

Suppliment tal-Gazzetta tal-Gvern ta' Malta Nru. 18,888, 13 ta' Marzu, 2012

Taqsimha B

A. L. 88 tal-2012

**ATT DWAR IX-XANDIR
(KAP. 350)**

**Regolamenti tal-2012 li jemendaw il-Ħtigiet dwar Standards
u Prattika li Japplikaw għall-Bulettini tal-Aħbarijiet u
l-Programmi ta' Ġrajjet Kurrenti**

BIS-SAHHA tas-setgħat mogħtija mill-artikolu 20(3) tal-Att dwar ix-Xandir, l-Awtorità tax-Xandir għamlet ir-regolamenti li ġejjin:

1. (1) It-titolu ta' dawn ir-regolamenti hu Regolamenti tal-2012 li jemendaw l-Ħtigiet dwar Standards u Prattika li Japplikaw għal Bulettini tal-Aħbarijiet u l-Programmi ta' Ġrajjet Kurrenti u għandhom jinqraw u jitqiesu bħala waħda mal-Ħtigiet dwar Standards u Prattika li Japplikaw għal Bulettini tal-Aħbarijiet u l-Programmi ta' Ġrajjet Kurrenti, hawn iżjed 'il quddiem imsejha "il-ħtigiet prinċipali".

Titolu u dħul fis-seħh.
L.S. 350.14.

(2) Dawn ir-regolamenti għandhom jidhlu fis-seħh fis-16 ta' Marzu 2012.

2. Għandu jizdied dan li ġej wara l-paragrafu 8.15.2. tal-ħtigiet prinċipali:

Jemenda l-paragrafu 8
tal-ħtigiet prinċipali.

"8.15.3. Applikazzjoni għall-eżerċizzju tad-dritt għal twegiba tista' tiġi miċħuda jekk din it-twegiba ma tkunx iġġustifikata skont il-kondizzjonijiet stabbiliti fil-paragrafu 8.15.4, kienet tinvolvi att punibbli, kienet tissoġġetta lix-xandar għal proċeduri legali ċivili jew kienet tikser l-istandards tad-diċenza pubblika.

8.15.4. Mingħajr preġudizzju għad-dispożizzjoniet ta' xi liġi oħra, kull persuna fiżika jew ġuridika, tkun xi tkun in-nazzjonalità tagħha, li l-interessi legittimi tagħha,

partikolarment ir-reputazzjoni u l-isem tajjeb, ikunu ġew danneġġjati b'asserzjoni ta' fatti mhux korretti waqt programm tat-televiżjoni jew tar-radju jista' jeżerċita dritt għal risposta. L-Awtorità għandha tiżgura illi l-eżerċizzju effettiv tad-dritt tar-risposta ma jiġix imfixkel bl-impożizzjoni ta' pattijiet u kondizzjonijiet li ma jkunux raġonevoli. Ir-risposta għandha tiġi trasmessa f'perjodu ta' żmien raġonevoli wara li t-talba tkun ġiet sostanzjata u f'hin u b'mod xieraq għax-xandira li għaliha t-talba tirreferi.”

L. N. 88 of 2012

**BROADCASTING ACT
(CAP. 350)**

**Requirements as to Standards and Practice Applicable to News
Bulletins and Current Affairs Programmes (Amendment)
Regulations, 2012**

IN exercise of the powers conferred by article 20(3) of the Broadcasting Act, the Broadcasting Authority, has made the following regulations:-

1. (1) The title of these regulations is the Requirements as to Standards and Practice Applicable to News Bulletins and Current Affairs Programmes (Amendment) Regulations, 2012 and shall be read and construed as one with the Requirements as to Standards and Practice Applicable to News Bulletins and Current Affairs Programmes, hereinafter referred to as “the principal requirements”.

Citation and entry into force. S.L. 350.14.

(2) These regulations shall come into force on 16th March 2012.

2. The following shall be added after paragraph 8.15.2. of the principal requirements:

Amends paragraph 8 of the principal requirements.

“8.15.3. An application for exercise of the right of reply may be rejected if such a reply is not justified according to the conditions laid down in paragraph 8.15.4, would involve a punishable act, would render the broadcaster liable to civil-law proceedings or would transgress standards of public decency.

8.15.4. Without prejudice to the provisions of any other law, any natural or legal person, regardless of nationality, whose legitimate interests, in particular reputation and good name, have been damaged by an assertion of incorrect facts in a television or radio programme may exercise a right of reply. The Authority shall ensure that the actual exercise of the right of reply is not hindered by the imposition of unreasonable terms or conditions. The reply shall be transmitted within a reasonable time subsequent to the request being substantiated and at a time and in a manner appropriate to the broadcast to which the request refers.”

