



**SUPPLEMENT No. 2**  
**TO**  
**THE SOVEREIGN BASE AREAS GAZETTE**  
**No. 1592 of 7th September 2010**  
**LEGISLATION**

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**FIXED PENALTY ORDINANCE 2010**

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An Ordinance to provide for the avoidance of prosecution for certain offences by payment of fixed penalties

**J. H. GORDON**  
**ADMINISTRATOR**

*31st August 2010.*

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

**1. Short title**

This Ordinance may be cited as the Fixed Penalty Ordinance 2010.

**2. Interpretation**

In this Ordinance—

“fixed penalty” means a penalty imposed under section 3(1) or (2) and includes any increase in such a penalty under section 4(b);

“investigating officer” means an investigating officer authorised to investigate into the commission of an offence under section 4(2) of the Criminal Procedure Ordinance(a);

“notice” means a notice to which section 3 applies.

**3. Serving of notice on offenders**

- (1) A police officer who suspects that a person is committing or has committed an offence, which is listed in the columns headed “Legislation” and “Provision” in Schedule 1 or Schedule 2, may issue and serve within 45 days of the commission of the offence on such person a notice in writing giving that person the opportunity of avoiding prosecution in relation to such offence by paying a fixed penalty.
- (2) In relation to offences listed in the columns headed “Legislation” and “Provision” in Schedule 2, a notice may also be issued and served as provided for in subsection (1) by—

- (a) an Area Officer; or
  - (b) an investigating officer if the offence is one that the investigating officer is authorised to investigate.
- (3) The amount of a fixed penalty which is imposed for any offence under subsection (1) or (2) is the amount shown in the column headed “Fixed Penalty” in Schedule 1 or Schedule 2 in relation to that offence.
- (4) The powers conferred by subsection (2) are modified general delegated functions under the Delegation of Functions to the Republic Ordinance 2007**(b)** in respect of the offences set out in serial numbers 1, 2, 3, 4, 5, 6, 23, 24, 25, 26, 28, 29, 32, 33, 35, 36, 37, 38, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 73, 74, 75, 76, 95, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 127, 128, 129 and 130 of Schedule 2.
- (5) The modification referred to in subsection (4) is that section 18(c) (prohibition on compounding any offence) of the Delegation of Functions to the Republic Ordinance 2007 does not apply.

#### **4. Criminal proceedings and increase of fixed penalty after serving of notice**

If a notice is served in relation to an offence—

- (a) proceedings must not be instituted for that offence within 30 days of the service of the notice;
- (b) the amount payable by way of fixed penalty is increased by 50% if it is not paid within 15 days of the service of the notice;
- (c) the person served with the notice must not be prosecuted for that offence if the fixed penalty, including any increase in that penalty under paragraph (b), is paid within 30 days of the service of the notice.

#### **5. Content of Notice**

A notice must provide sufficient particulars of the circumstances alleged to constitute the offence and must state—

- (a) the period during which, by virtue of section 4, proceedings must not be brought for the offence;
- (b) the amount of the fixed penalty including any increase which would arise as a result of non-payment within 15 days;
- (c) the person to whom and the address at which the fixed penalty may be paid;
- (d) that the fixed penalty may be paid—
  - (i) in cash;
  - (ii) by cheque; or
  - (iii) by any other method determined by the Chief Officer by notice published in the Gazette.

#### **6. Evidence of payment**

- (1) The person to whom a fixed penalty is paid under section 5 must issue a receipt for the payment and in any court proceedings such receipt is admissible as evidence of that payment.
- (2) Payment of a fixed penalty is not a conviction for the offence to which the fixed penalty relates.

#### **7. Affixing a notice to a vehicle**

- (1) A police officer, who suspects that an offence which is included in Schedule 1 has been committed in relation to a motor vehicle, may affix a notice to that vehicle.
- (2) Affixing a notice to a motor vehicle constitutes service of the notice on the owner of the vehicle.
- (3) If a notice has been served in accordance with this section, the fixed penalty is payable by the owner of the vehicle.

- (4) In this section, “owner of the vehicle” means the person in whose name a motor vehicle is registered or, in relation to a vehicle which is the subject of a hiring or a hire purchase agreement, the person in possession of the vehicle under the agreement.

## **8. Removal of notice prohibited**

Any person other than the driver or person in charge of the vehicle, its registered owner or a person acting with the authority of the registered owner who removes or otherwise tampers with a notice affixed to the vehicle in accordance with section 7 commits an offence and is liable to a fine of €85.

## **9. Regulation and order making power**

- (1) The Administrator may make regulations in respect of any matter relevant to the implementation of this Ordinance and more particularly with regard to—
- (a) the form of a notice and the form of the receipt issued under section 6; and
  - (b) the duties of police officers, Area Officers or investigating officers in relation to the implementation of this Ordinance.
- (2) The Administrator may by order amend the particulars of either of the Schedules including the amounts of the fixed penalties for any offence set out in the Schedules, which must not exceed the maximum amount of fine provided in the legislation creating the offence.

## **10. Repeals and revocations**

- (1) The Fixed Penalty Ordinance 1998(c) and its amending Ordinances(d) are repealed.
- (2) Part V and Schedule 8 of the Dogs Ordinance 2006(e) are repealed.
- (3) The following public instruments are revoked—
- (a) the Fixed Penalty Order 2002(f);
  - (b) the Fixed Penalty (No.2) Order 2002(g);
  - (c) the Fixed Penalty Order 2003(h);
  - (d) the Fixed Penalty Order 2004(i);
  - (e) the Fixed Penalty Order 2005(j);
  - (f) the Fixed Penalty (Amendment of Schedule of Ordinance) Order 2007(k);
  - (g) the Fixed Penalty (Amendment of Schedules of Ordinance) Order 2008(l); and
  - (h) the Fixed Penalty (Amendment of Schedules of Ordinance) (No.2) Order 2008(m).

