VERŻJONI ELETTRONIKA

L.N. 168 of 2016

MALTA ARMED FORCES ACT (CAP. 220)

Appointments and Conditions of Service of the Regular Force (Amendment) Regulations, 2016

IN exercise of the powers conferred by article 4 of the Malta Armed Forces Act, the President of Malta has made the following regulations:-

Citation.

1. The title of these regulations is the Appointments and Conditions of Service of the Regular Force (Amendment) Regulations, 2016 and these regulations shall be read and construed as one with the Appointments and Conditions of Service of the Regular Force Regulations, hereinafter referred to as "the principal regulations".

S.L. 220.03

Amends the Third Schedule of the principal regulations.

2. Part II of the Third Schedule to the principal regulations shall be amended as follows:

(a) rule 9 thereof shall be substituted by the following new rule:

"9. Where an officer or man, has sustained a physical injury on duty leading to a permanent disability -

(a) without his own default, and

(b) during the actual discharge of his duties, and

(c) is, due to such injuries, incapable of fulfilling any other role in the Force, and

(d) has been duly certified by an Injuries Board composed of medical and other professionals and appointed by the Minister responsible for defence and including the Force's Principal medical officer,

such officer or man shall be entitled to pensionable emoluments as if he had completed the twenty-five years service."; and

(b) rule 10 thereof shall be substituted by the following

VERŻJONI ELETTRONIKA

new rule:

"10. (1) Where an officer or man, without his own default, dies as a direct and immediate consequence of him having carried out the duties of his office, his pensionable emoluments shall be granted to:

(a) the surviving spouse or partner of the deceased until such spouse remarries or such partner contracts another union of equivalent status in accordance with the Civil Union Act, or reaches pensionable age, or in the absence of an eligible spouse or partner;

Cap. 530.

(b) the child or children of the deceased until such child or children attain the age of eighteen years or until such child attains the age of twenty-three years if attending a full-time educational institution; or in the absence of children;

(c) a parent or immediate family relative who was dependent on him for maintenance for a period of five years from the death of the officer or man subject to the retention of a state of dependency:

(2) For the purposes of sub-rule (1)(b), the pensionable emoluments granted to the child or children shall be equally divided and, in the case of minors, entrusted to their legal guardian as defined in the Children and Young Persons (Care Orders) Act.".

Cap. 285.

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