

Mandoulidis



SUPPLEMENT No. 2

TO

THE CYPRUS GAZETTE No. 3414 OF 13TH JANUARY, 1949.

LEGISLATION.

THE STATUTE LAWS OF CYPRUS

No. 1 OF 1949.

A LAW TO AMEND THE ELEMENTARY EDUCATION LAWS,
1933 TO 1947.

R. E. TURNBULL,]

[11th January, 1949.

Officer Administering the Government.

BE it enacted by His Excellency the Officer Administering the Government and Commander-in-Chief of the Colony of Cyprus as follows:—

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| 1. This Law may be cited as the Elementary Education (Amendment) Law, 1949, and shall be read as one with the Elementary Education Laws, 1933 to 1947 (hereinafter referred to as "the principal Law"), and the principal Law and this Law may together be cited as the Elementary Education Laws, 1933 to 1949. | Short title 18 of 1933 1 of 1935 4 of 1936 14 of 1937 27 of 1937 3 of 1944 13 of 1947 |
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Amend-
ment of
section 42B
of the
principal
Law.

2. Section 42B of the principal Law (as set out in Law 3 of 1944) is hereby amended by the deletion therefrom of the definition "salary" and the substitution therefor of the following definition:—

“ ‘salary’ shall be exclusive of allowances except that, where a teacher has during the course of his service held for an aggregate period of not less than five years posts in respect of which a duty allowance is payable, the Governor may direct that, for the purpose of computing pension, the salary shall be enhanced by a sum equal to the average of the allowances payable in respect of the posts held during the last five years of the aggregate period:

Provided that nothing in this definition shall affect prejudicially any teacher who has retired between the 1st day of September, 1942, and the 13th day of January, 1949, and whose salary has been enhanced by the inclusion of any duty allowance for the purposes of the computation of his pension.”

Amend-
ment of
section 42D
of the
principal
Law.

3. Section 42D of the principal Law (as set out in Law 3 of 1944) is hereby amended by the insertion therein at the end thereof of the following sub-section, the first part being numbered as sub-section (1):—

“(2) Nothing in this section contained shall apply to any female teacher who is required or is permitted to retire on becoming married or at any time thereafter.”

Insertion
of new
section 42Ga
in the
principal
Law.

4. The principal Law is hereby amended by the insertion therein, immediately after section 42G (as set out in Law 13 of 1947) of the following section:—

42Ga.—(1) Notwithstanding anything in this Law contained, a gratuity computed as in sub-section (2) hereof provided may be granted to any female teacher who is required or is permitted to retire on becoming married or at any time thereafter in circumstances in which a pension cannot be granted to her under the provisions of section 42G of this Law.

(2) The gratuity in sub-section (1) hereof mentioned shall be computed—

(a) in the case of a female teacher who has served for ten years or more, at the rate of one month's salary of the salary of such teacher at the time of retirement, for every completed year of service;

(b) in the case of a female teacher who has served for less than ten years, at the rate of the one-half of one month's salary of the salary of such teacher at the time of retirement, for every completed year of service.”

“Gratuity
to female
teachers
in certain
cases.

5. Section 42H of the principal Law (as set out in Law 13 of 1947) is hereby amended as follows:—

Amendment of section 42H of the principal Law.

(a) by the insertion in paragraph (ii) of the proviso to sub-section (1) thereof of the words "or permit" after the word "require" (line 2);

(b) by the insertion in the proviso to sub-section (1) of the following paragraph (iv), immediately after paragraph (iii) thereof (the full stop at the end of paragraph (iii) being also deleted and substituted by a semicolon):—

"(iv) the Governor may, at any time, require or permit any female teacher on the Permanent Staff Register who becomes married to retire and cease to be a teacher on such register, and thereupon the name of such teacher shall be removed from the Permanent Staff Register."

6. Sub-section (1) of section 43 of the principal Law (as amended by Law 3 of 1944) is hereby amended as follows:—

Amendment of section 43 (1) of the principal Law.

(a) by the deletion of the words "or becomes married" (line 4);

(b) by the deletion from the proviso of the words "or becomes married" (lines 3 and 4 of the proviso) and of the words "or become married, as the case may be," (lines 10 and 11 of the proviso);

(c) by the insertion therein of the following further proviso:—

"Provided further that the Governor may, at any time, require or permit any female teacher on the Permanent Staff Register who becomes married to retire and cease to be a teacher on such register and thereupon the name of such teacher shall be removed from the Permanent Staff Register."

7. Section 43 of the principal Law is hereby amended by the insertion therein, immediately after sub-section (2) of the following sub-section:—

Insertion of new sub-section in section 43 of the principal Law.

"(3) Every female teacher on the Permanent Staff Register shall, on becoming married, forthwith notify the fact to the Director."

8. Section 44 of the principal Law is hereby amended as follows:—

Amendment of section 44 of the principal Law.

(a) by the insertion in sub-section (2) after the words "ten years" (line 4) of the words "or has become married";

(b) by the insertion in sub-section (2) after the word "shall" (line 6) of the words ", subject always to the provisions of section 45 (2) of this Law,";

(c) by the deletion therefrom of sub-section (3) and the substitution therefor of the following sub-section:—

“(3) No male teacher who has served for less than fifteen years nor a female teacher who has served for less than ten years shall be entitled to a gratuity:

Provided that a male teacher on the Permanent Staff Register who has served for less than fifteen years and a female teacher on the Permanent Staff Register who has served for less than ten years and who is being retired on medical evidence to the satisfaction of the Governor that such teacher is incapable by reason of some infirmity of mind or body of discharging the duties of his office and that such infirmity is likely to be permanent may, with the approval of the Governor, receive a gratuity of one month's salary at the rate of the salary such teacher is then receiving for every year of service after the date applicable to such teacher as in sub-section (5) hereof prescribed.”

Repeal of section 45 (2) of the principal Law and substitution of new sub-section.

9. Sub-section (2) of section 45 of the principal Law is hereby repealed and the following sub-section substituted therefor:—

“(2) Any female teacher on the Permanent Staff Register who, before completing ten years' service to entitle her to a gratuity as in section 44 (2) of this Law provided, is required or permitted by the Governor to retire on becoming married or at any time thereafter, may on the recommendation of the Director receive a benevolent grant according to the merits of her case.”

Amendment of section 49A of the principal Law.

10. Paragraph (b) of the proviso to section 49A of the principal Law (as set out in Law 3 of 1944) is hereby deleted.

Amendment of section 49c of the principal Law.

11. Section 49c of the principal Law (as set out in Law 3 of 1944) is hereby amended by the deletion therefrom of the definition “salary” and the substitution therefor of the following definition:—

“‘salary’ has the same meaning as in section 42B of this Law.”

H. G. RICHARDS,

Acting Colonial Secretary.

11th January, 1949.