## **11. Commencement**

This Ordinance comes into force on the day it is published in the Gazette.

*Schedules/...*

## SCHEDULE 1

### (Section 3)

#### Offences falling solely within the jurisdiction of the SBA Police

Serial No.	Description of offence	Fixed Penalty	Legislation	Provision
1.	Contraventions regarding registration plates.	€85	Motor Vehicles and Road Traffic Regulations 1985(n)	Regulation 7(3) and First Schedule
2.	Demonstration vehicle not displaying a correct plate.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 10(3)
3.	Using a motor vehicle without pneumatic tyres or with tyres in a dangerous condition.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(5)
4.	Use of a motor vehicle without a proper horn.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(7)
5.	Using a motor vehicle not equipped with at least two rear view mirrors.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(8)
6.	Using a motor vehicle without the required lamps and lights.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(10)
7.	Contraventions in respect of parking lights and placing of reflecting triangular danger signs.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(11)
8.	Using a motor vehicle carrying a load that projects beyond the prescribed limits or is dangerous.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(16)
9.	Using a motor vehicle without a silencer or exhaust pipe.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(17)
10.	Using a motor vehicle not equipped or adjusted so that no visible exhaust gases are emitted or which emits visible exhaust gases.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulations 32(18) and 39(3)(a)
11.	Using a motor vehicle with an inscription on the windscreen.	€17	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(20)
12.	Using a motor vehicle with glass windows that are in such a condition that the vision of the driver is obscured.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(21)
13.	Using a motor vehicle without an adequate number of windscreen wipers or functioning windscreen wipers.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(22)
14.	Using a motor vehicle without adequate mudguards.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 32(26)
15.	Failure to display on motor lorry its unladen weight.	€8	Motor Vehicles and Road Traffic Regulations 1985	Regulation 33(1)
16.	Using a motor lorry above the specified length and width that fails to exhibit the required lights in darkness.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 33(3)
17.	Failure to display an "RR" plate on a motor lorry above the specified length, width or turning circle.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 33(4)

18.	Passengers in a motor lorry not permitted to be carried or exceeding the maximum number permitted or not carried on properly secured seats.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 33(5)
19.	Passenger in a bus not sitting on fixed seat.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 34(1)
20.	Using a bus above the specified length and width that fails to exhibit the required lights in darkness.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 34(4)
21.	Failure to display an "RR" plate on a bus above the specified length, width or turning circle.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 34(5)
22.	Carrying persons or goods in excess of the number or weight permitted on the motor vehicle licence.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 37
23.	Failure to display the permitted number of passengers on a bus.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 38
24.	Driving in an incorrect position.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(a)
25.	Driver allowing passengers, goods, animals or other objects in such a position as to interfere with the driver or having more than two persons alongside the driver or having any person on the wrong side of the driver.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(b)
26.	Driver extending hand outside the vehicle without good reason.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(c)
27.	Passenger on a motor vehicle not sitting on fixed seat.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(d)
28.	Towing a person riding a bicycle or motor cycle.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(e)
29.	Driving backwards in an unsafe or inconvenient manner.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(f)
30.	Quitting a motor vehicle without taking precautions against it being started or otherwise set in motion, or allowing a motor vehicle to stand on a road and thereby cause unnecessary obstruction.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(g)
31.	Driver slowing down without good reason.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(h)
32.	Failure by driver to use hand signals.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(i)
33.	Disobeying directions by a police officer in uniform.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(j)
34.	Contravention of traffic signs or notices.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(k) and 39(1)(m)
35.	Negligently or wilfully hindering the free passage of any person, vehicle, horse or cattle.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(n)
36.	Entering into a main road without slowing down, stopping or giving way.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(p)

37.	Failure to give way to vehicles approaching from the right at roundabouts and at uncontrolled cross-roads.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(q)
38.	Failure to give way when turning right to vehicles travelling straight on from the opposite direction.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(r)
39.	Improper use of horn.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(s)
40.	Unlawfully carrying goods on the roof of a bus.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(v)
41.	Parking within prescribed distances from a corner, a traffic signpost, traffic lights, a pedestrian crossing, a bus stop or a road marked with a yellow line along the edge of the carriageway.	€85	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(w)
42.	Unlawful parking of a motor vehicle or parking facing the permitted course of travel.	€85	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(x)
43.	Failure by driver to stop and give way to pedestrian making use of a marked pedestrian crossing.	€85	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(y)
44.	Failure to carry reflecting triangular danger signs.	€8	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(1)(z)
45.	Contraventions concerning driving to the left and the use of lanes.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(2)(a)
46.	Overtaking on the wrong side.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(2)(b)
47.	Failure by driver to slow down and give way to allow an overtaking vehicle to pass.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(2)(c)
48.	Failure by driver to slow down in order to allow safe passage to other vehicles or traffic.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(2)(d)
49.	Driver of a motor lorry or a bus failing to stop in order to allow lighter motor vehicles to pass.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(2)(e)
50.	Parking a motor vehicle on a pavement.	€85	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(4)
51.	Driver using a hand-held telephone while the vehicle is in motion.	€85	Motor Vehicles and Road Traffic Regulations 1985	Regulation 39(5)
52.	Driver of a motor cycle carrying more than one passenger or carrying a passenger under 12 years old or a passenger who is not sitting astride the motor cycle or is sitting in front of the driver.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 40(1)
53.	Driver or passenger on a motor cycle not wearing a protective helmet.	€85	Motor Vehicles and Road Traffic Regulations 1985	Regulation 40(2)
54.	Passenger on a motor vehicle preventing or interfering with the normal operation of the vehicle.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 43(a)



