SUPPLEMENT No. 3
TO
THE SOVEREIGN BASE AREAS GAZETTE
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SUBSIDIARY LEGISLATION

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SEA BATHERS (PROTECTION) (SEA BATHING AREAS) ORDER 2014

This Order is made by the Chief Officer in exercise of powers in section 4 of the Sea Bathers (Protection) Ordinance 2014(a).

Citation

1. This Order may be cited as the Sea Bathers (Protection) (Sea Bathing Areas) Order 2014.

Commencement

2. This Order comes into force on 14 April 2014.

Periods of application

3. (1) Subject to paragraph (2), this Order applies each year from 1 April to 31 October inclusive.
   (2) This Order applies throughout the year in relation to the sea bathing area that includes the parts of the sea described in paragraph 5 of the Schedule (Tunnel Beach).

Sea bathing areas

4. The parts of the sea described in the Schedule, together with the parts of the seashore that are 5 metres inland from the waterline of each of those parts of the sea, are specified as sea bathing areas.

Indication of sea bathing areas

5. The Fiscal Officer must arrange for parts of the sea that fall within a sea bathing area to be marked by buoys that are clearly visible during any period in which this Order applies.

Boat lanes

6. (1) Subject to paragraphs (2) to (5), the Fiscal Officer may designate a part of the sea in a sea bathing area as a boat lane.
   (2) A boat lane must not exceed a maximum width of 100 metres.
   (3) The Fiscal Officer must arrange for a boat lane to be demarcated by buoys.
   (4) The buoys referred to in paragraph (3) must be clearly visible during any period in which this Order applies.
   (5) No boat lanes may be designated except as follows—
       (a) no more than four boat lanes in the parts of the sea described in paragraph 8 of the Schedule (Lady’s Mile Beach);
       (b) one boat lane in the parts of the sea described in paragraph 17 of the Schedule (Fairwinds Beach);
       (c) one boat lane in the parts of the sea described in paragraph 18 of the Schedule (Dhekelia Water Sports Club Beach).
   (6) For the avoidance of doubt, parts of the sea within a boat lane continue to be reserved for the use of persons bathing in the sea.
Maps, etc

7. (1) The Fiscal Officer must deposit either of the following documents at the Area Office for the Area(b) in which a sea bathing area is situated—

(a) a map indicating the sea bathing area; or
(b) an aerial photograph, overlaid with a grid, indicating the sea bathing area.

(2) The Area Officer of the Area Office at which a document referred to in paragraph (1) is deposited must make the document available for inspection by any person, on request, during normal office hours.

Revocation

8. The following orders are revoked—

(a) the Sea Bathers (Protection) (Specified Areas) Order 2011(c);
(b) the Sea Bathers (Protection) (Specified Areas) (Amendment) Order 2012(d);
(c) the Sea Bathers (Protection) (Specified Areas) (Amendment No. 2) Order 2012(e);
(d) the Sea Bathers (Protection) (Specified Areas) (Amendment) Order 2013(f).

SCHEDULE

Article 4

(Description of parts of the sea – sea bathing areas)

PART 1

Akrotiri Sovereign Base Area

The parts of the sea falling within the boundaries demarcated below together with all the waters inshore of those boundaries as described below—

1. Evdhimou Beach (West)—

(a) the line joining the position latitude 34° 39.278´ N, longitude 32° 45.499´ E (“point A”) to the position latitude 34° 39.239´ N, longitude 32° 45.500´ E (“point B”);
(b) the line joining point B to the position latitude 34° 39.211´ N, longitude 32° 45.472´ E (“point C”);
(c) the line joining point A to point C; and
(d) the waters inshore, from and perpendicular to the line joining point A to point C, to the waterline.

2. Evdhimou Beach (East)—

(a) the line joining the position latitude 34° 39.410´ N, longitude 32° 46.150´ E (“point A”) to the position latitude 34° 39.362´ N, longitude 32° 46.147´ E (“point B”);
(b) the line joining point B to the position latitude 34° 39.385´ N, longitude 32° 45.924´ E (“point C”);
(c) the line joining point C to the position latitude 34° 39.424´ N, longitude 32° 45.925´ E (“point D”);
(d) the line joining point A to point D; and
(e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

3. Paramali Beach—

(a) the line joining the position latitude 34° 39.651´ N, longitude 32° 48.444´ E (“point A”) to the position latitude 34° 39.670´ N, longitude 32° 48.308´ E (“point B”); and
(b) the waters inshore, from and perpendicular to the line joining point A to point B, to the waterline.

4. Happy Valley Beach—
   (a) the line joining the position latitude 34° 39.766’ N, longitude 32° 48.867’ E (“point A”) to the position latitude 34° 39.738’ N, longitude 32° 48.827’ E (“point B”);
   (b) the line joining point B to the position latitude 34° 39.775’ N, longitude 32° 48.822’ E (“point C”);
   (c) the line joining point A to point C; and
   (d) the waters inshore, from and perpendicular to the line joining point A to point C, to the waterline.

