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AKROTIRI VILLAGE (SPECIAL PROVISIONS)  
ORDINANCE 1966

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*This is a consolidated version of this legislation i.e. it incorporates all amendments made since the legislation was enacted as set out in the table below. It has been produced by the SBAA as an aid to transparency and easier access to SBA law. However, it is not the official version of SBA legislation and, although every effort has been made to check the document, its accuracy cannot be guaranteed. The official version of legislation is published in the SBA Gazette.*

<b>Legislation incorporated in this Consolidation</b>	<b>Ordinance</b>	<b>Date in Force</b>
Akrotiri Village (Special Provisions) Ordinance 1966	3/1966	25/02/1966
Akrotiri Village (Special Provisions)(Amendment) Ordinance 1979	9/1979	06/09/1979
Akrotiri Village (Special Provisions)(Amendment) Ordinance 1981	4/1981	08/05/1981
Akrotiri Village (Special Provisions)(Amendment) Ordinance 1985	14/1985	23/10/1985
Akrotiri Village (Special Provisions)(Amendment) Ordinance 1989	4/1989	28/03/1989
Akrotiri Village (Special Provisions)(Amendment)(No.2) Ordinance 1989	11/1989	14/07/1989
Akrotiri Village (Special Provisions)(Amendment) Ordinance 1991	4/1991	07/03/1991
Akrotiri Village (Special Provisions)(Amendment) Ordinance 1995	5/1995	05/05/1995
Akrotiri Village (Special Provisions)(Amendment) Ordinance 2004	7/2004	08/04/2004
Akrotiri Village (Special Provisions)(Amendment) Ordinance 2009	16/2009	11/08/2009

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*SCHEDULE 2 — Election of Members of Committee*

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AKROTIRI VILLAGE (SPECIAL PROVISIONS)  
ORDINANCE 1966

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AN ORDINANCE TO MAKE SPECIAL PROVISION FOR THE ADMINISTRATION AND CONTROL OF CERTAIN PROPERTY AND PRIVILEGES IN AKROTIRI VILLAGE AND GENERALLY TO MAKE SPECIAL PROVISION FOR THE ADMINISTRATION OF AKROTIRI VILLAGE

**BE** it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:—

**PART 1**  
**Preliminary**

**Short title**

1. This Ordinance may be cited as the Akrotiri Village (Special Provisions) Ordinance 1966.

**Interpretation**

2. In this Ordinance, unless the context otherwise requires:—

~~“appointed day” means a day after the 18<sup>th</sup> day of February, 1966 appointed by the Administrator by Notice in the Gazette;~~(a)

“Committee” means the special Committee constituted under this Ordinance;

“communal owner” means a communal owner as described in subsection (1) of section 9 of this Ordinance who has not ceased to be a communal owner under the provisions of subsection (2) of that section;

“Cypriot” has the same meaning as in the Citizens of the Republic (Jurisdiction of Courts) Ordinance 1960(b);

“descended” or “descendant” means directly descended or a direct descendant through the male or female line:

Provided that for the purpose of this definition an illegitimate child shall not be deemed to be a descendant of either of his parents but an adopted child shall be deemed to be a descendant of each of his adoptive parents;

“disposition” includes sale, gift, mortgage, pledge, lease, licence, surrender of title upon lawful acquisition, or surrender of right of user under lawful requisition, transfer of title by will, intestacy or otherwise upon death, disposition by way of trust or other settlement, or any other form of disposition;

“elected member” means a member of the Committee required to be elected by sub-section (2) of section 4 of this Ordinance;

“law” means any Ordinance as defined in the Laws (Adaptation and Interpretation) Ordinance, 1960 and any United Kingdom legislation applicable to the Areas(c);

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(a) Deleted by Ordinance 11/1989 – came into force on 14 July 1989  
(b) Ordinance 6/1960  
(c) Ordinance 1/1960 as amended

~~“qualified voter” means a male communal owner who has attained the age of twenty one years; (a)~~

“Recognised Residents List” means the Recognised Residents List as defined or described in the Control (Entry, Settlement and Commercial Enterprises) Ordinance, 1960(b);

“specified property” means the property and privileges described in the First Schedule to this Ordinance;

“Supervising Officer” means any person appointed by the Administrator after consultation with the appropriate authorities of the Republic as Supervising Officer for the purpose of this Ordinance.

## PART 2

### Administration and Control of Specified Property

#### Specified property to vest in communal owners

3. Notwithstanding the provisions of any other Ordinance, including any doctrine of Common Law or Equity, or any settlement, contract or other deed whatsoever, the immovable property described in the first part of the First Schedule to this Ordinance and the privileges described in the second part of the said Schedule (hereinafter together referred to as the “specified property”) shall, from the appointed day be deemed to vest in the persons described in section 9 of this Ordinance (hereinafter referred to as the “communal owners”).

#### Special committee to administer specified property

4.—(1) There shall be a Committee to be called the “Special Committee for the administration and control of specified property in Akrotiri Village”.