55.	Passenger on a motor vehicle carrying a bulky load likely to cause danger to other persons.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 43(b)
56.	Passenger on a motor vehicle putting hands or other part of the body out of the vehicle.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 43(c)
57.	Passenger on a motor vehicle making signals or gestures likely to be taken as traffic signals.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 43(d)
58.	Passenger on a motor vehicle standing in a vehicle not allowed to carry standing passengers or riding other than on fixed seats.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 43(e)
59.	Opening the door of a motor vehicle in a way that is unsafe or that interferes with other traffic.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 44(a)
60.	Leaving the door of a motor vehicle open on the side of a vehicle available to moving traffic for longer than necessary to load or unload passengers.	€25	Motor Vehicles and Road Traffic Regulations 1985	Regulation 44(b)
61.	Speed – contravention of maximum or minimum speed limit.	€1.50 per kilometre above or below the applicable speed limit	Motor Vehicles and Road Traffic (Consolidation) Ordinance 2006(o)	Sections 4(1) and (4) and 4A(3)(a)
62.	Pedestrian on a motorway.	€85	Motor Vehicles and Road Traffic (Consolidation) Ordinance 2006	Section 13B(1)(a)
63.	Causing or permitting an animal or a cycle to proceed on the motorway.	€85	Motor Vehicles and Road Traffic (Consolidation) Ordinance 2006	Section 13B(1)(b)
64.	Using a motor vehicle that is unable to maintain a speed of 65 kilometres per hour on a motorway.	€85	Motor Vehicles and Road Traffic (Consolidation) Ordinance 2006	Section 13B(2)
65.	Dangerous parking – motor vehicle left in a dangerous position.	€25	Motor Vehicles and Road Traffic (Consolidation) Ordinance 2006	Section 14
66.	Driving a motor vehicle not fitted with seat belts or failure to wear a seat belt.	€85	Motor Vehicles (Seat Belts and Restraint Systems) Ordinance 2007(p)	Sections 4, 5 and 6
67.	Learner driver who is not supervised by a qualified driver.	€25	Motor Vehicles and Road Traffic (Driver Licensing) Regulations 2009(q)	Regulation 10(1)(b)
68.	Learner driver of a motor vehicle carrying a passenger other than the qualified driver.	€25	Motor Vehicles and Road Traffic (Driver Licensing) Regulations 2009	Regulation 10(1)(e)
69.	Learner's Plate – Failure to display "E" plate.	€25	Motor Vehicles and Road Traffic (Driver Licensing) Regulations 2009	Regulation 10(1)(d)
70.	Learner driver of a motor cycle or moped carrying a passenger other than a licensed driver.	€25	Motor Vehicles and Road Traffic (Driver Licensing) Regulations 2009	Regulation 10(4)

71.	Using a bicycle without a bell in good working order.	€8	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002(r)  Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003(s) (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 163(1)(a)  Bye-law 163(1)(a)
72.	Using a bicycle without brakes in good working order.	€8	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002  Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003 (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 163(1)(b)  Bye-law 163(1)(b)
73.	Using a bicycle between half an hour after sunset and half an hour before sunrise without a white light in front and a red light or red reflector at the back.	€8	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002  Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003 (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 163(1)(c)  Bye-law 163(1)(c)
74.	Cyclist riding side by side with another vehicle or cyclist.	€8	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002  Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003 (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 163(4)(a)  Bye-law 163(4)(a)
75.	Riding or pushing a bicycle on a pavement.	€8	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002  Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003 (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 163(4)(d)  Bye-law 163(4)(d)

76.	Pedestrian crossing the street without using a zebra crossing where one is located up to 100 metres away.	€20	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002	Bye-law 164(b)
	Pedestrian crossing the street without using a zebra crossing where one is located up to 300 feet away.	€20	Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003 (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 164(b)
77.	Pedestrian failing to obey traffic signs.	€20	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002	Bye-law 164(d)
			Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003 (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 164(d)
78.	Failure by driver to stop at a students' crossing or moving a vehicle forward at a students' crossing before authorised to do so.	€25	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002	Bye-law 165(6)
			Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003 (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 165(6)
79.	Breach of one-way traffic signs by a non-motor vehicle.	€8	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002	Bye-law 166(2)
			Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003 (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 166(2)
80.	Failure to comply with traffic signs when having charge or control of a hand-driven vehicle.	€8	Administration of Local Affairs (General) Bye-laws of the Community Council of Akrotiri 2002	Bye-law 167(h) and (i)
			Administration of Local Affairs (General) Bye-laws of the Community Council of Episkopi 2003 (As applied to other overlapping Community Councils by public instruments 122/03 to 136/03 inclusive.)	Bye-law 167(h) and (i)

## SCHEDULE 2

### (Section 3)

#### Offences falling within the jurisdiction of the SBA Police, Area Officers and investigating officers

Serial No.	Description of offence	Fixed Penalty	Legislation	Provision
1.	Purchase and possession of animal without certificate of ownership.	€85	Republic of Cyprus Animal Certificates Law(t)	Sections 4 and 6
2.	Failure of seller to deliver certificate of ownership of animal to the Chairman of the Community Council.	€34	Republic of Cyprus Animal Certificates Law	Sections 5 and 6
3.	No person to be in charge of a flock outside an enclosure without a licence.	€17	Republic of Cyprus Sheep and Goats (Shepherds' Licensing and Control) Law(u)	Sections 3 and 13
4.	Failure of a shepherd to carry a temporary permit or shepherd's licence.	€17	Republic of Cyprus Sheep and Goats (Shepherds' Licensing and Control) Law	Sections 7 and 13
5.	Contravention of a notice issued under section 12.	€17	Republic of Cyprus Sheep and Goats (Shepherds' Licensing and Control) Law	Sections 12 and 13
6.	Being in charge of any animals in excess of the number of animals specified in a shepherd's licence or permit or leaving such flocks unattended.	€17	Republic of Cyprus Sheep and Goats (Shepherds' Licensing and Control) Law	Section 13(c) and (d)
7.	Breach of a notice issued by the Area Officer under section 3(1) prohibiting or imposing restrictions or conditions on certain activities.	€85	Foreshore Protection Ordinance 1975(v)	Section 3(1) and (3)
8.	Placing objects on the foreshore without a permit or in contravention of conditions in the permit.	€85	Foreshore Protection Ordinance 1975	Sections 5A(2)(a) and (b) and 5G(1)
9.	Organising, conducting or participating in certain games on the foreshore without a permit or in contravention of conditions in the permit.	€85	Foreshore Protection Ordinance 1975	Sections 5A(2)(c) and 5G(1)
10.	Polluting the foreshore.	€85	Foreshore Protection Ordinance 1975	Sections 5C(c) and 5G(1)
11.	Driving a vehicle on the foreshore or having an animal on the foreshore.	€85	Foreshore Protection Ordinance 1975	Sections 5C(d) and (e) and 5G(1)
12.	Erecting on the foreshore any hut, booth or other structure without a permit from the Chief Officer or placing or allowing a boat on the foreshore without a permit from the Area Officer.	€85	Foreshore Protection Ordinance 1975	Section 6(1) and (3)
13.	Removing or carrying away stones, shingle, gravel, sand, soil or other substance from the bed, bank or wall of a river contrary to a notice made by an Area Officer.	€25	Public Rivers Protection Ordinance 1980(w)	Section 5(2)(a)

