



**SUPPLEMENT No. 2**  
**TO**  
**THE SOVEREIGN BASE AREAS GAZETTE**  
**No. 1370 of 7th March 2005**  
**LEGISLATION**

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**ORDINANCE 6 OF 2005**

**AN ORDINANCE**  
**TO AMEND THE ASSEMBLIES AND**  
**PROCESSIONS ORDINANCE**

**P. T. C. Pearson CBE**  
**ADMINISTRATOR**

*7th March 2005.*

**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 Assemblies and Processions (Amendment) Ordinance 2005 and shall be read as one with the Assemblies and Processions Ordinance (“the principal Ordinance”).

Short title.  
Cap. 32 (Laws of  
Cyprus).

**2.** Any reference to a “Commissioner” in the principal Ordinance shall, subject to sections 3, 7 and 9 below, be amended to refer to an Area Officer.

Amendment  
to term  
“Commissioner”.

**3.** Section 3 of the principal Ordinance is amended as follows —

Amendment  
to section 3 of  
the principal  
Ordinance.

(a) by inserting immediately after the reference to “section 9” the following words, “if he reasonably believes that a condition specified in section 5A exists.”; and

(b) by deleting the word “Commissioner” and replacing it with the words “Chief Officer”.

**4.—(1)** Section 4 of the principal Ordinance is amended in accordance with subsections (2) to (6) below.

Amendment  
to section 4 of  
the principal  
Ordinance.

(2) Subsection (1) is amended by—

(a) inserting immediately after the word “Commissioner” where it first appears in that subsection the words “and the Area Officer may grant or refuse such application in accordance with the provisions of this section.”; and

(b) repealing the remainder of that subsection.

(3) A new subsection to be numbered subsection (1A) is inserted immediately after subsection (1) as follows—

“(1A) A permit granted under this section may, where the Area Officer reasonably believes that a condition specified in section 5A exists, be issued subject to such conditions as appear to him necessary to prevent the occurrence of such disorder, damage, disruption or intimidation, including conditions as to—

- (i) if the permit is in relation to a procession, the route of it and maximum duration of it or prohibiting it from entering any public place specified in the permit,
- (ii) if the permit is in relation to an assembly, as to the place at which the assembly may be held, its maximum duration or the maximum number of persons who may constitute it.”.

(4) Subsection 3(a) is amended by inserting immediately after the reference to “subsection 1” the words “or subsection 1A”.

(5) Subsection (4) is repealed.

(6) A new subsection to be numbered (6) is inserted immediately after subsection (5) as follows—

“(6) If the Area Officer reasonably believes that, because of particular circumstances existing in the area in which the procession or assembly is to be held, his powers under subsection (1A) above will not be sufficient to prevent the proposed assembly or procession from resulting in serious public disorder, he may refuse to grant a permit to authorise the holding of such procession or assembly.”.

**5.—**(1) Section 5 of the principal Ordinance is repealed and the following inserted in its place—

“Power of Administrator to issue an order prohibiting processions or assemblies.

**5.—**(1) Where he reasonably believes that –

- (a) a condition specified in section 5A exists; and
- (b) the power of the Area Officer to add conditions to a permit in accordance with section 4(1A) will not be sufficient to prevent any assembly or procession from resulting in serious public disorder in any specified area,

the Administrator may make an order in the terms provided for in subsection (2) below.

(2) An order made under subsection (1) may –

- (a) prohibit the holding of any procession or assembly, or any class of procession or assembly, for such period as may be specified in the order not exceeding 3 months, at any place specified in the order;
- (b) prohibit the holding of any assembly or procession, or any class of assembly or

procession on any specified date;

- (c) prohibit the holding of any assembly or procession, or any class of assembly or procession within any specified hours during such period as may be specified in the order not exceeding 3 months.

(3) An order made under subsection (2) may be revoked by the Administrator at any time where the grounds for making the order no longer exist, or, where such grounds remain in existence on the expiry of the order, be renewed by him on the same or different terms.”.

**6.** A new section to be numbered section 5A is inserted immediately after section 5 of the principal Ordinance as follows—

Amendment to the principal Ordinance by adding new section.

“Basis for imposing conditions, making prohibiting orders etc.

**5A.** The conditions referred to in sections 3, 4 and 5 are as follows –

- (a) that the assembly or procession may result in serious public disorder, serious damage to property or the environment or serious disruption to the life of the community; or
- (b) the purpose of the persons organising it is the commission of any unlawful act or the intimidation of others with a view to compelling them not to do an act which they have a right to do, or to do an act they have a right not to do.”.

**7.** Section 6 of the principal Ordinance is amended by repealing the word “Commissioner” wherever it appears in that section.

Amendment to section 6 of the principal Ordinance.

**8.** Section 8 of the principal Ordinance is amended as follows —

Amendment to section 8 of the principal Ordinance.

- (a) subsection (1)(c) is amended by deleting the reference to “subsection (1)” and replacing it with “subsection (1A)”;
- (b) subsection (2)(b) is amended by deleting the reference to “subsection (1)” and replacing it with “subsection (1A)”.

**9.** Section 12 of the principal Ordinance is amended by deleting the word “Commissioner” and replacing it with the words “Chief Officer”.

Amendment to section 12 of the principal Ordinance.

**10.** This Ordinance shall come into force on the date of its publication in the Gazette.

Commencement.

*7th March 2005*  
(128/382)

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P. D. Draycott  
Chief Officer.  
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