



**SUPPLEMENT No. 2**  
**TO**  
**THE SOVEREIGN BASE AREAS GAZETTE**  
**No. 441 of 7th July, 1976.**  
**LEGISLATION**

ORDINANCE 4 OF 1976.

**AN ORDINANCE**

TO AMEND AND CONSOLIDATE THE POWERS AND DUTIES  
(OFFICERS OF THE REPUBLIC OF CYPRUS) ORDINANCE.

R. D. AUSTEN-SMITH

*6th July, 1976.*

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 Powers and Duties (Officers of the Republic of Cyprus) (Consolidation) Ordinance, 1976.

Short title.

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

Interpretation.

“enactment” means an Ordinance of the Areas or a law of the Republic, or any ordinance or law amending the same, or any subsidiary legislation made thereunder ;

“Officer of the Republic” in relation to any law of the Republic includes any person whether a member of the public service of the Republic or not, and any body of persons whether official or unofficial or whether incorporated or unincorporated, who are authorised or permitted to exercise any duty under such law.

3. For the purpose of giving effect to arrangements with the authorities of the Republic of Cyprus whereby those authorities are to exercise functions in or in relation to the Sovereign Base Areas and notwithstanding anything in any other Ordinance and subject to the provisions hereinafter contained, the Administrator may, by Order published in the Gazette, direct that any specified power or duty conferred or imposed upon any person (hereinafter referred to as “an Officer of the Areas”) by or under the provisions of any enactment mentioned in the Schedule to this Ordinance may, subject to any condition or restriction specified in the Order

Exercise of powers and duties by Officers of the Republic.

be lawfully exercised or performed in or in relation to the Areas by any Officer of the Republic who, under any law of the Republic for the time being in force, is authorised or permitted to exercise or perform any power or duty in relation to the same matters or things as are dealt with by the enactment in respect of which the direction is given (hereinafter referred to as "the appropriate enactment").

Officers of the Republic exercising or performing powers and duties under this Ordinance, and persons doing acts in relation to such powers or duties may exercise or perform such powers or duties or do such acts in the Republic in certain circumstances.

4.—(1) Where the Administrator has, by Order made under the provisions of section 3 of this Ordinance, directed that any specified power or duty may be lawfully exercised or performed in relation to the Areas by an Officer of the Republic, such power or duty may be lawfully exercised or performed by such Officer either in the place in the Areas (hereinafter referred to in this section as "the appropriate place in the Areas") in which a similar power or duty may be lawfully exercised or performed by an Officer of the Areas or in the appropriate Republican place; and any act required or permitted to be done by any person in relation to such power or duty may be lawfully done by such person either in the appropriate place in the Areas or in the appropriate Republican place.

(2) For the purpose of this Ordinance "the appropriate Republican place" shall be the place in the Republic in which a similar power or duty would be lawfully exercised or performed or in which a similar act in relation to such power or duty could be lawfully done under the provisions of any Republican law which deals in the Republic with the same matter or things as are dealt with in the Areas under the provisions of the appropriate enactment, as if the Areas were part of the Republic, and as if those parts of the Areas which before the 16th August 1960 lay within the districts of Limassol, Larnaca and Famagusta respectively, continued to lie within the same respective districts.

Effect of powers and duties.

5. Any power or duty exercised or performed by an Officer of the Republic acting in pursuance of a direction under section 3 of this Ordinance, and any act or thing whatsoever done or suffered in connection with the exercise or performance of such power or duty, shall be of the same force and effect in all respects and for all purposes as if such power or duty had been exercised or performed by an Officer of the Areas thereunto lawfully authorised under the appropriate Ordinance.

Orders, licences, etc., by Officers of the Republic.

6. Without prejudice to the generality of the provisions of section 5 of this Ordinance any order, notice, direction, appointment, licence, permission or other like instrument in writing may be made or given, and the same may be revoked or varied, by an Officer of the Republic acting in pursuance of a direction under section 3 of this Ordinance in the same manner and to the same extent and upon the same terms and conditions and in all other respects as if such Officer of the Republic were an Officer of the Areas acting in accordance with the provisions of the appropriate enactment.

Protection of Officers of the Republic.

7. Any enactment of the Areas giving protection to Officers of the Areas against criminal or civil liability in respect of acts done in the course of the duty of such Officers, or in any way applying to such acts, shall apply to Officers of the Republic acting in pursuance of any direction under section 3 of this Ordinance and the acts done by such Officers while so acting as if such Officers were Officers of the Areas and as if such acts were the acts of Officers of the Areas.