14.	Dumping of any rubble, rubbish, sweepings or other refuse in the bed, bank or wall of a river contrary to a notice made by an Area Officer.	€341	Public Rivers Protection Ordinance 1980	Section 5(2)(b)
15.	Placing or installing of a vehicle, machinery or other article in the bed, bank or wall of a river contrary to a notice made by an Area Officer in circumstances from which a reasonable suspicion may be inferred that the placing or installing of the vehicle etc was effected for the purpose of removal or carrying away of stones or other substances.	€25	Public Rivers Protection Ordinance 1980	Section 5(2)(c)
16.	Constructing or erecting a traffic sign on a public road.	€50	Public Roads (Protection) Ordinance(x)	Section 3(c)
17.	Laying articles on a public road.	€42	Public Roads (Protection) Ordinance	Section 3(d)
18.	Pulling down, destroying, defacing or obliterating a milestone, post or traffic sign on a public road.	€85	Public Roads (Protection) Ordinance	Section 3(e)
19.	Causing damage to a public road.	€85	Public Roads (Protection) Ordinance	Section 3(f)
20.	Polluting a public road.	€170	Public Roads (Protection) Ordinance	Section 3(g)
21.	Playing games on a public road likely to cause annoyance to passengers or obstruct the traffic.	€85	Public Roads (Protection) Ordinance	Section 3(j)
22.	Wilfully obstructing free passage on a public road.	€34	Public Roads (Protection) Ordinance	Section 3(k)
23.	Interfering with the flow or distribution of water connected with an irrigation works.	€34	Irrigation (Private Water) Association Ordinance(y)	Section 28(1)(a)
24.	Abstracting or diverting to one's own use or to the use of another person water connected with an irrigation association.	€34	Irrigation (Private Water) Association Ordinance	Section 28(1)(b)
25.	Obstructing an Area Officer, someone acting on behalf of an Area Officer or any person carrying out works under the Ordinance.	€34	Irrigation (Private Water) Association Ordinance	Section 28(2)(a)
26.	Acting in contravention of or failing to comply with any Rules made under the Ordinance.	€34	Irrigation (Private Water) Association Ordinance	Section 28(2)(b)
27.	Failure by certain officers to perform their duties under the Ordinance.	€17	Rural Constables Ordinance(z)	Section 46(1)
28.	Obstructing certain officers in the performance of their duties under the Ordinance.	€17	Rural Constables Ordinance	Section 46(2)
29.	Failure to comply with regulations made under the Ordinance.	€17	Rural Constables Ordinance	Section 46(3)

30.	Damaging or destroying a waterworks or interfering with the flow or distribution of water connected with a waterworks.	€17	Public Waterworks Ordinance( <b>z1</b> )	Section 28(1) and (2)
31.	Stealing water from a waterworks or taking or utilising water from a waterworks without permission.	€17	Public Waterworks Ordinance	Section 28(3) and (4)
32.	Interfering with the flow or distribution of water connected with an irrigation works.	€34	Irrigation Divisions (Villages) Ordinance( <b>z2</b> )	Section 38(1)(a)
33.	Abstracting or diverting to one's own use or to the use of another person water connected with an irrigation division.	€34	Irrigation Divisions (Villages) Ordinance	Section 38(1)(b)
34.	Sinking or constructing a well without a permit.	€34	Wells Ordinance( <b>z3</b> )	Sections 3(1) and 13
35.	Pumping, abstracting, utilising or exploiting underground water without a permit.	€34	Water Supply (Special Measures) Ordinance 1964( <b>z4</b> )	Section 4(1)(aa)
36.	Widening, deepening or otherwise extending a well or other work for the purpose of abstracting underground water or cleaning or repairing a well or other work without a permit.	€34	Water Supply (Special Measures) Ordinance 1964	Section 4(1)(b)
37.	Failure to complete works under a permit within 12 months of the date of the permit or contravening a restriction or condition in a permit.	€34	Water Supply (Special Measures) Ordinance 1964	Section 5(5) and (6)
38.	Hindering or obstructing an Area Officer or other appropriate officer in performing duties under section 7(1).	€34	Water Supply (Special Measures) Ordinance 1964	Section 7(2)
39.	Using a hose pipe to wash a pavement, street, patio, veranda, railing or motor vehicle.	€85	Water Conservation (Special Measures) Ordinance 2000( <b>z5</b> )	Section 2
40.	Leaving litter on a public road or other public place.	€341	Prevention of Litter Ordinance 1998( <b>z6</b> )	Section 3
41.	Supplying tobacco to a child.	€85	Protection of Health (Control of Smoking) Ordinance 1981( <b>z7</b> )	Section 3
42.	(a) Smoking in a public place where smoking is prohibited. (b) Being in charge of a public place where smoking in contravention of a prohibition occurs.	€85	Protection of Health (Control of Smoking) Ordinance 1981	Section 5
43.	Advertising tobacco or promoting the sale of tobacco.	€85	Protection of Health (Control of Smoking) Ordinance 1981	Section 5A
44.	Omitting to erect prohibition notices of a designated type in a public place or in public service vehicles.	€85	Protection of Health (Control of Smoking) Regulations 1988( <b>z8</b> )	Regulation 5(1) and (3)