(2) The Committee shall consist of seven persons, two of whom shall be Officers of the Republic nominated by the Administrator in consultation with the appropriate authorities of the Republic and specified by name or office; one of whom shall be the person for the time being holding the office of Mukhtar of Akrotiri Village and four of whom shall be persons elected by a majority of the qualified voters.

(3) The Administrator shall appoint one of the officer of the Republic nominated under the provisions of subsection (2) of this section to be the Chairman of the Committee.

(4) The election of members, required to be elected by subsection (2) of this section shall, unless the Administrator otherwise provides by rules made under the provisions of this subsection, be governed by the provisions of the Second Schedule to this Ordinance.

*Provided that no person may be a member if within a period of ten years preceding the election, he has been, or having been elected he is, convicted in any country of an offence involving dishonesty or moral turpitude and sentenced to a term of imprisonment exceeding one year.(c)*

*(4A) Every elected member shall hold office for a period of five years from the date of his election but may resign his membership upon giving notice in writing to the Chairman.(d)*

(5) A certificate under the hand of the Supervising Officer that any elected member has been properly elected under the provisions of this Ordinance shall be final and shall not be called in question in any Court.

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(a) Deleted by Ordinance 4/1989 – came into force on 28 March 1989

(b) Ordinance 5/1960 as amended

(c) Proviso inserted by Ordinance 9/1979 – came into force on 16 September 1979

(d) Subsection (4A) inserted by Ordinance 7/2004 – came into force on 08 April 2004

*(5A) If any elected member shall wilfully and unjustifiably fail to attend three consecutive meetings of the Committee, he shall thereupon become disqualified to sit as member of the Committee and the Chairman shall declare his place upon the Committee to be vacated:*

*Provided that any person, aggrieved by any such decision of the Chairman, may appeal to the Administrator whose decision shall be final and conclusive.(a)*

~~*(6) The term of office of elected members shall be for three years from the appointed day, and thereafter for three years from each triennial anniversary of such day from the date of his election(b):*~~

~~*Provided that if any elected member before the expiration of his term of office dies, or by notice in writing addressed to the Chairman resigns his office, the Committee shall appoint, from among the qualified voters for the time being, a person who shall hold office as a member of the Committee for the unexpired portion of the term of office of the elected member who has died or resigned, and the member so appointed shall thereafter be deemed to be an elected member for the purpose of this proviso. (c)*~~

*(6) (a) If an elected member dies or resigns during his period of office, the Committee must appoint a replacement member from among the qualified voters.*

*(b) A replacement member appointed under paragraph (a)—*

*(i) is to hold office as a member of the Committee for the remaining period of office of the elected member who died or resigned; and*

*(ii) is deemed to be an elected member for the purposes of this Ordinance.*

~~*(7) Every decision of the Committee shall be by majority vote:*~~

~~*Provided that the Chairman shall, if the votes are evenly divided, have a casting vote in addition to his own vote. (d)*~~

*(7) Subject to the provisions of this Ordinance and to rules which may be made by the Administrator under the provisions of this subsection, the Committee may govern its own procedure.(e)*

*(8) If at the expiration of the term of office of the elected members of the Committee the qualified voters have failed to attend a public meeting for the purpose of electing new members, the Administrator, acting in consultation with the appropriate authorities of the Republic, may by notice in the Gazette appoint a Special Authority, being one or more persons specified by name or office for such time as he may specify or under further notice to administer the specified property and such Authority shall have all the powers and duties of the Committee constituted under subsection (1) of section 4 of the Ordinance.(f)*

*(9) If, in the opinion of the Administrator, the elected members of the committee refuse or neglect to perform any of the functions required of them under the provisions of this Ordinance the Administrator may in like manner appoint a Special Authority as described in subsection (8) of this section who shall have such powers and duties normally exercisable by the Committee under the provision of this Ordinance, and prescribed in such notice, and during the operation of such notice any purported exercise of any such power or duty by the Committee or any member thereof shall be null and void.*

*(9A) Without prejudice to the provisions of subsections (8) or (9) of this section or any other provision of this Ordinance, if the Administrator following or in anticipation of the expiration of the term of office of elected members specified in subsection (6) of section 4 of this Ordinance, is of the opinion that succeeding elected members, have not been, or cannot be, lawfully so elected upon or before such expiration under the provisions of the Second*

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(a) Subsection 5A and proviso inserted by Ordinance 9/1979 – came into force on 06 September 1979

(b) Text deleted and new text inserted by Ordinance 11/1989 – came into force on 14 July 1989

(c) Subsection (6) repealed and replaced by Ordinance 16/2009 – came into force on 11 August 2009

(d) Subsection (7) repealed by Ordinance 9/1979 – came into force on 06 September 1979

(e) Subsection (8) renumbered (7) by Ordinance 9/1979 – came into force on 06 September 1979

(f) Subsections (8) to (11) inserted by Ordinance 9/1979 – came into force on 06 September 1979

