



**SUPPLEMENT No. 2**  
**TO**  
**THE SOVEREIGN BASE AREAS GAZETTE**  
**No. 941 of 30th August, 1991.**  
**LEGISLATION**

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ORDINANCE 13 OF 1991.

**AN ORDINANCE**

TO AMEND THE GAME AND WILD BIRDS (PROTECTION  
AND DEVELOPMENT) ORDINANCE, 1974.

J.H. ALMONDS  
ACTING ADMINISTRATOR

*23rd August, 1991.*

**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 Game and Wild Birds (Protection and Development) (Amendment) Ordinance, 1991 and shall be read as one with the Game and Wild Birds (Protection and Development) Ordinance, 1974 as amended from time to time (hereinafter referred to as “the principal Ordinance”).

Short title.

Ordinances 11/74,  
1/82, 3/85, 9/88  
and 20/89.

2. The principal Ordinance is hereby amended by repealing Section 14 thereof and substituting therefor the following new Sections:—

Section 14 of  
the principal  
Ordinance  
repealed and  
replaced.

“Use of mist nets  
and other means  
and methods  
prohibited.

14.—(1) No person shall shoot, kill take or pursue any game or wild bird by making use of—

- (a) Mist-nets, lime-sticks, hooks, nooses or any electric devices capable of killing or stunning or any other trap or means of luring;
- (b) searchlights, mirrors or any other means of dazzling;
- (c) sighting devices for night shooting, any apparatus for illuminating targets and any bait of explosive mechanism;
- (d) live birds used as decoys, any tape recorders imitating bird calls and any plastic or other form of decoy;

- (e) any motorised vehicle, any boat, aircraft or other means of conveyance;
- (f) the method commonly known as "pantima" or any other similar method or practice;
- (g) chemical substances which may deceive game and wild birds:

Provided that the Chief Officer may, whenever he deems it necessary for the purpose of scientific research, the establishment and management of game farms or the increase in the stock of game birds in any game farm or game area or other areas or for the purpose of shooting, issue a permit to shoot, kill, take or pursue any game or wild bird by making use of all or any of the said methods or practices and under any conditions which he shall find fit to prescribe.

(2) Any person who acts in contravention of subsection (1) of this Section or of any condition of the permit issued under the proviso thereof, shall be guilty of an offence under this Ordinance and shall be liable on conviction to imprisonment not exceeding a period of two years or to the payment of a fine not exceeding one thousand five hundred pounds or to both such penalties.

Importation and possession of means for taking etc of game and wild birds prohibited.

14A.—(1) The Chief Officer may, by Order to be published in the Gazette, prohibit the importation and possession of the means referred to in paragraphs (a), (c), (d) and (f) of subsection (1) of Section 14:

Provided that the Chief Officer may, whenever he deems it necessary for scientific or hunt promoting purposes, issue a permit allowing the importation and possession of any of the means specified in the Order and under any conditions he may decide to prescribe.

(2) Any person who shall attempt either to import or possess any of the means specified in an Order issued by virtue of the aforesaid subsection (1) shall be guilty of an offence and shall be liable on conviction to imprisonment for a period not exceeding two years or to a fine not exceeding one thousand five hundred pounds or to both such penalties."

23rd August, 1991.

(196)

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 J. GAMP,  
 Acting Chief Officer.

ORDINANCE 14 OF 1991.

**AN ORDINANCE**

**TO AMEND THE SURCHARGE (IMPORTED GOODS)  
(TEMPORARY PROVISIONS) ORDINANCE, 1977.**

J.H. ALMONDS

*23rd August, 1991.*

ACTING 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 Surcharge (Imported Goods) (Temporary Provisions) (Amendment) Ordinance, 1991 and shall be read as one with the Surcharge (Imported Goods) (Temporary Provisions) Ordinance, 1977 as amended from time to time (hereinafter referred to as “the principal Ordinance”).

Short title.

Ordinances 7/77, 13/78, 4,10 & 11/80, 2/84, 10/86, 12/88 and 9/89.

Section 4 of the principal Ordinance amended.

2. Section 4 of the principal Ordinance is hereby amended—

- (a) by deleting the word “and” appearing in the fourth line of paragraph (b) of subsection A thereof; and
- (b) by inserting immediately after Tariff Heading 3808 90 00 00 the following:—  
“and 49.01”.

*23rd August, 1991.*

(119/13)

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J. GAMP,  
*Acting Chief Officer.*

ORDINANCE 15 OF 1991.

**AN ORDINANCE**  
**TO AMEND THE WATER SUPPLY (SPECIAL MEASURES)**  
**ORDINANCE.**

**J.H. ALMONDS**  
ACTING ADMINISTRATOR

*23rd August, 1991.*

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

Short title.

Ordinances 14/64,  
8/65 and 6/75.

Section 4 of the  
principal  
Ordinance  
amended .

**1.** This Ordinance may be cited as the Water Supply (Special Measures) (Amendment) Ordinance, 1991 and shall be read as one with the Water Supply (Special Measures) Ordinance, 1964 as amended from time to time (hereinafter referred to as “the principal Ordinance”).

