



**SUPPLEMENT No. 2**  
**T O**  
**THE SOVEREIGN BASE AREAS GAZETTE**

No. 874 of 21st December, 1989.

**L E G I S L A T I O N**

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ORDINANCE 24 OF 1989.

**AN ORDINANCE**

TO AMEND THE CRIMINAL CODE.

J.P.W. FRIEDBERGER  
ADMINISTRATOR

*8th December, 1989.*

**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 Criminal Code (Amendment) Ordinance, 1989 and shall be read as one with the Criminal Code Ordinance, as amended from time to time (hereinafter referred to as “the principal Ordinance.”).

Short title.

Cap. 154 (Laws of Cyprus) Ordinances 11/63, 17/63, 10/66, 8/72, 1/73, 4/74, 7/79, 8/82 and 7/87.

2. Section 187 of the principal Ordinance is hereby amended by inserting immediately after subsection (3) thereof the following new subsections, to be numbered (4) and (5) respectively:—

Section 187 of the principal Ordinance amended.

“(4) Where there is reasonable cause to believe that in any public place, the offence referred to in subsection (1) of this Section is being committed, any member of the Police Force may—

- (a) enter the public place and require of the proprietor or the person in charge of the said place, to comply forthwith with the provisions of subsection (1) of this Section; and
- (b) if the proprietor or the person in charge of the public place as referred to in paragraph (a) of this subsection does not comply accordingly, enter and serve such proprietor or person in charge with a written notice containing the substance of the matter set

Appendix A.

out in the form specified in the Appendix to this Ordinance; and

- (c) in the case of non-compliance with the written notice referred to in paragraph (b) of this subsection, enter and search such place without a search warrant notwithstanding any other provisions of this or any other Ordinance.

(5) Any of the instruments referred to in subsection (1) of this Section the presence or existence of which there is reasonable cause to believe will produce proof of commission of the offence created by subsection (1) of this Section may if such instrument is found during the course of a search conducted under subsection (4) of this Section, be seized and produced in Court, to be treated in the same manner as though it had been seized in the course of a search carried out under a search warrant.”.

3. The principal Ordinance is hereby amended by repealing Section 210 thereof and substituting therefor the following new Section :—

Section 210 of the principal Ordinance repealed and replaced.

“Causing death by a reckless, rash or dangerous act.

210. Any person who by a reckless, rash or dangerous act or conduct, not amounting to criminal homicide, unintentionally causes the death of another person shall be guilty of a misdemeanour and shall be liable to imprisonment for two years or to a fine not exceeding one thousand pounds.”.

4. The principal Ordinance is hereby amended by inserting immediately after Section 235 thereof the following new Section to be numbered 235A :—

New Section 235A added to the principal Ordinance.

“Abandoning the place of the accident without rendering any assistance.

235A.—(1) Any person who, having been implicated in an accident which caused the death or bodily harm of another person, abandons the place of the accident without rendering any assistance, shall be guilty of a misdemeanour and shall be liable to imprisonment for two years or to a fine not exceeding one thousand pounds or to both such imprisonment and fine.

(2) Any person who, having been implicated in an accident which caused damage to property, abandons the place of the accident without rendering any assistance, shall be guilty of a misdemeanour and shall be liable to imprisonment for one year or to a fine not exceeding one thousand pounds or to both such imprisonment and fine.

(3) Except where the Court for special reasons, having taken into consideration the full circumstances of the case orders otherwise, a person who was at the time of such accident in charge of a

motor vehicle and who is sentenced under subsections (1) or (2) of this Section, shall in addition be deprived of his driving licence for a minimum period of one year, commencing from the date of the passing of the sentence, as the Court deems opportune.

(4) For the purpose of subsection (3) of this Section, driving licence shall mean any licence to drive motor vehicles issued by any authority whether an authority of the Sovereign Base Areas or otherwise, and recognized as permitting the holder to drive in the Areas under any legislation of the Areas or any doctrine of common law.”.

5. In any criminal proceedings which take place after the enactment of this Ordinance in relation to an alleged offence contrary to Section 210 of the principal Ordinance, where such offence is alleged to have been committed before the coming into operation of this Ordinance, any provision of the said Section as amended by this Ordinance which the Court considers to be beneficial to the accused person, shall take effect in such proceedings.

Transitional provisions.

**APPENDIX A**

(Section 187(4)).

SBA Police Headquarters

..... 19.....

Mr., Mrs., Miss.....

**Notice under Section 187  
of the Criminal Code.**

Notwithstanding a verbal warning having been given to you,  
the use of loudspeakers/amplifiers of sound at.....

Str. No..... is continuing, in the absence of the required  
permit/or in contravention of the conditions of your permit, you  
are therefore notified that, if such contravention does not cease  
in fifteen minutes from the time when this notice has been served  
or attempted to be served upon you, the above loudspeakers  
and/or amplifiers shall be seized with the purpose of being  
produced before the Court as evidence in a criminal case which  
shall be brought against you.

Note: This notice was served to the above mentioned  
on..... 19..... at..... hrs.

Signature.....

Rank.....

for Chief Police Officer.

12th December, 1989.

A.J.H. ADAMS,

Chief Officer.

(128/2/2)



