



SUPPLEMENT No. 2
TO
THE SOVEREIGN BASE AREAS GAZETTE
No. 290 of 11th DECEMBER, 1969.
LEGISLATION.

ORDINANCE 15 OF 1969.

AN ORDINANCE

TO CONSOLIDATE AND AMEND THE LAW
RELATING TO THE LICENSING AND CONTROL
OF DOGS IN THE SOVEREIGN BASE AREAS.

DENIS SMALLWOOD
ADMINISTRATOR.

6th December, 1969.

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

1. This Ordinance may be cited as the Dogs Ordinance, 1969 and shall come into operation on a date to be fixed by the Administrator by notice to be published in the Gazette.

Short title.

2. In this Ordinance, unless the context otherwise requires—

Interpretation.

“appropriate authority” means an Area Inspector, a Mukhtar or any other person designated as an appropriate authority by the Chief Officer under the provisions of this section for the purpose of this Ordinance;

“authorised person” means any person appointed by the appropriate authority to exercise powers and perform duties under the provisions of this Ordinance;

“cattle” includes horses, mules, donkeys, goats, sheep and swine;

“dog” includes bitch but does not include any unweaned puppy;

“owner”, in relation to a dog, includes any person by whom the dog is being kept;

Cap. 52 (Laws of Cyprus).

“Republican Law” means the Dogs Law of the Republic of Cyprus and any law amending or substituted for the same;

“stray dog” means any dog found wandering or not kept on a leash by a person not being less than fifteen years of age in any area or any place not forming part of the premises wherein the owner or the person who has the dog in his care resides, but does not include a dog, the owner of which is a shepherd or a hunter in possession of a certificate issued by or on behalf of an Area Officer or an appropriate authority of the Republic under the provisions of the equivalent Republican Law indicating that the dog has been under constant observation of a practitioner as defined in the Veterinary Surgeons Ordinance and such dog is near its owner and under his control:

Ordinance No. 21 of 1964.

Provided that this definition shall not apply to any dog which is under the control and observation of any person specially authorised in writing, by name or description, by the Chief Officer under the provisions of this Section in relation to the Areas or any part of the Areas specified in such authorisation.

Application of Ordinance.

3. The provisions of this Ordinance shall apply to all places in the Sovereign Base Areas.

Licence to keep a dog.

4.—(1) No person shall keep or have in his possession or control or bring or cause to be brought into the Areas from outside the Areas, a dog unless he has obtained a licence in that behalf from an appropriate authority in the form set out in the First Schedule to this Ordinance, or unless he is in possession of a licence issued under the provisions of the Republican Law.

First Schedule.

(2) Every licence issued in the Areas shall expire on the 31st day of December in the year in which it is so issued.

Second Schedule.

(3) A person obtaining a licence issued under the provisions of this section shall pay to the appropriate authority the fees set out in the Second Schedule to this Ordinance.

(4) Every appropriate authority shall keep a register specifying the name, address and occupation of each person to whom, and the number or class of dogs in respect of which, a licence is issued.

(5) Where the holder of any licence issued under the provisions of this Ordinance or the Republican Law sells or parts with the ownership of a dog in respect of which the licence was issued to any other person resident in the Areas, such licence may, on the joint application of such holder and of such other person, and in the case of a licence issued under the provisions of the Republican Law, by arrangement with the appropriate authorities of the Republic, be transferred by endorsement thereon to the name of such other person for the unexpired period thereof, and no fee shall be charged in respect of any such transfer.

5.—(1) An appropriate authority may refuse to grant a licence to any person or may withdraw any licence granted to any person to keep a dog for any of the following reasons:—

Refusal of licence in certain cases.

- (a) that the dog is shown to be dangerous to members of the public or to cattle or domestic animals, or is a public nuisance;
- (b) that the person who has applied for a licence has been convicted of an offence contrary to the Cruelty to Animals Ordinance or the Cruelty to Animals Law of the Republic or any Ordinance or Republican Law amending or substituted for such Ordinance or Law, as the case may be;
- (c) that the dog is kept under conditions which are dangerous to public health.

Cap. 47 (Laws of Cyprus).