*Schedule to this Ordinance or any rules made by the Administrator under the provisions of subsection (4) of section 4 of this Ordinance qualifying or substituted for such Schedule, he may, after consultation with the appropriate authorities of the Republic, by notice in the Gazette, appoint a Special Authority as described in subsection (8) of this section, and the provisions of that subsection shall otherwise apply in relation to such appointment. (a)*

*(10) A certificate under the hand of the Administrator that the qualified voters have failed to attend a public meeting in the circumstances described in subsection (8) of this Section or the opinion of the Administrator referred to in subsection (9) or ~~(9A)~~(b) of this section shall be irrefutable and shall not be called in question in any Court.*

*(11) If the Administrator appoints more than one person as the Special Authority under the provisions of ~~subsection (9)~~ subsections (8), (9) or ~~(9A)~~(c) of this Section, he may make regulations under the provisions of this subsection providing for the procedure of such authority, including the rules which will apply in the event of disagreement between any of such persons on any matter in relation to which the Authority exercises any power or performs any duty.*

#### **Meeting of Committee (d)**

*4A.—(1) The Chairman of the Committee may, whenever he thinks fit, and shall on a requisition in writing by not less than two members thereof, convene a meeting of the Committee:*

*Provided that the meeting, in case of requisition shall be hold not later than fourteen days from the date of receipt of such requisition and on a prior seven days' notice.*

*(2) The meetings of the Committee shall be held at such time and place as the Chairman may from time to time appoint.*

*(3) Save as in this Ordinance otherwise provided, no business shall be transacted at any meeting of the Committee unless five members, at least, are present. If, on the second successive summons, five members are not present at the time and place appointed for the meeting, the Committee may proceed with business if four members only are present.*

*(4) All questions coming before the Committee at any meeting shall always be decided by a majority of the members present and, in case of an equality of votes, the Chairman of the meeting shall have a second or casting vote in addition to his own vote.*

#### **Appointment of Secretary / Treasurer**

*4B. The Committee shall appoint a member of the Committee, who shall be approved by the Area Officer, to be the Secretary/Treasurer of the Committee, who shall be responsible for producing the minutes of the proceedings and for supervising the books and the preparation of the accounts.*

#### **Employees of the Committee**

*4C. The Committee may, subject to the approval of the Area Officer, appoint such employees as may be required in connection with the management of the specified property:*

*Provided that the services of any such employee shall not be terminated without the approval of the Area Officer.*

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(a) Subsection (9A) inserted by Ordinance 14/1985 – came into force on 23 October 1985

(b) (9A) inserted by Ordinance 14/1985 – came into force on 23 October 19885

(c) Text deleted and new text inserted by Ordinance 14/1985 – came into force on 23 October 1985

(d) Sections 4A to 4G inserted by Ordinance 9/1979 – came into force on 06 September 1979

### **Annual Estimates**

**4D.** *The Committee shall on or before the 1<sup>st</sup> day of November in every year submit to the Area Officer for his approval, estimates of revenue and expenditure for the year beginning on the 1<sup>st</sup> day of January next following. All expenditure shall be related to the purposes set out in the Ordinance.*

### **Minutes of the Committee**

**4E.** *Minutes of the proceedings of every meeting of the Committee shall be drawn up correctly and entered in a book kept for that purpose by the Secretary/Treasurer and shall be signed by the Chairman, and when so signed, shall be received in evidence in all proceedings without further proof. Copies of such minutes shall be distributed to all members of the Committee.*

### **Executing decisions of the Committee**

**4F.** *It shall be the duty of the Chairman to see that every decision of the Committee is duly executed and, where such decision necessitates the expenditure of funds, to see that such expenditure is always incurred in accordance with the provisions made in the approved estimates for the year to which such expenditure refers:*

*Provided that it shall be lawful for the Committee subject to the approval of the Area Officer to incur expenditure which is not contrary to the provisions of subsection (3) of section 7 of this Ordinance not included in the estimates if there is a proper resolution to this effect and recorded in the Minutes.*

### **Accounts and audits**

**4G.—(1)** *The Committee shall cause proper books and accounts of all its payments and receipts to be kept and prepared by the Secretary/Treasurer. Such accounts shall be audited annually or at such time as the Committee may from time to time require and by such auditor as the Committee may from time to time appoint with the approval of the Area Officer, and the Secretary/Treasurer of the Committee or any member thereof shall be bound to produce to such auditor all the books and accounts of the Committee for this purpose.*

*(2) There shall be paid by the Committee such audit fees as the Committee may from time to time decide.*

*(3) The report of the auditor appointed to audit the accounts under subsection (1) of this section, shall be forwarded to the Committee and copies thereof shall be posted at a conspicuous place in the village of Akrotiri for the information of the public.*

*(4) The Committee shall direct the place in which the Secretary/Treasurer shall deposit the moneys received on behalf of the Committee:*

