L.N. 115 of 1988

COMMERCIAL CODE (CAP. 13)

Commission Agents (Licences) Regulations, 1988

IN exercise of the powers conferred by section 72 of the Commercial Code, the President of Malta has made the following regulations:—

Citation and commencement.

1. (1) These regulations may be cited as the Commission Agents (Licences) Regulations, 1988.

(2) These regulations shall come into force on the 1st January, 1989.

Interpretation.

2. In these regulations, unless the context otherwise requires —

"the Code" means the Commercial Code (Chapter 13); and

"the Council" means the Council of the Chamber of Commerce.

Fee to be levied.

3. The fee which shall be levied by the Council for the grant of a licence to act as a commission agent under the provisions of section 71 of the Code shall be —

(i) the sum of Lm10 which shall be payable on or before the grant of the licence; and thereafter

(ii) the sum of Lm10 (hereinafter called "the annual fee") which shall be payable on the 1st January in each year during the currency of the licence.

Failure to pay fee.

4. If any annual fee payable under the preceding regulation on the 1st January in any year is not paid before the 1st February in that year, the Council shall, as soon after the 1st February as may be convenient, address a communication to the person whose annual fee has not so been paid drawing his attention to his failure to pay such fee, and the Council shall be deemed to have complied with this regulation if such communication be sent pre-paid, by registered post, to the usual or last-known address of the person whose fee has not so been paid.

Lapse of licence.

5. (1) If any annual fee is not paid within thirty days after the date upon which the communication aforesaid has been sent by post, the licence to which it relates shall cease to be in force *sine die,* and if the person to whom it was granted wishes again to act as a commission agent he shall be required to apply for a new licence in accordance with the provisions of section 71 of the Code.

(2) In considering under that section any such application and the fitness of the applicant to act as a commission agent, the Council may take into consideration the previous failure of the applicant to pay

the annual fee and of any explanation regarding that failure which the applicant may adduce.

(3) When a licence ceases under this regulation to be in force, its ceasing so to be in force shall be notified in the Gazette.

Revokes G.N. 310 of 1939.

6. The Commission Agents (Licences) Regulations, 1939 are hereby revoked.

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