



SUPPLEMENT No. 2
TO
THE SOVEREIGN BASE AREAS GAZETTE
No. 425 of 15th December, 1975.
LEGISLATION

ORDINANCE 11 OF 1975.

AN ORDINANCE

CONTAINING TEMPORARY PROVISIONS RELATING
TO TRANSFERS OF IMMOVABLE PROPERTY IN
THE DHEKELIA SOVEREIGN BASE AREA.

JOHN AIKEN

12th December, 1975.

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 Transfer of Immovable Property (Dhekelia Sovereign Base Area) (Temporary Provisions) Ordinance, 1975.

Short title.

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

Interpretation.

“contract” means a written agreement relating to the sale or exchange of immovable property and includes a written declaration to donate immovable property.

(2) Expressions not otherwise defined in this Ordinance, unless the context otherwise requires, shall have the meaning assigned to them in the Immovable Property (Transfer and Mortgage) Ordinance, 1966.

Ordinances
16 of 1966,
14 of 1970.

3. Notwithstanding anything contained in the Immovable Property (Transfer and Mortgage) Ordinance, 1966, where the transfer of any registered immovable property situated in the Dhekelia Sovereign Base Area is desired, of which the land register or other land registration books are not available, the Chief Officer may accept the production of a contract instead of a declaration of transfer.

Temporary provisions
in respect
of production
of contracts
instead of
declaration
of transfers
in relation
to immovable
property within
the Dhekelia
Sovereign
Base Area.

Declaration
to accompany
the contract.

4. The contract shall be produced at the Dhekelia Area Office by the transferor and transferee and shall be accompanied by a written declaration in a form prescribed by the Chief Officer, which shall contain a description of the immovable property by reference to locality and plot number on the Government Survey plan, an assurance by the transferor that the immovable property exists and that it is registered in his name; or that, although not separately registered in his name, it is nevertheless part of the immovable property in respect of which a registration in his name exists in the land register; and that it is free from any encumbrance and the transferor is not under any prohibition.

Acceptance of
the contract.

5. After the acceptance of the contract by the Chief Officer, a written note shall be made by him to the effect that the contract has been accepted and the date and time of such acceptance shall also be recorded.

Registration
of contract and
issue of
certificate.

6. The contract shall be registered by the Chief Officer in a special register kept for the purpose and a certificate of such registration shall be issued to the transferor as well as to the transferee, on which the Chief Officer shall make a note that the issue of a certificate of registration under the terms and conditions provided in section 7 of this Ordinance will follow.

Registration
of immovable
property.

7. If at the time of acceptance of the contract the immovable property was registered in the name of the transferor and was free from any encumbrance and the transferor was not under any prohibition, the title to the immovable property shall vest in the transferee, and when the land registers or other land registration books become available, the Chief Officer may carry out the necessary registration in the land register and other books of the Dhekelia Area Office and issue the requisite registration certificate:

Provided that all requirements envisaged in any legislation in force for the time being relating to the transfer of immovable property shall be complied with.

Production and
registration of
a second or
subsequent
contract.
Ordinances
16 of 1966,
14 of 1970.

8.—(1) Notwithstanding anything contained in the Immovable Property (Transfer and Mortgage) Ordinance, 1966, whenever the transfer of any immovable property acquired conditionally under this Ordinance is contemplated, the Chief Officer may, instead of a declaration of transfer, accept the production of a contract under and in accordance with the provisions of this Ordinance subject to the necessary modifications, accompanied by the certificate of registration in relation to the previous contract issued under section 6 of this Ordinance, as well as by an assurance by the transferor that the immovable property is free from any encumbrance and that he is not under any prohibition. Fees and charges under the Lands and Surveys (Fees and Charges) Ordinance shall be levied and taken as if it were a declaration of transfer under the Immovable Property (Transfer and Mortgage) Ordinance, 1966.

Ordinances
8 of 1971,
12 of 1973.

Ordinances
16 of 1966,
14 of 1970.

(2) After the acceptance of the production of a contract by the Chief Officer as provided in subsection (1) of this section of the Ordinance, the provisions of sections 5, 6 and 7 shall apply, *mutadis mutandis*, as if they would apply to cases of production and acceptance of the original contract.

9.—(1) All the provisions of the Immovable Property (Transfer and Mortgage) Ordinance, 1966 relating to declarations of transfers which are not in conflict with the express provisions of this Ordinance shall apply *mutadis mutandis*.

Application
of provisions
of other
Ordinances.

Ordinances
16 of 1966,
14 of 1970.

(2) All the provisions of the Lands and Surveys (Fees and Charges) Ordinance shall also apply *mutadis mutandis*.

Ordinances
8 of 1971,
12 of 1973.

10. Any person who shall knowingly make or cause to be made any false statement or declaration shall be guilty of an offence under this Ordinance and shall be liable on conviction to the same penalty as if he had given false evidence in any judicial proceedings.

Offences
and penalties.

A.W. STEPHENS

12th December, 1975.

Chief Officer.

(118/2)

GAZETTE No. 427 of DECEMBER, 1975.

THE ANTIQUITIES ORDINANCE, 1975

(Ordinance No. 12 of 1975).

ARRANGEMENT OF SECTIONS.

Section.

1. Short title.
2. Interpretation.

PART I GENERAL.

3. Property in antiquities.
4. Antiquities accidentally discovered by unlicensed persons to be delivered to the Area Officer or other authorised person.
5. Disposal of antiquities accidentally discovered.

PART II ANCIENT MONUMENTS.

6. Power of Administrator to declare ancient monuments.
7. Ancient monuments in the First Schedule to be the property of the Republic and the Crown.
8. Owner not to alter character of ancient monuments without permission.
9. Compensation for private property declared an ancient monument.
10. Offences.
11. Power of Administrator to control the erection, etc., of buildings in the neighbourhood of ancient monuments.
12. Compulsory acquisition of land in the proximity of ancient monument.

PART III EXCAVATIONS.

13. Power of Chief Officer to excavate.
14. Licence to excavate.
15. Qualifications of applicants for licences.
16. Conditions of licence.
17. Compulsory acquisition of land in connection with excavations.
18. Control over antiquities, etc., discovered during excavations.

PART IV MUSEUMS AND REPUBLICAN ADVISORY BODIES.

19. Establishment and control of museums.
20. Administrator may consult Republican Advisory Bodies.

PART V

MISCELLANEOUS.

Section.

21. Exemption for Churches, Mosques, etc.
 22. Payment of compensation by instalments.
 23. Dealers to be licensed.
 24. Export of antiquities.
 25. Power to the Chief Officer to prohibit export of antiquities.
 26. Meaning of export under Sections 24 and 25.
 27. Chief Officer may delegate his powers under this Ordinance.
 28. Inspection of antiquities by Chief Officer.
 29. List of antiquities to be furnished to the Chief Officer within two months from the date of the coming into operation of the Ordinance.
 30. Notice of disposal of antiquities contained in list furnished to be given to the Chief Officer.
 31. Disposal of forfeitures.
 32. Regulations.
 33. Repeal and savings.
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