*Provided that the place where the moneys shall be deposited is a licensed Banking Institution approved by the Area Officer or with the Co-Operative Credit Society of Akrotiri village.(a)*

### **Special committee to be a body corporate**

**5.** *The Committee shall be a body corporate with a corporate seal and shall have power to sue or be sued.*

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(a) Text inserted by Ordinance 4/1991 – came into force on 07 March 1991

### **Committee to be deemed to be resident in the Areas**

6. The Committee shall be deemed to be resident in the Areas for the purposes of every law.

### **~~Specified property or proceeds thereof to be used for the benefit of communal owners — and other purposes connected with Akrotiri Village (a)~~**

~~7.—(1) Subject to the provisions of this Ordinance, the Committee shall have power to hold, administer and control, and, subject to the provisions of subsection (2) of this section, dispose of the specified property on behalf of the communal owners and shall use the proceeds of any disposition thereof or any part thereof for the benefit of the said communal owners or for such purposes connected with Akrotiri Village as may be specified by the Administrator.~~

~~(2) The Committee shall not dispose of any part of the specified property except in compliance with an order of acquisition or requisition for a public purpose made under the provisions of any law or except with the consent in writing of the Administrator.~~

### ***Committee to control and administer specified property***

*7.—(1) Subject to the provisions of this Ordinance, the Committee shall have power to hold, administer, control and, subject to the provisions of subsection (2) of this section, dispose of the specified property on behalf of the communal owners.*

*(2) The Committee shall not dispose of any part of the specified property except in compliance with an order of acquisition or requisition for a public purpose made under the provisions of any law or except with the consent in writing of the Administrator.*

*(3) The Committee shall not terminate, substitute or in any way change the use of the specified property for which it was held and enjoyed on the appointed day without the consent in writing of the Administrator.*

*(4) Any proceeds or revenue accruing to the Committee which in any way arise out of or are connected with the disposition or management of the specified property shall be used solely for works of public utility in Akrotiri village or for such other purposes as the Administrator may decide following a recommendation of the Committee.*

### **Committee to be treated as the owner of the specified property for certain purposes including land acquisition**

8.—(1) Notwithstanding any other provision of this Ordinance, the Committee shall, for the purposes of every law, be treated as the owner of all the specified property.

(2) Notwithstanding any definition of land therein, the specified property shall be deemed to be land for the purposes of the Land Acquisition Ordinance (b):

Provided that notwithstanding the provisions of subsection (7) of section 4 of this Ordinance, Section 13A of the Land Acquisition Ordinance shall apply in relation to the acquisition of any part of the specified property, as if a reference to the members of the Committee were substituted for the reference to “owners of the land” in the sixth line of that section, but no other provisions relating to the communal property in any Ordinance shall apply to the specified property.

### **Description of communal owners**

9.—(1) The following persons, being Cypriots of or above the age of eighteen years, shall be communal owners of the specified property for the purposes of this Ordinance:—

- (a) persons who were described in the Recognised Residents List as residing in Akrotiri Village on the 16<sup>th</sup> day of August, 1960;

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(a) Section 7 repealed and replaced by Ordinance 9/1979 – came into force on 06 September 1979

(b) Cap. 226 (Laws of Cyprus) as amended



- (b) persons who are descended from, married to, or married to a descendant of, any of the persons described in paragraph (a) of this subsection and who are connected with Akrotiri Village by, *ordinary residence* (a), occupation or employment or ownership of property;
- (c) *persons who have been ordinarily resident in Akrotiri Village for a period of not less than 20 years and who were born while their parents were also ordinarily resident in the said village.*(b)

(2) A person shall cease to be a communal owner if he:—

- (a) dies;
- (b) ceases to be resident in the Island of Cyprus; or
- (c) ceases to be connected with Akrotiri Village by *ordinary residence*(c), occupation or employment or ownership of property.

*(2A) The references to “ordinary residence” in this section shall for the purpose of this Ordinance mean ordinary residence in fact, and shall not affect in any way any provision of the Control (Entry, Settlement and Commercial Enterprises) Ordinance, 1960(d) relating to the legality or illegality of residence in the Sovereign Base Areas.*(e)

(3) The land comprising on the appointed day the Phassouri Chiftlik or any land by the Crown and occupied by the Armed Services of the Crown on the said day shall be deemed not to be part of Akrotiri Village for the purpose of this section.

(4) A certificate of the Administrator under his hand to the effect that a person is or is not or has ceased to be or was not at any time specified in such certificate a communal owner shall be final and shall not be questioned in any Court.

(5) *Every communal owner shall be a qualified voter for the purposes of this Ordinance.*(f)

**No communal owner to have any right to administer or dispose of or exercise any power in respect of the specified property**

10. No communal owner, whether acting solely or jointly with other owners, shall have any power to administer or dispose of or exercise any power under the provisions of any law in respect of the specified property or any part thereof, or any part of the proceeds thereof, except with the consent of and on behalf of the Committee.

