VERŻJONI ELETTRONIKA

L.N. 95 of 2018

PUBLIC ADMINISTRATION ACT (CAP. 497)

Identity Malta Agency (Establishment) (Amendment) Order, 2018

IN EXERCISE of the powers conferred by article 36 of the Public Administration Act, the Prime Minister has made the following order:-

Title.

1. The title of this order is the Identity Malta Agency (Establishment) (Amendment) Order, 2018 and this order shall be read and construed as one with the Identity Malta Agency (Establishment) Order, hereinafter referred to as the "principal order".

S.L. 497.07.

Substitutes article 8 of the principal order.

2. Article 8 of the principal order shall be substituted by the following:

"Board of Directors.

8. (1) As a special arrangement in terms of article 36(2)(d), in conjunction with article 39 of the Act, the Agency shall be directed by a Board of Directors composed of five (5) members.

(2) All the Directors shall be non-Executive Directors, each having one (1) vote.

(3) One (1) of the five (5) Directors shall be a non-Executive Chairperson.

(4) The Directors, including the non-Executive Chairperson who shall be appointed from amongst the Directors, shall be appointed by the Minister.

(5) The members of the Board shall hold office for a period not exceeding three (3) years. Any member may, before the expiration of his term of office, resign by letter addressed to the Minister:

Provided that the members of the Board may be removed from office by the Minister prior to the expiry of their term of office where, in the opinion of the Minister, they have been found guilty of misconduct or where they are, in the opinion of the Minister, unable to perform the duties of their office.

Secretary of the Board.

(6) The Minister shall appoint a person to act as a Secretary of the Board.

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(7) The remuneration paid to members of the Board shall be in accordance with the Act and established guidelines.".

Adds new articles to the principal order.

3. Immediately after article 8 of the principal order there shall be added the following new articles:

"Chief Executive Officer.

9. (1) The Agency shall have a Chief Executive Officer to be styled as the 'Chief Executive Officer, Identity Management and Ancillary Services' who shall be responsible for the performance, functions and duties of the Agency and who shall be responsible for the daily management of the Agency in accordance with the Act.

(2) The Chief Executive Officer shall be appointed by the Minister.

(3) The Chief Executive Officer shall be answerable to the Board, and this save the powers granted to the Minister, the Principal Permanent Secretary and the Permanent Secretary, by articles 38 and 39 of the Act.

Legal and judicial representation.

10. The legal and judicial representation of the Agency shall vest in the Chief Executive Officer or in such other officer of the Agency whom the Minister may, for this purpose, appoint from time to time.".

Ippubblikat mid-Dipartiment tal-Informazzjoni (doi.gov.mt) — Valletta — ***Published by the Department of Information (doi.gov.mt) — Valletta***
Mitbugħ fl-Istamperija tal-Gvern fuq karta FSC — ***Printed at the Government Printing Press on FSC certified paper***

Prezz/*Price*
€0.18