8. Nothing in this Ordinance shall have the effect of—

Savings.

- (a) entitling any Officer of the Republic to exercise any power or perform any duty in or in relation to the Areas otherwise than :
- (i) in pursuance of a direction given under section 3 of this Ordinance and
- (ii) in accordance with the provisions relating to the exercise of such power in the performance of such duty contained in the appropriate enactment ; or
- (b) abridging or in any way affecting any power of an Officer of the Areas under the provisions of the appropriate enactment, which power may be exercised notwithstanding that an Officer of the Republic may be entitled in pursuance of a direction under section 3 of this Ordinance to exercise similar powers.

9. The Administrator may—

Revocation and variation of powers.

- (a) at any time by notice in writing addressed to the appropriate authority of the Republic prohibit, restrict, or impose any condition upon the exercise of any power or the performance of any duty by Officers of the Republic under the provisions of this Ordinance and any such prohibition, restriction or condition shall remain effective until revoked or varied in like manner ;
- (b) by notice published in the Gazette, annul, or vary the effect of any power or duty exercised or performed by an Officer of the Republic under the provisions of this Ordinance :

Provided that no restriction or condition under paragraph (a) or variation under paragraph (b) of section 8 of this Ordinance shall be operative in law unless the same could have been imposed under the provisions of the legislation under which the power or duty is exercised or performed.

10. The Administrator may at any time by order published in the Gazette, add to, delete from or vary in any manner the Schedule to this Ordinance.

Variation of Schedule.

11. A certificate under the hand of the Administrator that notice has been given to the appropriate authority of the Republic under the provisions of this Ordinance shall be conclusive proof for all purposes that such notice has been duly given.

Proof of notices.

12. The Powers and Duties (Officers of the Republic of Cyprus) Ordinance, and any Orders made under section 9 of the repealed Ordinance in respect of the variation of Schedule are hereby repealed without prejudice to anything done or left undone thereunder.

Repeals Ordinances. 2/60, 3/61 and 19/66. P.I. Nos. 62/63, 14/64, 5, 22 and 27/65, 58 and 70/66, 2, 8, 15, 35, 36, 48, 66 and 110/67, 54, 64, 66, 68 and 70/68, 26 and 67/69, 42/70, 19, 44 and 56/71, 3/73, 34/73, 6/74 and 10, 16, 86 and 92/75, 6, 14 and 40/76.

## SCHEDULE

(Section 3).

Cap. No. (Laws of Cyprus) and No. of amending Ordinance	SHORT TITLE OF ORDINANCE
6 (18/66, 9/70)	Civil Procedure.
24	Adulteration of Agricultural Produce.
26	Agricultural Fertilizers.
28	Agricultural Produce (Export).
29	Animals Certificates.
29A	Animals (Control of Experiment).
30	Animal Feeding Stuffs (Control).
33	Bells (Regulation).
41	Charities.
42	Churches and Monasteries of the Autocephalous Greek Orthodox Church of Cyprus (Investigation and Audit).
43 (6/63, 14/71)	Cinematograph Films.
45 (3/69, 6/69)	Contagious Diseases (Animals).
46	Cotton.
49	Diseases of Plants (Prevention).
50	Display of Advertisements Control.
60	Forest.
63	Fruit Trees Protection.
64	Fuel Grounds.
66 (9/62, 4/75)	Goats.
67	Government Seed Loan.
68	Grain Control.
69	Horse Breeding.
72	Locust Destruction.
76	Olives and Other Crops (Protection).
77	Phylloxera Prevention.
82	Public Rivers Protection.
84	Recovery of Compensation for Injury to Property.
89	Security for Advances and Public Works.
90	Seeds.
91 (12/70)	Sheep and Goats (Shepherds' Licensing and Control).