**2.-(1)** Section 4 of the principal Ordinance is hereby amended—

(a) by deleting paragraph (aa) of subsection (1) thereof and substituting therefor the following new paragraph:—

“(aa) pump, abstract, utilize or exploit underground water save under a permit which shall be granted under the provisions of this Ordinance; or”

(b) by deleting paragraph (b) thereof and substituting therefor the following new paragraph:—

“(b) widen, deepen or otherwise extend any existing well or other work for the purpose of abstracting underground water or clean or repair any well or other work, save under a permit granted under the provisions of this Ordinance”; and

(c) by deleting the paragraph which appears immediately after paragraph (e) of subsection (1) thereof and substituting therefor the following new paragraph:—

“For the purposes of this subsection it shall be presumed that any act or action in respect of which a permit under the provisions of this subsection is required, was done or taken by the owner of the plot of land on which such act or action has taken place, unless it is proved that such act or action was done or taken without his knowledge.

The term “owner” includes any authorised representative of the owner and any other person who occupies the said plot of land, in any capacity.”.

(2) Subsection (2) of Section 4 of the principal Ordinance is hereby amended by deleting the words “one hundred pounds” appearing in the fifth line thereof and substituting therefor the words “five hundred pounds”.

3. Section 5 of the principal Ordinance is hereby amended—

Section 5 of the principal Ordinance amended.

- (a) by deleting the words “one hundred pounds” appearing in the sixth line of subsection (6) thereof and substituting therefor the words “five hundred pounds”; and
- (b) by adding immediately after subsection (6) thereof the following new subsection to be numbered (7):—

“(7) In addition to any penalty imposed by virtue of subsection (6) of this Section any Court trying an offence involving the extraction of water in excess of a permitted volume, may impose a fine of 10 cents for every cubic metre of water so extracted.”.

4. The principal Ordinance is hereby amended by inserting immediately after Section 5 thereof the following new Section:—

New Section 5A added to the principal Ordinance.

“Granting a suitability certificate in respect of a well.

5A.(1) The holder of a permit to sink or to construct a well in accordance with the provisions of Section 5 of the Ordinance shall, within twenty one days of the date on which the well is sunk or constructed, notify the Area Officer in writing of such sinking or construction. If the Area Officer is satisfied that the well has been sunk or constructed in accordance with the conditions stipulated in the permit, he shall thereupon grant a suitability certificate.

(2) Any person who extracts water from any well in respect of which no suitability certificate has been issued, shall be guilty of an offence and shall be liable on conviction to imprisonment for a term not exceeding six months or to a fine not exceeding four hundred and fifty pounds or to both such imprisonment and fine.”.

5. The principal Ordinance is hereby amended by repealing Section 6 thereof and substituting therefor the following new Section:—

Section 6 of the principal Ordinance repealed and replaced.

"Existing permits.

6.-(1) Any permit granted under any other Ordinance in respect of any well or other work in a controlled area, shall be subject to the provisions of this Ordinance and to any Regulations which may be made thereunder and any conditions and restrictions imposed thereby may be altered by the Area Officer with the concurrence of the Chief Officer. The permit holder must, when required by the Area Officer so to do, produce the said permit for the endorsement thereon of any such alterations.

(2) Where the Area Officer is satisfied that an existing permit cannot reasonably be produced, he shall grant a new permit on a form to be prescribed and shall impose thereon such conditions and restrictions as are necessary to comply with this Ordinance.

(3) Any person who fails to comply with or contravenes any provision referred to in subsection (1) of this Section, shall be guilty of an offence and shall be liable on conviction to imprisonment for a term not exceeding three months or to a fine not exceeding one hundred and fifty pounds or to both such imprisonment and fine."

Section 9 of the principal Ordinance amended.

6. Section 9 of the principal Ordinance is hereby amended by substituting for the words "one hundred pounds" appearing in the fourth line of subsection (3) thereof, the words "five hundred pounds".

Section 10 of the principal Ordinance amended.

7. Section 10 of the principal Ordinance is hereby amended by deleting paragraph (a) of subsection (2) thereof and substituting therefor the following new paragraph:-

"(a) order the defendant at his own expense, to fill in or close the well or other work in respect of which the offence was committed, unless within a fixed period, not exceeding two months, he applies for and is granted an appropriate permit by the Area Officer."

New Sections added to the principal Ordinance.

8. The principal Ordinance is hereby amended by adding thereto the following new Sections:-

"Power to fill in or close a well or other work.

12.-(1) Where any person fails or neglects to comply with an Order made against him under Section 10 (2) of the Ordinance within the time specified therein, it shall be lawful for the Area Officer or any person authorised by him, to enter on to his land and to fill in or close any well or other work, which was sunk or constructed without a permit or in relation to which any action or act for which a permit was required, took place.

(2) Any expense incurred by the Area Officer in filling in or closing any well by virtue of subsection (1) of this Section may be claimed by him from such person by civil action brought in the Judges Court.

Power to  
compound offences

13.—(1) Save in the case of offences provided for in subsection (2) of Section 4 of the Ordinance, where any offence or act was committed or there is reason to believe that such offence or act has been committed in contravention of any of the provisions of this Ordinance, the Area Officer shall have the power to compound such offence, subject to conditions specified by him, by accepting the payment of any amount not exceeding the maximum fine provided for the said offence or act.

Upon the payment of the amount so paid to the Area Officer or to his authorised representative, no further proceeding for that offence shall lie.”.

23rd August, 1991.

(121/5)

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J. GAMP,  
*Acting Chief Officer.*

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