

SUBSIDIARY LEGISLATION 497.07**IDENTITY MALTA AGENCY (ESTABLISHMENT)
ORDER**

10th September, 2013

LEGAL NOTICE 269 of 2013.

1. The title of this Order is the Identity Malta Agency (Establishment) Order. Citation.
2. In this Order, unless the context otherwise requires - Interpretation.
"the Act" means the Public Administration Act; Cap. 497.
"Agency" means the Identity Malta Agency established by this Order;
"Agency Agreement" means the Agreement as provided for in article 7;
"Minister" means the Minister responsible for Home Affairs;
"Permanent Secretary" means the Permanent Secretary in the Ministry responsible for Home Affairs.
3. (1) There is hereby established an Agency, to be known as the Identity Malta Agency or as "Identity Malta", which shall carry out functions and duties of the public administration in the following matters: Establishment of Identity Malta Agency.
- (a) citizenship, residence permits, work permits and other administrative matters related to expatriates;
 - (b) passports;
 - (c) identity cards and other identity documents;
 - (d) acts of civil status;
 - (e) land registration and registration of public deeds;
 - (f) individual investment programmes for expatriates or for persons who acquire Maltese citizenship, including the administration of funds deriving from such programmes;
 - (g) such other matters which are ancillary, incidental or consequential to the matters stipulated in paragraphs (a) to (f) as the Minister may from time to time determine:
- Provided that when such matters as are referred to in this sub-article consist of or include the administration or investment of funds, the Minister shall act with the concurrence of the Minister responsible for Finance in making the said determination.
- (2) In particular, but without prejudice to the generality of the provisions of sub-article (1), the Agency shall:

- Cap. 188. (a) assist the Minister, from time to time, responsible for matters relating to Maltese citizenship in the execution of his duties and functions under the Maltese Citizenship Act;
- Cap. 258. (b) see to the carrying out the functions and duties of the "authorised officer" under the Identity Card and Other Identity Documents Act;
- Cap. 61. (c) assist the Minister, from time to time, responsible for matters relating to passports and any other officer in charge of passports in the execution of his functions and duties in terms of the Passports Ordinance;
- Cap. 16.
Cap. 56. (d) see to the carrying out of the functions and duties of the Director of the Public Registry including those under the Civil Code and the Public Registry Act; and
- Cap. 296. (e) assist the Minister, from time to time, responsible for matters relating to land registration and see to the carrying out of the functions and duties of the Land Registrar appointed under the Land Registration Act.
- Minister responsible for the Agency. **4.** The Minister responsible for home affairs shall be the Minister responsible for the Agency.
- Agency to be subject to the Act. **5.** The Agency shall be subject to the provisions of Title 2 of Part III of the Act and shall be regulated thereby.
- Financial arrangements.
Cap. 174. **6.** The Agency shall be governed by the provisions of the Financial Administration and Audit Act unless otherwise authorised in the Agency Agreement.
- Agency agreement. **7.** The operations of the Agency shall be carried out in accordance with an Agency Agreement which shall be agreed between the Permanent Secretary and the Agency.
- Head of the Agency. **8.** The Agency shall be headed by the Executive Chairperson who shall perform all the functions and duties of the Chief Executive Officer of the Agency as stipulated in the Act.
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