L.N. 8 of 1984

DEPARTMENT OF HEALTH (CONSTITUTION) ORDINANCE (CAP. 148)

Board for the Professions Supplementary to Medicine (First Elections) Regulations, 1984

IN exercise of the powers conferred by section 40 of the Department of Health (Constitution) Ordinance, the President of Malta has made the following regulations:—

Citation.

1. These regulations may be cited as the Board for the Professions Supplementary to Medicine (First Elections) Regulations, 1984.

Interpretation.

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

"the Commission" means the Election Commission established by regulation 3 of these regulations;

"Gozo" includes Comino;

"Malta" means the Island of Malta only;

"the Ordinance" means the Department of Health (Constitution) Ordinance;

"published" means published in the Gazette and "publication" shall be construed accordingly;

"Board" means the Board for the Professions Supplementary to Medicine as established by the Ordinance;

"the Sub-committee" means the Election Sub-committee established by regulation 4 of these regulations.

Election Commission.

3. (1) There shall be a Commission, to be called the Election Commission, which shall conduct the first elections to the Board in accordance with these regulations.

(2) The Commission shall be composed of the following members:

Dr Peter Fenech, M.D., D.P.H., D.T.M. & H.

Mr Joseph Buttigieg

Mr Charles Calleja.

Election sub-committee.

4. (1) There shall be a sub-committee of the Commission, to be called the Election Sub-committee, which shall perform the duties prescribed by these regulations, subject to such directions as may be given to it by the Commission.

(2) The Sub-committee shall be composed of the following members:

Dr John Cassar, M.D.

Mr Carmel Grech

Miss Stella Saliba.

Offices.

5. The office of the Commission shall be the Head Office of the Department of Health, Valletta, and that of the Sub-committee in Craig Hospital, Rabat, Gozo.

Period of nomination.

6. The Commission shall as soon as may be cause a notice to be published specifying the days and times during which nominations of candidates for election to the Board for the Professions Supplementary to Medicine will be accepted.

Nominations to be proposed and seconded.

7. A candidate for election under the provisions of section 28G of the Ordinance shall be nominated in writing by a proposer and a seconder from the persons entitled to vote under that section.

Form of nomination.

8. Every nomination shall be in a form prescribed by the Commission, which shall contain —

(a) the full names, qualifications and addresses of the candidate, the proposer and the seconder;

(b) a declaration of acceptance of nomination by the candidate; and

(c) such other particulars as the Commission may determine.

Delivery of nominations.

9. Completed nomination forms shall be delivered by hand to one of the members of the Commission or of the Sub-committee at the office of the Commission or of the Sub-committee, as the case may be.

Election dates, etc.

10. As soon as may be after the expiration of the time fixed for the acceptance of nominations, the Commission shall cause a notice to be published specifying the days and times during which the election shall be held and the names of the candidates for election.

Ballot papers.

11. The ballot papers to be used for the purpose of the election shall be in such form as the Commission shall prescribe:

Provided that any list of names of candidates appearing in the ballot papers shall be in alphabetical order.

Place of voting.

12. Voters residing in Malta and the members of the Commission (if entitled to vote) shall vote at the office of the Commission and those residing in Gozo and the members of the Sub-committee (if entitled to vote) shall vote at the office of the Sub-committee.

Place of delivery of ballot papers.

13. (1) The members of the Commission or the Sub-committee, as the case may be, shall, at the request of such persons as are entitled to vote under section 28G of the Ordinance, deliver the appropriate ballot paper to them personally in the room in which the ballot box is placed and shall in no case permit any person to take any ballot paper out of such room nor shall they permit any ballot paper to be taken out of their sight until it is dropped into the ballot box. No individual other than the person voting and the members of the commission or of the Sub-committee as the case may be, shall be allowed in the ballot room.

(2) Before delivering the ballot paper, the members of the Commission or of the Sub-committee, as the case may be, may require a voter to present a valid identity card issued under and in accordance with the Identity Card Act, 1975. Act LI of 1975

Manner of voting.

14. (1) A voter shall record his vote in secret by means of one cross placed against the name of the candidate for whom he votes.

(2) Where a voter votes for more than one candidate the ballot paper shall be declared invalid by the Commission or by the Sub-committee as the case may be.

List of voters.

15. The Commission and the Sub-committee shall keep a list of the names and addresses of all persons who have voted.

No voting after closing time.

16. No voting shall take place after the expiration of the time fixed by the Commission for voting except by such persons as are present at the office of the Commission or of the Sub-committee, as the case may be, on the expiration of such time.

Counting of votes.

17. (1) As soon as may be after the voting the Commissioners shall count the votes cast in Malta and the Sub-committee those cast in Gozo.

(2) Every candidate or a person authorised by him in writing shall have a right to be present at the closing and opening of the ballot boxes and may affix his personal seal on each ballot box and also have the right to be present at, and to follow, the counting of votes.

Sub-committee to report to Commission.

18. The Sub-committee shall forthwith report to the Commission the number of votes cast in Gozo for each candidate.

Elected candidates.

19. The candidate who obtains the largest number of votes in any category of candidates shall be declared elected by the Commission.

Partial election.

20. If two or more candidates obtain an equal number of votes, a partial election shall, if necessary, be held amongst those candidates in accordance with the provisions of regulations 10 to 19 of these regulations.

Report to Minister of Health.

21. The Commission shall forthwith report the result of the election to the Minister of Health for publication in the Gazette.

Commission's decision to be final.

22. The decision of the Commission on the validity of any nomination, on the right of any person to vote or to stand for election, on the place at which a person should vote and on the result of the elections shall be final and conclusive.

Duration of regulations.

23. These regulations shall continue in force for a period of two months and no longer, but the expiration of these regulations shall not effect the validity of anything done in pursuance thereof.

Ippubblikat mit-Taqsima tat-Tagħrif — Kastilja — *Published by the Information Division — Kastilja*
Mitbugħ fl-Istamperija tal-Gvern — *Printed at the Government Printing Press*

Prezz 2c — *Price 2c*