

## CHAPTER 18.

## FOREIGN TRIBUNAL (EVIDENCE).

## CONVENTIONS CONCLUDED AND PUBLISHED UNDER SECTION 11.

The following Conventions regarding legal proceedings in civil and commercial matters have been concluded and applied to Cyprus under section 11 of this Law :—

<i>Foreign State</i>	<i>Gazette : year/page</i>
<b>Austria :</b>	
Convention published .. .. .	1934/433
Convention lapsed .. .. .	1938/457
Convention revived as from 28th June, 1951 ..	1952/34
<b>Belgium :</b>	
Convention extended to Cyprus .. ..	1925/453
Convention published .. .. .	1934/401
Supplementary Convention extended to Cyprus as from 27th June, 1935 .. .. .	1935/540
<b>Czechoslovakia :</b>	
Convention extended to Cyprus as from 17.2.27	1931/922
Convention published .. .. .	1934/307
<b>Denmark :</b>	
Convention published .. .. .	1934/454
<b>Estonia :</b>	
Convention extended to Cyprus as from 11.10.33	1933/778
Convention published .. .. .	1934/444
<b>Finland :</b>	
Convention published .. .. .	1935/575
<b>France :</b>	
Convention extended to Cyprus .. ..	1924/59
Convention published .. .. .	1934/399
Convention extended to French Colonies and territories under French mandate ..	1933/83
Convention extended to French Guiana ..	1933/550
Convention extended to the French Settle- ment in Oceania .. .. .	1934/501
<b>Germany :</b>	
Convention extended to Cyprus from 25.11.29	1931/922
Convention published .. .. .	1934/403
<b>Greece :</b>	
Convention published .. .. .	1939/244
<b>Hungary :</b>	
.. .. .	1937/516
<b>Iraq :</b>	
Convention published .. .. .	1939/452
<b>Italy :</b>	
Convention extended to Cyprus as from 25.8.32	1933/61
Convention published .. .. .	1934/409

<i>Foreign State</i>	<i>Gazette : year/page</i>
Lithuania :	
Convention published .. .. .	1937/459
Netherlands :	
Convention published .. .. .	1934/451
Convention extended to the Colony of Curacao as from 29.6.34 .. .. .	1934/509
Convention extended to the Netherlands East Indies as from 21.3.35 .. .. .	1935/99
Convention extended to the Netherlands West Indies as from 5.5.35 .. .. .	1935/234
Norway :	
Convention extended to Cyprus as from 14.11.31	1932/2
Convention published .. .. .	1934/415
Poland :	
Convention extended to Cyprus as from 3.5.33	1933/409
Convention published .. .. .	1934/440
Portugal :	
Convention extended to Cyprus as from 30.4.33	1933/435
Convention published .. .. .	1934/436
Spain :	
Convention extended to Cyprus as from 23.2.31	1931/922
Convention published .. .. .	1934/406
Convention extended to the Spanish Colonies in West Africa as from 1.9.34 .. .. .	1934/642
Sweden :	
Convention extended to Cyprus as from 3.9.31	1931/1029
Convention published .. .. .	1934/412
Switzerland :	
Convention published .. .. .	1940/449
Turkey :	
Convention published .. .. .	1934/447
Yugoslavia :	
Convention published .. .. .	1938/642

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NOTE ON CONVENTIONS.

As a result of the war, the conventions with Esthonia, Lithuania and Germany are not effective. Conventions with Esthonia and Lithuania have never formally lapsed, but have ceased to operate owing to *de facto* incorporation of these States in the Soviet Union. With regard to Germany (Western Zone), informal assistance is given through the diplomatic channel. The position as to certain other countries is obscure.

Conventions with the other countries are effective, those with Italy, Finland and Hungary being revived by the peace treaties.

**CHAPTER 19.**  
**JUVENILE OFFENDERS.**

FORMS PRESCRIBED UNDER SECTION 24.

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109.

The Governor, with the advice and assistance of the Chief Justice, has prescribed that the forms in the Appendix hereto shall be used, with such modifications as the circumstances may require, in appropriate matters and proceedings before any Court in relation to any child or young person.

**APPENDIX.**

JUVENILE OFFENDERS FORM No. 1.

ORDER FOR COMMITTAL TO REFORM SCHOOL.

*Juvenile Offenders Law, Cap. 19, Section 12 (1) (d).*

In the District Court of.....

Before the Juvenile Court sitting at.....

....., who appears to the Court to be a child or young person having been born, as far as can be ascertained, on the..... day of....., 19....., whose religious persuasion appears to be..... and who resides at....., having this day been found guilty of the offence of.....

it is hereby ordered that the said offender be sent to the Reform School, Lapithos, and detained there subject to the provisions of the Juvenile Offenders Law, Cap. 19.

AND IT IS FURTHER ORDERED that....., of....., being the parent or person liable to make contributions in respect of the maintenance of the offender, shall pay to the....., at..... a monthly sum of..... pounds..... shillings..... piasres until the said offender ceases to be under the care of the Reform School :

AND IT IS FURTHER ORDERED that the Superintendent of Police shall be responsible for the conveying of the above offender to the Reform School :

AND IT IS FURTHER ORDERED that pending completion of arrangements for the reception of the said..... into the Reform School he be committed to custody in..... or care of.....

