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I assent.

(L.S.)

MYRIAM SPITERI DEBONO
President

18th February, 2025

ACT No. III of 2025

AN ACT to amend the International Protection Act, Cap. 420.

BE IT ENACTED by the President, by and with the advice and consent to the House of Representatives, in this present Parliament assembled, and by the authority of the same as follows:-

Short title and
scope.

Cap. 420.

1. (1) The short title of this Act is the International Protection (Amendment) Act, 2025 and this Act shall be read and construed as one with the International Protection Act, hereinafter referred to as the "principal Act".

(2) The scope of this Act is to transpose the provisions of Directive 2013/32/EU of the European Parliament and of the Council of 26 June 2013 on common procedures for granting and withdrawing international protection (recast).

Amendment of
article 17A of
the principal
Act.

2. The proviso to sub-article (3) of article 17A of the principal Act shall be deleted.

Amendment of
article 22 of the
principal Act.

3. Immediately after sub-article (3) of article 22 of the principal

Act there shall be added the following new sub-article:

"(3a) The International Protection Agency shall revoke, end or refuse to renew the subsidiary protection status of a third-country national or stateless person, if their misrepresentation or omission of facts, including the use of false documents, was decisive for the granting of subsidiary protection status."

4. Sub-article (1) of article 23 of the principal Act shall be substituted by the following new sub-article: Amendment of article 23 of the principal Act.

"(1) A person seeking international protection in Malta in terms of article 8 shall be examined under accelerated procedures in accordance with this article when his application appears to be manifestly unfounded."

5. Immediately after article 23A of the principal Act there shall be added the following new article: Addition of new article to the principal Act.

"Unfounded applications.
S.L. 420.07.

23B. Without prejudice to regulation 13 of the Procedural Standards for Granting and Withdrawing International Protection, the International Protection Agency may only consider an application to be unfounded, if it has established that the applicant does not qualify for international protection:

Provided that the International Protection Agency shall consider an application to be manifestly unfounded, if it has established that the applicant does not qualify for international protection, and that the application falls under the definition of "manifestly unfounded" in article 2."

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Passed by the House of Representatives at Sitting No. 310 of the
12th February, 2025.

ANĠLU FARRUGIA
Speaker

ELEANOR SCERRI
Clerk of the House of Representatives