

No. 132

THE FIXED PENALTY ORDINANCE 1998

(Ordinance 5 of 1998 as amended by Ordinances 14 of 2001 and 26 of 2003 and by Public Instruments No. 15 of 2002, 30 of 2002 and 94 of 2003)

ORDER MADE UNDER SECTION 9(2)(b) and (c)

In exercise of the powers vested in him by section 9(2)(b) and (c) of the Fixed Penalty Ordinance 1998, the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia hereby makes the following Order:—

Citation

1. This Order may be cited as the Fixed Penalty Order 2004.

Substitution of the Second Schedule to the Fixed Penalty Ordinance 1998

2. The Second Schedule to the Fixed Penalty Ordinance 1998 is repealed and the following Schedule substituted—

“SECOND SCHEDULE**OFFENCES FALLING WITHIN THE JURISDICTION OF BOTH THE SBA POLICE AND AREA OFFICERS AND OTHERS**

Serial No.	Description of offence	Fixed Penalty	Ordinance or Regulation	Section/Regulation
1.	Purchase and possession of animal without certificate of ownership	£50	Animals Certificates Ordinance Cap. 29	4 and 6
2.	Failure of seller to deliver his	£20	Animals Certificates	5 and 6

	certificate of ownership to the Chairman of the Community Council		Ordinance Cap. 29	
3.	Digging, extracting, loading or heaping of stones, shingle, gravel, sand or other substance within a designated part of the foreshore	£50	Foreshore Protection Ordinance 9/75, 9/87, 12/99, 13/2003	3(1)(a) and 3(3)
4.	Dumping of any refuse, rubble, rubbish, oils, lubricants etc. on a designated part of the foreshore or sea from any pier, wharf etc. or ship passing through the territorial waters of the Areas.	£50	Foreshore Protection Ordinance 9/75, 9/87, 12/99, 13/2003	3(1)(b) and 3(3)
5.	Parking, placing, leaving or erecting within a designated part of the foreshore a motor vehicle, vessel, caravan, cart, wheel-barrow, receptacle, commercial goods,	£50	Foreshore Protection Ordinance 9/75, 9/87, 12/99, 13/2003	3(1)(c) and 3(3)

	materials, equipment, kiosk, tent or anything similar.			
6.	Restriction on structures on the foreshore without permit	£50	Foreshore Protection Ordinance 9/75, 9/87, 12/99, 13/2003	6(1)
7.	Placement of objects on the foreshore without a permit or in contravention of the conditions of such permit	£50	Foreshore Protection Ordinance 9/75, 9/87, 12/99, 13/2003	5A(2)(a) and (b) and 5G(1)
8.	Organising games on the foreshore without permit or in contravention of the conditions of such permit	£50	Foreshore Protection Ordinance 9/75, 9/87, 12/99, 13/2003	5A(2)(c) and 5G(1)
9.	Provision of services or facilities on the foreshore without a permit or in contravention of the conditions of such permit	£50	Foreshore Protection Ordinance 9/75, 9/87, 12/99, 13/2003	5(D) and 5G
10.	Driving of a vehicle, passing through or bathing of an animal, pollution of the foreshore	£50	Foreshore Protection Ordinance 9/75, 9/87, 12/99, 13/2003	5(C) and 5(G)(1)

11.	Removal or carrying away of stones, shingle, gravel, sand, soil or other substance from the bed, bank or walls of a river	£15	Public Rivers Protection Ordinance 15/80	5(2)(a)
12.	Dumping of any rubble, rubbish, sweepings or other refuse in the bed or on the bank or on any part of any river	£15	Public Rivers Protection Ordinance 15/80	5(2)(b)
13.	Placing or installing of any vehicle, machinery or other article in the bed of any river or on the bank or wall of any river in circumstances from which a reasonable suspicion may be inferred that the placing or installing of any such vehicle, machinery or other article was effected for the purpose of removal or carrying away of stones, sand or other substances	£15	Public Rivers Protection Ordinance 15/80	5(2)(c)
14.	Construction or erection of any traffic	£30	Public Roads (Protection	3(c) and 5