**No communal owner to be personally liable in respect of any claim in relation to the specified property**

11. No Court shall entertain any action against any communal owner if in the opinion of the Court:—

- (a) the subject matter of the said action arises solely or substantially out of the administration, control, disposal or ownership of the specified property; and
- (b) a similar action in respect of the same subject matter could lawfully be instituted against the Committee.

**No person to have right of action in respect of any act or omission or any direction or decision of persons exercising powers under the Ordinance, affecting rights of communal owners under this Ordinance**

12.—(1) No person (including any communal owner) shall have any right of action in any Court against the Administrator, the Committee, any officer of the Administration or the Republic, or

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(a) Text inserted by Ordinance 4/1989 – came into force on 28 March 1989  
 (b) (c) inserted by Ordinance 7/2004 – came into force on 08 April 2004  
 (c) Text inserted by Ordinance 4/1989 – came into force on 28 March 1989  
 (d) Ordinance 5/1960 as amended  
 (e) Subsection (2A) inserted by Ordinance 4/1989 – came into force on 28 March 1989  
 (f) Subsection (5) inserted by Ordinance 4/1989 – came into force on 28 March 1989

any past or present member of the Committee, any servant or agent of the Committee, any other communal owners or any other person or organisation in respect of any matter or any other act or omission or any direction of the Administrator, or the Committee or any member of the Committee or any other person to the extent that such act, omission or direction has directly affected the interests of any communal owner under the provisions of this Ordinance:

Provided only that nothing in this subsection shall deprive the Committee of any right of action against any person, including a past or present member of the Committee.

(2) A certificate under the hand of the Administrator that an act or omission, decision or direction was made under the provisions of this Ordinance shall be final and shall not be questioned in any Court.

**Special committee to assume assets, liabilities, rights and obligations of certain other committees set up under certain Colonial Statutory Instruments in relation to part of the specified property**

13. The Statutory Instruments made by the Governor of the Colony and set out in the Third Schedule to this Ordinance (which relate to property comprising part of the specified property) are, notwithstanding any provision of any other Ordinance, deemed to have been lawfully made by shall be cancelled from the appointed day:

Provided that, without prejudice to the generality of this Ordinance, all assets and liabilities which vest in either of the Committees referred to in the said Instruments on the appointed day shall on the said day vest in the Committee and such assets, shall, to the extent that they are not used for the satisfaction of such liabilities, be used for the purposes set out in subsection (1) of section 7 of this Ordinance.

## PART 3

### Special Provisions relating to Administration of Akrotiri Village

#### Communal owners to be inhabitants, householders or occupiers of Akrotiri village

14. Notwithstanding the provisions of any other Ordinance, every communal owner shall be deemed to be an inhabitant, a taxpaying inhabitant, a householder or occupier of Akrotiri Village for the purposes of the Ordinances set out in the Fourth Schedule to this Ordinance.

#### Administrator may add to, delete from, or vary Fourth Schedule

15.—(1) The Administrator may, at any time be order published in the Gazette, add to, delete from, or vary in any manner, the Fourth Schedule to this Ordinance.

(2) In making an Order under the provisions of subsection (1) of this section, the Administrator may declare that communal owners shall be deemed to be or cease to be, as the case may be, regarded as inhabitants, taxpaying inhabitants, householders, occupiers or any other designation connected with residence or ownership or possession of property in Akrotiri Village for the purposes of any Ordinance specified in the said Order.

***Section 19 of the Immovable Property (Tenure, Registration and Valuation) Ordinance, Cap. 224 and Law 3 of 1960 (Laws of Cyprus), Ordinance 12/66 not to apply to the specified property (a)***

16. Section 19 of the Immovable Property (Tenure, Registration and Valuation) Ordinance shall not apply to the specified property.

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(a) Section 16 inserted by Ordinance 9-1979 – came into force on 06 September 1979

***Powers and Duties (Officers of the Republic of Cyprus)(Consolidation)Ordinance, 1976, to apply with modifications to this Ordinance (a)***

*17.—(1) Notwithstanding that there may not be any law of the Republic for the time being in force under which any Officer of the Republic is authorised or permitted to exercise or perform any power or duty in relation to the same matters or things as are dealt with by this Ordinance, the Administrator may, by order published in the Gazette, direct under the provisions of Section 3 of the Powers and Duties (Officers of the Republic of Cyprus) (Consolidation) Ordinance, 1976 (hereinafter referred to as “the enabling Ordinance”) that any power or duty conferred upon any Officer of the Areas under the provisions of this Ordinance may be conferred upon any Officer of the Republic (hereinafter referred to as “the appropriate Officer of the Republic”) who may be specified in such Order.*

*(2) Where the Administrator has made an Order referred to in subsection (1) of this section of the Ordinance, the enabling Ordinance shall apply subject to the following modifications:-*

