

L.N. 176 of 2018

**FINANCIAL ADMINISTRATION AND AUDIT ACT
(CAP. 174)**

Public Procurement (Amendment) Regulations, 2018

BY VIRTUE of the powers conferred by article 4 of the Financial Administration and Audit Act, the Minister for Finance has made the following regulations: -

1. The title of these regulations is the Public Procurement (Amendment) Regulations, 2018, and these regulations shall be read and construed as one with the Public Procurement Regulations, hereinafter referred to as the "principal regulations". Citation.
S.L. 174.04
2. Regulation 97 of the principal regulations shall be renumbered as regulation 97(2) and immediately before sub-regulation (2) as renumbered there shall be added the following new sub-regulation (1):

"(1) The judicial acts, written pleadings and other documents which are to be filed with the Secretary of the Commercial Sanctions Tribunal may be filed in the Registry of the Civil Courts and Tribunals, Malta."

Amends
regulation 97 of
the principal
regulations.
3. In regulation 209 of the principal regulations sub-regulations (3) and (4) thereof shall be renumbered as sub-regulations (4) and (5) respectively and immediately after sub-regulation (2) thereof there shall be added the following new sub-regulation:

"(3) If the registered letter or judicial letter mentioned in sub-regulation (2) is not notified to the defendant, it shall be the responsibility of the Director of Employment and Industrial Relations to cause a copy of the application and all the documents attached with the application to be served on the defendant, and such service shall be effected through the mode of service established in article 187 of the Code of Organization and Civil Procedure.

The fees mentioned in paragraph 6 of Tariff A of Schedule A of the Code of Organization and Civil Procedure shall apply to such service."

Amends
regulation 209
of the principal
regulations.

Cap. 12.

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Amends
regulation 210
of the principal
regulations.

4. Sub-regulation (1) of regulation 210 of the principal regulations shall be substituted by the following:

"(1) The Secretary of the Commercial Sanctions Tribunal shall notify the Director of Employment and Industrial Relations and the defendant of the date on which the first hearing will be held. The notice of hearing shall be communicated by the Secretary to the defendant together with the application and documents mentioned in sub-regulation (2) of regulation 209.".
