct request by a Permanent Secretary to the Public Service Commission, provided that such a request is endorsed by the Principal Permanent Secretary and the appointment is considered by the Public Service Commission to be justified in the public interest;

(iii) both indefinite appointments and appointments on the basis of a definite contract;

(iv) promotions following the attainment of a number of years of satisfactory service or the attainment of a particular qualification, where such promotions are provided for in an agreement governing a particular career stream in the Public Service, or in the call for applications under which the public officers in question have been appointed;

(v) the renewal of definite contracts of employment, where such renewal is warranted;

(vi) changes in the employment status of public officers from one on a definite basis to one on an indefinite basis, in accordance with the provisions of the law or of an agreement which is approved by the Public Service Commission;

(vii) the upgrading of the indefinite status of public officers following the attainment of a number of years' satisfactory service or the attainment of a particular qualification, when such upgrading is provided for a priori in the call for applications under which the public officers in question have been appointed;

(viii) the assimilation of public officers from one grade to another grade in terms of the provisions of an agreement governing a particular career stream in the Public Service;

(ix) changes to the nomenclature or designation of public officers, where such nomenclature or designation derives from an appointment under article 110 of the Constitution;

(x) l-impjeg mill-gdid ta' persuni li fil-passat kienu ufficjali pubblici, fejn tali impjeg mill-gdid huwa, fl-opinjoni tal-Kummissjoni dwar is-Servizz Pubbliku, gustifikat ghal ragunijiet umanitarji serji jew ghal ragunijiet ta' politika pubblika; u

(xi) *ir-re-instatement* ta' ufficjali pubblici li kienu *medically boarded out*, f'dawk ic-cirkostanzi u suggett ghal dawk il-kondizzjonijiet li l-Kummissjoni jidhrilha xierqa, ghandha tigi ddelegata lill-Kummissjoni dwar is-Servizz Pubbliku;

U BILLI l-Kummissjoni dwar is-Servizz Pubbliku rakkomandat li s-setgha li jigu posposti hatriet fi Skali ta' Salarji 6 sa 20 (*iz-zewg skali inkluzi*) ghal aktar minn tnax-il gimgha mid-data effettiva taghhom ghandha tigi ddelegata lill-Kummissjoni dwar is-Servizz Pubbliku, filwaqt li l-Kapijiet tad-Dipartimenti ghandhom ikomplu jezercitaw is-setgha li japprovaw dewmien ghal perjodi inqas sabiex ufficjali li ntgħazlu ghal hatra jassumu r-risponsabbiltajiet ta' dik il-hatra;

U BILLI l-Kummissjoni dwar is-Servizz Pubbliku rakkomandat li s-setgha li tirrevoka hatriet fi Skali ta' Salarji 6 sa 20 (*iz-zewg skali inkluzi*) skont is-sub-regolament (2) tar-regolament 23 tar-Regolamenti tal-Kummissjoni dwar is-Servizz Pubbliku, jew kwalunkwe dispozizzjoni simili ta' xi regolamenti li jistghu jissostitwixxu r-Regolamenti msemmija, ghandha tigi ddelegata lill-Kummissjoni dwar is-Servizz Pubbliku;

U BILLI l-Kummissjoni dwar is-Servizz Pubbliku rakkomandat li s-setgha li tinzamm il-progressjoni ta' ufficjali pubblici fi Skali ta' Salarju 6 sa 20 (*iz-zewg skali inkluzi*) ghal skala ta' salarju oghla fl-istess grad, fejn dan ikun iggustifikat minhabba prestazzjoni fqira, imghiba hazina jew ragunijiet oħra, ghandha tigi ddelegata lill-Kummissjoni dwar is-Servizz Pubbliku, u li delega bhall din m'ghandhiex tkopri z-zamma ta' progressjoni ghal Skala 5;

U BILLI l-Kummissjoni dwar is-Servizz Pubbliku rakkomandat li għandu jkollha s-setghali taghmel, tipposponi jew tirrevoka hatriet jew li zzomm progressjonijiet taht dan id-Dokument ta' Delega minghajr il-htiegha li tissottometti rakkomandazzjonijiet, skont kif huwa permess fil-paragrafu (b) tas-sub-artikolu (2) tal-artikolu 110 tal-Kostituzzjoni;

