
A.L. 204 tal-2009

**AWTORITÀ TA' MALTA DWAR IR-RIZORSI
(KAP. 423)**

**Regolamenti ta' l-2009 li Jemendaw ir-Regolamenti dwar
in-Notifika ta' Sorsi ta' l-Ilma ta' taht l-Art**

BIS-SAHHA tas-setgħat mogħtija bl-artikolu 28 ta' l-Att dwar l-Awtorità ta' Malta dwar ir-Rizorsi, il-Ministru għar-Rizorsi u Affarijiet Rurali, wara konsultazzjoni ma' l-Awtorità ta' Malta dwar ir-Rizorsi, għamel dawn ir-regolamenti li ġejjin:

1. (1) It-titolu ta' dawn ir-regolamenti hu Regolamenti ta' l-2009 li jemendaw ir-Regolamenti dwar in-Notifika ta' Sorsi ta' l-Ilma ta' taht l-Art, u għandhom jinqraw u jifthiemu bħala haġa waħda mar-Regolamenti ta' l-2008 dwar in-Notifika ta' Sorsi ta' l-Ilma ta' taht l-Art, hawn aktar 'il quddiem imsejha "ir-regolamenti prinċipali".

Titolu u bidu fis-sehħ.

(2) Dawn ir-regolamenti għandhom jidhlu fis-sehħ fl-14 ta' Lulju, 2009.

2. Fis-subregolament (1) tar-regolament 3 tar-regolamenti prinċipali, minflok il-kliem "sa l-20 ta' Novembru, 2008." għandhom jidhlu l-kliem "sa l-20 ta' Novembru, 2008:" u minnufih wara għandhom jizdiedu dawn il-proviso li ġejjin:

Jemenda r-regolament 3 tar-regolamenti prinċipali.

"Izda l-Awtorità għandha, mill-15 ta' Lulju, 2009 sa dik id-data li tigi stabbilita mill-Ministru permezz ta' avviz fil-Gazzetta, taċċetta applikazzjonijiet għan-notifika ta' sorsi ta' ilma ta' taht l-art li ma kinux ġew ipprezentati lilha sa l-20 ta' Novembru, 2008, meta l-fatt li ma tkunx saret dik in-notifika jkun ġustifikat b'raġunijiet minhabba ċirkustanzi speċjali li jkunu xierqa:

Izda wkoll huma biss daww iċ-ċirkustanzi speċjali li jkunu ġustifikati u xierqa, li jitqiesu kif imiss minn kumitat imwaqqaf mill-Ministru skond l-artikolu 25 ta' l-Att, għandhom jitqiesu validi mill-Awtorità:

Iżda aktar flimkien man-notifika, utent ta' sors ta' l-ilma ta' taht l-art għandu wkoll jipprezenta affidavit li jiġi maħluf u konfermat taht għurament quddiem kummissjunarju b'setgħa li jagħti għurament, fejn jiġu speċifikat fl-affidavit ir-raġunijiet u ċ-ċirkustanzi speċjali xierqa li jkunu jiġġustifikaw id-dewmien tan-notifika, flimkien ma' kull prova u dokumentazzjoni oħra li jistgħu jkunu meħtieġa sabiex jiġi ppruvat il-kontenut ta' l-affidavit.”.

Jemenda r-regolament
4 tar-regolamenti
prinċipali.

3. Fis-subregolament (1) tar-regolament 4 tar-regolamenti prinċipali, minnufih wara l-kliem “mitejn u tletin euro (€230)” għandhom jidhlu l-kliem “u dritt addizzjonali ta' mitt euro (€100) fil-każ ta' dewmien tan-notifika kif imsemmi fir-regolament 3 ta' dawn ir-regolamenti.”.

L.N. 204 of 2009

**MALTA RESOURCES AUTHORITY ACT
(CAP. 423)**

**Notification of Groundwater Sources (Amendment)
Regulations, 2009**

IN exercise of the powers conferred by article 28 of the Malta Resources Authority Act, the Minister for Resources and Rural Affairs, after consultation with the Malta Resources Authority, has made the following regulations:–

1. (1) The title of these regulations is Notification of Groundwater Sources (Amendment) Regulations, 2009 and they shall be read and construed as one with the Notification of Groundwater Sources Regulations, 2008, hereinafter referred to as “the principal regulations”.

Title and commencement.

(2) These regulations shall come into force on the 14th July 2009.

2. In sub-regulation (1) of regulation 3 of the principal regulations, for the words “until the 20th November, 2008.” there shall be substituted the words “until the 20th November, 2008:” and immediately thereafter there shall be added the following provisos:

Amends regulation 3 of the principal regulations.

“Provided that the Authority shall, as from the 15th July, 2009 and until such date as established by the Minister by means of a notice in the Gazette, accept applications for notifications of groundwater sources which were not submitted to it by the 20th November, 2008, when such failure to notify is justified by reasons owing to appropriate special circumstances:

Provided further that only such justified and appropriate special circumstances, as duly determined by a committee to be appointed by the Minister in terms of article 25 of the Act, shall be considered as valid by the Authority:

Provided also that together with the notification, a user of a groundwater source shall also submit an affidavit to be sworn and confirmed under oath before a commissioner for oaths, specifying therein the reasons and the appropriate special circumstances justifying the late notification, together with any such other proof

and documentation which may be necessary to prove the contents of the affidavit.”

Amends regulation
4 of the principal
regulations.

3. In regulation 4 of the principal regulations, immediately after the words “two hundred and thirty euro (€230)” there shall be added the words “and an additional fee of one hundred euro (€100) in case of late notifications as specified in regulation 3 hereof.”.