- (a) the definition of “Officer of the Republic” in Section 2 shall be construed as meaning “the appropriate Officer of the Republic” referred to in this section;*
- (b) the “appropriate Republican place” referred to in section 4 of the enabling Ordinance shall be any place within the Republic in which the appropriate officer of the Republic may, under the law of practice of the Republic, exercise any duty as an officer of the Republic; and*
- (c) this Ordinance shall be treated as if it was included in the Schedule to the enabling Ordinance.*

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(a) Section 17 inserted by Ordinance 4/1981 – came into force on 08 May 1981

## SCHEDULE 1

(Section 3)

- A. The village grazing ground known as Merra of Akrotiri including those parts thereof which were designated for the extraction of shingle and sand under Public Instruments No 465/55 and No 216/57 all of which area is recorded as plot No 1 on Government Survey Plan No LVIII.38 a copy of which is deposited at the Area Office, Akrotiri Sovereign Base Area.
- B. The privileges conferred upon the community of Akrotiri over the Main State Forest of Akrotiri under the terms of a Court settlement between the community and the Attorney General of the Colonial Government following Action No 667 of 1943 in the District Court of Limassol which settlement was modified by an agreement between representatives of the community and the Legal Adviser to the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia dated 10<sup>th</sup> September 1963.

## SCHEDULE 2 (a)

(Section 4(4))

### Election of Members of Committee

~~1. For the purpose of electing the elected members of the Committee the Supervising Officer shall, subject to the provisions of paragraph 2, call a public meeting of the qualified voters.~~

~~2. (1) The Supervising Officer, before calling a public meeting shall request the Mukhtar of Akrotiri Village in writing to prepare a list of the qualified voters and the latter shall thereupon prepare, sign and seal such list in duplicate and shall forward it to the Supervising Officer within thirty days from the day on which he was requested to do so:~~

~~Provided that if for any reason no such list is prepared by the Mukhtar within the aforementioned period, the Supervising Officer shall prepare or cause such list to be prepared.~~

~~(2) The Supervising Officer shall cause a copy of such list to be posted in a conspicuous place within the Akrotiri Village, the person posting the same inserting therein the date of the posting, and any person desiring to make any objection to the list shall apply within ten days of its posting to the Supervising Officer stating the grounds of his objection.~~

~~(3) The Supervising Officer, after considering the objections, if any, may cause such alterations or additions to be made to the list as he shall deem necessary, and thereupon such list shall be considered as the final list of the qualified voters of Akrotiri Village for the purposes of the proposed public meeting; and the Supervising Officer shall give written notice to every person whose name has been either added to or deleted from the list.~~

~~3. (1) Upon the completion of the final list of qualified voters as in paragraph 2 provided, the Supervising Officer shall call a public meeting of such qualified voters by causing a written notice to be posted in a conspicuous place in Akrotiri Village not less than fifteen days before the meeting, stating the day, time, place and object of the meeting and calling upon such qualified voters to attend thereat.~~

~~(2) The Supervising Officer shall preside at such public meeting, and, if any question is raised as to the right of a person to attend and vote thereat, the Supervising Officer may there and then make such enquiry as he may deem requisite and declare whether such person has a right to attend and vote or not, and the decision so made shall be final and an entry shall be made in the minutes of the meeting of any such question and of the decision thereof.~~

~~(3) The Supervising Officer shall keep, or cause to be kept, minutes of the proceedings of such public meeting.~~

~~(4) The Supervising Officer may adjourn any public meeting from time to time to a day and place to be publicly declared by him at the meeting, and no further notice thereof shall be necessary.~~

~~4. (1) The qualified voters shall proceed at any such public meeting to elect, as hereinafter provided, the requisite number of elected members from among themselves. Every candidate for such election shall be proposed and seconded in such manner as the Supervising Officer may direct.~~

~~(2) The election of a person who has been proposed and seconded as a candidate at the meeting at which the election is held, shall be by such mode of voting as the Supervising Officer may determine at the meeting.~~

~~(3) Every qualified voter present shall be entitled to give one vote for each candidate.~~

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(a) Schedule 2 repealed and replaced by Ordinance 5/1995 – came into force on 05 May 1995

~~(4) At the conclusion of the voting, the Supervising Officer shall count the votes and shall declare as first elected member the candidate to whom the greatest number of votes has been given and then as second elected member the candidate to whom the next greatest number of votes has been given and so on in like manner until the number of the elected members of the Committee is completed:~~

~~Provided that, if for the election of the last elected member two or more candidates receive an equal number of votes, the election of such elected member shall be decided by the drawing of lots by such candidates under the supervision of the Supervising Officer and the candidate upon whom the lot shall fall shall be declared as the member elected.~~

~~(5) If a person elected as a member of the Committee declines to accept his election, the person who received the greatest number of votes next to such candidate shall be declared by the Supervising Officer to be a member of the Committee in the place of the candidate so declining to accept election.~~

~~(6) If the number of candidates is not greater than four, such candidates shall be considered to have been duly elected as members and, if one or more of them declines to accept his or their election, the Supervising Officer shall nominate another qualified voter to complete membership of the Committee.~~

