



SUPPLEMENT No. 2
T O
THE SOVEREIGN BASE AREAS GAZETTE
No. 640 of 21st December, 1982.
L E G I S L A T I O N

ORDINANCE 13 OF 1982.

AN ORDINANCE

TO PROVIDE FOR THE CONTROL AND PROTECTION OF PORTS
AND PORT PRECINCTS OF THE SOVEREIGN BASE AREAS
AND FOR OTHER MATTERS RELATED THERETO.

R. L. DAVIS,

14th December, 1982.

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 Ports Ordinance, 1982. Short title.
2. In this Ordinance unless the context otherwise requires— Interpretation.

“buoy” includes any floating light, mark or sign used as an aid to navigation ;

“Fiscal Officer” includes any person authorised by him for the purposes of this Ordinance ;

“port precincts” means any area which under the provisions of this Ordinance is included within the limits of a port or approach to a port ;

“property” means movable, immovable or any other property whatsoever ;

“vehicle” means any vehicle other than a vessel ;

“vessel” includes any boat of any kind whatsoever.

Declaration of ports for the purposes of this Ordinance.

3. The Administrator may by order published in the Gazette declare any place in the Areas and any navigable channel leading into such place to be a port within the meaning of this Ordinance and has the power to revoke or amend in whole or in part any such order.

Encumbrances, obstruction, ballast, refuse.

4.—(1) No person shall cause or do or omit to do anything which may cause in any manner—

- (a) an encumbrance of the water or shores of the port precincts ; or
- (b) an obstruction or danger to navigation in the port precincts.

(2) Nothing shall be or allowed to be thrown, drained or discharged into the water, or come in contact with the water, or deposited anywhere within the limits of the port precincts, which may in any manner—

- (a) cause damage to vessels or property ; or
- (b) cause any nuisance or endanger life or health of people or cause disease of animals or plants.

(3) No vessel shall unload ballast or refuse into the water of the port, into another vessel in the port or to any place within the port precincts, except at such place, during such time and in such manner as may be specified for that purpose by the Fiscal Officer, and provided that the prior written permission of the Fiscal Officer has been obtained.

(4) Every encumbrance, obstruction, nuisance, or possible cause of danger or damage, in contravention of the provisions of this Section shall be removed upon order by the Fiscal Officer at the risk and expense of the person who so contravenes such provisions.

Submerged and other works to be marked.

5. All submerged or other works carried out within the port precincts, which may constitute a hazard to persons or property, shall be reported in writing to the Fiscal Officer by the person in charge thereof and shall be clearly marked in a manner approved by the Fiscal Officer.

Aids to navigation.

6.—(1) No beacon, buoy, or other object used as an aid to navigation may be placed in or allowed to be placed in or remain in or be moved in or be removed from the port precincts and no interference with or obstruction of their ordinary operation shall be allowed without the prior written permission of the Fiscal Officer.

(2) Any light or other object or combination of lights which interferes with navigation shall be removed upon order by the Fiscal Officer, otherwise it may be removed by the Fiscal Officer at the risk and expense of the person who contravenes this provision.

7. No hawser or rope shall be run or fastened across any part of the port or approach to the port except for the purpose of hauling a vessel from the bottom of the sea; in either of such cases the hawser or rope shall be slackened or cast off when necessary to permit the free and uninterrupted passage of another vessel. Hawsers or ropes.
8. Any person finding any stray boat, timber or other article adrift in the port precincts shall forthwith notify the Fiscal Officer thereof. Articles adrift.
9. No person shall organize, promote, conduct or participate in a yacht or boat race or other aquatic sport in the port precincts except with the prior written permission of the Fiscal Officer, which permission may be either general or specific as to place and time, and on such terms and conditions as the Fiscal Officer may deem fit to impose. Aquatic sports.
10. No vessel or person shall enter or remain in the port precincts or do any act therein without the general or specific authorization of the Fiscal Officer and the Fiscal Officer may at any time refuse the entry of any vessel or person into the port precincts or order any vessel or person to leave the port precincts or withdraw either generally or specifically any such authorization given with or without any cause whatsoever and without ascribing any reason therefor. Refusal of entry to persons etc.
11. No vessel shall move in or approach the port precincts at a speed that under the circumstances may endanger life or property. Speed of vessels.
12. No vessel shall moor or anchor in a port or approach to a port in any manner that is contrary to the instructions of the Fiscal Officer or that may obstruct—
 (a) navigation therein; or
 (b) operation of vessels therein; or
 (c) docking or undocking of any other vessel. Obstruction of navigation.
13. No person shall fish or use fishing or seine nets in the port precincts unless the permission of the Fiscal Officer has been previously obtained and on such terms and conditions as the Fiscal Officer may think fit to impose. Fishing in port and approaches thereto.
14. No person shall lay private buoys or moorings for ships in a port, except with the prior permission of the Fiscal Officer and on such terms and conditions as the Fiscal Officer may think fit to impose. Private buoys or moorings.
- 15.—(1) Any person who contravenes or fails to observe any provision of this Ordinance, or who, having any other person under his command or direction, knowingly or negligently permits such other person to contravene or fail to observe any provision of this Ordinance, shall be guilty of an offence: Offences and penalties.

Provided that no action taken by the Fiscal Officer as provided under Section 4 of this Ordinance shall exempt any person who is guilty of an offence against this Ordinance from the penalties prescribed by subsection (2) of this Section.

(2) Any person guilty of an offence under subsection (1) of this Section shall be liable to imprisonment for a period not exceeding two years or to a fine not exceeding five hundred pounds or to both such penalties.

Provisions
relating to
Customs.

16. The provisions of this Ordinance shall in no way limit or otherwise affect any Customs legislation in force for the time being.

This Ordinance
not to bind
the Crown.

17. Nothing in this Ordinance shall bind the Crown in any capacity.

14th December, 1982.

(157/15)

M. D. TIDY,
Chief Officer.
