

MEMORANDUM BY THE HON. MINISTER OF JUSTICE
Adaptation of Laws (No.1) Order, 1963

The Malta (Constitution) Order in Council, 1961, empowers the Governor to adapt as may appear to him to be appropriate having regard to that Order in Council, by an Order in the Government Gazette, references to any person or authority occurring in any law enacted by any legislature in Malta, or any instrument made in exercise of a power conferred by any law so enacted (section 120(2) refers). An adaptation Order is attached.

The adaptation proposed in article 2 of the attached order is necessary before enacting the Planning Area Permits (Delegation of Powers) (Amendment) Regulations, which have already been drafted and forwarded to the pertinent Ministry.

Article 3 is also necessary in view of several pending applications for Patents. Under the Industrial Property (Protection) Ordinance, Cap. 48 there is no reference to the Minister responsible for industrial development, and it is proposed; therefore, that references to the Governor, therein contained, should have effect as if they were references to the Minister responsible for industrial development.

The adaptation proposed in article 4 is also urgently required (and must be made with retrospective effect) as it is understood that Treasury Bills have been issued under the Malta Treasury Bills Emergency Ordinance, 1958, by the Prime Minister and not by the Governor as required by that Ordinance.

It is necessary for this adaptation to precede the repeal of the Malta Treasury Bills Emergency Ordinance, 1958, which is proposed to be done by the Malta Treasury Bills (Amendment) Bill now before Parliament.

The present Order is the forerunner of a comprehensive adaptation of all the laws from 1814 to-date, a laborious exercise which has now reached its final stages.

Hon. Members are asked to recommend.

1st February, 1963.

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L-Arkivji Nazzjonali ta' Malta

MALTA (CONSTITUTION) ORDER IN COUNCIL, 1961

Adaptation of Laws (No. 1) Order, 1963

Date of commencement: as provided in article 1.

IN exercise of the powers conferred by subsection (2) of section 120 of the Malta (Constitution) Order in Council, 1961, the Governor has made the following order:-

Citation and commencement.

1. (1) This order may be cited as the Adaptation of Laws (No. 1) Order, 1963.

(2) Article 4 shall be deemed to have come into force on the 17th day of March, 1962, and the remaining articles shall come into force forthwith.

Adaptation of Code of Police Laws, Cap. 13.

2. The Code of Police Laws, Cap. 13, shall have effect as if references to the Minister for Works and Reconstruction or Minister of Works and Reconstruction therein were references to the Minister responsible for public works.

Adaptation of Industrial Property (Protection) Ordinance, Cap. 48.

3. The Industrial Property (Protection) Ordinance, Cap. 48, shall have effect as if references to the Governor therein were references to the Minister responsible for industrial development.

Adaptation of Malta Treasury Bills Emergency Ordinance, 1958 (Emergency Ordinance No. IV of 1958).

4. The Malta Treasury Bills Emergency Ordinance, 1958 (Emergency Ordinance No. IV of 1958) shall have effect as if -

(a) references to the Governor or the Chief Secretary therein, except in subsection (2) and (3) of section 2 thereof, were references to the Minister responsible for finance; and

(b) references to the Governor in subsections (2) and (3) thereof were references to the proper authority.

Saving.

5. The adaptations made by this Order shall be without prejudice to anything done or omitted to be done under the enactments hereby adapted prior to such adaptation.