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I assent.

(L.S.)

**MARIE LOUISE
COLEIRO PRECA
President**

4th December, 2015

ACT No. XXXVIII of 2015

AN ACT to amend the Prisons Act, Cap. 260.

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:-

Short title and
commencement.
Cap. 260.

1. (1) The short title of this Act is the Prisons (Amendment) Act, 2015, and this Act shall be read and construed as one with the Prisons Act, hereinafter referred to as "the principal Act".

(2) This Act shall come into force on such date as the Minister responsible for Prisons may by notice in the Gazette appoint, and different dates may be so appointed for different purposes or different provisions of this Act.

Amendment of
article 6 of the
principal Act.

2. Paragraph (e) of sub-article (1) of article 6 of the principal Act shall be substituted by the following:

"(e) the manner in which and conditions under which a remission of a portion of the sentence may be earned by industry, good conduct and adherence to the Care Plan in terms of the Restorative Justice Act;"

Amendment of
article 8 of the
principal Act.

3. Article 8 of the principal Act shall be amended as follows:

(a) sub-article (1) thereof shall be substituted by the following:

"(1) There shall be a Corradino Correctional

Facility Monitoring Board, composed of such members as shall be appointed every two years by the President.";

(b) sub-article (2) thereof shall be deleted;

(c) sub-articles (3), (4) and (5) thereof shall be renumbered as sub-articles (2), (3) and (4) respectively;

(d) in sub-article (2) as renumbered the words "during the year" shall be deleted;

(e) in sub-article (4) thereof as renumbered the word "justice" shall be substituted by the words "the Prisons"; and the words "Board of Visitors" shall be substituted by the words "Corradino Correctional Facility Monitoring Board"; and

(f) immediately after sub-article (4) thereof, as renumbered, there shall be added the following new sub-article:

"(5) The Director of Prisons shall ensure that all prisoners are made aware of the Corradino Correctional Facility Monitoring Board and its functions thereof and to make available the necessary mechanism in order that the prisoners can make their requests or complaints to the Board.".

4. Article 15 of the principal Act shall be amended as follows:

Amendment of
article 15 of the
principal Act.

(a) in sub-paragraph (i) thereof the words "after he attains the age of fifty" shall be deleted; and

(b) in sub-paragraph (v) thereof the words "that such infirmity is likely to be permanent." shall be substituted by the words "that such infirmity is likely to be permanent."; and immediately thereafter there shall be added the following new provisos:

"Provided that if a correctional services officer has, without his own default, been seriously injured during the course of his duties and due to such injury he is incapable of discharging the duties of his office, and has been duly certified by an Injuries Board made up of medical and other professionals appointed by the Minister responsible for Prisons, such officer may be entitled to

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pensionable emoluments as if he had completed the 25 years' service:

Provided further that, if a correctional services officer, without his own default, dies as a direct consequence of him having carried out the duties of his office, his dependants, unless otherwise precluded at law, will be entitled to the payment of such pensionable emoluments in accordance with regulation 16 of the Prisons Pensions Regulations."

Passed by the House of Representatives at Sitting No. 333 of the 25th November, 2015.

ANGLU FARRUGIA
Speaker

RAYMOND SCICLUNA
Clerk of the House of Representatives