~~(7) If the number of candidate is less than the number of persons required as members of the Committee, the Supervising Officer shall nominate another qualified voter to complete membership of the Committee.~~

## SCHEDULE 2

(Section 4(4))

### ***Election of Members of Committee***

*1. For the purpose of electing the elected members of the Committee the Supervising Officer shall, subject to the provisions of paragraph 2, call a public meeting of the qualified voters.*

*2.—(1) The Supervising Officer, before calling a public meeting shall request the Mukhtar of Akrotiri Village in writing to prepare a list of the qualified voters and the latter shall thereupon prepare, sign and seal such list in duplicate and shall forward it to the Supervising Officer within thirty days from the day on which he was requested to do so:*

*Provided that if for any reason no such list is prepared by the Mukhtar within the aforementioned period, the Supervising Officer shall prepare or cause such list to be prepared.*

*(2) The Supervising Officer shall cause a copy of such list to be posted in a conspicuous place within Akrotiri Village, the person posting the same inserting therein the date of the posting. Any person desiring to make any objection to the list shall apply within ten days of its posting to the Supervising Officer stating the grounds of his objection.*

*(3) The Supervising Officer, after considering the objections, if any, may cause such alterations or additions to be made to the list as he shall deem necessary, and thereupon such list shall be considered as the final list of the qualified voters of Akrotiri Village for the purposes of the election. The Supervising Office shall give written notice to every person whose name has been either added to or deleted from the list.*

*3.—(1) Upon the completion of the final list of qualified voters as in paragraph 2 provided, the Supervising Officer shall call a public meeting of such qualified voters by causing a written notice to be posted in a conspicuous place in Akrotiri Village not less than fifteen days before the proposed meeting, stating the day, time, place and object of the meeting and calling upon such qualified voters to attend thereat.*

*(2) In the same notice, the Supervising Officer shall also stipulate the date, which shall not be less than seven days before the public meeting and also the time and place for the submission to him of written nominations on behalf of any qualified voter who wishes to put himself forward as a candidate for election at the said public meeting. The nomination paper which shall be in a form prescribed by the Supervising Officer shall be signed by the candidate and by two other qualified voters, one as a proposer and the other as a seconder.*

*(3) At the expiration of the date for nominations provided for in subparagraph 2 above, the Supervising Officer shall cause to be posted up, at a conspicuous place in Akrotiri Village, a notice containing a list of the nominees and the date by when and the grounds on which objections may be made to their candidacy.*

*(4) The Supervising Officer shall examine the objections, if any, and shall inform the objectors of his decision within twenty four hours of the time limit set by him for objections as provided in subparagraph 3 above. The Supervising Officer's decision shall be final and conclusive.*

*(5) If as a result of his decision on any objections any nomination is declared void the Supervising Officer shall amend the list of nominees accordingly and shall inform the affected nominee(s) immediately.*

*(6) As soon as possible after his decision on any objections the Supervising Officer shall proceed with the preparation of ballot papers according to the list of nominees or the amended list of nominees.*

*(7) If the final number of nominees following the procedure detailed at subparagraphs 3-5 above is equal or less than the number of the elected members of the Committee such candidates shall be declared by the Supervising Officer to have been duly elected and the public meeting called for the election according to subparagraph (1) of paragraph 3 shall not take place.*

(8) *If the final number of nominees following the procedure detailed at subparagraphs 3-5 above is greater than the number of the elected members of the Committee, the Supervising Officer shall proceed with the holding of the public meeting and shall post up in the village a relevant notice at least three days before the date of the public meeting in which the names of the candidates shall also be inserted.*

(9) *The Supervising Officer shall preside at such public meeting, and, if any question is raised as to the right of a person to attend and vote thereat, the Supervising Officer may there and then make such enquiry as he may deem requisite and declare whether such person has a right to attend and vote or not, and the decision so made shall be final and an entry shall be made in the minutes of the meeting of any such question and of the decision thereon.*

(10) *The Supervising Officer shall keep, or cause to be kept, minutes of the proceedings of such public meeting.*

(11) *The Supervising Officer may adjourn any public meeting from time to time to a day and place to be publicly declared by him at the meeting, and no further notice thereof shall be necessary.*

4.—(1) *The qualified voters shall proceed at any such public meeting to elect as hereinafter provided, the requisite number of elected members from among the candidates as have been notified in the relevant notice mentioned in subparagraph (8) of paragraph 3 and have been listed in the ballot paper mentioned in subparagraph (6) of paragraph 3.*

(2) *The election at the meeting of persons proposed and seconded as candidates shall be by ballot paper as prescribed in subparagraph (6) of paragraph 3 to be distributed to the qualified voters present at the meeting by the Supervising Officer.*

(3) *Every qualified voter present shall be entitled to cast one vote for each candidate up to the number of elected members required by Section 4 of the Ordinance.*

