



SUPPLEMENT No. 2
TO
THE SOVEREIGN BASE AREAS GAZETTE
No. 1734 of 11th March 2014
LEGISLATION

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HEALTH (INSTALLATION OF DEFIBRILLATORS) ORDINANCE 2014

An Ordinance to make provision for the installation of defibrillators

R. J. CRIPWELL
ADMINISTRATOR

10th March 2014.

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

1. Short title and commencement

- (1) This Ordinance may be cited as the Health (Installation of Defibrillators) Ordinance 2014.
- (2) This Ordinance comes into force on 1 April 2014.

2. Interpretation

- (1) In this Ordinance—
“automated external defibrillator” or “AED” means a device which—
 - (a) delivers a pre-programmed electrical charge when attached to the body of a patient;
 - (b) has an electronic computer installed in it which—
 - (i) can detect the irregular heart rhythm of a patient, in particular ventricular fibrillation and ventricular tachycardia;
 - (ii) can determine whether defibrillation is required; and
 - (iii) may deliver an electrical discharge, either automatically or by operation of the user;
 - (c) may give written or oral instructions to the user; and
 - (d) keeps a record of its functioning in an internal memory;

“location” includes premises;

“public swimming pool” has the meaning given in the Public Swimming Pools Ordinance 2000(a).

- (2) For the purpose of this Ordinance a person who controls a location includes, but is not limited to, the proprietor and the manager.

3. Application

- (1) This Ordinance does not apply to any locations situated on Crown land.
- (2) For the purpose of this section—
 - (a) “the Crown” means Her Majesty in right of Her Government of the United Kingdom and in right of Her Administration in the Areas; and
 - (b) “Crown land” is land owned or occupied by the Crown, in any capacity, other than land which—
 - (i) is owned by the Crown in right only of Her Majesty’s Administration in the Areas; and
 - (ii) is not occupied or used, whether continuously or not, by the Crown in any capacity.

4. AED locations

- (1) The person who owns or who has control of a location specified in subsection (2) must ensure that at least 1 AED is installed at the location.
- (2) The locations are—
 - (a) indoor or outdoor premises where organised sporting events take place;
 - (b) lifeguard towers;
 - (c) public swimming pools;
 - (d) banks and co-operative societies;
 - (e) hotels;
 - (f) airports, seaports and central coach stations; and
 - (g) a location serving the public or a private undertaking which may have in attendance over 500 persons in any 1 day.

5. Criminal offences

- (1) A person who contravenes section 4(1) commits an offence and is liable on conviction to imprisonment for a term not exceeding 1 year or to a fine of €8,500 (or to both).
- (2) If an offence under this Ordinance, committed by a body corporate, is committed with the consent or the connivance of, or is attributable to any neglect on the part of an officer of the body corporate, that officer as well as the body corporate commits that offence and is liable on conviction to the penalty specified in subsection (1).

6. Regulations

- (1) The Administrator may make regulations by way of public instrument for the more effective application of this Ordinance.
- (2) Regulations made under this section may contain such provision as may be made by Ordinance.

Notes

(a) Ordinance 14/00.

EXPLANATORY NOTE

(This note does not form part of the Ordinance)

1. This explanatory note relates to the Health (Installation of Defibrillators) 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 broadly mirrors in the Areas the provisions of the Republican Installation and Use of Automated External Defibrillators Law 2008 (Law 110(I) 2008) which are in force.
3. No duty is imposed on the Crown to provide automated external defibrillators (AEDs) in any premises listed in section 4 on land occupied or used by the Crown.
4. Section 4 lists those locations where AEDs must be installed. As at the date the Ordinance comes into force, the only listed location where AEDs must be installed is indoor or outdoor sporting premises. Some of the locations listed in section 4, such as public swimming pools and airports, are only located on premises or land used or occupied by the Crown, and therefore are subject to the Crown exemption. With regard to some other listed locations, for example, hotels, there are none within the Areas. However, they are included in case of further development within the Areas.

