



SUPPLEMENT No. 2

TO

THE SOVEREIGN BASE AREAS GAZETTE

No. 181 of 5th SEPTEMBER, 1966.

LEGISLATION.

ORDINANCE 12 OF 1966.

AN ORDINANCE

**TO AMEND THE IMMOVABLE PROPERTY
(TENURE, REGISTRATION AND VALUATION) ORDINANCE.**

THOMAS PRICKETT,
ADMINISTRATOR.

30th August, 1966.

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

1. This Ordinance may be cited as the Immovable Property (Tenure, Registration and Valuation) (Amendment) Ordinance, 1966 and shall be read as one with the Immovable Property (Tenure, Registration and Valuation) Ordinance (hereinafter referred to as "the principal Ordinance").

Short title.

Cap. 224 and
Law 3 of 1960
(Laws of
Cyprus).

2. Section 11 of the principal Ordinance is hereby amended by repealing paragraph (e) thereof and substituting therefor the following paragraphs:-

Section 11 of
the principal
Ordinance
amended.

"(e) where the same has been acquired under the provisions of section 11A of this Ordinance; or

(f) where the same has been created and acquired under the provisions of the Land Acquisition Ordinance, or of any other Ordinance under which immovable property can be compulsorily acquired."

Cap. 226 (Laws
of Cyprus) and
Ordinances 12
of 1963, 9 of
1964.

New Section
11A added to
the principal
Ordinance.

3. The principal Ordinance is hereby amended by adding immediately after section 11 thereof the following new section to be numbered 11A:—

“Obligation to
provide access.

11A —(1) Notwithstanding the provisions of this Ordinance, if any immovable property is, for any reason, in such a way enclosed as to be deprived of the necessary access to a public road, or if the existing access is inadequate for the proper use, development or exploitation, of such immovable property, the owner of such immovable property shall have a right to claim an access over the intervening immovable properties to such public road on payment of reasonable compensation.

For the purpose of this sub-section “access” includes the right of conducting water through the means of channels or pipes or any other suitable means.

(2) The route of the access and the extent of the right to the use thereof, as well as the compensation payable shall be specified by the Chief Officer, Sovereign Base Areas, after previous notice to all interested parties.

(3) There shall be no obligation upon the neighbours to provide access if the access of immovable property to a public road has ceased through a voluntary act or omission of the owner thereof.

(4) If, because of the alienation of a part of immovable property, the access of the part alienated or of the remainder to a public road has been cut off, the owner of the part through which the access had heretofore been made shall be obliged to provide an access. The alienation of one or more immovable properties belonging to the same owner shall be dealt with in the same way as the alienation of a part.

(5) If, as a result of the opening of a new access or for any other reason, the need for the established access has ceased, the owner of the immovable property over which it exists shall have a right to claim that it shall be abolished on his returning the compensation paid.

(6) An access granted under this section shall be deemed to be a right, easement or advantage acquired under the provisions of Section 11 of this Ordinance and the provisions of this Ordinance shall apply to any such access.

(7) The Administrator may make regulations regulating any matter requiring to be regulated for the better application of this section and, in particular, the procedure to be followed for the purposes thereof.

4. This Ordinance shall come into operation on a date to be appointed by the Administrator by notice published in the Gazette.

Date of coming into operation.

30th August, 1966.

J. ROBERTS,
Chief Officer.
