

L.N. 122 of 2011

**PRIVATE GUARDS AND LOCAL WARDENS ACT
(CAP. 389)****Private Guards (Amendment) Regulations, 2011**

IN exercise of the powers conferred by article 24 of the Private Guards and Local Wardens Act, the Minister responsible for the Police has made the following regulations:-

Citation.

1. The title of these regulations is the Private Guards (Amendment) Regulations, 2011 and these regulations shall be read and construed as one with the Private Guards Regulations, hereinafter referred to as "the principal regulations".

S.L. 389.01

Amends
regulation 4 of
the principal
regulations.

2. Regulation 4 of the principal regulations shall be amended as follows:

(a) sub-regulations (2) and (3) thereof shall be re-numbered as sub-regulations (3) and (4); and

(b) immediately after sub-regulation (1) thereof there shall be added a new sub-regulation (2):

"(2) Any person applying for a licence to act as a private guard at a place of entertainment or as a specialised private guard shall submit to the Commissioner proof that he has completed a period of five years of service with the police, or the armed forces, or the prison services, in Malta or abroad, or that he has served for a period, or different periods, amounting to no less than five years, as a private guard. The applicant shall be required to provide adequate references attesting to satisfactory performance of his duties during such term:

Provided that the Commissioner may also require any applicant for a licence to act as a private guard at a place of entertainment or as a specialised private guard to attend a specialised course."

Amends
regulation 9 of
the principal
regulations.

3. Immediately after sub-regulation (2) of regulation 9 of the principal regulations there shall be added the following new sub-regulation:

"(3) Notwithstanding the provisions of sub-regulations

(1) and (2), private guards rendering private guard services at a place of entertainment shall not be required to wear a uniform approved by the Commissioner."

4. In the proviso to sub-regulation (4) of regulation 10 of the principal regulations, for the words "under regulation 9" there shall be substituted the words "under regulation 9(1)".

Amends regulation 10 of the principal regulations.

5. Immediately after regulation 10 of the principal regulations there shall be added the following new regulations:

Adds new regulations to the principal regulations.

"Duties.

11. (1) A private guard may not perform duties at a place of entertainment unless he is issued with a private guard at a place of entertainment licence.

(2) A private guard may not perform duties that are considered by the Commissioner to fulfil the criteria of a specialised private guard in accordance with article 6(8) of the Act, unless he is issued with a specialised private guard licence.

(3) Notwithstanding the provisions of sub-regulations (1) and (2) a private guard may perform such duties, without being issued with a private guard at a place of entertainment or a specialised private guard licence, as the case may be, for a period of 6 months following the entry into force of this regulation.

Services.

12. (1) Any private guard agency providing services in relation to the transportation or guarding in transit of money or property shall make use, during the provision of such services, of armoured vehicles.

(2) Any private guard vehicle transporting or guarding in transit money or property shall be manned by at least two specialised private guards:

Provided that any such vehicle may be manned by private guards who have not been issued with a specialised private guard licence for a period of 6 months following the entry into force of this regulation."

6. Immediately after the words "Action Planning" in the First Schedule to the principal regulations there shall be inserted the following:

Amends the First Schedule to the principal regulations.

"Training Course for Private Guards at Places of Entertainment

Course Objectives	<p>Successful completion of the course will enable a participant to:</p> <ul style="list-style-type: none"> (a) address difficult situations, insofar as possible without recourse to physical restraint; (b) exercise minimum use of force in situations where use of force is absolutely necessary. <p>The course also seeks to update participants on the basic principles set out in the Private Guards and Local Wardens Act and other matters relating to the Private Guards Sector.</p>
Methodology	<p>Following closely the provisions contained in the Private Guards and Local Wardens Act, and other relevant legislation, the modules introduce the keynote subject-matter, skills required, threats and vulnerabilities.</p> <p>Tuition will include presentations, demonstrations, discussions and participation in project exercises.</p> <p>Quality of direction, tuition and presentation is to be assured through the participation of qualified specialists or acknowledged experts in all fields of the keynote subjects.</p>
Syllabus	<p>Private guard services as defined in the Private Guards and Local Wardens Act</p> <ul style="list-style-type: none"> The Science of Security and Risk Conflict Management Training Exercising minimum use of force
Basic Skills	<ul style="list-style-type: none"> Observation Investigation (assessment of specific situations) Inquiry Appropriate action according to situation Controls
Safety	<ul style="list-style-type: none"> Safety Drills The requirements Familiarisation with Procedures

Interpersonal skills Negotiating difficult situations

Training Course for Specialised Private Guards

Course Objectives	<p>Successful completion of the course will enable a participant to:</p> <ul style="list-style-type: none"> (a) address difficult situations, insofar as possible without recourse to physical restraint; (b) exercise minimum use of force in situations where use of force is absolutely necessary; (c) drive armoured vehicles securely (in the case of applicants in possession of the required driving licence). <p>The course also seeks to update participants on the basic principles set out in the Private Guards and Local Wardens Act and other matters relating to the Private Guards Sector.</p>
Methodology	<p>Following closely the provisions contained in the Private Guards and Local Wardens Act, and other relevant legislation, the modules introduce the keynote subject-matter, skills required, threats and vulnerabilities.</p> <p>Tuition will include presentations, demonstrations, discussions and participation in project exercises.</p> <p>Quality of direction, tuition and presentation is to be assured through the participation of qualified specialists or acknowledged experts in all fields of the keynote subjects.</p>
Syllabus	<p>Private guard services as defined in the Private Guards and Local Wardens Act</p> <ul style="list-style-type: none"> The Science of Security and Risk Conflict Management Training Exercising minimum use of force Security Driving (compulsory for all applicants in possession of the required driving licence)

Basic Skills	Observation
	Investigation (assessment of specific situations)
	Inquiry
	Appropriate action according to situation
	Controls
Safety	Safety Drills
	The requirements
	Familiarisation with Procedures
Interpersonal skills	Negotiating difficult situations".