Cap. No. (Laws of Cyprus) and No. of amending Ordinance	SHORT TITLE OF ORDINANCE
93	Sirividhi.
94	Soil Conservation.
95	Street and House to House Collections.
96 (14/59, 23/61, 29/63, 16/64, 5/74)	Streets and Buildings Regulation.
100 (15/72)	Tree Planting (Village Areas).
102	Vegetable and Flower Seed Production.
104	Weights and Measures.
112	Clubs (Registration).
113 (13/64, 11/68)	Companies.
114 (28/59)	Co-operative Societies.
115	Irrigation (Private Water) Association.
116	Partnership and Business Names.
118	Agricultural Bank.
124	Banking Business (Temporary Restrictions).
127	Appellation (Cyprus Wines) Protection.
130	Cement Industry (Encouragement and Control).
131	Citrus Industry Aid.
134 (22/64, 12/72)	Factories.
135 (28/61, 3/70, 5/72)	Fisheries.
138	Hotels.
139	Hotels, Lodging Houses and Public Buildings (Regulation).
141	Marble Manufacture (Regulation).
142	Moneylenders.
145	Silkworm Industry Protection.
152	Compounding of Offences.
155	Criminal Procedure.
166	Elementary Education.
169	Secondary Education.
170	Electricity.
176	Accidents and Occupational Diseases (Notification).
177	Bakeries (Night Work).
178 (1/65, 3/68)	Children and Young Persons (Employment).

Cap. No. (Laws of Cyprus) and No. of amending Ordinance	SHORT TITLE OF ORDINANCE
179 (23/59, 2/62)	Domestic Servants (Employment of Children and Young Persons).
182 (4/67)	Hours of Employment.
185	Shop Assistants.
189	Administration of Estates.
197 (28/63)	Currency.
218	Corporate Bodies (Immovable Property Registration).
223	Immovable Property (Restriction of Sales).
224 (3/60, 12/66)	Immovable Property (Tenure, Registration and Valuation).
225	Immovable Property (Vakf Idjaretein and Arazi Mevkoufe Takhsisat Conversion).
243	Villages (Administration and Improvement).
244 (9/61, 26/63)	Village Authorities.
246	Village Obligations.
247	Burials.
248 (14/62)	Dangerous Drugs.
251	Medical Relief.
255	Private Hospitals (Control).
256	Public Health (Anti-Malaria).
259 (5/64)	Public Health (Villages).
261 (8/67)	Sale of Food and Drugs.
265	Merchandise Marks.
266	Patents.
268 (1/63)	Trade Marks.
270 (14/63)	Mines and Quarries (Regulation).
271	Mines Regulations.
274	Adoption.
275 (17/64, 6/68)	Births and Deaths Registration.
287 (25/63)	Rural Constables.
303 (12/71)	Post Office.

Cap. No. (Laws of Cyprus) and No. of amending Ordinance	SHORT TITLE OF ORDINANCE
323 (16/61, 11/66)	Income Tax.
337	Evcaf and Vakfs.
338	Turkish Family Courts.
339	Turkish Family (Marriage and Divorce).
340	Turkish Religious Head (Mufti).
341 (4/69)	Public Waterworks.
342	Irrigation Divisions (Villages).
349	Water (Domestic Purposes) Village Supplies.
351 (6/71, 3/74)	Wells.
352	Children.
<b>Year and No. of Ordinanc.</b> <b>1 9 5 9</b>	
19	Greek Cypriot Education (Transitional Arrangements).
20	Turkish Cypriot Education (Transitional Arrangements).
<b>Ordinance No.</b> <b>1 9 6 4</b>	
6	Vine Growing and Vineyards (Survey and Registration).
8	Tax Collection.
13 (10/68)	Stamp.
14 (8/65, 6/75)	Water Supply (Special Measures).
15	Livestock Enumeration.
<b>1 9 6 5</b>	
2	Potato Marketing.
6 (13/68)	Estate Duty.
10 (7/71)	Vine Industry (Regulation and Control).
<b>1 9 6 6</b>	
13	Hire Purchase, Credit Sale and Hiring of Property (Control).
14	Citrus Groves (Survey and Registration).
16	Immovable Property (Transfer and Mortgage).

Year and No. of Ordinanc.	SHORT TITLE OF ORDINANCE
1967	
2	Cyprus Carrot Marketing.
12	Termination of Employment.
1968	
18	Cyprus Olive Produce Marketing.
20	Statistics.
1971	
8	Lands and Surveys (Fees and Charges).
1972	
17	Social Insurance (Facilitation of Republican Social Insurance Scheme).
1973	
10	Annual Holidays with Pay.
1974	
1	Debtors (Postponement of Sales of Immovable Property).
1975	
9	Foreshore Protection.
11	Transfer of Immovable Property (Dhekelia Sovereign Base Area) (Temporary Provisions).
12	Antiquities.
1976	
1	Petroleum.

A.W. STEPHENS

*Chief Officer.*

6th July, 1976.

(128/10/2)