	sign		Ordinance) (Cap.83) and St. L. 2/60, 27/61	
15.	Laying articles upon a public road	£25	Public Roads (Protection Ordinance) (Cap.83) and St. L. 2/60, 27/61	3(d) and 5
16.	Pulling down, destruction, obliteration of milestone, post or traffic sign in a public road	£50	Public Roads (Protection Ordinance) (Cap.83) and St. L. 2/60, 27/61	3(e) and 5
17.	Digging up, destroying or causing damage to any public road	£50	Public Roads (Protection Ordinance) (Cap.83) and St. L. 2/60, 27/61	3(f) and 5
18.	Polluting a public road	£50	Public Roads (Protection Ordinance) (Cap.83) and St. L. 2/60, 27/61	3(g) and 5
19.	Playing of games on a public road likely to cause annoyance to passengers or obstruct the traffic	£50	Public Roads (Protection Ordinance) (Cap.83) and St. L. 2/60, 27/61	3(j) and 5
20.	Wilful obstruction of free passage in a public road	£20	Public Roads (Protection Ordinance) (Cap.83) and St. L. 2/60,	3(k) and 5

			27/61	
21.	No person to be in charge of any flock outside without a licence	£10	Sheep and Goats (Shepherd's Licensing and Control) Ordinance (Cap. 91) 12/70, 16/89	3 and 13
22.	Failure of a shepherd to carry his temporary permit or shepherd's licence	£10	Sheep and Goats (Shepherd's Licensing and Control) Ordinance (Cap. 91) 12/70, 16/89	7 and 13
23.	Contravention of a notice issued under section 12	£10	Sheep and Goats (Shepherd's Licensing and Control) Ordinance (Cap. 91) 12/70, 16/89	12 and 13
24.	Being in charge of any animals in excess of the number of animals specified in a shepherd's licence or permit or leaving such flock unattended	£10	Sheep and Goats (Shepherd's Licensing and Control) Ordinance (Cap. 91) 12/70, 16/89	13(c) and (d)
25.	Wilful interference with the flow or distribution of water	£20	Irrigation (Private Water) Associations Ordinance	28(1)(a)

	connected with any irrigation work.		(Cap. 115) 2/90	
26.	Abstraction or diversion to one's own use or to the use of any other person of water connected with any irrigation work.	£20	Irrigation (Private Water) Associations Ordinance (Cap. 115) 2/90	28(1)(b)
27.	Obstruction of an Area Officer or person authorised to act by him	£20	Irrigation (Private Water) Associations Ordinance (Cap. 115) 2/90	28(2)(a)
28.	Any act in contravention of or failure to comply with any rules made under the Irrigation (Private Water) Associations Ordinance	£20	Irrigation (Private Water) Associations Ordinance (Cap. 115) 2/90	28(2)(b)
29.	Failure of a Chairman of Community Council etc. to perform their duties in accordance with the Rural Constables Ordinance	£10	Rural Constables Ordinance (Cap. 287) 25/63, 6/90	46(1)
30.	Obstruction of a Chairman of a Community Council in the performance	£10	Rural Constables Ordinance	46(2)

	of their duties in accordance with the Rural Constables Ordinance		(Cap. 287) 25/63, 6/90	
31.	Failure to comply with any Regulations made under the Rural Constables Ordinance	£10	Rural Constables Ordinance (Cap. 287) 25/63, 6/90	46(3)
32.	Damage or destruction to any waterworks	£10	Public Waterworks Ordinance (Cap. 341) 4/69, 3/2001	28(1) and (2)
33.	Stealing, drawing off, utilising any water from any waterworks without permission	£10	Public Waterworks Ordinance (Cap. 341) 4/69, 3/2001	28(3) and (4)
34.	Interference with the flow or distribution of water connected with any irrigation works	£20	Irrigation Division (Villages) Ordinance (Cap. 342) 16/91	38(1)(a)
35.	Abstracting or diverting water to one's own use from any irrigation works	£20	Irrigation Division (Villages) Ordinance (Cap. 342)	38(1)(b)

			16/91	
36.	Sinking, or constructing a well without a permit	£20	Wells Ordinance (Cap. 351) 6/71, 3/74, 13/84, 5/92, 23/2003	3(1) and 13
37.	Pumping, abstracting, utilising or exploiting underground water without a permit	£20	Water Supply (Special Measures) Ordinance 14/64, 8/65, 6/75, 15/91	4(1)(aa)
38.	Widening or deepening a well or other work for the purpose of abstracting underground water without a permit	£20	Water Supply (Special Measures) Ordinance 14/64, 8/65, 6/75, 15/91	4(1)(b)
39.	Contravening any condition or restriction imposed by a permit	£20	Water Supply (Special Measures) Ordinance 14/64, 8/65, 6/75, 15/91	5
40.	Hindering or obstructing an Area Officer or other appropriate officer from entering upon any land where a well or other work is situated	£20	Water Supply (Special Measures) Ordinance 14/64, 8/65, 6/75, 15/91	7
41.	Dropping or depositing on	£20	Prevention of Litter	3

