

MEMORANDUM FOR THE CABINET BY THE HON MINISTER
OF JUSTICE AND PARLIAMENTARY AFFAIRS on a
Resolution to keep in force the Housing Act, 1949.

The Housing Act, 1949, which confers to the Minister responsible for housing the power to requisition buildings in the public interest or for providing living accommodation to persons or for ensuring a fair distribution of living accommodation is due to expire on the 12th February, 1968, unless the House of Representatives approves by resolution that the act is to continue in force for a further period of one year.

While the keeping in force of the said act is possible under the provision of section 48(9) of the Constitution, the making of a new law on the same subject-matter would be strewn with difficulties owing to the provisions of section 38(1) of the Constitution regarding the compulsory acquisition of any right over property.

Since it is still necessary for the Government to keep in force the requisitioning powers conferred by the Act under reference, Hon. Ministers are required to approve that the attached resolution be brought before the House of Representatives in order that it may be passed in terms of law.

2nd January, 1968.

cc

L-Onor Ministru tal-Gustizzja u Affarijiet Parlamentari
jressaq ir-Rizoluzzjoni li gejja:-

BILLI bl-artikolu 21 ta' l-Att ta' l-1949
dwar id-Djar l-insewmi Att kien limitat biex jispicča
fit-12 ta' Frar, 1951, sentejn wara li gie ngnoddi,
kemm-il-darba ma jtkompliex fis-senħ skond dak
l-artikolu:

U BILLI l-insewmi Att tkompla fis-senħ
sat-12 ta' Frar, 1968:

U BILLI hemm mahsub f'dak l-artikolu illi
jekk tgnoddi Rizoluzzjoni mill-Kamra tad-Deputati illi
l-insewmi Att għandu jtkompla fis-senħ għal żmien iħor
ta' senħ miż-żmien li fih kieku jispicča, dak l-Att għandu jibqa'
fis-senħ għal dak iż-żmien iħor:

U BILLI huwa xieraq fl-interese pubbliku illi
dak l-Att għandu jibqa' fis-senħ għal żmien iħor ta' senħ:

ISSA, GALLIEMKI, jigi risolut, u qiegħed b'dan
jigi risolut, illi l-Att ta' l-1949 dwar id-Djar għandu
jkompli fis-senħ għal żmien iħor ta' senħ sat-12 ta' Frar,
1969.

The Hon. Minister of Justice and Parliamentary Affairs
to move the following Resolution:-

WHEREAS by section 21 of the Housing Act, 1949, the said Act was limited to expire on the 12th day of February, 1951, two years after the passing thereof, unless continued in force under that section:

AND WHEREAS the said Act was continued in force until the 12th day of February, 1968:

AND WHEREAS it is provided by that section that if a Resolution is passed by the House of Representatives that the said Act should be continued in force for a further period of one year from the time at which it would otherwise expire, that Act shall continue in force for that further period:

AND WHEREAS it is expedient in the public interest that the said Act shall be continued in force for a further period of one year:

NOW, THEREFORE, be it resolved, and it is hereby resolved, that the Housing Act, 1949, shall continue in force for a further period of one year until the 12th day of February, 1969.