

No. 36 OF 1955.

CAP. 15.

A LAW TO AMEND THE EVIDENCE LAW.

R. P. ARMITAGE,]

[22nd August, 1955.

Governor.

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

Short title.

Cap. 15.

1. This Law may be cited as the Evidence (Amendment) Law, 1955, and shall be read as one with the Evidence Law (hereinafter referred to as "the principal Law").

Amendment
of section
12 of the
principal
Law.

2. Section 12 of the principal Law is hereby amended by the insertion therein immediately after the words "the government pathologist" (lines 4 and 5) of the words "the inspector of mines or" and after the word "pathologist" (line 8) of the comma and word "inspector".

22nd August, 1955.

J. W. SYKES,
Acting Colonial Secretary.

No. 37 OF 1955.

7 of 1952.

A LAW TO AMEND THE WIRELESS TELEGRAPHY LAW, 1952.

R. P. ARMITAGE,]

[23rd August, 1955.

Governor.

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

Short title.

7 of 1952.

1. This Law may be cited as the Wireless Telegraphy (Amendment) Law, 1955, and shall be read as one with the Wireless Telegraphy Law, 1952 (hereinafter referred to as "the principal Law"), and the principal Law and this Law may together be cited as the Wireless Telegraphy Laws, 1952 and 1955.

2. Section 5 of the principal Law is hereby amended by the insertion therein of the following sub-section, the first part of the said section being numbered as sub-section (1) :—

Amendment of section 5 of the principal Law.

“(2) The Governor may, in his discretion, refuse to grant a licence under this section to any person who, in his opinion, is not competent, to comply with the terms and conditions of such licence.”

3. Section 6 of the principal Law is hereby amended by the deletion of sub-section (2) thereof and the substitution thereof of the following sub-section :—

Amendment of section 6 of the principal Law.

“(2) Any regulations made under this section may prescribe penalties of imprisonment not exceeding six months or a fine not exceeding fifty pounds or both such imprisonment and fine for any breach of such regulations”.

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

Amendment of section 8 of the principal Law.

(a) by the substitution for paragraph (a) of sub-section (1) thereof of the following paragraph :—

“(a) to all stations and apparatus within, or for the time being within, the territorial limits of the Colony ; and” ;

(b) by the deletion of paragraph (b) of sub-section (1) thereof ;

(c) by the re-lettering of paragraph (c) of sub-section (1) thereof as paragraph (b) ; and

(d) by the insertion in sub-section (3) thereof, immediately after the words “ ship or aircraft ” (line 4) of the words “ within the territorial limits of the Colony which is ”.

5. The principal Law is hereby amended by the insertion therein, immediately after section 9, of the following section :—

Insertion of new section 9A in the principal Law.

“Power to Governor-in-Council to restrict use of land in the vicinity of wireless telegraphy stations.”

9A.—(1) Where the Governor-in-Council is satisfied that, for the purpose of ensuring the proper and efficient working and use of any station for wireless telegraphy, it is expedient and in the public interest so to do, he may make an Order (hereinafter referred to as a “ restricting Order ”) under this section.

(2) A restricting Order shall be published in the *Gazette* and shall relate to any area specified in the Order being within one mile of the station for wireless telegraphy in respect of which the Order is made.

(3) A restricting Order may provide—

(a) either for the prohibition, or the restriction, or both such prohibition and restriction, of the erection of buildings, structures (including electrical appliances of any kind) or other things or any class of buildings, structures as aforesaid or other things on the area specified in the Order or any part of such area ;

(b) either for the prohibition, or the restriction, or both such prohibition and restriction, of the planting of any trees or class of trees in the area specified in the Order or any part thereof.

(4) Any person who contravenes an Order made under this section shall be guilty of an offence and shall be liable to a fine not exceeding one hundred pounds.

(5) Any person suffering loss or damage in consequence of a restricting Order under this section, shall be paid compensation therefor by the person in whose favour the restricting Order was made and, in default of agreement, the amount of such compensation shall be determined by the President of the District Court of the District within which the land is situate."

6. Section 10 of the principal Law is hereby repealed and the following section substituted therefor :—

"Penalties.

10. Any person who—

(a) shall establish, use or maintain any station for wireless telegraphy or shall install, use or maintain any apparatus for wireless telegraphy except under and in accordance with a licence granted under the provisions of this Law ;

(b) shall sell, deal, let or hire or otherwise dispose of any apparatus for wireless telegraphy in any place in the Colony except under the authority of a licence granted under the provisions of this Law ;

(c) contravenes or fails to comply with the provisions of section 7 or 9 of this Law ;

shall be guilty of an offence and shall be liable to imprisonment for a term not exceeding one year or to a fine not exceeding one hundred pounds or to both imprisonment and fine, and the Court, in addition to any other penalty, may—

(i) order that all or any of the apparatus of the station, or, as the case may be, of the apparatus in connection with which the offence has been committed, to be forfeited ;

(ii) in any case in which such apparatus has been used without a licence, order a sum, equivalent to any licence fee payable by the person convicted, to be paid by such person."

Repeal of section 10 of the principal Law and substitution of new section.

J. W. SYKES,

Acting Colonial Secretary.

23rd August, 1955.