

CAP. 296.

CYPRUS

SHIPPING DUES

CHAPTER 296 OF THE LAWS

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1959

CHAPTER 296.

SHIPPING DUES.

ARRANGEMENT OF SECTIONS

<i>Section</i>		<i>Page</i>
1	Short title	2
2	Interpretation	2
3	Dues: first port	2
4	Dues: second or third port	2
5	Dues: fourth and subsequent ports within four weeks	3
6	Dues: other calls	3
7	Dues: payable by ships in ballast, etc.	3
8	Visit to foreign port under stress of weather	4
9	Compounding of dues for ships other than steamers	4
10	Failure to pay dues	4
11	Dues not payable when call for quarantine only	4
12	Exemptions from dues	4
13	Power to exempt from payment of dues	5
14	Regulations	6

TO REVISE THE METHOD OF LEVYING SHIPPING DUES.

1949
Cap. 277.

[19th July, 1917.]

Short title

1. This Law may be cited as the Shipping Dues Law.

Interpreta-
tion.

2. In this Law—

“dues” means port, health and light dues;

“port in Cyprus” means any port constituted as a port under the Customs Management Law;

“ship” includes steamers and vessels of every description.

Cap. 315

Dues: first
port.

3. Subject to the provisions in this Law contained, dues shall be paid in respect of every ship arriving in any port in Cyprus from a foreign port at the following rate, namely:—

2 of 8/48.

For every ton of registered tonnage up to 800 tons, 20 mils.

For every ton of registered tonnage exceeding 800 tons, 10 mils:

Provided that no such dues shall exceed the maximum amount of thirty-six pounds.

Dues: second
or third
port.

4. When the above-mentioned dues have been paid in full at a port in Cyprus in respect of a ship and such ship proceeds to a second or third port in Cyprus, without between her calls at any of such ports having called at a

foreign port, there shall be paid in respect of her call at such second or third port dues at half the above rates with a maximum amount of eighteen pounds at each such second or third ports.

5. When the above-mentioned dues have been paid in full at the first, second and third ports in Cyprus in respect of a ship, and such ship proceeds to a fourth or subsequent port in Cyprus, without between her calls at any such ports having called at a foreign port, no dues shall be payable in respect of her calls at such fourth or subsequent port, provided such calls at such fourth or subsequent ports take place within four weeks from the date of leaving the third port.

Dues: fourth and subsequent ports within four weeks.

6. In the case of a ship—

Dues: other calls.

(a) which has come from a foreign port and in respect of which the dues referred to in sections 3 and 4 have been paid in full and which ship continues to call at ports in Cyprus, without calling at a foreign port, after the expiration of the period of four weeks referred to in section 5, or,

(b) which has not come from a foreign port and which ship calls at ports in Cyprus without calling at a foreign port,

there shall be paid in respect of calls at the first two ports called at in any period of four weeks dues at half the rates prescribed by section 3, and no further dues shall be payable in respect of subsequent calls at ports within that period of four weeks.

7. Subject to the provisions of this Law there shall be paid in respect of every ship of whatever tonnage arriving at any port in Cyprus from a foreign port or from another port in Cyprus and leaving such port in Cyprus without having taken cargo and without having landed or taken on board passengers, and having on board empty barrels or empty cases only and discharging such empty barrels, or empty cases and no other cargo, dues at the following rate, instead of the dues prescribed in sections 3, 4, 5 and 6—

Dues: payable by ships in ballast, etc.
4 of 8/48.

For every ton of registered tonnage ... 10 mils.

Provided that the amount of dues payable under the provisions of this section shall not exceed the maximum amount of eighteen pounds.

Visit to
foreign port
under stress
of weather.

8. Where a ship, under charter for Cyprus, has been compelled through stress of weather to leave Cyprus and visit a foreign port, such ship shall on her return to Cyprus be subject to such dues only as if the visit to such foreign port had not been made:

Provided always that the Comptroller shall be satisfied that the visit to the foreign port was caused by stress of weather and that it was the intention of the ship to return to Cyprus to complete her charter.

