
CRIMINAL PROCEDURE (CUSTOMS AND IMMIGRATION) ORDINANCE 2013

An Ordinance to apply certain provisions of the Criminal Procedure Ordinance to officers of the
Sovereign Base Areas Customs and Immigration Service

J. S. WRIGHT
DEPUTY ADMINISTRATOR

15th August 2013.

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

1. Short title

This Ordinance may be cited as the Criminal Procedure (Customs and Immigration) Ordinance 2013.

2. Commencement

This Ordinance comes into force on 17 August 2013.

3. Arrest by customs officers: certain provisions of Criminal Procedure Ordinance apply

- (1) Where a customs officer^(a) or a control officer exercises a power of arrest, section 9 (arrest) and section 10 (search of arrested person) of the Criminal Procedure Ordinance^(b) apply as if any reference in those provisions to a police officer were a reference to a customs officer or, as the case may be, a control officer.
- (2) In this section, “control officer” means a customs officer who is also a control officer under section 3 of the Control (Entry, Settlement and Commercial Enterprises) Ordinance 1960^(c).

Notes

(a) “Customs officer” is defined in Schedule 1 to the Interpretation Ordinance 2012.

(b) Cap. 155, Laws of Cyprus, 1959 ed. Legislation of the former colony of Cyprus has effect in the Areas by virtue of article 5 of the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960. Schedule 2 to the Interpretation Ordinance 2012 provides for the interpretation of such legislation.

(c) Ordinance 5/60.

EXPLANATORY NOTE

(This note does not form part of the Ordinance)

1. This explanatory note relates to the Criminal Procedure (Customs and Immigration) Ordinance 2013 (the “Ordinance”). It has been prepared by the Office of the Attorney-General and Legal Adviser in order to assist the reader of the Ordinance.

2. The Ordinance applies sections 9 and 10 of the Criminal Procedure Ordinance to customs officers (and any customs officers who are also control officers under the Control (Entry, Settlement and Commercial Enterprises) Ordinance 1960). When exercising a power of arrest, customs officers may use all means necessary to make the arrest (but no more force than is reasonable) and must inform the arrested person of the reason for the arrest. The arrested person may be searched, and any evidence and weapons found on the arrested person may be seized.