



SUPPLEMENT No. 2

TO

THE CYPRUS GAZETTE No. 4250 OF 13TH AUGUST, 1959.
LEGISLATION.

THE STATUTE LAWS OF CYPRUS

No. 28 OF 1959.

A LAW TO AMEND THE CO-OPERATIVE SOCIETIES LAW.

CAP. 198.
22 of 1955.

HUGH FOOT,]
Governor.

[12th August, 1959.

BE it enacted by His Excellency the Governor and
Commander-in-Chief of the Colony of Cyprus as
follows:—

1. This Law may be cited as the Co-operative Societies Short title.
(Amendment) Law, 1959, and shall be read as one with the
Co-operative Societies Law (hereinafter referred to as “the
principal Law”).

Amendment
of section
2 of the
principal
Law.

2. Section 2 of the principal Law is hereby amended as follows:—
- (a) by the insertion in the definition of “registered society” contained therein, immediately after the words “this Law” (line 2), of the words “and such society shall be deemed to belong to the community of the majority, or all, of its members” ;
- (b) by the substitution for the definition of “Registrar” contained therein of the following definition:—
- “ ‘Registrar’ means the Greek Registrar or the Turkish Registrar appointed under section 3 of this Law, as the context or circumstances may require ;”.

Repeal of
section 3
of the
principal
Law and
substitution
of new
section.

3. Section 3 of the principal Law is hereby repealed and the following section substituted therefor:—

“ Appoint-
ment of
Registrars
and Assis-
tant Regis-
trars and
powers and
duties
thereof.

3.—(1) The Governor may appoint a person to be Greek Registrar and a person to be Turkish Registrar and may appoint persons to assist any such Registrar, and may, by general or special order published in the *Gazette*, confer on such persons all or any of the powers of a Registrar under this Law.

(2) The Greek Registrar shall exercise all the powers, and shall perform all the duties, of a Registrar in relation to all registered societies all the members, or the majority of the members, of which are Greek, and the Turkish Registrar shall likewise exercise all the powers, and shall perform all the duties, of a Registrar in relation to all registered societies all the members, or the majority of the members, of which are Turkish, and the term ‘Registrar’, wherever it occurs in this Law or in any Rules made thereunder or in the bye-laws of a registered society, shall be read and construed accordingly.

(3) Where the majority of the applicants for registration as a society under the provisions of this Law is neither Greek nor Turkish, such application may be made either to the Greek Registrar or to the Turkish Registrar, and the Registrar who registers such society shall thereafter exercise all the powers, and perform all the duties, of a Registrar in relation to such registered society.”.

Amendment
of the
principal
Law by
insertion
therein
of new
section 53A.

4. The principal Law is hereby amended by the insertion therein, immediately after section 53, of the following new section:—

“ Special
provisions
for arbitra-
tion in
certain
disputes.

53A.—(1) Notwithstanding anything in section 53 or any other provision of this Law to the contrary contained, where the parties to a dispute under sub-section (1) of section 53 of this Law do not belong to the same community or are not registered with the same Registrar, such dispute shall, upon application being made to either the Greek Registrar or the Turkish Registrar or to both such Registrars

by any party to the dispute, be referred jointly by the said Registrars to an arbitrator or arbitrators for decision.

In the event of the said Registrars failing to agree on the appointment of an arbitrator or arbitrators they shall, within a period of thirty days from the date on which such application was made to either or both of them as aforesaid, refer the matter to the Governor who shall himself appoint an arbitrator or arbitrators to act in the matter.

(2) The award of the arbitrator or arbitrators under this section shall be final and shall not be called in question in any civil Court, and shall be enforced in the same manner as if the award had been a judgment of a civil Court.

(3) The arbitrator or arbitrators, at any time when proceeding to a decision under this section, may refer any question of law arising out of such decision for the opinion of the Supreme Court; and any Judge or Judges of the Supreme Court, as the Chief Justice may direct, may consider and determine any question of law so referred and the opinion given on such question shall be final and conclusive.”.

5. Sub-section (2) of section 54 of the principal Law is hereby amended as follows :—

Amendment
of section
54 of the
principal
Law.

(a) by the substitution of a semi-colon for the full stop occurring at the end thereof ;

(b) by the addition at the end thereof of the following paragraphs :—

“(x) provide for the setting up of Advisory Boards and a Co-ordinating Committee and for the functions thereof ;

(y) provide for the compulsory transfer of shares from one registered society to another ;

(z) provide for the division of the reserve fund of a registered society between two or more registered societies.”.

6.—(1) Any registered society which is registered with the Registrar of Co-operative Societies immediately prior to the coming into operation of this Law—

Transitional provisions.

(a) where all the members, or the majority of the members, of such registered society are Greek, shall be deemed to have been registered with the Greek Registrar ;

(b) where all the members, or the majority of the members, of such registered society are Turkish, shall be deemed to have been registered with the Turkish Registrar ;

(c) where the majority of the members of such registered society is neither Greek nor Turkish, such registered society shall, within one month from the date of the coming into operation of this Law, be registered with either the Greek Registrar or the Turkish Registrar, as it may elect.

(2) Nothing in this section contained shall be deemed to affect the right of any member to leave an existing registered society and to form, or join, another society under the provisions of the principal Law.

Retrospec-
tive effect
of certain
Rules.

7. Rules made by the Governor-in-Council in exercise of the powers conferred upon him by section 54 of the principal Law, as amended by section 5 of this Law, may be given retrospective effect to the first day of January, 1958.

12th August, 1959.

A. F. J. REDDAWAY,
Administrative Secretary.