5. Tunnel Beach—
   (a) the line joining the position latitude 34° 39.599’ N, longitude 32° 49.406’ E (“point A”) to the position latitude 34° 39.578’ N, longitude 32° 49.410’ E (“point B”);
   (b) the line joining point B to the position latitude 34° 39.582’ N, longitude 32° 49.369’ E (“point C”);
   (c) the line joining point C to the position latitude 34° 40.012’ N, longitude 32° 49.377’ E (“point D”);
   (d) the line joining point A to point D; and
   (e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

6. Tunnel Beach (Kingsman’s Cove)—
   (a) the line joining the position latitude 34° 39.993’ N, longitude 32° 49.805’ E (“point A”) to the position latitude 34° 39.977’ N, longitude 32° 49.796’ E (“point B”);
   (b) the line joining point B to the position latitude 34° 39.984’ N, longitude 32° 49.755’ E (“point C”);
   (c) the line joining point C to the position latitude 34° 40.002’ N, longitude 32° 49.762’ E (“point D”);
   (d) the line joining point A to point D; and
   (e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

7. Curium Beach—
   (a) the line joining the position latitude 34° 39.678’ N, longitude 32° 52.942’ E (“point A”) to the position latitude 34° 39.617’ N, longitude 32° 52.847’ E (“point B”);
   (b) the line joining point B to the position latitude 34° 39.855’ N, longitude 32° 52.482’ E (“point C”);
   (c) the line joining point C to the position latitude 34° 39.939’ N, longitude 32° 52.552’ E (“point D”);
   (d) the line joining point A to point D; and
   (e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

8. Lady’s Mile Beach—
   (a) the line joining the position latitude 34° 38.429’ N, longitude 33° 00.664’ E (“point A”) to the position latitude 34° 38.409’ N, longitude 33° 00.763’ E (“point B”);
   (b) the line joining point B to the position latitude 34° 35.997’ N, longitude 33° 00.597’ E (“point C”).
(c) the line joining point C to the position latitude 34° 35.990′ N, longitude 33° 00.476′ E (“point D”);
(d) the line joining point A to point D; and
(e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

9. **Sub Aqua Club Beach**—
   
   (a) the line joining the position latitude 34° 34.605′ N, longitude 33° 01.675′ E (“point A”) to the position latitude 34° 34.628′ N, longitude 33° 01.733′ E (“point B”);
   
   (b) the line joining point B to the position latitude 34° 34.601′ N, longitude 33° 01.738′ E (“point C”);
   
   (c) the line joining point C to the position latitude 34° 34.571′ N, longitude 33° 01.688′ E (“point D”);
   
   (e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

10. **Water Ski Club and K1 Club Beach (Triathlon)**—
   
   (a) the line joining the position latitude 34° 35.575′ N, longitude 33° 01.699′ E (“point A”) to the position latitude 34° 35.611′ N, longitude 33° 00.760′ E (“point B”);
   
   (b) the line joining point B to the position latitude 34° 35.416′ N, longitude 33° 00.971′ E (“point C”);
   
   (c) the line joining point C to the position latitude 34° 35.381′ N, longitude 33° 00.930′ E (“point D”);
   
   (d) the line joining point A to point D; and
   
   (e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

11. **Snug Beach**—
   
   (a) the line joining the position latitude 34° 35.710′ N, longitude 33° 00.531′ E (“point A”) to the position latitude 34° 35.630′ N, longitude 33° 00.567′ E (“point B”); and
   
   (b) the waters inshore, from and perpendicular to the line joining point A to point B, to the waterline.

**PART 2**

Dhekelia Sovereign Base Area

The parts of the sea falling within the boundaries demarcated below together with all the waters inshore of those boundaries as described below—

**12. Officers’ Club Beach (West)**—
   
   (a) the line joining the position latitude 34° 58.780′ N, longitude 33° 44.540′ E (“point A”) to the position latitude 34° 58.794′ N, longitude 33° 44.424′ E (“point B”); and
   
   (b) the waters inshore, from and perpendicular to the line joining point A to point B, to the waterline.

**13. Officers’ Club Beach (South)**—
   
   (a) the line joining the position latitude 34° 58.769′ N, longitude 33° 44.378′ E (“point A”) to the position latitude 34° 58.740′ N, longitude 33° 44.399′ E (“point B”);
   
   (b) the line joining point B to the position latitude 34° 58.724′ N, longitude 33° 44.319′ E (“point C”);
(c) the line joining point C to the position latitude 34° 58.778’ N, longitude 33° 44.321´ E (“point D”); 
(d) the line joining point A to point D; and 
(e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

14. **Church of England Soldiers’, Sailors’ and Airmen’s Club (CESSAC)—**

(a) the line joining the position latitude 34° 58.891’ N, longitude 33° 44.139´ E (“point A”) to the position latitude 34° 58.822´ N, longitude 33° 43.913´ E (“point B”); and 
(b) the waters inshore, from and perpendicular to the line joining point A to point B, to the waterline.

