I assent.

(L.S.)

PAUL XUEREB
Acting President

28th October, 1988

ACT No. XXIX of 1988

AN ACT to amend the Emblem of Malta Act, 1975.

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.

1. This Act may be cited as the Emblem of Malta (Amendment) Act, 1988, and shall be read and construed as one with the Emblem of Malta Act, 1975, hereinafter referred to as "the principal Act".

Act XXXIII of 1975

Amendment of section 1 of the principal Act.

2. In section 1 of the principal Act, for the words "Emblem of Malta Act, 1975", there shall be substituted the words "Emblem and Public Seal of Malta Act, 1975".

Substitution of section 2 of the principal Act.

3. For section 2 of the principal Act there shall be substituted the following:

"The Emblem of Malta.

2. (1) The Emblem of Malta shall consist of a shield showing an heraldic representation of the National Flag of Malta; above the shield a mural crown in gold with a sally port and eight turrets (five only being visible) representing the fortifications of Malta and denoting a City State; and around the shield a wreath of two branches the dexter of Olive, the sinister a Palm, symbols of peace and traditionally associated with Malta, all in their proper colours, tied at base with a white ribbon, backed red and upon which are written the words REPUBBLIKA TA' MALTA in capital letters in black; as shown depicted in the FIRST SCHEDULE to this Act.

(2) The Emblem of Malta shall replace the Emblem of Malta adopted by this Act on the 11th July, 1975, as well as the armorial ensigns assigned for Malta by warrant dated 2nd September, 1964 and published in the Gazette by Government Notice No. 550 on 12th October, 1964.".

Substitution of section 3 of the principal Act.

4. For section 3 of the principal Act there shall be substituted the following:

"Prohibition of use of Emblem of Malta etc.

3. (1) It shall not be lawful for any person to use for any purpose whatsoever, without the written authority of the Prime Minister, or not in accordance with any condition contained in any such written authority, the Emblem of Malta or any imitation thereof, or the armorial ensigns or the emblem referred to in subsection (2) of section 2 of this Act or any imitation thereof.

(2) It shall not be lawful for any person to incorporate within any design, for any purpose whatsoever, without the written authority of the Prime Minister, or not in accordance with any condition contained in any such written authority, the National Flag of Malta.".

Substitution of section 4 of the principal Act.

5. For section 4 of the principal Act there shall be substituted the following sections:

"Public Seal.

4. The Public Seal of Malta shall be a seal of a design as shown in the Second Schedule to this Act.

Custody of the Public Seal.

5. (1) The President of Malta may designate a Minister or a senior officer in the service of Malta to be the Custodian of the Public Seal and may give directions as to the manner in which it shall be kept and used.

(2) In default of any such designation, the President of Malta shall be the Custodian of the Public Seal.

Vilification of the National Flag of Malta etc.

6. It shall not be lawful for any person to publicly vilify by words, gestures, written matter, whether printed or not, or pictures or by some other visible means, or in any manner to deface, the National Flag of Malta or the Emblem of Malta.

Offences and penalties.

7. (1) Any person who contravenes the provisions of sections 3 and 6 of this Act shall be guilty of an offence and shall be liable on conviction to a fine *(multa)* of not less than fifty liri and not more than one thousand liri and in the case of a continuing offence to an additional fine *(multa)* of not less than one lira for each day during which the offence continues.

(2) No proceedings for an offence under this Act shall be instituted except with the consent of the Attorney General.".

6. For the Schedule to the principal Act there shall be substituted the following Schedules:

Substitution of Schedule to the principal Act.

"FIRST SCHEDULE

Section 2

THE EMBLEM OF MALTA



SECOND SCHEDULE

Section 4

PUBLIC SEAL OF MALTA



".

Repeal of Act XXXVIII of 1975.

7. The Public Seal of Malta Act, 1975, is hereby repealed.

Passed by the House of Representatives at Sitting No. 147 of the 19th October, 1988.

LAWRENCE GONZI
Speaker

P. MUSCAT TERRIBILE
Clerk to the House of Representatives

Ippubblikat mid-Dipartiment ta' l-Informazzjoni – Kastilja — *Published by the Department of Information – Kastilja*
Mitbugh fl-Istamperija tal-Gvern — *Printed at the Government Printing Press*

Prezz 4c — *Price 4c*