



Monday 6th July, 2026

Carmel Grima (ID No. 35744G)
Narcissus
Triq il-Madonna tas-Sokkors
Kercem KCM1155

Frank Grima (ID No. 12553G)
73, Triq in-Naggara
Xewkija XWK1234

NOTICE OF COMPROMISE FINE

In terms of Article 27 of the Health and Safety at Work Act – Chapter 646 of the Laws of Malta

OHSA Reference: #7749

Dear Messers Grima,

On the 27th October, 2025 officers from the Occupational Health and Safety Authority (the “OHSA”) carried out inspections at Vacant Site, Triq Jean De La Valette, Xewkija, Għawdex.

OHSA’s investigation has revealed various non-remediable violations of the Health and Safety at Work Act, Chapter 646 of the Laws of Malta) and the applicable subsidiary regulations enacted thereunder.

In the light of the foregoing, OHSA believes that, in your capacity as clients and *ipso facto* project supervisors, you have failed to:

1. *Appoint in respect of a project as is applicable under these regulations, a project supervisor for health and safety matters as prescribed by Regulation 3(1) of Subsidiary Legislation 646.27, Health And Safety At Work (Minimum Health and Safety Requirements For Work At Construction Sites) Regulations.*
2. *Ensure that no works commence or progress unless a project supervisor for health and safety matters is validly appointed by the client in accordance*

with these regulations and such appointment shall be notified to the Authority by the client on such form as may be prescribed by the Authority as prescribed by Regulation 3(4) and 3(8) of Subsidiary Legislation 646.27, Health And Safety At Work (Minimum Health and Safety Requirements For Work At Construction Sites) Regulations.

DECISION

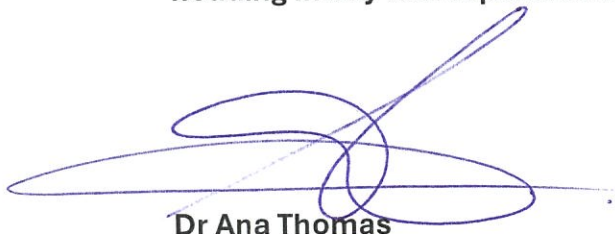
Therefore, in virtue of the powers conferred under the Health and Safety at Work Act, Chapter 646 of the Laws of Malta, to investigate and take appropriate legal action, OHSA has concluded that you, in your respective capacity as a client and *ipso facto* project supervisor, breached the aforementioned provisions and consequentially is declaring that you pay a compromise fine amounting to **eight hundred and thirty three Euro and thirty three Euro cents (€833.33).**

Within sixty (60) days of the service of the notice, you may accept responsibility and within the same period of sixty (60) days pay or undertake in writing to pay the fine indicated in this notice.

In the event that you fail to pay the compromise fine within the sixty (60) day period, such fine shall constitute a penalty ordered by a court and proceedings may be taken to recover the same as a civil debt due to the Authority.

Furthermore, in the event that you do not accept responsibility criminal proceedings may be taken against you in accordance with the provisions of law applicable to the offence.

Any communication by yourself and/or your legal advisor in relation to the above may be directed by email to ana.thomas.1@ohsa.mt or by registered mail to the attention of the undersigned at OHSA, 17, Triq Edgar Ferro, Pieta'. It is imperative to quote the OHSA Reference Number as indicated in this letter's heading in any correspondence sent to the OHSA.



Dr Ana Thomas

Article 27, Chapter 646 of the Laws of Malta

- (1) *Notwithstanding any other law providing for the trial and punishment of offences, where the Authority believes that a person has committed an offence against this Act, other than in circumstances involving a fatality or when the breach is administrative in nature, the Authority may give notice in writing to such person providing the following information:*

- (a) a description of the offence that the Authority believes that such person has committed;*
- (b) a list of the steps to be taken by such person to remedy the offence;*
- (c) whether the offence is remediable; and*
- (d) a declaration that such person is required to pay a compromise fine in respect of such offence:*

Provided that the Authority may not require the payment of a compromise fine exceeding fifty thousand euro (€50,000).

- (2) *Where a notice in accordance with this article has been given, the person named in the notice may, within sixty (60) days of the service of the notice, accept responsibility in writing for the offence specified in the notice and within the same period of sixty (60) days, remedy the offence if the offence is remediable, and pay or undertake in writing to pay the fine indicated in the notice or such other compromise fine as the Authority may accept instead, and in any such case:*

- (a) the person named in the notice shall be deemed to have committed the offence and to have admitted his guilt in respect thereof, and the compromise fine paid, or agreed to be paid, shall be the penalty to which he becomes liable to pay;*
- (b) in the case of a remediable offence, if the offence is remedied to the satisfaction of the Authority and the compromise fine is paid within the period of sixty (60) days, no further proceedings may be taken against the said person in respect of the same facts:*

Provided that the agreement to pay the compromise fine shall not extinguish any civil liability to make good any damages to any person or authority:

Provided that such person fails to pay the compromise fine within the sixty (60) day period, such fine shall constitute a penalty ordered by a court, and proceedings may be taken to recover the same as a civil debt due to the Authority.

- (3) *Where the person to whom notice is given under sub-article (1) does not accept or, in the case of a remediable offence, having accepted such responsibility, fails to remedy the offence within the specified period, even if he has paid the compromise fine, criminal proceedings may be taken against him in accordance with the provisions of law applicable to the offence.*

Modes of Settlement of Fines:

1. By direct credit into OHSA's bank account as follows

Account name – AWTORITA' SAHHA SIGURTA' – OHSA ADMINFINES

Bank	HSBC
Branch	Birkirkara
Address	1, Triq in-Naxxar, B'Kara BKR9049
A/C number	016-188005-004
IBAN	MT66 MMEB 4416 3000 0000 1618 8005 004
Swift Code	MMEBMTMT
Narrative	Insert OHSA Reference

2. Or by cheque payable: *Awtorita' Sahha u s-Sigurta'*.

Cheques may be sent by mail at OHSA's address (OHSA, 17 Triq Edgar Ferro, Pietà PTA 1533). Alternatively, cheques may be handed over at the above address, which is open between 08:00h and 13:00h, Monday-Friday.

OHSA's reference is to be invariably included with the payment. A receipt is issued for all payments. For payments made via direct credit or postal mail, the receipt will be sent either by email or by post.