	a public road or other public place any litter, refuse, stones, wood, papers, peels, fruit, empty bottles, boxes or other useless articles or substances		Ordinance 4/98	
42.	Smoking in designated public places where smoking is prohibited	£20	Protection of Health (Control of Smoking) Ordinance 8/81, 11/88, 11/96, 20/00	5
43.	Smoking in public service vehicle	£50	Protection of Health (Control of Smoking) Regulations 89/88	Reg. 4
44.	Soliciting	£50	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72, 1/73, 7/79, 8/82, 7/87, 24/89, 2/97, 1/2000, 19/2000, 15/2001, 7/2003	188
45.	Obstructing free passage on any public thoroughfare or public place	£25	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72, 1/73, 7/79, 8/82, 7/87, 24/89, 2/97, 1/2000,	374(a)

			19/2000, 15/2001, 7/2003	
46.	Placing or leaving on any public thoroughfare or public place any sweepings or refuse	£15	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72, 1/73, 7/79, 8/82, 7/87, 24/89, 2/97, 1/2000, 19/2000, 15/2001, 7/2003	374(b)
47.	Failure to place a lantern or light at night during the exercise of any repairs made to any public thoroughfare or public place	£25	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72, 1/73, 7/79, 8/82, 7/87, 24/89, 2/97, 1/2000, 19/2000, 15/2001, 7/2003	374(c)
48.	Throwing any refuse or other things upon a public thoroughfare or public place	£25	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72, 1/73, 7/79, 8/82, 7/87, 24/89, 2/97, 1/2000, 19/2000, 15/2001, 7/2003	374(d)
49.	Neglecting or failing to repair or pull down any structure which is in ruinous or dangerous	£25	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72, 1/73, 7/79, 8/82, 7/87,	374(e)

	state		24/89, 2/97, 1/2000, 19/2000, 15/2001, 7/2003	
50.	Neglecting or failing to clean or repair any furnace or chimney of any workshop or factory	£25	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72, 1/73, 7/79, 8/82, 7/87, 24/89, 2/97, 1/2000, 19/2000, 15/2001, 7/2003	374(f)
51.	Letting off fireworks in any public thoroughfare or public place	£25	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72, 1/73, 7/79, 8/82, 7/87, 24/89, 2/97, 1/2000, 19/2000, 15/2001, 7/2003	374(g)
52.	Discharging any firearms within the limits of any town, village or other inhabited place	£25	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72, 1/73, 7/79, 8/82, 7/87, 24/89, 2/97, 1/2000, 19/2000, 15/2001, 7/2003	374(h)
53.	Refusal to take coins or notes at their face value	£25	Criminal Code (Cap. 154) 11/63, 17/63, 10/66, 8/72,	374(i)

			1/73, 7/79, 8/82, 7/87, 24/89, 2/97, 1/2000, 19/2000, 15/2001, 7/2003	
54.	Failure to register for the purpose of obtaining an identity card	£25	Registration of Residents Ordinance (Cap. 85)	19(1)(a)
55.	Contravention of basic obligations towards animals	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	3(2) and (3) and 18
56.	Ill-treatment of animals	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	4 and 18
57.	Failure to provide general care to animals	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	5 and 18
58.	Transportation of animals	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	11 and 18
59.	Surgery on animals	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	12 and 18

60.	Failure to anaesthetise animals and poultry for slaughter	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	14 and 18
61.	Incorrect anaesthetising of animals	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	15 and 18
62.	Emergency killing or slaughter of animals in certain cases in the prescribed manner	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	16 and 18
63.	Seizure, holding, castration or killing of stray animals in contravention of prescribed procedures	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	17 and 18
64.	Contravention of conditions attached to a licence, approval or permission	£50	Protection and Welfare of Animals Ordinance 20/2001, 40/2003	18
65.	Sale or offer for sale of intoxicating liquors without a licence	£50	Sale of Intoxicating Liquors Ordinance (Cap. 144) 21/63, 8/66, 7/85, 24/99	3 and 25

