



**SUPPLEMENT No. 2**  
**TO**  
**THE SOVEREIGN BASE AREAS GAZETTE**  
**No. 1726 of 14th January 2014**  
**LEGISLATION**

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**PREVENTION OF FIRES IN OPEN COUNTRY (AMENDMENT) ORDINANCE 2014**

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An Ordinance to amend the Prevention of Fires in Open Country Ordinance 1989

**R. J. CRIPWELL**  
**ADMINISTRATOR**

*14th January 2014.*

**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 Prevention of Fires in Open Country (Amendment) Ordinance 2014.

**2. Commencement**

This Ordinance comes into force on the day after it is published in the Gazette.

**3. Amendment to Prevention of Fires in Open Country Ordinance 1989**

The Prevention of Fires in Open Country Ordinance 1989**(a)** is amended in accordance with sections 4 and 5.

**4. Amendment to section 2 (interpretation)**

Section 2 is amended as follows—

- (a) before the definition of “Fire officer” insert the following definition—

““the Crown” means Her Majesty in right of Her Government in the United Kingdom and in right of Her Administration in the Areas;”;
- (b) in paragraph (c) of the definition of “open country”**(b)** omit the words”, or any property owned or occupied by the Crown in right of Her Majesty’s Government in the United Kingdom”.

## **5. Substitution of section 9**

For section 9 substitute the following section—

### **“9. Application to Crown land**

- (1) Subject to subsection (2), this Ordinance applies to Crown land.
- (2) Section 4 does not apply to a fire on Crown land where the person lighting the fire is—
  - (a) acting in the course of service of, or employment by, the Crown; or
  - (b) engaged in duties directly related to activities regulated by the Ministry of Defence.
- (3) For the purpose this section, “Crown land” means land which is owned or occupied by the Crown, including land owned by the Crown solely in right of its administration of the Areas.”.

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#### **Notes**

- (a) Ordinance 13/89, as amended by Ordinances 8/91, 27/00, 19/04, 17/06, 10/10 and 13/13.  
(b) The definition of “open country” was substituted by Ordinance 8/91.

## **EXPLANATORY NOTE**

### **(This note does not form part of the Ordinance)**

1. This explanatory note relates to the Prevention of Fires in Open Country (Amendment) Ordinance 2014 (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. It does not form part of the Ordinance.
2. The Ordinance amends the Prevention of Fires in Open Country Ordinance 1989 (the “principal Ordinance”) in relation to its application to Crown land. Under section 4 of the principal Ordinance a permit from an Area Officer is required to light a fire in open country (except where the fire solely for the preparation or heating of food). Open country is defined in section 2 of the principal Ordinance, being land outside a residential area and excluding state forests. (The Forests Ordinance 1980 contains provisions relating to controls on lighting fires on forest land.)
3. The effect of the amendments made by the Ordinance is ensure that a permit under section 4 of the principal Ordinance is required to light a fire on all land defined as open country, except where a fire is lit on land owned or occupied by the Crown by a person acting in the course of service of, or employment by, the Crown, or who is engaged in duties directly related to activities regulated by the Ministry of Defence (e.g. an official of a club which is established for the benefit of service personnel and their dependants). A fire lit in such circumstances is subject to non-statutory orders and procedures, so a permit from an Area Officer is not required.

