L.N. 228 of 2025

AUTHORITY FOR TRANSPORT IN MALTA ACT (CAP. 499)

Civil Aviation (Investigation of Air Accidents and Incidents) (Amendment) Regulations, 2025

IN EXERCISE of the powers conferred by article 43 of the Authority for Transport in Malta Act, the Minister responsible for transport, after consultation with the Authority for Transport in Malta, has made the following regulations:-

Citation.

1. The title of these regulations is Civil Aviation (Investigation of Air Accidents and Incidents) (Amendment) Regulations, 2025 and these regulations shall be read and construed as one with the Civil Aviation (Investigation of Air Accidents and Incidents) Regulations, hereinafter referred to as the "principal regulations".

S.L. 499.22.

General amendment to the principal regulations.

2. In the principal regulations the words "Chief Inspector" shall be substituted by the words "Chief Investigator", wherever they occur.

Amends regulation 2 of the principal regulations.

3. Regulation 2 of the principal regulations shall be amended as follows:

(a) the definition "Chief Inspector" shall be deleted;

(b) immediately after the definition "Chicago Convention" thereof there shall be added the following new definitions:

" "Chief Executive Officer" means the Chief Executive Officer of the Bureau appointed in accordance with regulation 6;

"Chief Investigator" means the Chief Investigator of aircraft accidents appointed in accordance with regulation 6;".

Amends regulation 5 of the principal regulations.

4. Regulation 5 of the principal regulations shall be amended as follows:

(a) in sub-regulation (1) thereof immediately after the words "with these regulations." there shall be added the words

"The legal and judicial representation of the Bureau shall vest in the Chief Executive Officer.";

(b) paragraph (a) of sub-regulation (6) thereof shall be substituted by the following new paragraph:

"(a) the Bureau shall include at least:

(i) a Chief Executive Officer;

(ii) one (1) Chief Investigator capable of performing functions in accordance with these regulations; and

(iii) one (1) inspector capable of performing the functions of investigator in charge in the event of a major accident;".

Amends regulation 6 of the principal regulations.

5. Regulation 6 of the principal regulations shall be amended as follows:

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

"Appointment of Chief Executive Officer, Chief Investigator and inspectors.

(1) For the purposes of these regulations, the Minister shall appoint a Chief Executive Officer from among candidates who satisfy the qualifications in the Bureau's operational manual to serve as investigator. The Chief Executive Officer shall be directly responsible to the Minister for the administrative function of the Bureau. For the purposes of these regulations, the Minister shall also appoint a Chief Investigator, on the basis of adequate qualification, who shall be responsible directly to the Chief Executive Officer for the technical aspect of the Bureau. The Chief Investigator shall appoint inspectors of accidents in conformity with the criteria established in the operations manual of the Bureau.";

(b) sub-regulation (3) thereof shall be substituted by the following new sub-regulation:

"(3) The remuneration of the Chief Executive Officer, Chief Investigator and inspectors as well as to any other person appointed in accordance with sub-regulation (7) to assist in an investigation, shall be determined by the Minister with the consent of the Minister responsible for finance.";

(c) sub-regulation (4) thereof shall be substituted by the following new sub-regulation:

"(4) The Chief Executive Officer may delegate any of his powers or obligations in accordance with these regulations to any official of the Bureau designated by him. The Chief Investigator may delegate any of his powers or obligations in accordance with these regulations to an inspector designated by him to be his deputy.".

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