

**From:** Saliba Jesmond 4 at OCVO <[jesmond.saliba.4@gov.mt](mailto:jesmond.saliba.4@gov.mt)>

**Sent:** Tuesday, 24 December 2024 10:27

**To:** Ronald Galea <[ronald@fondazzjoniwens.com](mailto:ronald@fondazzjoniwens.com)>; Sam Baron <[sam@diapsl.com](mailto:sam@diapsl.com)>

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**Subject:** Way forward re Wens

Mr Galea,

Kindly note that in view of your question as to who is your contact point and who you should be communicating with, kindly note aspects of a ruling which I issued yesterday.

*Ruling:*

Article 18(4) of the Act (Chapter 492, Laws of Malta) provides that the Commissioner can seek to assist an organisation to implement solutions or to achieve compliance prior to issuing an order in accordance with articles 19 and 20 (the latter articles dealing with the suspension and cancellation of the organisation). To address the deficiencies and guide Fondazzjoni Wens toward compliance and operational improvement, the following measures are being imposed:

1. Suspension of Current Deed and Development of a New Deed:

The existing deed is hereby suspended, and a new deed shall be drafted to align with legal and regulatory requirements.

2. Establishment of a New Board of Administrators:

A new board with clearly defined Terms of Reference (ToR) (detailed below) shall be established to oversee governance and operations.

Mr Sam Baron              Chairperson

Mr Joe Gerada            Deputy Chairperson

Dr Bernard Busuttil      Secretary

Mr Omar Bonello        Treasurer

**Members**

Ms Marjoe Abela

Mr Tyron Baron

Mr George Borg

Mr Mario Caruana

Dr Charles Cassar

Mr Mario Mamo

Ms Giovanna Mirabile

Ms Rose Pace

Mr Paul Parker

### 3. Ethos of the Members in the New Board:

The members of the newly reconstituted board are to ensure respect for the organisation's original objectives and the dignity of the people entrusted to the said organisation.

Other aspects of the ruling were communicated to the Board which is being entrusted with the execution of the ruling given.

Please note that this ruling is being issued in accordance with the powers granted to the Commissioner for Voluntary Organisations under Chapter 492 of the Laws of Malta, specifically the following provisions:

- *Article 7(1)(b), (d), (g), and (h): To monitor and ensure compliance, provide guidelines for better performance, investigate complaints, and promote high standards of accountability and transparency in voluntary organisations;*
- *Article 8(1) and (2): To establish communication channels with voluntary organisations and enhance credibility and standards in the voluntary sector;*
- *Article 18(4): To assist voluntary organisations in achieving compliance prior to recommendations or orders;*
- *Article 34(1) and (3): To investigate affairs, demand relevant information, and issue directives ensuring compliance.*

**In view of the above ruling, kindly note that the communications as per has to be held directly with Mr Baron, who is the appointed Chairperson of the Foundation.**

In view of this ruling, kindly also note that the role of Mr Bamber and Mr Scicluna as delegates of the Commissioner comes to an end.

I would like to thank Mr Bamber and Mr Scicluna for their support and voluntary work in the past months.

Jesmond Saliba

**Commissioner**