VERŻJONI ELETTRONIKA

I assent.

(L.S.) **GEORGE VELLA**
President

14th July, 2023

ACT No. XXIII of 2023

AN ACT to amend the Code of Organization and Civil Procedure, Cap. 12.

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.

1. (1) The short title of this Act is the Code of Organization and Civil Procedure (Amendment) Act, 2023 and this Act shall be read and construed as one with the Code of Organisation and Civil Procedure, hereinafter referred to as "the Code".

Cap. 12.

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

Addition of a new article to the Code.

2. Immediately after article 36 of the Code there shall be added

the following new article:

"Jurisdiction of the Courts of Gozo in constitutional cases. Cap. 319.

36A. (1) The Civil Court, First Hall when exercising its jurisdiction to hear cases filed under the provisions of the Constitution or of the European Convention Act shall hold sittings in the building of the Courts of Gozo when taking cognizance of cases where the applicant is a natural person having his ordinary abode, or a legal person having its registered office, in the islands of Gozo and Comino.

(2) Sub-article (1) shall not apply where, when the case is filed the number of applicants and respondents, excluding respondents who are representatives of the Government or of any public authority, residing in the island of Malta exceeds the number of applicants and respondents residing in the islands of Gozo and Comino, in which case the sittings of the Court shall be held in the building of the courts in Malta.".

Passed by the House of Representatives at Sitting No. 145 of the 10th July, 2023.

ANĠLU FARRUGIA
Speaker

RAYMOND SCICLUNA
Clerk of the House of Representatives

VERŻJONI ELETTRONIKA

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