
SEA BATHERS (PROTECTION) (SPECIFIED AREAS) ORDER 2008

The Chief Officer makes the following Order in exercise of his powers under section 3 of the Sea Bathers (Protection) (Consolidation) Ordinance 1986(a).

Citation and commencement

1. This Order may be cited as the Sea Bathers (Protection) (Specified Areas) Order 2008 and comes into force on the day on which it is published in the Gazette.

Periods of operation

2. (1) This Order applies during the period in each year from 1 April to 31 October inclusive.
- (2) This Order does not apply to a boat from sunset to sunrise.

Specified areas

3. (1) The specified areas reserved exclusively for persons bathing in the sea are the parts of the sea set out in the Schedule, together with that part of the foreshore which is within 5 metres from the water line of those parts of the sea.

(2) This article and the Schedule apply whether or not articles 4 or 6(1) have been complied with.

Indication of specified areas

4. The Fiscal Officer must arrange for the specified areas to be marked by buoys which are clearly visible during any period in which this Order applies.

Access lanes

5. (1) The Fiscal Officer may create an access lane by arranging for buoys to designate a route, no wider than 100 metres, between the seaward and landward limits of a specified area.

(2) An access lane forms part of the specified area for all purposes except its use by a person to cross in a boat in either direction between the seaward and landward limits of the specified area.

(3) Access lanes may only be created in the following locations and numbers—

- (a) no more than 3 in the area set out in paragraph 1(g) of the Schedule (Lady's Mile Beach),
- (b) one in the area set out in paragraph 3(f) of the Schedule (Fairwinds Beach); and
- (c) one in the area set out in paragraph 3(g) of the Schedule (Dhekelia Watersports Club Beach).

(4) The buoys used to designate an access lane may be of the same type as, or of a different type from, those used for indicating the specified areas.

Maps

6. (1) A copy of each map referred to in the Schedule, marked to show the specified areas—
 - (a) must be deposited at the office of the relevant Area Officer; and
 - (b) must be made available for inspection at that office to any person on request.

(2) All map references in the Schedule are as follows:

- (a) in paragraph 1, to the 1:50,000 scale map, Series GSGS 5145, Sheet WSBTA, edition 5-GSGS;
- (b) in paragraph 2, to the 1:10,000 scale map, Series GSGS 5801, Sheet Akrotiri and Environs, edition 2-GSGS;
- (c) in paragraph 3, to the 1:10,000 scale map, series GSGS 5801, Sheet Dhekelia, edition 3-GSGS.

Revocation

7. The Sea Bathers (Protection) Order 2006**(b)** is revoked.

SCHEDULE

Akrotiri Sovereign Base Area

1. The following parts of the sea, together with any waters inshore of those parts:

- (a) Evdhimou Beach (West)
The area between 77803482, 77853480 and 77783465;
- (b) Evdhimou Beach (East)
78553530 to 78793522, extending seawards 100 metres;
- (c) Paramali Beach
The waters inshore of the line between 82093547 and 82403547;
- (d) Happy Valley Beach
The area between 82963572, 82933565 and 83013570;
- (e) Tunnel Beach
 - (i) The waters inshore of the line between 84123613 and 84263609, and
 - (ii) 84403614 to 84403612, extending seawards 50 metres;
- (f) Curium Beach
88603605 to 89253550, extending seawards 200 metres;
- (g) Lady's Mile Beach
00652883 to 00953310, extending seawards 200 metres.

2. In Royal Air Force Station Akrotiri, the following parts of the sea, together with any waters inshore of those parts:

- (a) Sub Aqua Club Beach
02522615 to 02502622 extending seawards 100 metres;
- (b) Buttons Bay
02462643 to 02352649 extending seawards 100 metres;
- (c) Water Ski Club Beach
01172777 to 00952788 extending seawards 50 metres;
- (d) JAWS Beach
00772805 to 00782800 extending seawards 50 metres.

Dhekelia Sovereign Base Area

3. The following parts of the sea, together with any waters inshore of those parts:

- (a) Officers' Club Beach (West)
The waters inshore of the line between 67837107 and 67507107;

- (b) Officers' Club Beach (South)
The area between 67517102, 67517095, 67417095 and 67417105;
- (c) Church of England Soldiers', Sailors' and Airmen's Club Beach
The waters inshore of the line between 67187125 and 66737115;
- (d) Dhekelia Jetty
The area between 66627082, 66577082, 66577100 and the point on the south eastern extremity of Dhekelia Jetty nearest 66667085;
- (e) Victor Beach Club
The area between 65437110, 65377097, 65267097 and 65267108;
- (f) Fairwinds Beach
The area between 65207107, 65207097, 64017080 and 64007090;
- (g) Dhekelia Watersports Club Beach
The area between 65877103, 65847096, 65747096 and 65747111.

Dated this 10th day of April 2008.

(SBA/AG/2/AM/448)

P. D. Draycott,
Chief Officer,
Sovereign Base Areas.

Notes

(a) Ordinance 4/86.

(b) PI 31/06.

EXPLANATORY NOTE

(This note is not part of the Order)

Introduction

1. This explanatory note relates to the Sea Bathers (Protection) (Specified Areas) Order 2008. It has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Order. It does not form part of the Order.
2. This note should be read in conjunction with the Order. It is not, and is not meant to be, a comprehensive description of the Order. So when an article or part of an article does not seem to require any explanation or comment, none is given.

Particular points

3. This Order specifies areas of the sea which are reserved exclusively for persons bathing in the sea from April to October each year (or during any other period which the Chief Officer may fix for any year).
4. Article 3 and the Schedule contain the definitive specification of the sea bathing areas. Maps setting out the specified areas are available for public inspection at the Area Offices.
5. The Sea Bathers (Protection) (Consolidation) Ordinance 1986 restricts activities in specified areas, including the use of fishing nets, spear guns, and boats. "Boat" is defined broadly in section 2 of the Ordinance to include, among others, windsurfers and other floating objects which may endanger the safety of bathers.
6. Boats may pass through certain specified areas using access lanes if those lanes are designated by buoys under the authority of the Fiscal Officer. Boats are also permitted to enter specified areas from sunset to sunrise but other restrictions continue to apply.
7. The specified areas are to be marked by buoys. It is a criminal offence under section 6 of the Ordinance to interfere with these buoys. The same or different buoys may be used to designate access lanes. A specified area, set out in the schedule, applies whether or not it has been correctly indicated by buoys, whereas an access lane only exists if it is marked by buoys.