66.	Prohibitions concerning minors	£35	Sale of Intoxicating Liquors Ordinance (Cap. 144) 21/63, 8/66, 7/85, 24/99	9A
67.	Contravention of the hours of closing of any premises or place on which intoxicating liquors are sold	£50	Sale of Intoxicating Liquors Ordinance (Cap. 144) 21/63, 8/66, 7/85, 24/99	8(4)
68.	Drunkenness, quarrelsome or riotous conduct, offer of intoxicating liquor to police officer on duty etc.	£30	Sale of Intoxicating Liquors Ordinance (Cap. 144) 21/63, 8/66, 7/85, 24/99	9
69.	Non exhibition of a licence to sell intoxicating liquors	£25	Sale of Intoxicating Liquors Ordinance (Cap. 144) 21/63, 8/66, 7/85, 24/99	21
70.	Sale of alcoholic liquor and tobacco to any person under fourteen	£25	Children Ordinance (Cap. 352) St. L. 22/59	56(1)
71.	Causing or procuring any child under sixteen to be in any street, premises or	£50	Children Ordinance (Cap. 352)	57(1)

	place for the purpose of begging		St. L. 22/59	
72.	Failure to provide for safety of children at entertainments	£50	Children Ordinance (Cap. 352) St. L. 22/59	59
73.	Supply of tobacco to a child	£50	Protection of Health (Control of Smoking) Ordinance 8/81, 11/88, 11/96, 20/00	3
74.	Employment of a child under fifteen	£50	Children and Young Persons (Employment) Ordinance (Cap. 178) St. L. 4/59, 1/65, 3/68, 6/91, 9/2000	3, 18 and 19
75.	Employment of a child in street trading	£50	Children and Young Persons (Employment) Ordinance (Cap. 178) St. L. 4/59, 1/65, 3/68, 6/91, 9/2000	14(3), 18 and 19
76.	Employment of a child in any occupation between the hours of 7 p.m. of one day to 6 a.m. of the following day	£50	Children and Young Persons (Employment) Ordinance (Cap. 178) St. L. 4/59, 1/65, 3/68, 6/91, 9/2000	7, 18 and 19

77.	Failure to comply with closing times of shops	£50	Shop Assistants Ordinance (Cap. 185) 13/79, 15/90, 21/2001, 6/2003	4,5,6 and 12
78.	Failure to exhibit a list of the shop assistants and a table of their working hours	£20	Shop Assistants Ordinance (Cap. 185) 13/79, 15/90, 21/2001, 6/2003	11
79.	Obstruction of Inspectors and Police Officers when entering and inspecting shops	£50	Shop Assistants Ordinance (Cap. 185) 13/79, 15/90, 21/2001, 6/2003	13
80.	Operation of a place of business during the afternoon recess	£50	Summer Afternoon Recess Ordinance (Cap. 186)	5,6 and 7
81.	Carrying on of any trade or business during closing hours of any place of business	£50	Summer Afternoon Recess Ordinance (Cap. 186)	8
82.	Contravention of working hours of a place of entertainment	£50	Places of Entertainment Ordinance 2/99, 23/2000	16
83.	Contravention of the	£50	Street and House to	5(3) and 9

	restrictions or conditions imposed by a licence		House Collections Ordinance (Cap. 95) 7/88	
84.	Collection made without licence	£50	Street and House to House Collections Ordinance (Cap. 95) 7/88	4(2)
85.	Action of a collector without licence	£50	Street and House to House Collections Ordinance (Cap. 95) 7/88	4(3) and 9
86.	Use of amusement machine for the purpose of gain	£50	Betting Houses, Gaming Houses and Gambling Prevention (Consolidation) Ordinance 10/85, 1/96	9(2)(f)
87.	Sale or offer for sale any ticket or chance in a lottery	£50	Lotteries Ordinance (Cap. 74)	11
88.	Promotion of small lottery in contravention of the prescribed	£50	Lotteries Ordinance (Cap. 74)	6(1) and (2)

	conditions			
89.	Promotion of private lottery in contravention of the prescribed Conditions	£50	Lotteries Ordinance (Cap. 74)	7
90.	Conduct of unlawful competitions	£50	Lotteries Ordinance (Cap. 74)	8
91.	Sale and purchase of spare parts of shot-guns without a shot-gun licence	£50	Firearms Ordinance 10/74, 3/78, 2/89, 13/92, 6/94, 13/95, 41/03	19
92.	Failure to notify the loss or destruction of a shot-gun	£50	Firearms Ordinance 10/74, 3/78, 2/89, 13/92, 6/94, 13/95, 41/03	25
93.	Failure of any holder of a firearms licence to notify the change of his residence	£50	Firearms Ordinance 10/74, 3/78, 2/89, 13/92, 6/94, 13/95, 41/03	26
94.	Destruction, defacement, drawing or carving of an ancient monument or antiquity	£50	Antiquities Ordinance 12/75, 7/81, 2/96, 3/98	10(1)
95.	Liability of owner for animals in or	£30	Antiquities Ordinance	10(2)