(2) Any person whose licence to keep a dog has been refused or withdrawn shall forthwith deliver such dog to the appropriate authority for disposal or destruction by the said authority in such manner as may be prescribed, and, if he fails so to do, such dog may be seized and detained for such disposal or destruction:

Provided that no such dog shall be disposed of or destroyed until the expiration of two days from such refusal or withdrawal of the licence or, in the case of an appeal to the Area Officer, until his decision thereon has been given upholding the decision of the appropriate authority to refuse the grant or withdrawal of the licence.

(3) Any person aggrieved by—

- (a) the refusal of the appropriate authority to grant a licence;
- (b) the withdrawal of a licence,

may, within two days from the date of such refusal or withdrawal appeal in writing to the Area Officer and shall, within the period aforesaid, serve a copy of the appeal on the appropriate authority.

(4) The decision of the Area Officer on any such appeal shall be final.

6.—(1) The appropriate authority shall supply the licensee free of charge with a badge to be worn by the dog for which the licence is issued.

Badges.

(2) If it is proved to the appropriate authority that a badge supplied under the provisions of subsection (1) has been lost or destroyed, the appropriate authority shall, upon payment of fifty mils, issue to the licensee a duplicate badge.

(3) The licensee shall return such badge to the appropriate authority if he ceases to keep the dog in respect of which the badge has been issued, or if the dog dies during the currency of the licence.

(4) Every licensee shall, within a reasonable time after demand, produce his licence for inspection by any person authorised by the appropriate authority or by any member of the Sovereign Base Areas Police Force.

Offences
and penalty.

7. Any person who—

- (a) keeps or has in his possession or control or brings into the Areas or causes to be brought into the Areas from outside the Areas, a dog without a licence issued under the provisions of this Ordinance or of the Republican Law;
- (b) keeps a dog in contravention of any section of this Ordinance;
- (c) does any act with intent to, or which is likely to, defraud an appropriate authority in the registration or control of dogs in pursuance of this Ordinance;
- (d) suffers or allows a dog of which he is the owner, or which he has in his care, to be found to behave on a public road or in any public place in circumstances or manner which make it a nuisance to any person;
- (e) permits, suffers or allows his dog or any dog for which he is for the time being responsible, to make a noise by barking which is so loud and so continuous or repeated as to cause a nuisance to occupants or inmates of any premises in the neighbourhood,

shall be guilty of an offence against this Ordinance and shall be liable to a fine not exceeding fifty pounds.

Destruction of
stray dogs etc.

8.—(1) Without prejudice to the provisions of subsection (2) of section 5 of this Ordinance, any—

- (a) stray dog found in the Areas;
- (b) dog in respect of which a licence has been refused or withdrawn under the provisions of subsection (1) of section 5 of this Ordinance or under similar provisions of the Republican Law,

may be seized and disposed of by an appropriate authority, any member of the Sovereign Base Areas Police Force or any other person authorised to that effect by the Chief Officer.

(2) No compensation shall be paid in respect of the disposal of a dog under the provisions of this section.

Trapping.

9.—(1) In this section the expression “approved trap” means a trap of such nature and construction as to satisfy the Chief Officer on the advice of a Veterinary Officer employed by the Crown or the Republic that its use will not cause physical pain or suffering to any dog captured thereby or coming into contact therewith.

(2) It shall be lawful for an appropriate authority or the Chief Police Officer or for any person authorised by them to act under the provisions of this subsection to cause approved traps, as may be prescribed by the Chief Officer, to be placed and set or used for the purpose of capturing stray or unlicensed dogs in the Areas.

(3) Any dog captured by means of an approved trap shall be deemed to be a stray dog for the purpose of paragraph (a) of subsection (1) of section 8 of this Ordinance.

10. Upon the coming into operation of this Ordinance the Dogs Ordinance shall be repealed:

Repeal and savings. Cap. 52 (Laws of Cyprus).

Provided that any licence granted under the provisions of such Ordinance shall, until it has expired or been cancelled, be deemed to have been granted under this Ordinance.

FIRST SCHEDULE.

(Section 4 (1).)