45.	Obstructing free passage on a public thoroughfare or public place by placing things there.	€42	Criminal Code( <b>z9</b> )	Section 374(a)
46.	Placing or leaving on a public thoroughfare or public place sweepings or refuse causing offensive smells.	€85	Criminal Code	Section 374(b)
47.	Failing to place a lantern or light at night on a heap or excavation made in the exercise of repairs to a public thoroughfare or public place.	€42	Criminal Code	Section 374(c)
48.	Throwing refuse or other things on a public thoroughfare or public place so as to cause injury or annoyance to passers-by.	€85	Criminal Code	Section 374(d)
49.	Neglecting or failing to repair or pull down a structure which is in a ruinous or dangerous state when ordered to do so in writing by an Area Officer.	€42	Criminal Code	Section 374(e)
50.	Neglecting or failing to clean or repair a furnace or chimney of a workshop or factory where fire is used.	€42	Criminal Code	Section 374(f)
51.	Letting off fireworks in a public thoroughfare or public place so as to cause injury or annoyance to any person.	€42	Criminal Code	Section 374(g)
52.	Discharging a firearm within the limits of a town, village or other inhabited place.	€42	Criminal Code	Section 374(h)
53.	Refusing to take current coins or notes at their face value.	€42	Criminal Code	Section 374(i)
54.	Failure to register for the purpose of obtaining an identity card.	€42	Registration of Residents Ordinance( <b>z10</b> )	Section 19(1)(a)
55.	Exposing or subjecting an animal to pain etc or administering etc a harmful substance to an animal.	€85	Protection and Welfare of Animals Ordinance 2001( <b>z11</b> )	Sections 3 and 18
56.	Subjecting animals to ill-treatment, neglect or unjustifiable hardship.	€85	Protection and Welfare of Animals Ordinance 2001	Sections 4 and 18
57.	Failure to provide general care to an animal.	€85	Protection and Welfare of Animals Ordinance 2001	Sections 5 and 18
58.	Failure to transport an animal under conditions which ensure that the animal is protected from unnecessary hardship or injury.	€85	Protection and Welfare of Animals Ordinance 2001	Sections 11 and 18
59.	Carrying out surgery on animals without being a veterinary surgeon or without anaesthetic.	€85	Protection and Welfare of Animals Ordinance 2001	Sections 12 and 18
60.	Failure to anaesthetise an animal before slaughter.	€85	Protection and Welfare of Animals Ordinance 2001	Sections 14 and 18
61.	Incorrect anaesthetising of an animal.	€85	Protection and Welfare of Animals Ordinance 2001	Sections 15 and 18

62.	Causing unnecessary distress or pain when killing an animal in an emergency.	€85	Protection and Welfare of Animals Ordinance 2001	Sections 16 and 18
63.	Seizing, keeping, neutering or killing stray animals contrary to prescribed procedures.	€85	Protection and Welfare of Animals Ordinance 2001	Sections 17(3) and 18
64.	Contravention of a condition attached to a licence, approval or permission.	€85	Protection and Welfare of Animals Ordinance 2001	Section 18
65.	Selling or offering for sale intoxicating liquor other than in accordance with a licence.	€85	Sale of Intoxicating Liquors Ordinance( <b>z12</b> )	Section 3 and 25
66.	Contravention of the hours of closing of premises on which intoxicating liquor is sold.	€85	Sale of Intoxicating Liquors Ordinance	Section 8(4)
67.	Licensee permitting drunkenness or riotous conduct on the premises, selling intoxicating liquor to a drunken person, permitting the premises to be a place of meeting of prostitutes, allowing a police officer to remain on the premises while on duty or supplying liquor to a police officer while on duty.	€50	Sale of Intoxicating Liquors Ordinance	Section 9
68.	Breach of prohibitions concerning minors.	€59	Sale of Intoxicating Liquors Ordinance	Section 9A and 25
69.	Failure to exhibit licence to sell intoxicating liquor.	€42	Sale of Intoxicating Liquors Ordinance	Section 21
70.	Selling tobacco or alcoholic liquor to a person under 14.	€42	Children Ordinance( <b>z13</b> )	Section 56(1)
71.	Causing, procuring or allowing a child under 16 to be in a street or premises for the purpose of begging.	€85	Children Ordinance	Section 57
72.	Failure to provide for the safety of children at entertainments.	€85	Children Ordinance	Section 59
73.	Employment of a child in any work between 7pm and 7am of the following day.	€85	Protection of Young Persons at Work Ordinance 2002( <b>z14</b> )	Sections 11, 30 and 31
74.	Employment of a child in street trading.	€85	Protection of Young Persons at Work Ordinance 2002	Sections 12, 30 and 31
75.	Failure to exhibit a list of the shop employees and a table of their working hours.	€34	Republic of Cyprus Regulation of the Operation of Shops and the Terms of Service of their Employees Law 2006( <b>z15</b> )	Section 17
76.	Obstruction of Inspectors when entering and inspecting shops.	€85	Republic of Cyprus Regulation of the Operation of Shops and the Terms of Service of their Employees Law 2006	Section 30
77.	Carrying on a trade or business at a time when it is not lawful to do so.	€85	Summer Afternoon Recess Ordinance( <b>z16</b> )	Section 8
78.	Promotion of a collection without a licence.	€85	Carrying out of Collections Ordinance( <b>z17</b> )	Section 4(2)
79.	Acting as a collector without a licence.	€85	Carrying out of Collections Ordinance	Section 4(3)



