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SUPPLEMENT No. 2
TO
THE SOVEREIGN BASE AREAS GAZETTE
No. 771 of 30th March, 1987.
LEGISLATION

ORDINANCE 4 OF 1987.

AN ORDINANCE

TO AMEND THE LAND ACQUISITION ORDINANCE.

K.W. HAYR,
ADMINISTRATOR

24th March, 1987.

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 Land Acquisition (Amendment) Ordinance, 1987 and shall be read as one with the Land Acquisition Ordinance as amended from time to time (hereinafter referred to as "the principal Ordinance").

Short title.
Cap. 226 (Laws of Cyprus).
Ordinances 12 of 1963, 9 of 1964 and 1 of 1986.

2. Section 6 of the principal Ordinance is hereby amended by deleting subsection (1) thereof and substituting therefor the following new subsection:—

Section 6 of the principal Ordinance amended.

"(1) The Area Officer before submitting the recommendations and plans or particulars to the consideration of the Administrator shall cause a public notice in the form set out in the Schedule hereto to be published in the Gazette containing the description of the lands intended to be acquired and calling upon any person interested in such property to submit within the time specified therein, being not less than two weeks from the date of the publication thereof, any objection which he may wish to raise to such acquisition, and also shall cause such notice to be posted at convenient places on or near the land to be acquired:

Provided that the period set out in such Schedule may, with the approval of the Administrator which may be signified by the Area Officer in such notice, be abridged to ten days.

Section 7A of the principal Ordinance amended.

3. Section 7A of the principal Ordinance is hereby amended by deleting the word "twelve" appearing in the sixth line of subsection (2) thereof and substituting therefor the word "ten".

Section 9 of the principal Ordinance amended.

4. Section 9 of the principal Ordinance is hereby amended:—

- (a) by deleting the word "three" appearing in the first line of subsection (1) thereof and substituting therefor the word "ten";
- (b) by deleting the words "or if, notwithstanding that the said period of three months has not elapsed" appearing in the fifth and sixth lines of subsection (1) thereof.

Section 10 of the principal Ordinance amended.

5. Section 10 of the principal Ordinance is hereby amended:—

- (a) by deleting the words "subject to the provisions of Section 14 of this Ordinance" appearing in the second and third lines thereof;
- (b) by inserting immediately after paragraph (j) thereof the following new paragraph to be lettered "(k)".

"(k) the compensation payable shall carry an interest at the rate of nine per centum per annum from the date of publication of a notice as provided in subsection (1) of Section 6 of this Ordinance to the time of payment of such compensation."

- (c) by inserting at the end thereof the following general paragraph:—

"For the purposes of assessment of compensation under paragraphs (e) and (f) of this Section, account shall be taken of the existing facts at the time of publication of a notice as provided in subsection (1) of Section 6 of this Ordinance."

New Section 8A added to the principal Ordinance.

6. The principal Ordinance is hereby amended by inserting immediately after Section 8 thereof the following new Section to be numbered 8A:—

"Vesting of property the value of which is less than £20.

8A. Where the value of the acquired property or of the interest in such property, as assessed in accordance with the provisions of Section 10 of this Ordinance, does not exceed the sum of twenty pounds, then, on payment to the owner, or, where he does not consent to receive the same, on deposit of such sum with the Chief Officer, registration of such property may be made in the name of the acquiring authority in accordance with the provisions of Section 8."

Schedule to the principal Ordinance amended.

7. The Schedule to the principal Ordinance is hereby amended by deleting the words "six weeks" appearing in the second line of paragraph 2 thereof and substituting therefor the words "two weeks".

Transitional Provisions.

8.—(1) Subject to the provisions of subsections (2) and (3) of this Section, this Ordinance shall come into operation on the 1st day of April, 1987.

(2) Where any compulsory acquisition proceedings have been completed on or after the 27th day of May, 1983 but compensation has not been paid before the 1st day of April, 1987, such provisions of this Ordinance as are advantageous to the interests of owners

whose land has been the subject matter of compulsory acquisition between those dates, shall be treated as having come into operation on the 27th day of May, 1983.

(3) Where any compulsory acquisition proceedings have been completed before the 27th day of May 1983, but compensation has not been paid before that date, in any proceedings before the Tribunal in relation to the assessment of such compensation, the following provisions shall apply :—

- (a) the President of the Tribunal shall decide as a matter of law whether the payment of any interest upon any sum of compensation which has been or may be assessed by the Tribunal is just and equitable, and if the President so decides, he shall further decide as a matter of law in relation to what period such payment of interest is just and equitable; and
- (b) if the President of the Tribunal has decided that the payment of interest for a period he has specified is just and equitable, the amount of interest in relation to such period or separate parts of such period which shall not exceed nine per centum shall be assessed by the Tribunal including the President who shall take into account the value of money at the relevant period as compared with the value of money on the 27th day of May, 1983.

24th March, 1987.

(106/1)

D.K.A. REYNOLDS,
Chief Officer.

AN ORDINANCE

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

K.W. HAYR,
ADMINISTRATOR

24th March, 1987.