(Signed).....  
President, District Judge or Magistrate.

Date.....

NOTES.—(1) Take notice that you (\*)..... are required, under a penalty of one pound, to give notice forthwith to the Registrar of the above Court of any change of your address.

(2) No contributions are payable in respect of any period during which the said..... is out on licence or under supervision from the Reform School or approved residence.

(\*) Name of parent, etc.

JUVENILE OFFENDERS FORM No. 2.\*  
PROBATION ORDER.

*Juvenile Offenders Law, Cap. 19, Section 14.*

In the District Court of.....  
Before the Juvenile Court sitting at.....

....., of.....,  
(hereinafter called "the offender"), being a child under the age of fourteen  
years or young person under the age of sixteen years is charged for that,  
he, on the..... day of....., 19....., at.....  
in the said District, did.....

.....  
and the Court is satisfied of his guilt, but is of opinion that it is expedient  
to discharge the offender on probation :—

IT IS THEREFORE ORDERED that the offender be discharged conditionally  
on h..... entering into a recognizance in the sum of £..... with  
suret..... in the sum of £..... each, to observe the following  
conditions :—

1. To appear before the Court to be further dealt with when called  
upon at any time during the period of.....  
from to-day.....
2. In the meantime to be of good behaviour and not to associate with  
undesirable characters or to frequent undesirable places.
3. To remain during the said period under the supervision of.....  
....., probation officer, and to comply with his  
directions as to conduct and mode of living, and to visit or receive  
visits from him as he shall direct, and to report forthwith to him  
any change of residence or place of employment.

(Signed).....  
President, District Judge or Magistrate.

Date.....

RECOGNIZANCE.

..... of....., the  
principal party to this recognizance together with the undersigned suret.....  
hereby severally acknowledge that we owe to Her Majesty Queen Elizabeth  
II, Her Heirs and Successors the sums following, viz : The principal party  
the sum of £..... and the sureties the sum of £..... each,  
to be levied of our respective movable and immovable properties if the  
principal party shall fail to observe and conform to any of the obligations  
and conditions set forth in the above Order during the period mentioned  
therein.

.....  
*Principal Party.*

.....  
*Sureties.*

Taken before..... this..... day of....., 19.....

JUVENILE OFFENDERS FORM No. 3.\*  
NOTICE OF PROBATION ORDER.

*Juvenile Offenders Law, Cap. 19, Section 14.*

In the District Court of.....  
Before the Juvenile Court sitting at.....

\* This form ceased to be in force on 14.10.54. as section 14 of Cap. 19 was  
repealed by Law 49 of 1954. The forms now in force are those under the  
Probation of Offenders Rules at page 393.

TAKE NOTICE that you .....  
 to-day having been found guilty of the offence of .....  
 .....  
 are bound for the period of ..... years in the sum of .....  
 ..... pounds and .....  
 your surety in the sum of ..... pounds, by recognizance  
 entered into this day before the said Court to observe the following con-  
 ditions :—

1. That you are to appear before the Court if called upon at any time within the said period.
2. That you are to be of good behaviour and not to associate with undesirable characters or to frequent undesirable places.
3. That during the said period you shall be under the supervision of .....  
 probation officer, and shall comply with his directions as to your conduct and mode of living, and shall visit or receive visits from him as he shall direct and shall report forthwith to him any change of your residence or place of employment.

If you fail to observe any of these conditions you and your surety are liable to forfeit the above mentioned sums, and you will further be liable to be dealt with according to Law for the offence which this day was proved against you.

(Signed) .....  
*Registrar.*

Date .....

JUVENILE OFFENDERS FORM No. 4.

ORDER FOR COMMITTAL TO THE CARE OF A RELATIVE OF OTHER FIT PERSON ON CONVICTION.

*Juvenile Offenders Law, Cap 19, Section 12 (1) (c).*

In the District Court of .....  
 Before the Juvenile Court sitting at .....

....., (hereinafter called "the offender"), who appears to the Court to be a child/young person having been born as far as can be ascertained on the ..... day of ....., 19....., (whose religious persuasion appears to be ..... ) and who resides at ....., having this day been found guilty of the offence of .....

IT IS HEREBY ORDERED that the said offender be committed until he attains the age of sixteen years to the care of ..... of ....., who is a fit person and willing to undertake the care of h....., and who is of the same religious persuasion/who has given an undertaking that the offender shall be brought up in accordance with the offender's religious persuasion :

Or for any shorter period.

AND IT IS FURTHER ORDERED that ..... of ....., being the parent/person liable to make contributions in respect of the maintenance of the said offender shall pay to the ..... at ..... a monthly sum of £..... to be applied by h..... in or towards the maintenance

or otherwise for the benefit of the offender for so long as this Order shall remain in force.

(Signed).....

Date..... President, District Judge or Magistrate.

NOTES.—(1) Take notice that you (\*)..... are required, under a penalty of one pound, to give notice forthwith to the Registrar of the above Court of any change of your address.