80.	Contravention of regulations or of restrictions or conditions imposed by a licence.	€85	Carrying out of Collections Ordinance	Section 5(3)
81.	Licensee allowing a child under 12 to enter licensed premises.	€85	Games and Amusement Machines Ordinance 2005(z18)	Section 15(1)(a)
82.	Licensee using or allowing others to use a games machine or amusement machine for gaming or other means of gambling or betting.	€85	Games and Amusement Machines Ordinance 2005	Section 15(1)(c)
83.	Licensee breaching conditions of the licence.	€85	Games and Amusement Machines Ordinance 2005	Section 15(1)(d)
84.	Failure to display a notice prohibiting entry to children under 12.	€85	Games and Amusement Machines Ordinance 2005 Games and Amusement Machines Regulations 2005(z19)	Section 15(1)(e) Regulation 7(1)
85.	Use of appliance to play the game of "kazandi" without a permit, making such an appliance available in a public place or organising or carrying on a game of "kazandi".	€85	Betting Houses, Gaming Houses and Gambling Prevention (Consolidation) Ordinance 1985(z20)	Section 6A
86.	Promotion of a small lottery in contravention of the prescribed conditions.	€85	Lotteries Ordinance(z21)	Section 6
87.	Promotion of a private lottery in contravention of the prescribed conditions.	€85	Lotteries Ordinance	Section 7
88.	Conduct of an unlawful competition.	€85	Lotteries Ordinance	Section 8
89.	Offences in connection with unlawful lotteries.	€85	Lotteries Ordinance	Section 11
90.	Failure by the holder of a firearms registration certificate to notify a change of address.	€85	Firearms and other Weapons Ordinance 2009(z22)	Section 20(7)
91.	Failure to notify the loss or destruction of a weapon.	€85	Firearms and other Weapons Ordinance 2009	Section 27
92.	Destroying, injuring or defacing an ancient monument or antiquity or writing, drawing or carving on one.	€85	Antiquities Ordinance 1975(z23)	Section 10(1)
93.	Being the owner or person in charge of an animal that trespasses in or on an ancient monument.	€50	Antiquities Ordinance 1975	Section 10(2)
94.	Leaving refuse or litter in or on an ancient monument.	€170	Antiquities Ordinance 1975	Section 10(3)
95.	Disposal or storage of refuse or rubbish in a State forest.	€340	Forest Ordinance 1980(z24)	Section 23(3)(h)
96.	Lighting a fire in open country in contravention of section 4.	€85	Prevention of Fires in Open Country Ordinance 1989(z25)	Section 5(a)
97.	A person abandoning an extinguished fire in open country that the person has lit.	€85	Prevention of Fires in Open Country Ordinance 1989	Section 5(b)
98.	Throwing down a lighted match or cigarette or other object which may cause fire in open country.	€85	Prevention of Fires in Open Country Ordinance 1989	Section 5(c)

99.	Storing petroleum without a licence.	€85	Petroleum Ordinance 1976( <b>z26</b> )	Section 4(4)
100.	Being in charge of a petrol station open outside the prescribed operating hours.	€85	Petroleum Sales (Regulation) Ordinance 1979( <b>z27</b> )	Section 3
101.	Using or being in a boat or motor vehicle in a specified area.	€85	Sea Bathers (Protection) (Consolidation) Ordinance 1986( <b>z28</b> )	Section 4
102.	Using fishing nets or a spear gun in a specified area.	€85	Sea Bathers (Protection) (Consolidation) Ordinance 1986	Section 5
103.	Interfering with buoys demarcating a specified area.	€85	Sea Bathers (Protection) (Consolidation) Ordinance 1986	Section 6
104.	Operating a powerboat without a licence (unless exempt) or operating a powerboat while holding a learner's licence without being accompanied by a holder of an operator's licence.	€85	Powerboats Ordinance 1999( <b>z29</b> )	Sections 3(1), (2) and (3) and 23
105.	Operator of a powerboat failing to wear a buoyancy aid or failing to ensure that a person carried or towed by the powerboat wears a buoyancy aid or failing to ensure that all persons on board remain seated when in motion.	€85	Powerboats Ordinance 1999	Sections 5(1) and 23
106.	Failure to display on a powerboat the notice set out in the second schedule.	€85	Powerboats Ordinance 1999	Sections 7(1) and 23
107.	Erecting or authorising the erection of a hoarding or displaying an advertisement contrary to the Ordinance.	€85	Display of Advertisements (Control) Ordinance( <b>z30</b> )	Section 14
108.	Failure to submit a price list for approval.	€85	Places of Entertainment Ordinance 1999( <b>z31</b> )	Sections 10(2) and 15(6)
109.	Failure to display an approved price list externally at the entrance of the place of entertainment and in a conspicuous place within it.	€85	Places of Entertainment Ordinance 1999	Sections 10(5) and 15(6)
110.	Being employed in a licensed place of entertainment without possessing a health certificate.	€85	Places of Entertainment Ordinance 1999	Sections 14(2) and 15(6)
111.	Licensee or manager of a place of entertainment open outside the prescribed operating hours.	€85	Places of Entertainment Ordinance 1999	Section 16(4)
112.	Failure to include prices of all items in menu.	€85	Places of Entertainment Regulations 1999( <b>z32</b> )	Regulations 9(2) and 32
113.	Failure to provide menus in English and Greek.	€85	Places of Entertainment Regulations 1999	Regulations 9(3) and 32
114.	Failure to state in menu the hours during which music is provided and the prices and additional charges that apply during that time.	€85	Places of Entertainment Regulations 1999	Regulations 9(6) and 32
115.	Staff employed in a place of entertainment inappropriately dressed.	€85	Places of Entertainment Regulations 1999	Regulations 28 and 32