(4) *At the conclusion of the voting, the Supervising Officer shall count the votes and shall declare as first elected member the candidate to whom the greatest number of votes has been given and then as second elected member the candidate to whom the next greatest number of votes has been given and so on in like manner until the required number of the elected members of the Committee have been elected.*

*Provided that, if for the election of the last elected member two or more candidates receive an equal number of votes, the election of such elected member shall be decided by the drawing of lots by such candidates under the supervision of the Supervising Officer and the candidate upon whom the lot shall fall, shall be declared as the member elected.*

(5) *Where there are more than four candidates and a person elected as a member of the Committee declines to accept his election, the person who received the next greatest number of votes shall be declared by the Supervising Officer to be a member of the Committee in the place of the candidate so declining to accept election.*

(6) *When the number of candidates is not greater than four and, if one or more of them declines to accept election, the Supervising Officer shall complete membership of the Committee by nominating those necessary from the other qualified voters present at the meeting.*

(7) *Where in any event the number of candidates is less than the number of persons required as members of the Committee, the Supervising Officer shall complete membership of the Committee by nominating those necessary from the other qualified voters present at the meeting.*

(8) *The names of the successful candidates whether elected in accordance with the provisions of subparagraph (7) of paragraph 3 or the provisions of subparagraphs (4), (5) and (6) of paragraph 4 shall be posted up at a prominent place in the village and published in the Gazette.*



## SCHEDULE 3

(Section 13)

### 1. THE CYPRUS GAZETTE NO 3846 OF 4<sup>TH</sup> AUGUST 1955

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**SUPPLEMENT NO 3**  
**SUBSIDIARY LEGISLATION**

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No. 465.

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#### **IMMOVABLE PROPERTY (TENURE, REGISTRATION AND VALUATION) LAW**

- **Cap 231 and Laws 8 of 1953 and 4 of 1954**
- **Substitution of Use of Communal Property Under Section 18 (d)**

In exercise of the powers vested in him by paragraph (d) of section 18 of the Immovable Property (Tenure, Registration and Valuation) Law, His Excellency the Governor has been pleased to terminate the use of the area described in the Schedule hereto of the communal property held or enjoyed by the village of Akrotiri in the District of Limassol as grazing ground and has further been pleased to substitute for such use in respect of the said area the following use, that is to say, the extraction and sale of sand and gravel and other similar materials by a Committee authorised by at least two thirds of the male inhabitants of the said village who have attained the age of 21 years.

#### **SCHEDULE**

All that area of land situated at Akrotiri Village, in the District of Limassol at the locality "Merra of Akrotiri", being part of plot No 1 of the Government Survey Plan No LVIII.38 more particularly defined as the area edged green on the Government Survey Plan No 1637.

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Dated this 27<sup>th</sup> day of July, 1955.

By Command of His Excellency the Governor,

J W SYKES,

Acting Colonial Secretary.

**2. THE CYPRUS GAZETTE NO 4032 OF 28<sup>th</sup> FEBRUARY, 1957**

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**SUPPLEMENT NO 3**  
**SUBSIDIARY LEGISLATION**

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**No. 216.**

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**IMMOVABLE PROPERTY (TENURE, REGISTRATION AND VALUATION) LAW**

- **Cap 231 and Laws 8 of 1953 and 4 of 1954**
- **Substitution of Use of Communal Property Under Section 18 (d)**

In exercise of the powers vested in him by paragraph (d) of section 18 of the Immovable Property (Tenure, Registration and Valuation) Law, His Excellency the Governor has been pleased to terminate the use of the area described in the Schedule hereto of the communal property held or enjoyed by the village of Akrotiri in the District of Limassol as grazing ground and has further been pleased to substitute for such use in respect of the said area the following use, that is to say, the extraction and sale of sand and gravel and other similar materials by a Committee authorised by at least two thirds of the male inhabitants of the said village who have attained the age of 21 years.

**SCHEDULE**

All that area of land situated at Akrotiri Village, in the District of Limassol at the locality "Merra of Akrotiri", being part of plot No 1 of the Government Survey Plan No LVIII.38 more particularly defined as the area edged green on the Government Survey Plan No 1676.

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Dated this 19<sup>th</sup> day of February, 1957.

By Command of His Excellency the Governor,  
A F J REDDAWAY,  
Administrative Secretary.

## **SCHEDULE 4**

(Section 14)

- 1.** The Recovery of Compensation for Injury to Property Ordinance (Cap. 84 – Laws of Cyprus)
- 2.** The Village Authorities Ordinance (Cap 244 – Laws of Cyprus and Ordinances 9 of 1961 and 26 of 1963)
- 3.** The Public Health (Villages) Ordinance (Cap 259 – Laws of Cyprus and Ordinance 5 of 1694)
- 4.** The Rural Constables Ordinance (Cap 287 – Laws of Cyprus and Ordinance 25 of 1963)
- 5.** The Water (Domestic Purposes) Village Supplies Ordinance (Cap 349 – Laws of Cyprus)