LICENCE.

No. of Badge No.
NAME OF APPROPRIATE AUTHORITY:
Licence is hereby granted to
of to keep the following dog:—

Sex

Colour

Distinguishing marks (if any)

Breed or type

FEE PAID

This licence expires on the 31st day of December, 19

Dated the _____ day of _____ 19

Signature and Seal of the Appropriate Authority

Renewed on _____ to expire on 31st December, 19

Signature and Seal of the Appropriate Authority.

/SECOND SCHEDULE

SECOND SCHEDULE.

(Section 4 (3).)

LICENSING FEES UNDER SECTION 4(3).

	Dog mils	Bitch mils	Spayed Bitch. mils
1. Villages where the Villages (Administration and Improvement) Ordinance applies	500	£2.000	500
2. Villages other than those referred to in item 1 above	250	£1.000	250
3. Other parts of the Sovereign Base Areas.. .. .	500	£2.000	500

Provided that, where the appropriate authority is the mukhtar, out of the fee payable, the mukhtar shall retain a fee of one hundred mils in respect of every licence issued by him.

6th December, 1969.

J.E. CARRUTHERS
Chief Officer.

ORDINANCE 16 OF 1969.

AN ORDINANCE

TO CONTROL THE ACQUISITION OF IMMOVABLE PROPERTY.

DENIS SMALLWOOD

6th December, 1969.

ADMINISTRATOR.

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

1. This Ordinance may be cited as the Immovable Property Acquisition (Control) Ordinance, 1969. Short title.

2. In this Ordinance, unless the context otherwise requires— Interpretation.
 “acquisition of immovable property within the Sovereign Base Areas” includes—

- (a) a lease of immovable property for a period exceeding thirty-three years or which, together with any option to extend or renew such lease, may exceed thirty-three years;
- (b) the acquisition of a share in a Cypriot Corporation (as defined hereinafter) which owns immovable property in the Sovereign Base Areas when by such acquisition and taking into account any other shares of the same Corporation owned by persons who are not Cypriots the said Corporation would cease to be a Cypriot Corporation as defined in this section,

but does not include acquisition by inheritance;

“Cypriot” includes—

- (a) a Cypriot as defined in the Citizens of the Republic (Jurisdiction of Courts) Ordinance, 1960;
- (b) any other person born in the Island of Cyprus whose parents were ordinarily resident in any part of the Island of Cyprus at the time of his birth, or whose father was born in the Island of Cyprus at a time when the parents of the said father were ordinarily resident in any part of the Island of Cyprus;
- (c) a wife or widow of a Cypriot in respect of whose marriage to such person there has not been a decree of dissolution or judicial separation (by whatever name called) of a competent Court of any country;

Ordinance
6 of 1960.

“Cypriot Corporation” means any company, corporation or other corporate body, other than a company, corporation or other corporate body where—

- (a) the majority of the directors, or persons occupying the positions of directors by whatever name called, are not Cypriots; or
- (b) the majority of the voting power is in the hands of persons who are not Cypriots or who exercise their voting powers directly or indirectly on behalf of persons who are not Cypriots.

Restrictions on acquisition of immovable property by persons other than Cypriots or Cypriot Corporations.

3. After the date of the coming into force of this Ordinance, the acquisition, other than by a Cypriot or a Cypriot Corporation, of immovable property within the Sovereign Base Areas shall be prohibited without the prior consent in writing of the Administrator, and any such acquisition of any immovable property effected in contravention of this section and any relative registration of such immovable property shall be null and void.

Power to make Regulations.

4. The Administrator may make Regulations to be published in the Gazette generally for the better carrying into effect of the purpose of this Ordinance, and in particular may in such Regulations exempt any person or class of persons from the operation of this Ordinance.

Repeal
Cap. 109 (Laws
of Cyprus),
S.L. Vol. 1
(Cyprus)
Pages 545
and 546.

5. The Immovable Property Acquisition (Aliens) Ordinance and all Public Instruments made thereunder are hereby repealed without prejudice to anything done thereunder.

J.E. CARRUTHERS

6th December, 1969.

Chief Officer.