	on any ancient monument		12/75, 7/81, 2/96, 3/98	
96.	Disposal of any refuse or litter in or on an ancient monument	£50	Antiquities Ordinance 12/75, 7/81, 2/96, 3/98	10(3)
97.	Kindling of fire without authority	£50	Forest Ordinance 14/80, 16/87, 20/88, 12/91, 7/94, 20/99, 33/02	23(1)
98.	Carrying out of any prohibited operations	£50	Forest Ordinance 14/80, 16/87, 20/88, 12/91, 7/94, 20/99, 33/02	23(2)
99.	Lighting a fire without a permit	£50	Prevention of Fire in Open Country Ordinance 13/89, 8/91, 27/00, 35/02	5(a)
100.	Abandoning an inextinguished fire	£50	Prevention of Fire in Open Country Ordinance 13/89, 8/91, 27/00, 35/02	5(b)
101.	Throwing down a lighted match or cigarette or other object	£50	Prevention of Fire in Open Country Ordinance 13/89, 8/91, 27/00, 35/02	5(c)
102.	Contravention of conditions in a permit	£50	Prevention of Fire in Open Country	4(2) and 5(e)

			Ordinance 13/89, 8/91, 27/00, 35/02	
103.	Unlawful storage of petroleum	£50	Petroleum Ordinance 1/76, 26/00	4(1) and 4(4)
104.	Contravention of operational hours of petrol stations	£50	Petroleum (Sales) Regulation Ordinance 4/79, 19/80, 8/84	4 and 5
105.	Anchoring or parking of motor vehicles or boats in specified area	£50	Sea Bathers (Protection) (Consolidation) Ordinance 4/86	4
106.	Use of fishing nets or spear guns in a specified area	£50	Sea Bathers (Protection) (Consolidation) Ordinance 4/86	5(1)
107.	Interference with a sea buoy	£50	Sea Bathers (Protection) (Consolidation) Ordinance 4/86	6
108.	Failure to display a notice and keep evidence of ownership	£50	Powerboats Ordinance 8/99, 5/01, 13/01	7 and 23
109.	Operating a powerboat without a licence	£50	Powerboats Ordinance 8/99, 5/01, 13/01	3 and 23
110.	Failure to wear a	£50	Powerboats	5(1) and 23

	buoyancy aid on board		Ordinance 8/99, 5/01, 13/01	
111.	Erection of an advertisement hoarding or display of an advertisement, except upon a hoarding lawfully erected	£50	Display of Advertisements (Control) Ordinance (Cap.50)	14
112.	Failure to submit menus for approval	£50	Places of Entertainment Ordinance 2/99, 23/00	10(2) and 15(6)
113.	Failure to affix approved menus to conspicuous place	£50	Places of Entertainment Ordinance 2/99, 23/00	10(5) and 15(6)
114.	Failure to keep account of collections and charges	£50	Places of Entertainment Ordinance 2/99, 23/00	11(6) and 11(9)
115.	Employment of personnel without health certificate	£50	Places of Entertainment Ordinance 2/99, 23/00	14(2) and 15(6)
116.	Contravention of working hours of place of entertainment	£50	Places of Entertainment Ordinance 2/99, 23/00	16(4)
117.	Failure to include prices of all items in menu.	£50	Places of Entertainment Regulations 75/99	9(2) and 32
118.	Failure to prepare menu	£50	Places of Entertainment	9(3) and 32

	in Greek and English		Regulations 75/99	
119.	Failure to state in menu the hours during which music is provided and the prices that apply during that time	£50	Places of Entertainment Regulations 75/99	9(6) and 32
120.	Incorrect uniform	£50	Places of Entertainment Regulations 75/99	28 and 32
121.	Poor maintenance of cleanliness of the premises and furniture	£50	Places of Entertainment Regulations 75/99	30(a)
122.	Failure to provide the services and amenities as offered.	£50	Places of Entertainment Regulations 75/99	30(d) and 32
123.	Inappropriate storage and preservation of foodstuffs and drinks	£50	Places of Entertainment Regulations 75/99	30(e) and 32

Dated this 11th day of October 2004.

By the Administrator's Command,
P. D. Draycott,
Chief Officer,
Sovereign Base Areas.

(128/263/1)