116.	Licensee or manager of a place of entertainment failing to maintain cleanliness of the premises and furniture.	€85	Places of Entertainment Regulations 1999	Regulations 30(a) and 32
117.	Licensee or manager of a place of entertainment failing to provide the services and amenities offered.	€85	Places of Entertainment Regulations 1999	Regulations 30(d) and 32
118.	Licensee or manager of a place of entertainment failing properly to store and preserve foodstuffs and drinks.	€85	Places of Entertainment Regulations 1999	Regulations 30(e) and 32
119.	Failure to carry or produce a game licence.	€42	Game and Wild Birds Ordinance 2008 (z33)	Section 20
120.	Failure to wear hunting orange while hunting.	€42	Game and Wild Birds Ordinance 2008	Section 22
121.	Unlawful display of game.	€85	Game and Wild Birds Ordinance 2008	Section 23(1)(a) and (c)
122.	Disposing of spent cartridges or other waste while hunting.	€85 plus €1 for every cartridge unlawfully disposed of	Game and Wild Birds Ordinance 2008	Section 24
123.	Failure to retain part of caught game's plumage until end of the hunt.	€85	Game and Wild Birds Ordinance 2008	Section 25
124.	Failure to display licence to deal in game in a conspicuous place.	€42	Game and Wild Birds Ordinance 2008	Section 36(1) and (4)
125.	Failure of a dealer in game to keep a book.	€42	Game and Wild Birds Ordinance 2008	Section 36(2) and (5)
126.	Carrying a non-dismantled firearm within or upon a vehicle.	€42	Game and Wild Birds Ordinance 2008	Section 38(1)(a) and (5)
127.	Failure to display taxidermist's licence in a prominent place.	€42	Game and Wild Birds Ordinance 2008	Section 42(4)(a) and (9)
128.	Offences in relation to pollution of water or soil.	€341	Control of Water Pollution Ordinance 2005(z34)	Section 6
129.	Operating an installation without a discharge permit.	€341	Control of Water Pollution Ordinance 2005	Sections 8 and 26(1)
130.	Contravening any conditions of a discharge permit.	€341	Control of Water Pollution Ordinance 2005	Section 26(2)
131.	Hunting with a dog without a gun dog licence.	€85	Dogs Ordinance 2006	Sections 12(1) and 18(f)
132.	Hunting accompanied by more than 2 gun dogs.	€85	Dogs Ordinance 2006	Sections 13 and 18(f)
133.	1. Training – (a) a gun dog– (i) elsewhere than in a designated training area; or (ii) at a time other than a time determined by the Area Officer; (b) more than 4 gun dogs at the same time. 2. Bringing a prohibited breed of dog into a designated training area.	€85	Dogs Ordinance 2006	Sections 14 and 18(f)

134.	Using land for training gun dogs without a licence authorising the use of the land as a designated training area.	€85	Dogs Ordinance 2006	Sections 15(5) and 18(f)
135.	Owner of a gun dog allowing the dog to roam in a game reserve.	€85	Dogs Ordinance 2006	Sections 17 and 18(f)
136.	Owning a dog without a licence or without having it registered or tagged.	€34	Dogs Ordinance 2006	Section 18(a)
137.	Owning a dog in contravention of any provision of the Ordinance.	€34	Dogs Ordinance 2006	Section 18(b)
138.	Doing an act intended or likely to deceive the competent authority.	€34	Dogs Ordinance 2006	Section 18(c)
139.	Allowing a dog to cause annoyance by barking.	€34	Dogs Ordinance 2006	Section 18(e)(i)
140.	Allowing a dog to roam in a public place or any other place without the consent of the owner of that place.	€34	Dogs Ordinance 2006	Section 18(e)(iii)
141.	Shepherd or animal stock breeder being accompanied by more than two dogs when flock or stock is grazing.	€85	Dogs Ordinance 2006	Sections 25 and 18(f)

#### Notes

- (a) Cap. 155, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (b) Ordinance 17/07.
- (c) Ordinance 5/98.
- (d) Ordinances 14/01 and 26/03.
- (e) Ordinance 9/06.
- (f) Public Instrument 15/02.
- (g) Public Instrument 30/02.
- (h) Public Instrument 94/03.
- (i) Public Instrument 132/04.
- (j) Public Instrument 97/05.
- (k) Public Instrument 45/07.
- (l) Public Instrument 6/08.
- (m) Public Instrument 40/08.
- (n) Public Instrument 35/85.
- (o) Ordinance 5/06.
- (p) Ordinance 19/07.
- (q) Public Instrument 35/09.
- (r) Public Instrument 83/02.
- (s) Public Instrument 116/03.
- (t) Cap. 29, Laws of Cyprus, which is recognised and made available in law in the Areas by the Agricultural Provisions Ordinance 2007 (Ordinance 9/07).
- (u) Cap. 91, Laws of Cyprus, which is recognised and made available in law in the Areas by the Agricultural Provisions Ordinance 2007 (Ordinance 9/07).
- (v) Ordinance 9/75.
- (w) Ordinance 15/80.
- (x) Cap. 83, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (y) Cap. 115, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z) Cap. 287, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z1) Cap. 341, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z2) Cap. 342, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z3) Cap. 351, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z4) Ordinance 14/64.

- (z5) Ordinance 13/00.
- (z6) Ordinance 4/98.
- (z7) Ordinance 8/81.
- (z8) Public Instrument 89/88.
- (z9) Cap. 154, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z10) Cap. 85, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z11) Ordinance 20/01.
- (z12) Cap. 144, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z13) Cap. 352, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z14) Ordinance 15/02.
- (z15) Law No 155(I)/06, Republic of Cyprus, which is recognised and made available in law in the Areas by the Shops Ordinance 2007 (Ordinance 11/07).
- (z16) Cap. 186, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z17) Cap. 95, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68). The title of this Ordinance was changed by the Street and House to House Collections (Amendment) Ordinance 1988 (Ordinance 7/88).
- (z18) Ordinance 28/05.
- (z19) Public Instrument 83/05.
- (z20) Ordinance 10/85.
- (z21) Cap. 74, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z22) Ordinance 21/09.
- (z23) Ordinance 12/75.
- (z24) Ordinance 14/80.
- (z25) Ordinance 13/89.
- (z26) Ordinance 1/76.
- (z27) Ordinance 4/79.
- (z28) Ordinance 4/86.
- (z29) Ordinance 8/99.
- (z30) Cap. 50, Statute Laws of Cyprus revised edition 1959, as applied to and adapted in the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom) and the Laws (Adaptation and Interpretation) (Consolidation and Extension) Ordinance 1968 (5/68).
- (z31) Ordinance 2/99.
- (z32) Public Instrument 75/99.
- (z33) Ordinance 21/08.
- (z34) Ordinance 1/05.