Compound-
ing of dues
for ships
other than
steamers.
5 of 8/48.

9. (1) Dues payable in respect of any ship, other than a steamer, may be compounded for by the payment in advance of one hundred mils for each ton of the ship's registered tonnage for every half year. A half year shall be deemed to be any period between the 1st January and the 30th June or between the 1st July and the 31st December in any year.

(2) Dues shall not be leviable in respect of a ship for which they have been compounded, during any half year for which they have been so compounded.

Failure to
pay dues.

10. If the master or agent of any ship shall fail to pay the dues payable under this Law, any Customs or Port Officer may detain the ship until payment has been made or until security for payment has been given to his satisfaction.

Dues not
payable
when call
for quaran-
tine only.

11. When any ship shall be compelled to call at any port for the sole purpose of performing quarantine for another port in Cyprus and shall not there discharge or receive cargo, the dues mentioned above shall not be payable in respect of such call, and such call shall otherwise for the purpose of this Law be treated as though it had not been made.

Exemptions
from dues.

12. The above mentioned dues shall not be payable in respect of the following ships—

- (a) ships of war;
- (b) transports in Her Majesty's service;
- (c) ships hired or chartered by Her Majesty's Government for the conveyance of troops or stores for Her Majesty's service, and flying the Admiralty transport flag;
- (d) yachts belonging to recognised yacht clubs and wholly in ballast;
- (e) ships which having entered a port under stress of weather or for obtaining provisions or water

shall leave it without having effected any commercial transaction other than the landing of passengers under stress of weather;

- (f) steam tugs employed solely in towing and not having goods or passengers on board;
- (g) ships which have entered a port for the purpose of loading or discharging cargo and which are prevented, through stress of weather or quarantine restrictions from loading or discharging any cargo;
- (h) ships which enter a port wholly in ballast and leave without having loaded cargo and without having landed or taken on board passengers or cargo or having effected any commercial transaction;
- (i) ships calling at a port in Cyprus for orders or medical inspection only and without having effected any commercial transaction proceeding to another port in Cyprus:

Provided that the towing of lighters and the conveyance of hamals from the one port to the other port shall not be deemed to be a commercial transaction for the purposes of this paragraph;

- (j) boats licensed under the Boats Regulation Law; Cap. 288.
- (k) ships under ten tons registered tonnage owned by persons domiciled in Cyprus:

Provided that if any ship hired or chartered by Her Majesty's Government for the conveyance of troops or stores is employed without the consent of the proper authority of the Admiralty for the importation of goods other than goods or stores for Her Majesty's service, the full dues shall be payable in respect of such ship:

Provided also that if any transport in Her Majesty's service or ship hired or chartered by Her Majesty's Government for the conveyance of troops or stores is employed with the consent of the proper authority of the Admiralty for the importation of goods other than goods or stores for Her Majesty's service, there shall be paid by the person importing such goods in lieu of dues a sum equal to one hundred mils per ton on the amount of such goods or the sum of fifteen shillings if the amount of such goods is less than five tons.

13. The Governor in Council may for special reasons exempt any ship from the payment of all or any dues under this Law.

Conveyance of goods without permission by ship hired by Government.
 Conveyance of goods with permission by ships hired by Government.
 6 of 8/48.
 Power to exempt from payment of dues.
 2 of 67/32.

Regulations.
2 of 25/44.

14. (1) Notwithstanding anything in this Law contained, the Governor in Council may make Regulations—

- (a) prescribing the fees to be paid in respect of ships using any port in Cyprus;
- (b) prescribing the fees to be paid in respect of ships using a mooring boat in entering or leaving, or within, any port in Cyprus;
- (c) prescribing the fees to be paid in respect of the use of any crane in any port in Cyprus.

(2) In this section—

“ mooring boat ” means the mooring boat or boats for the time being provided in any port in Cyprus for the use of ships in entering or leaving such port, or when being moved within such port from one berth or position to another.