



**SUPPLEMENT No. 2**  
**TO**  
**THE SOVEREIGN BASE AREAS GAZETTE**  
**No. 524 of 2nd May, 1979.**  
**LEGISLATION**

ORDINANCE 2 OF 1979.

**AN ORDINANCE**

TO AMEND THE TRANSFER OF IMMOVABLE  
PROPERTY (DHEKELIA SOVEREIGN BASE AREA)  
(TEMPORARY PROVISIONS) ORDINANCE, 1975.

W. R. TAYLOR,

20th April, 1979.

ADMINISTRATOR

**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 Transfer of Immovable Property (Dhekelia Sovereign Base Area) (Temporary Provisions) (Amendment) Ordinance, 1979 and shall be read as one with the Transfer of Immovable Property (Dhekelia Sovereign Base Area) (Temporary Provisions) Ordinance, 1975 (hereinafter referred to as "the principal Ordinance").

Short title.

2. The principal Ordinance is hereby amended by inserting immediately after Section 7 thereof the following new Section to be numbered 7A :—

Ordinance  
11/75.

"Special  
provisions in  
respect of  
certain  
declarations  
of transfer.

7A.—(1) Every declaration of transfer of any registered immovable property situated in the Dhekelia Sovereign Base Area, of which the land register or other land registration books are not available, shall be deemed to be, for the purposes of this Ordinance, a contract produced at the Dhekelia Area Office in accordance with Section 4 of the Ordinance and the positions of the transferor and transferee shall be, *mutatis mutandis*, as they are set out in Section 7 of the Ordinance provided that the pre-requisites mentioned in that section exist and the requirements mentioned therein have been complied with.

New Section  
7A added to  
the principal  
Ordinance.

(2) Upon the application of the transferee in such a declaration of transfer, the Chief Officer shall issue to him a certificate in respect of such a declaration, entitled "Certificate of Registration of a Contract" on which the Chief Officer shall make a note that the registration and issue of a certificate of registration under the requirements provided in Section 7 will follow.

(3) This Section shall only be applicable to declarations of transfers made between the 20th July, 1974 and the 15th December, 1975, both dates inclusive, in the Dhekalia Area Office and in respect of which, having regard to the circumstances referred to in subsection (1) thereof, a registration of the immovable property could not be effected in the name of the transferee."

Section 8 of  
the principal  
Ordinance  
amended.

3. Section 8 of the principal Ordinance is hereby amended by repealing subsection (1) thereof and substituting therefor the following new sub-section :—

"(1) Notwithstanding anything contained in the Immovable Property (Transfer and Mortgage) Ordinance, 1966, whenever the transfer of any immovable property acquired conditionally is contemplated, the Chief Officer may, instead of a declaration of transfer, accept the production of a contract under and in accordance with the provisions of this Ordinance subject to the necessary modifications, accompanied by the certificate of registration issued by the Chief Officer under Section 6 of the Ordinance in relation to the contract previously produced or the certificate issued by the Chief Officer under Section 7A of this Ordinance, as the case may be, as well as by an assurance by the transferor that such immovable property is free from any encumbrance and that he is not under any prohibition. Fees and charges under the Lands and Surveys (Fees and Charges) Ordinance shall be levied and taken as if it were a declaration of transfer under the Immovable Property (Transfer and Mortgage) Ordinance, 1966."

Ordinances  
8/71, 12/73  
and 8/76.

Ordinances  
16/66, 14/70  
and 8/78.

20th April, 1979.

(118/2)

P. G. ADAMS,  
Chief Officer.

ORDINANCE 3 OF 1979.

AN ORDINANCE

TO AMEND THE AKROTIRI VILLAGE  
(SPECIAL PROVISIONS) ORDINANCE, 1966.

W. R. TAYLOR,

27th April, 1979.

ADMINISTRATOR

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 Akrotiri Village (Special Provisions) (Amendment) Ordinance, 1979 and shall be read as one with the Akrotiri Village (Special Provisions) Ordinance, 1966 (hereinafter referred to as "the principal Ordinance").  
Short title.  
  
Ordinance  
3/66.
2. Section 2 of the principal Ordinance is hereby amended by inserting in the definition of "qualified voter" immediately after the words "twenty one years" the words "and is ordinarily resident in Akrotiri village;".  
Section 2  
of the  
principal  
Ordinance  
amended.
3. The principal Ordinance is hereby amended by repealing Section 4 thereof and substituting therefor the following new Section:—  
Section 4  
of the principal  
Ordinance  
repealed and  
replaced.
- 4.—(1) There shall be a Committee to be called the "Special Committee for the administration and control of specified property in Akrotiri village".  
"Constitution  
of Special  
Committee to  
administer  
specified  
property."  
  

(2) The Committee shall consist of eight persons, three of whom shall be appointed by the Administrator and specified by name or office, at least two of those appointed being Officers of the Republic recommended by the appropriate authorities of the Republic; one shall be the person for the time being holding the office of

Mukhtar of Akrotiri village; and four shall be persons elected by a majority of the qualified voters.

(3) The Administrator shall, in consultation with the appropriate authorities of the Republic, appoint two of the persons nominated under the provisions of sub-section (2) of this Section, to be Chairman and Deputy Chairman of the Committee. The Chairman shall exercise the powers and perform the duties assigned to him under the provisions of this Ordinance; the Deputy Chairman shall exercise such powers and perform such duties of the Chairman as may be delegated to him in writing by the Chairman from time to time.

Second  
Schedule.

(4) The election of members, required to be elected by sub-section (2) of this Section, shall 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.

(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.

(6) If any elected member shall wilfully and unjustifiably fail to attend at 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.

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

(8) If, for any reason, an elected member shall cease to hold office, the Committee shall appoint another properly qualified person to be a member thereof in his place for the duration of the unexpired period of such office.

(9) No act or proceeding of the Committee shall be deemed to be invalid by reason of any vacancy in the Committee."

4. The principal Ordinance is hereby amended by inserting immediately after Section 4 the following new Sections to be numbered Sections 4A, 4B, 4C, 4D, 4E, 4F and 4G respectively :—

New Sections  
4A to 4G  
inclusive  
added to the  
principal  
Ordinance.

“Meetings of  
Committee.

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 held 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 Chairman shall appoint a member of the Committee other than the Deputy Chairman, 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.

Annual  
Estimates.

4D. The Committee shall on or before the 1st 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 1st 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 sub-section (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 Chairman may from time to time require and by such auditor as the Chairman may from time to time appoint 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 sub-section (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 Chairman shall direct the place in which the Secretary / Treasurer shall deposit the moneys received on behalf of the Committee.”.

Section 7  
of the principal  
Ordinance  
repealed and  
replaced.

5. The principal Ordinance is hereby amended by repealing Section 7 thereof and substituting therefor the following new Section :—

“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 sub-section (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 or a request from the appropriate authorities of the Republic.”.

6. The principal Ordinance is hereby amended by inserting immediately after Section 15 thereof the following new Section to be numbered 16 :—

New Section  
16 added to  
the principal  
Ordinance.

“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.

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

27th April, 1979.

(131/4)

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D. R. MARSH,  
Acting Chief Officer.

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