## EXPLANATORY NOTE

**(This note does not form part of the Ordinance)**

### Introduction

1. This explanatory note relates to the Fixed Penalty Ordinance 2010 (“the Ordinance”). It has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Ordinance. It does not form part of the Ordinance.

2. The note should be read in conjunction with the Ordinance. It is not, and is not meant to be, a comprehensive description of the Ordinance. So when a section or part of a section does not seem to require any explanation or comment, none is given.

### Particular points

3. The Ordinance repeals and replaces the Fixed Penalty Ordinance 1998 (“the 1998 Ordinance”). The most significant change from the 1998 Ordinance is that the Ordinance allows Republic of Cyprus officers to issue certain fixed penalties listed in Schedule 2 when they exercise functions in the Areas on behalf of the Sovereign Base Area Administration. Functions are delegated to Republican officers either in the Delegation of Functions to the Republic Ordinance 2007 or in the enactment which creates the function. Republican officers now have the same powers to issue fixed penalties in relation to those offences referred to in section 3(4) as the person on whom the function is conferred. The delegation does not extend to Republic of Cyprus police officers in accordance with section 17 of the Delegation of Functions to the Republic Ordinance 2007.

4. The Ordinance also extends the range of people who can issue the fixed penalties listed in Schedule 2. In the 1998 Ordinance, the police and Area Officers and authorised members of the Area Officer’s staff could do so. The Ordinance extends the power to issue fixed penalties to investigating officers authorised under section 4 of the Criminal Procedure Ordinance in relation to the offences that they are authorised to investigate. Although the Ordinance does not expressly refer to persons authorised to issue fixed penalties by the Area Officer, the Area Officer can delegate the power to issue fixed penalties in accordance with the Delegation of Functions (Internal) Ordinance 2009 (Ordinance 32/09).

5. The Ordinance expressly provides that fixed penalties apply to the offences referred to in the final two columns of the schedules. The description in the second column is a summary of the offence and is not intended to limit the application of the fixed penalty to the conduct described.

6. The Ordinance also consolidates amendments made to the schedules to the 1998 Ordinance and makes some further changes. Most of these are to update references to legislation. For example, in Schedule 1, the Fitting and Wearing of Seat Belts Ordinance 1987 has been repealed and replaced by the Motor Vehicles (Seat Belts and Restraint Systems) Ordinance 2007 which has necessitated a change to serial number 66. Schedule 1 is also amended by the addition of an offence of parking on a pavement as serial number 50. The equivalent offence in the Republic of Cyprus was added to the Republic of Cyprus Fixed Penalties Law by public instrument 573/2005. This Republican public instrument also increased the fixed penalties for certain offences in Schedule 1 and equivalent changes have been made in the Ordinance to serial numbers 41, 42 and 43.

7. Schedule 2 of the Ordinance reflects the adoption of Republic of Cyprus legislation by the Agricultural Provisions Ordinance 2007 and the Shops Ordinance 2007. As a consequence, the Republic of Cyprus legislation set out in these Ordinances has legal effect in the Areas and therefore the offences which can give rise to a fixed penalty are those under the applicable Republic of Cyprus legislation. This can be seen in serial numbers 1 to 6 and 75 and 76.

8. Serial numbers 42, 43 and 44 reflect changes made to SBA legislation by the Protection of Health (Control of Smoking) (Amendment) Ordinance 2009 (Ordinance 33/09) and the Protection of Health (Control of Smoking) (Amendment) Regulations 2009 (Public Instrument 41/09). They also partly replicate the effect of amendments made to the tables in the Republic of Cyprus Fixed Penalties Law by Republic of Cyprus public instrument 15/2010. Serial numbers 73 and 74 reflect changes in the legislation made by the repeal of the Children and Young Persons (Employment) Ordinance (Cap 178) and its replacement by the Protection of Young Persons at Work Ordinance 2002.

9. Another difference between the second schedule of the 1998 Ordinance and Schedule 2 is that new offences have been added under the Games and Amusement Machines Ordinance 2005 as serial numbers 81, 82, 83 and 84. Serial number 85 refers to an offence that was added to the Betting Houses, Gaming Houses and Gambling Prevention (Consolidation) Ordinance 1985 by Ordinance 30/05.

10. Serial numbers 90 and 91 reflect changes in the legislation made by the repeal of the Firearms Ordinance 1974 (Ordinance 10/74) and its replacement by the Firearms and other Weapons Ordinance 2009.

11. Offences under the Control of Water Pollution Ordinance 2005 have been added at serial numbers 128, 129 and 130. The same offences were included in a compounding of offences provision at section 28 of the Control of Water Pollution Ordinance 2005 which was repealed by the Control of Water Pollution (Amendment) Ordinance 2009 (Ordinance 5/09) with a view to inclusion of the offences in the 1998 Ordinance. In line with an amendment made by the Republic of Cyprus to their Control of Water Pollution legislation by law 76(I)/2006, the fixed penalty set for each offence is the euro equivalent of 200 Cyprus pounds.

12. The fixed penalty offences that were in the Dogs Ordinance 2006 have been repealed and added to the Ordinance as serial numbers 131 to 135 and 141. New offences under the Dogs Ordinance 2006 have been added as serial numbers 136 to 140.

