

CHAPTER 472

MEMBERS OF PARLIAMENT
(PUBLIC EMPLOYMENT) ACT*Members of Parliament (Public Employment) Act.*

10th August, 2004

ACT XI of 2004.

- 1.** The short title of this Act is the Members of Parliament (Public Employment) Act. Short title.
- 2.** In this Act unless the context otherwise requires: Interpretation.
- (a) "Constitution" means the Constitution of Malta;
- (b) "disciplined force" has the same meaning as is assigned to it by article 47(1) of the [Constitution](#);
- (c) "House" means the House of Representatives;
- (d) "public office", "public officer" and "public service" shall have the same meaning as is assigned to them by article 124 of the [Constitution](#).
- 3.** (1) Subject to the provisions of article 4, for the purposes of article 54(1)(b) of the Constitution, it is hereby provided that a public officer, whose office, substantive or otherwise, in the Public Service is not on a salary scale which is higher than salary scale 6, or such other salary scale as the House may by Resolution from time to time determine, shall be qualified to be elected as a member of the House. Qualification of public officers to be elected as members of the House.
- (2) Subject to the provisions of subarticle (3) a public officer who is elected as member of the House shall enjoy such rights, and be subject to such obligations and conditions, as any other public officer in the same grade or position; so however that such member shall be allowed to attend to his duties in the House.
- (3) Where it appears to the Prime Minister to be necessary in the public interest, he may by Order published in the Gazette make special rules under this Act barring public officers who are elected to the House from serving in particular departments or offices or from performing particular duties, and such public officers shall be reassigned elsewhere or excused from those duties as specified by that Order.
- 4.** The provisions of this Act shall not apply to any member of a disciplined force. Members of a disciplined force.
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