

<i>Uffiċjal jew awtorità</i>	<i>Qasam tal-ġurisdizzjoni</i>	<i>Dispożizzjonijiet speċjali</i>
Kap Operattiv, Sptar Monte Carmeli	Uffiċjali pubbliċi li jaqdu dmirijiet fl-Isptar Monte Carmeli.	Salv għal istruzzjonijiet li jistgħu jigu maħruġa mis-Segretarju Permanenti responsabbli, fil-parametri ta' din l-iSkeda, li jagħtu lil kwalunkwe uffiċjal wieħed is-setgħa li jeżercita kontroll dixxiplinari fuq kategoriji partikolari ta' uffiċjali pubbliċi.
Kap Operattiv, Sptar Sir Paul Boffa	Uffiċjali pubbliċi li jaqdu dmirijiet fl-Isptar Sir Paul Boffa.	Salv għal istruzzjonijiet li jistgħu jigu maħruġa mis-Segretarju Permanenti responsabbli, fil-parametri ta' din l-iSkeda, li jagħtu lil kwalunkwe uffiċjal wieħed is-setgħa li jeżercita kontroll dixxiplinari fuq kategoriji partikolari ta' uffiċjali pubbliċi.

## No. 128

**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 remove and to exercise disciplinary control over persons holding or acting in public 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 18th June, 2014, the Prime Minister, acting on the recommendation of the Public Service Commission, delegated to a number of public officers or other authorities listed in the Schedule to the named Instrument the power to exercise disciplinary control in accordance with the provisions of the Disciplinary Procedure in the Public Service Commission (Disciplinary Procedure) Regulations to the extent listed in the said Schedule and subject to any special provisions set out therein;

AND WHEREAS the Public Service Commission has recommended that power to exercise disciplinary control over public officers, in accordance with the provisions of the Disciplinary Procedure in the Public Service Commission Regulations (S.L.Const.03), should also be exercisable without reference to the Commission by the public officers and other authorities listed in the Schedule to this Instrument, to the extent listed in the said Schedule and subject to any special provisions set out therein, provided that –

(i) the Public Service Commission may at any time recommend to the Prime Minister that this Instrument of Delegation be totally withdrawn or withdrawn in respect of particular public officers or other authorities; and

(ii) upon such a recommendation being made, and until the Prime Minister acts upon such a recommendation, the powers delegated by this Instrument shall be suspended totally or only in respect of particular public officers or authorities, as may be stipulated in the recommendation made by the Public Service Commission;

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, and saving the delegation of powers made on 18th June 2014, do hereby direct that as from the date hereof, the powers which the Public Service Commission has recommended should be exercisable by the public officers and other authorities listed in the Schedule to this Instrument shall be so exercisable by the said public officers and other authorities, to the extent listed in the said Schedule and subject to any special provisions set out therein, and in accordance with the provisions of the Disciplinary Procedure in the Public Service Commission Regulations.

(Sgd) JOSEPH MUSCAT

GIVEN under my hand at the

Auberge de Castille, Valletta

This 2nd day of February, 2015

#### SCHEDULE TO THE INSTRUMENT OF DELEGATION

The public officers and other authorities listed hereunder shall have the power to exercise disciplinary control, in terms of the Disciplinary Procedure in the Public Service Commission Regulations (S.L. Const.03) and the Instrument of Delegation of which this Schedule forms part, without reference to the Public Service Commission, over public officers within their areas of jurisdiction, and subject to the special provisions applicable thereto:

<i>Officer or authority</i>	<i>Area of jurisdiction</i>	<i>Special provisions</i>
Head (Operations) Detention Centres	Public officers performing duties at Detention Centres.	Subject to any instructions which may be issued by the responsible Permanent Secretary, within the parameters of this Schedule, vesting in any one officer power to exercise disciplinary control over particular categories of public officers.
Chief Operations Officer, Karin Grech Rehabilitation Hospital	Public officers performing duties at Karin Grech Rehabilitation Hospital.	Subject to any instructions which may be issued by the responsible Permanent Secretary, within the parameters of this Schedule, vesting in any one officer power to exercise disciplinary control over particular categories of public officers.
Chief Operations Officer, Mount Carmel Hospital	Public officers performing duties at Mount Carmel Hospital.	Subject to any instructions which may be issued by the responsible Permanent Secretary, within the parameters of this Schedule, vesting in any one officer power to exercise disciplinary control over particular categories of public officers.
Chief Operations Officer, Sir Paul Boffa Hospital	Public officers performing duties at Sir Paul Boffa Hospital.	Subject to any instructions which may be issued by the responsible Permanent Secretary, within the parameters of this Schedule, vesting in any one officer power to exercise disciplinary control over particular categories of public officers.