U BILLI l-Kummissjoni dwar is-Servizz Pubbliku rakkomandat li l-imsemmija setghat biex taghmel, tipposponi u tirrevoka hatriet u biex izomm il-progressjoni ghandhom ikunu ezercitati skont il-kundizzjonijiet li gejjin:

(i) suggett ghal dawk l-arrangamenti li tista' taghmel il-Kummissjoni taht ir-regolament 4 tar-Regolamenti tal-Kummissjoni dwar is-Servizz Pubbliku, jew kwalunkwe dispozizzjoni simili ta' regolamenti li jistghu jissostitwixxu

(x) the re-employment of former public officers, where such re-employment is, in the opinion of the Public Service Commission, justified on grave humanitarian grounds or on grounds of public policy; and

(xi) the re-instatement of public officers who were medically boarded out, in such circumstances and subject to such conditions as the Commission may deem appropriate, should be delegated to the Public Service Commission;

AND WHEREAS the Public Service Commission has recommended that power to postpone appointments in Salary Scales 6 to 20 (both scales included) for more than twelve weeks from the effective date thereof should be delegated to the Public Service Commission, while power to delay appointments for a lesser period should continue to be exercisable by Heads of Department;

AND WHEREAS the Public Service Commission has recommended that power to revoke appointments in Salary Scales 6 to 20 (both scales included) in terms of sub-regulation (2) of regulation 23 of the Public Service Commission Regulations, or any like provision of any regulations which may supersede the said Regulations, should be delegated to the Public Service Commission;

AND WHEREAS the Public Service Commission has recommended that power to withhold the progression of public officers in Salary Scales 6 to 20 (both scales included) to a higher salary scale within the same grade, where justified on account of poor performance, misconduct or other reasons, should be delegated to the Public Service Commission, and that such delegation should not cover the withholding of progression to Scale 5;

AND WHEREAS the Public Service Commission has recommended that it should be empowered to make, postpone or revoke appointments or to withhold progressions under this Instrument of Delegation without the requirement to submit recommendations thereon, as is permitted by paragraph (b) of subarticle (2) of article 110 of the Constitution;

AND WHEREAS the Public Service Commission has recommended that the aforesaid powers to make, postpone and revoke appointments and to withhold progressions should be exercisable subject to the following conditions:

(i) subject to any arrangements made by the Commission under regulation 4 of the PSC Regulations, or any like provision of any regulations which may supersede the said Regulations, the decision of the Commission to

r-Regolamenti msemmija, id-deċiżjoni tal-Kummissjoni li tagħmel, tipposponi jew tirrevoka ha tra jew li żżomm il-progressjoni ta' uffiċjal pubbliku, kif irrekordjat fil-minuti tal-Kummissjoni, għandha tikkostitwixxi l-awtorità għall-imsemmija azzjoni;

(ii) l-imsemmija ha tra, posponiment, revoka, jew żamma ta' progressjoni għandha tkun effettiva mid-data ta' meta tiġi kkomunikata mis-Segretarju Eżekuttiv, jew uffiċjal ieħor awtorizzat li jaġixxi f'ismu, lis-Segretarju Permanenti tal-ministeru relevanti, sakemm il-Kummissjoni ma tispeċifikax data differenti fid-deċiżjoni tagħha;

(iii) hekk kif ikun infurmat bid-deċiżjoni tal-Kummissjoni li tagħmel, tipposponi jew tirrevoka ha tra jew li żżomm il-progressjoni ta' uffiċjal pubbliku, is-Segretarju Permanenti għandu jieh u azzjoni minnufih sabiex jattwa dik id-deċiżjoni, sakemm hu jew is-Segretarju Permanenti Ewlieni ma jissottomettux ta ba għal rikonsiderazzjoni skont il-paragrafu (iv) hawn taħt;

(iv) fi żmien xahar mid-data ta' meta jkun infurmat bid-deċiżjoni tal-Kummissjoni li tagħmel, tipposponi jew tirrevoka ha tra jew li żżomm progressjoni ta' uffiċjal pubbliku, is-Segretarju Permanenti tal-ministeru relevanti, jew is-Segretarju Permanenti Ewlieni, jista' jitlob lill-Kummissjoni biex terġa' tikkunsidra d-deċiżjoni tagħha, u f'tali każ id-deċiżjoni tal-Kummissjoni m'għandhiex tkun effettiva jekk ma tiġix ikkonfermata mill-Kummissjoni, u d-data effettiva għandha tkun id-data meta s-Segretarju Permanenti jkun infurmat li d-deċiżjoni tkun giet hekk ikkonfermata, sakemm id-deċiżjoni kif ikkonfermata ma tkunx tispeċifika data differenti;