(2) The person to whose care the offender is committed shall, whilst the order is in force, have the same right of control over the offender, and be subject to the same liabilities in respect of h..... maintenance as if he were h..... parent, and the offender shall continue in h..... care notwithstanding any claim by h..... parent or any other person.

(3) If probation is also ordered, a separate order should be drawn up.

(\*) Name of parent, etc.

JUVENILE OFFENDERS FORM No. 5.

ORDER FOR COMMITTAL TO THE CARE OF A RELATIVE, FIT PERSON OR INSTITUTION WITHOUT CONVICTION.

Juvenile Offenders Law, Cap. 19, Section 15.

In the District Court of.....

Before the Juvenile Court sitting at.....

....., of....., who appears to the Court to be a child, having been born, so far as has been ascertained, on the..... day of....., 19....., was this day brought before the Court as being in need of care or protection, namely, as being a child who.....

Insert description in terms of section 15 (1) (a) to (e).

AND THE COURT is satisfied that the said child being within the description aforesaid is in need of care or protection :

IT IS HEREBY ORDERED that the said child (whose religious persuasion appears to the Court to be that of.....) be committed until he attains the age of sixteen years to the care of....., of....., who is a fit person and willing to undertake the care of h....., and who is of the same religious persuasion/who has given an undertaking that the said child will be brought up in accordance with the said child's religious persuasion :

Or for any shorter period.

AND IT IS FURTHER ORDERED that..... of..... being the parent/person liable to make contributions in respect of the maintenance of the said child shall pay to the..... at..... a monthly sum of..... pounds..... shillings..... piasres to be applied by h..... in or towards the maintenance or otherwise for the benefit of the said child for so long as this Order shall remain in force :

AND IT IS FURTHER ORDERED that the said child be placed under the supervision of....., a probation officer, for a period of.....

(Signed).....

Date..... President, District Judge or Magistrate.

NOTES.—(1) Take notice that you (\*)..... are required, under a penalty of one pound, to give notice forthwith to the Registrar of the above Court of any change of your address.

(2) The person to whose care the offender is committed shall, whilst the order is in force, have the same right of control over the offender, and be subject to the same liabilities in respect of h..... maintenance as if he were h..... parent, and the offender shall continue in h..... care notwithstanding any claim by h..... parent or any other person.

(\*) Name of parent, etc.

JUVENILE OFFENDERS FORM No. 6.\*
ORDER VARYING OR REVOKING RECOGNIZANCE.
Juvenile Offenders Law, Cap. 19, Section 14 (3).

In the District Court of.....
Before the Juvenile Court sitting at.....

Whereas on the..... day of....., 19..... an order was made by the said Court binding....., a child under the age of fourteen years/young person under the age of sixteen years residing at....., by recognizance to observe certain conditions therein enumerated, and placing the said child/young person under the supervision of....., a probation officer, for a period of.....

And application has been made by the said probation officer that the said Order be varied/revoked.

Upon hearing the said application the said Court hereby revokes the said Order/varies the said Order as follows :—

Insert the new conditions of recognizance.

And it is further ordered that the said child/young person remain/be placed under the supervision of....., probation officer, for the period of..... and observe the following conditions for securing such supervision :—

Insert the new conditions for supervision.

(Signed).....
Date..... President, District Judge or Magistrate.

Notice of Variation of Recognizance.

To..... of.....

TAKE NOTICE that the conditions of the recognizance entered into by you and..... and..... as your sureties before this Court on the date above mentioned, have this day, upon the application of....., probation officer, been varied by this Court as set out above.

If you fail to observe any of these conditions you and your suret..... will thereby forfeit the sum of your recognizance and you will further be liable to be dealt with according to Law for the offence which was proved against you.

(Signed).....
Date..... Registrar.

\* This form ceased to be in force on 14.10.54, as section 14 of Cap. 19 was repealed by Law 49 of 1954. The forms now in force are those under the Probation of Offenders Rules at page 393.

JUVENILE OFFENDERS FORM No. 7.

ORDER RENEWING, VARYING OR REVOKING AN ORDER FOR COMMITTAL TO RELATIVE, FIT PERSON OR INSTITUTION.

Juvenile Offenders Law, Cap. 19, Section 15.

In the District Court of.....

Before the Juvenile Court sitting at.....

Whereas on the ... day of ....., 19..... an order was made placing ..... a child under the age of fourteen years/young person under the age of sixteen years residing at ..... under the care of ..... and under the supervision of ....., probation officer, for a period of .....

And application has been made by..... that the said order be renewed, varied or revoked, and upon hearing the said application, the Court (\*) (or the Court of its own motion after due enquiry) hereby revokes the said Order/renews/varies the said Order as follows :—

Insert conditions of renewal or variation.

AND IT IS FURTHER ORDERED that the said child/young person remain/ be placed under the supervision of..... a probation officer, for the period of..... and observe the following conditions for securing such supervision :—

Insert new conditions for supervision.

(Signed)..... President, District Judge or Magistrate.

Date.....

(\*) Delete as required.