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

Short title.
Cap. 224 and
34 of 1960
(Laws of
Cyprus),
Ordinances
12 of 1966,
11 of 1984,
1 of 1985 and
12 of 1985.

Section 27 of
the principal
Ordinance
amended.

1. This Ordinance may be cited as the Immovable Property (Tenure, Registration and Valuation) (Amendment) Ordinance, 1987 and shall be read as one with the Immovable Property (Tenure, Registration and Valuation) Ordinance, as amended from time to time (hereinafter referred to as "the principal Ordinance").

2. Section 27 of the principal Ordinance is hereby amended:—

- (a) by deleting the word "buildings" appearing in the third line of paragraph (a) of subsection (1) thereof and substituting therefor the word "holdings"; and
- (b) by adding immediately after subsection (1) thereof the following new subsection:—

"(1A) (a) Notwithstanding the provisions of this or any other Ordinance where a building site of an area not less than 5,600 square feet, resulting from a division or partition of land under the provisions of the Streets and Buildings (Consolidation) Ordinance, is registered in the names of two persons in equal undivided shares, it shall be lawful for the Chief Officer, on the application of one of the registered co-owners, to cause a partition of the site into two separate plots and issue a title in the name of each one of the co-owners separately.

Ordinances
7 of 1984 and
2 of 1987.

- (b) In making the partition under the provisions of this Section, the Chief Officer shall, as far as possible, apportion the property in accordance with the wishes of the co-owners, and if the co-owners, though otherwise agreeing with the partition do not agree as to the plot or plots to be allotted to each one of them, the issue shall be finally determined by the drawing of lots by the Chief Officer, and upon completion of the partition the Chief Officer shall give notice thereof to both persons affected thereby.

- (c) Where by reason of the nature of the property to be partitioned or for any other reason, it appears to the Chief Officer that it is not practicable to allot plots of equal value to the co-owners, the Chief Officer may order that the co-owner who takes a plot of greater value than his due, pays to the other co-owner who takes a plot of less value than his due, such compensation as the Chief Officer may determine having regard to their respective shares and the value which he allocates to the plots.
- (d) Upon the making of an Order under the provisions of paragraph (c) of this subsection, the Chief Officer shall give notice thereof to both persons affected by the partition.
- (e) If a co-owner ordered to pay compensation to the other co-owner under the provisions of this Section fails to pay the same within forty-two days from the date of the final Order, the Chief Officer may put up the plot allotted to the co-owner in default up for sale by auction and pay such compensation out of the proceeds.
- (f) Where compensation has been ordered to be paid by a co-owner, under the provisions of this Section, such co-owner shall not be entitled to deal with the plot allotted to him before the compensation ordered is paid except with the consent of the person to whom the same is payable :

Provided that a plot of an area less than 5,600 square feet which, on the date of the coming into operation of this Ordinance, is registered in the names of two persons in undivided equal shares, may be partitioned as provided in this subsection :

Provided further that no person may be registered as owner of more than one plot which resulted from a partition under the provisions of this subsection, unless its ownership is acquired by inheritance or as a gift from a spouse or a relative of a degree no more distant than the third degree as specified in the Second Schedule to the Wills and Succession Ordinance or any provision of the said Ordinance or any other Ordinance amending or substituted for the same."

Cap. 195
(Laws of Cyprus)
and Ordinance
3 of 1971.

D.K.A. REYNOLDS,
Chief Officer.

24th March, 1987.
(118/3A)

AN ORDINANCE

**TO AMEND THE SOCIAL INSURANCE (FACILITATION
OF REPUBLICAN SOCIAL INSURANCE SCHEME)
ORDINANCE, 1980.**

**K.W. HAYR,
ADMINISTRATOR**

24th March, 1987.

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

Short title.

1. This Ordinance may be cited as the Social Insurance (Facilitation of Republican Social Insurance Scheme) (Amendment) Ordinance, 1987 and shall be read as one with the Social Insurance (Facilitation of Republican Social Insurance Scheme) Ordinance, 1980 as amended from time to time (hereinafter referred to as "the principal Ordinance").

Ordinances
16/80, 5/83,
1/84, 5/85
and 17/85.

Section 18 of
the principal
Ordinance
amended.

2. Section 18 of the principal Ordinance is hereby amended by deleting paragraph (f) of subsection (1) thereof and substituting therefor the following new paragraph :—

“(f) the manner of calculation of insurable earnings of self-employed persons from the minimum to the maximum limit of insurable earnings;”.

New Section
33A added to
the principal
Ordinance.

3. The principal Ordinance is hereby amended by inserting immediately after Section 33 thereof the following new Section to be numbered 33A :—

“Furnishing of
information by
Commissioner
of Income Tax.

33A. Notwithstanding the provisions of any other Ordinance the Commissioner of Income Tax shall, on the application of the Chief Officer, furnish all necessary particulars and information in relation to the earnings of any person, which he holds in the exercise of his powers and duties under the provisions of the Income Tax Ordinance.”.

Cap.323—
(Laws of
Cyprus),
Ordinances
16 of 1961 and
11 of 1966.

D.K.A. REYNOLDS,
Chief Officer.

24th March, 1987.

(133B)