(v) is-Segretarju Permanenti Ewlieni jista' jaġixxi skont il-paragrafu preċedenti fir-rigward ta' kwalunkwe azzjoni mehuda mill-Kummissjoni taħt dan id-Dokument ta' Delega, u barra minn hekk għandu jassumi l-funzjonijiet ta' Segretarju Permanenti taħt dan id-Dokument fir-rigward ta' ha triet fi gradi tas-servizz ġenerali u karigi oħra li jimtlew permezz ta' sejhiet għal applikazzjonijiet maħruġa taħt l-awtorità tiegħu; il-posponiment jew ir-revoka ta' ha triet simili; iż-żamma tal-progressjoni ta' uffiċjali pubbliċi fil-gradi tas-servizz ġenerali u karigi oħra kif imsemmi qabel; u l-impjieg mill-ġdid jew re-instatement ta' uffiċjali pubbliċi ta' qabel, irrISPettivament mill-grad jew kariga li kellhom qabel, fi Skali ta' Salarju 6 sa 20 (iż-żewġ skali inklużi);

(vi) il-Kummissjoni tista' fi kwalunkwe żmien tirrakkomanda lill-Prim Ministru li dan id-Dokument ta' Delega jiġi ritirat, u dan id-Dokument għandu jiġi sospiż malli ssir tali rakkomandazzjoni, sakemm il-Prim Ministru jaġixxi fuqha;

(vii) dan id-Dokument għandu wkoll jiġi sospiż jekk l-Prim Ministru jordna hekk u jikkomunika d-deċiżjoni

make, postpone or revoke an appointment or to withhold a public officer's progression, as recorded in the minutes of the Commission, shall constitute the authority for the said action;

(ii) the said appointment, postponement, revocation, or withholding of progression shall take effect as from the date on which it is communicated by the Executive Secretary, or an officer authorised to act on his behalf, to the Permanent Secretary of the relevant ministry, unless the Commission specifies a different date in its decision;

(iii) on being informed of the Commission's decision to make, postpone or revoke an appointment or to withhold a public officer's progression, the Permanent Secretary shall take action forthwith to effect that decision, unless he or the Principal Permanent Secretary submits a request for reconsideration in accordance with paragraph (iv) hereunder;

(iv) within one calendar month from the date on which he is informed of the Commission's decision to make, postpone or revoke an appointment or to withhold a public officer's progression, the Permanent Secretary of the relevant ministry, or the Principal Permanent Secretary, may request the Commission to reconsider its decision; and in such a case the Commission's decision shall not be effective unless it is confirmed by the Commission, and the effective date shall be the date when the Permanent Secretary is informed that the decision has been so confirmed, unless the decision as confirmed specifies a different date;

(v) the Principal Permanent Secretary may act under the preceding paragraph with respect to any action taken by the Commission under this Instrument of Delegation, and he shall in addition assume the functions of Permanent Secretary under this Instrument with respect to appointments to general service grades and other offices which are filled through calls for applications issued under his authority; the postponement or revocation of such appointments; the withholding of the progression of public officers in general service grades and other offices as aforesaid; and the re-employment or re-instatement of former public officers, regardless of their former grade or office, within salary scales 6 to 20 (both scales included);

(vi) the Commission may at any time recommend to the Prime Minister that this Instrument of Delegation be withdrawn, and this Instrument shall be suspended upon such a recommendation being made, until the Prime Minister acts thereon;

(vii) this Instrument shall also be suspended if the Prime Minister so directs and if such decision is communicated

tieghu lill-Kummissjoni, u f'dan il-kaz il-Kummissjoni tkun obbligata li tikkunsidra jekk għandhiex tirrakkomanda jew le l-irtirar ta' dan id-Dokument, iżda d-Dokument għandu jibqa' sospiż sakemm jiġi rtirat, bla ħsara għall-paragrafu (viii) hawn taht:

