

I assent.

(L.S.)

EDWARD FENECH ADAMI
President

3rd April, 2009

ACT No. V of 2009

AN ACT to amend the Employment and Industrial Relations Act, Cap. 452.

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:-

1. The short title of this Act is the Employment and Industrial Relations (Amendment) Act, 2009 and this Act shall be read and construed as one with the Employment and Industrial Relations Act, hereinafter referred to as “the principal Act”.

Short title.

2. In paragraph (b) of subarticle (1) of article 26 of the principal Act, immediately after the words “conditions of employment” there shall be inserted the words “or dismissal”.

Amendment of article 26 of the principal Act.

3. In subarticle (2) of article 30 of the principal Act, for the words from “may order the payment” to “compensation to the aggrieved party”, both expressions included, there shall be substituted the words “shall order the payment of compensation for loss and damage sustained by the aggrieved party as a consequence of the breach”.

Amendment of article 30 of the principal Act.

4. Subarticle (2) of article 81 of the principal Act shall be amended as follows:

Amendment of article 81 of the principal Act.

(a) in paragraph (b) thereof, for the words “in all other

cases” there shall be substituted the words “in all other cases other than cases alleging a breach of articles 26, 27, 28 or 29” and for the words “in order to remedy the breach.” there shall be substituted the words “in order to remedy the breach; and”; and

(b) immediately after paragraph (b) thereof as amended there shall be inserted the following new paragraph:

“(c) in cases alleging a breach of articles 26, 27, 28 or 29 the provisions of subarticle (2) of article 30 shall apply.”.

Passed by the House of Representatives at Sitting No. 98 of 1st April, 2009.

LOUIS GALEA
Speaker

PAULINE ABELA
Clerk to the House of Representatives