Ir-regolament 2: Iżid subregolament (8) ġdid għar-regolament 102, li jimponi obbligu fuq Transport Malta sabiex tiżgura li tiġi applikata strateġija ta' infurzar nazzjonali koerenti fit-territorju ta' Malta, liema strateġija għandha tiffoka fuq impriżi bi grad ta' riskju għoli taħt is-sistema ta' klassifika tar-riskji, imsemmija fl-istess regolament.

5. Konklużjoni

Dawn ir-regolamenti għandhom jidħlu fis-seħħ mal-pubblikazzjoni tagħhom fil-Gazzetta.

Għal aktar informazzjoni jew kjarifiki fuq l-implimentazzjoni ta' dawn ir-regolamenti, jekk jogħġbok irreferi l-mistoqsijiet tiegħek lil Transport Malta permezz ta' email fuq l-indirizz elettroniku (info.tm@transport.gov.mt).

N.B. Dawn in-Noti ta' Spjegazzjoni mhumiex maħsuba biex ikunu deskrizzjoni eżawrjenti tal-istrument legali u lanqas sostitut tiegħu jew suppliment leġiżlattiv għall-istess. Dawn in-Noti mhumiex intiżi bħala deċiżjoni awtorevoli fuq l-interpretazzjoni tal-leġiżlazzjoni.

Noti ta' Traspożizzjoni għall-fini tal-paragrafu (vi)tal-Iskeda III tal-Kapitolu 512 tal-Liġijiet ta' Malta	
Direttiva 2020/1057	**Regolamenti dwar is-Servizzi ta' Ġarr ta' Passiġġieri (L.S.499.56)**
Artikolu 6	Iż-żieda ta' subregolament ġdid (8) f'regolament 102

Il-21 ta' Lulju, 2023

No. 1018

MINISTRY FOR TRANSPORT, INFRASTRUCTURE AND CAPITAL PROJECTS

Explanatory Notes[1]

Passenger Transport Services (Amendment) Regulations, 2023

By means of the Passenger Transport Services (Amendment) Regulations, 2023 (hereinafter referred to as "the regulations"), the Authority for Transport in Malta (hereinafter referred to as "Transport Malta") has partially transposed Directive (EU) 2020/1057 of the European Parliament and of the Council of 15 July 2020 laying down specific rules with respect to Directive 96/71/EC and Directive 2014/67/EU for posting drivers in the road transport sector and amending Directive 2006/22/EC as regards enforcement requirements and Regulation (EU) No 1024/2012 (hereinafter referred to as "the amending Directive"), into national legislation. These regulations transpose Article 6 of the amending Directive, whereby Directive 2006/22/EC has been amended and therefore this had to be mirrored in national legislation.

2. Summary and background

The regulations introduce amendments to Part XIV of the Passenger Transport Services Regulations (S.L. 499.56). The main amendments to these regulations relate to checks carried out at the roadside and the quayside on the compliance of the

[1]These Explanatory Notes are for the purpose of and in accordance with Article 3(2)(c) and Schedule III of Chapter 512 of the Laws of Malta.

carrier carrying out international road passenger transport services, particularly for the purposes of and in accordance with Directive 2006/22/EC and its subsequent amendments, including those implemented by the amending Directive.

These regulations particularly impose an administrative obligation on Malta, through Transport Malta, to enforce a coherent national enforcement strategy which is applicable in the territory of Malta, focusing on undertakings with a high risk rating under the risk rating system.

3. Overview of the structure of the instrument

The Passenger Transport Services (Amendment) Regulations, 2023 is made up of two (2) regulations and consist of the following:

Regulation 1 – Citation and scope.

Regulation 2 - Amends regulation 102 of the principal regulations.

4. Commentary

Regulation 1: Introduces the title of the regulations being the Passenger Transport Services (Amendment) Regulations, 2023, whilst referring to the principal regulations as the Passenger Transport Services Regulations (S.L. 499.56). This regulation further explains the scope of the regulations, being the partial transposition of the amending Directive.

Regulation 2: Adds a new sub-regulation (8) to regulation 102, imposing an obligation on Transport Malta to ensure that a coherent national enforcement strategy is applied in the territory of Malta, which strategy shall focus on undertakings with a high risk rating under the risk rating system, referred to in the same regulation.

5. Concluding section

These regulations shall come into force upon their publication in the Gazette.

For more information or clarification on the implementation of these regulations, kindly refer your queries to Transport Malta via email on (info.tm@transport.gov.mt).

N.B. These Explanatory Notes are not intended to be an exhaustive description of the instrument nor a substitute thereof or a legislative supplement to it. These Notes do not purport to be an authoritative ruling on the interpretation of the legislation.

Transposition Notes for the purpose of paragraph (vi) of Schedule III of Chapter 512 of the Laws of Malta	
Directive 2020/1057	**Passenger Transport Services Regulations (S.L. 499.56)**
Article 6	The addition of new sub-regulation (8) in regulation 102

21st July, 2023