15. **Dhekelia Jetty—**

(a) the line joining the position latitude 34° 58.750’ N, longitude 33° 43.890´ E (“point A”) to the position latitude 34° 58.642´ N, longitude 33° 43.891´ E (“point B”); 
(b) the line joining point B to the position latitude 34° 58.634´ N, longitude 33° 43.747´ E (“point C”); 
(c) the line joining point C to the position latitude 34° 58.727´ N, longitude 33° 44.771´ E (“point D”); 
(d) the line joining point A to point D; and 
(e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

16. **Victor Beach Club—**

(a) the line joining the position latitude 34° 58.835’ N, longitude 33° 43.044´ E (“point A”) to the position latitude 34° 58.779´ N, longitude 33° 42.967´ E (“point B”); 
(b) the line joining point B to the position latitude 34° 58.740´ N, longitude 33° 42.900´ E (“point C”); 
(c) the line joining point C to the position latitude 34° 58.818´ N, longitude 33° 42.890´ E (“point D”); 
(d) the line joining point A to point D; and 
(e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

17. **Fairwinds Beach—**

(a) the line joining the position latitude 34° 58.806´ N, longitude 33° 42.863´ E (“point A”) to the position latitude 34° 58.757´ N, longitude 33° 42.852´ E (“point B”); 
(b) the line joining point B to the position latitude 34° 58.652´ N, longitude 33° 42.124´ E (“point C”); 
(c) the line joining point C to the position latitude 34° 58.685´ N, longitude 33° 42.080´ E (“point D”); 
(d) the line joining point A to point D; and 
(e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

18. **Dhekelia Water Sports Club Beach—**

(a) the line joining the position latitude 34° 58.789´ N, longitude 33° 43.315´ E (“point A”) to the position latitude 34° 58.719´ N, longitude 33° 43.313´ E (“point B”); 
(b) the line joining point B to the position latitude 34° 58.753´ N, longitude 33° 43.183´ E (“point C”);
(c) the line joining point C to the position latitude 34° 58.838´ N, longitude 33° 43.182´ E (“point D”);  
(d) the line joining point A to point D; and  
(e) the waters inshore, from and perpendicular to the line joining point A to point D, to the waterline.

19. **Lake or Louma Beach**—

(a) the line joining the position latitude 34° 58.753´ N, longitude 33° 46.612´ E (“point A”) to the position latitude 34° 58.780´ N, longitude 33° 46.513´ E (“point B”); and  
(b) the waters inshore, from and perpendicular to the line joining point A to point B, to the waterline.

Dated this 9th day of April 2014.

P. E. Rushbrook,  
Chief Officer,  
(SBA/AG/2/AM/448/1)  
Sovereign Base Areas.

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**Notes**

(a) Ordinance 11/14.  
(b) A Sovereign Base Area – see section 35, Schedule 1 of the Interpretation Ordinance 2012 (Ordinance 8/12).  
(c) P.I. 9/11.  
(d) P.I. 2/12.  
(e) P.I. 10/12.  
(f) P.I. 7/13.
EXPLANATORY NOTE

(This note is not part of the Order)

1. This explanatory note relates to the Sea Bathers (Protection) (Sea Bathing Areas) Order 2014 (the “Order”). It has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Order. This note should be read in conjunction with the Order.

2. The Order is made under section 4 of the Sea Bathing (Protection) Ordinance 2014 (the “Ordinance”) and specifies sea bathing areas that are reserved for the use of sea bathers. The Order applies each year from 1 April to 31 October inclusive with the exception of one of the sea bathing areas on Tunnel Beach where the Order applies throughout the year.

3. Article 6 permits the Fiscal Officer to designate boat lanes in sea bathing areas to allow access, by boat, to and from parts of the sea that are outside of the sea bathing areas. This power is limited in that boat lanes may only be created in the sea bathing areas listed in Article 6 and subject to a maximum number of boat lanes in each listed area.

4. During the periods that the Order applies, the Fiscal Officer must ensure that sea bathing areas and boat lanes are marked by clearly visible buoys (articles 5 and 6(3)). In addition, the Fiscal Officer must deposit a map or a photograph indicating a sea bathing area in the Area Office for the Area in which the sea bathing area is situated. The maps and photographs must be available for inspection by the public during normal office hours.

5. With limited exceptions, it is an offence under section 5 of the Ordinance for a boat or a motor vehicle to be in a sea bathing area. If convicted of such an offence, a person is liable to a term of imprisonment not exceeding 6 months or a fine of up to €854 or to both.

6. Fishing in a sea bathing area is an offence under regulations 12 and 53 of the Fisheries Regulations 2012. The offence is punishable, on a first conviction, by a fine of up to €8,543 and, any subsequent conviction(s), by a term of imprisonment not exceeding 6 months or a fine of up to €8,543 or to both.