(viii) id-Dokument jerga' jiġi effettiv jekk il-Kummissjoni tiġbed lura r-rakkomandazzjoni tagħha għall-irtirar tad-Dokument, jew jekk il-Prim Ministru jirtira d-direzzjoni tiegħu għas-sospensjoni tad-Dokument, jew it-tnejn, kif applikabbli:

U BILLI jiena naqbel mal-imsemmija rakkomandazzjoni:

ISSA, GHALHEKK, JIENA, JOSEPH MUSCAT, K.U.O.M, B.COM, B.A. (HONS), M.A. (European Studies), Ph.D. (BRISTOL), MP, Prim Ministru, bis-saħha tas-setgħat mogħtija bl-artikolu 110 tal-Kostituzzjoni, qiegħed b'din nordna li mid-data ta' dan id-Dokument, is-setgħa tal-għemil, il-posponiment jew ir-revoka ta' ħatriet f'karigi pubbliċi fi Skali ta' Salarji 6 sa 20, iz-zewg skali inklużi, u s-setgħa ta' zamma ta' progressjoni ta' uffiċjali pubbliċi fl-istess skali ta' salarju minn skala għall-oħra fl-istess grad, jiġu delegati lill-Kummissjoni dwar is-Servizz Pubbliku skont id-dispożizzjonijiet ta' dan id-Dokument, kif imnizzel hawn fuq u kif rakkomandat mill-Kummissjoni.

DAN ID-DOKUMENT ta' Delega huwa addizzjonali u bla ħsara għal Dokumenti oħra ta' Delega li nħargu skont l-artikolu 110 tal-Kostituzzjoni.

(Iff.) JOSEPH MUSCAT
Mogħti taht il-firma tiegħi
fil-Berġa ta' Kastilja, Valletta,
illum, 28 ta' Mejju, 2013

Nru. 495

**ATT DWAR IS-SIGURTÀ SOĊJALI
(KAP. 318)**

**Nomina ta' Membru
Addizzjonali fuq il-Lista ta' Tobba**

BIS-SAĦHA tas-setgħat mogħtija lilha bl-artikolu 106 tal-Att dwar is-Sigurtà Soċjali, il-Ministru għall-Familja u Solidarjetà Soċjali għogħobha tahtar lil Dott. Peter Muscat, M.D., M.Sc. biex ikun membru tal-Lista ta' Tobba għall-finijiet speċifkati tal-imsemmi Att.

Din il-ħatra tibqa' valida sal-31 ta' Dicembru, 2013

11-11 ta' Ġunju, 2013

to the Commission, whereupon the Commission shall consider whether or not to recommend the withdrawal of this Instrument, but the Instrument shall remain suspended until such time as it is withdrawn, subject to paragraph (viii) below:

(viii) the Instrument shall resume effect if the Commission retracts its recommendation for the withdrawal of the Instrument, or if the Prime Minister rescinds his direction for its suspension, or both, as applicable;

AND WHEREAS I agree with the said recommendation:

NOW, THEREFORE, I, JOSEPH MUSCAT, K.U.O.M., B.COM, B.A. (HONS), M.A. (EUROPEAN STUDIES), Ph.D. (BRISTOL), M.P., Prime Minister, in exercise of the powers conferred by article 110 of the Constitution, do hereby direct that as from the date hereof, powers to make, to postpone and to revoke appointments to public offices in Salary Scales 6 to 20, both scales included, and power to withhold the progression of public officers in the same salary scales from one scale to the next within the same grade, be delegated to the Public Service Commission in accordance with and subject to the foregoing provisions of this Instrument, as recommended by the Commission.

THIS INSTRUMENT of Delegation shall be in addition and without prejudice to other Instruments of Delegation which have been issued in terms of article 110 of the Constitution.

(Sgd) JOSEPH MUSCAT
Given under my hand at the
Auberge de Castille, Valletta,
this 28th day of May, 2013

No. 495

**SOCIAL SECURITY ACT
(CAP. 318)**

**Appointment of Additional Member
on the Medical Panel**

IN exercise of the powers vested in her by article 106 of the Social Security Act, the Minister for the Family and Social Solidarity is pleased to appoint Dr Peter Muscat, M.D., M.Sc. to be a member on the Panel of Medical Practitioners for the purposes of the said Act.

This appointment shall remain valid up to the 31st December, 2013.

11th June, 2013