

**CYPRUS**

**FOREST (PROTECTION AGAINST  
INCENDIARISM)**

**CHAPTER 61 OF THE LAWS**

**1959 EDITION**

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1959

## CHAPTER 61.

## FOREST (PROTECTION AGAINST INCENDIARISM).

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A LAW ENABLING CERTAIN MEASURES TO BE TAKEN IN CASES  
OF FOREST FIRES.

1949 Cap. 97.  
22 of 51.

[25th July, 1946.]

- Short title.       **1.** This Law may be cited as the Forest (Protection against Incendiarism) Law.
- Interpretation.   **2.** In this Law—  
                           “ forest ” means a Main State Forest and a Minor State Forest as defined in the Forest Law.
- Detention orders.   **3.** If, upon the outbreak of a fire in any forest, it is shown to the satisfaction of the Governor that there is reasonable cause to believe that any person, being an inhabitant of any of the villages mentioned in the Schedule to this Law as in force for the time being, has been or is concerned or implicated, whether directly or indirectly, in the outbreak of such fire, the Governor may make an order against that person (hereinafter in this Law referred to as a “ detention order ”), directing that he be detained and a detention order shall be sufficient authority for the arrest of the person named therein, by any police officer.
- Schedule.           **4.** Any person against whom a detention order has been made shall be detained in such place as may be authorized
- Place of detention.

by the Governor and in accordance with the instructions issued by him and, during such detention, such person shall be deemed to be in lawful custody.

5. (1) Every person detained under the provisions of this Law shall, within eight days of his detention, be taken before a President of a District Court or a District Judge who shall proceed with all reasonable speed to inquire into the reasons for his detention.

Person detained to be taken before President of District Court or District Judge.

(2) The procedure to be followed in any inquiry under this section as to the taking of evidence on oath, examination and cross-examination of witnesses, appearance of advocates and the issue and service of summonses and the enforcement of obedience thereto, shall be as nearly as possible the same as the procedure for the time being followed in summary trials.

(3) In proceedings under this section, it shall not be necessary to prove that the person detained was guilty of any particular act or acts tending to show that he was concerned or implicated, whether directly or indirectly in the outbreak of the fire with reference to which the detention order was made but shall be sufficient if, from all the circumstances of the case, the President of the District Court or the District Judge considers that the person detained should not be released unconditionally.

6. The President of a District Court or a District Judge, after considering the evidence adduced before him, shall make a report to the Governor setting out his findings of fact and his opinion as to whether the person detained should be released unconditionally.

President of District Court or District Judge to make report to Governor.

7. Upon the receipt of a report under the provisions of section 6 of this Law, if the President of a District Court or a District Judge has expressed the opinion that the person detained should be released unconditionally, the Governor shall order accordingly and the person detained shall be released forthwith and the detention order shall be deemed to have been cancelled ; in every other case, the Governor may make such further order, regarding the detention of such person, as the Governor may think fit.

Action upon receipt of report.

8. (1) At any time after a detention order has been made and whilst such order remains in force, the Governor may

Suspension of detention orders.

direct that the operation of the order be suspended, subject to such conditions—

- (a) imposing upon the person affected such restrictions as may be specified in the direction in respect of his place of residence ;
- (b) requiring the person affected to notify his movements in such manner, at such times and to such authority or person as may be specified in the direction,

as the Governor may think fit and the Governor may, at any time, revoke any such direction.

(2) If any person fails to comply with a condition attached to a direction given by the Governor under subsection (1) of this section, that person shall, whether or not the direction is revoked be guilty of an offence against this Law and shall be liable to imprisonment not exceeding three years or to a fine not exceeding one hundred pounds or to both such imprisonment and fine.

Duration of  
detention  
order.

9. Every detention order, unless previously cancelled, shall remain in force for three months and no longer, unless renewed by the Governor for a further period of three months in which case it shall remain in force for such further period.

Governor in  
Council may  
amend  
Schedule.

10. The Governor in Council may, at any time by Order published in the Gazette, delete from or add to the Schedule to this Law the name of any village.

Saving of  
other  
proceedings.

11. Nothing in this Law contained shall prevent any proceedings being taken against a person detained for any offence in connection with the outbreak of fire with reference to which the detention order was made.

SCHEDULE.

(Section 3.)

VILLAGES AFFECTED.

*Nicosia District.*

Agroladhou.	Kalopanayiotis.	Nikos.
Alevga.	Kalyvakia.	Pakhyammos.
Alithinou.	Kambos.	Pedhoulas.
Amadhies.	Kannavia.	Phterykoudhi.
Ambelikou.	Kapcdhes.	Piyenia.
Apliki (Lefka).	Khaleri.	Platanistasa.
Ayia Irini.	Kokkina.	Polystipos.
Ayia Marina Xyliatou.	Korakou.	Pyrgos, Pano.
Ayion Yeorgoudhi.	Kourdhal.	Sarandi.
Ayios Epiphanius Klirou.	Lagoudhera.	Selain t'Api.
Ayios Epiphanius Soleas.	Lazania.	Selemani.
Ayios Theodoros Soleas.	Lefka.	Sina Oros.
Ayios Theodoros Tillirias.	Livadhia.	Spilia.
Ayios Yeoryios Kafkalou.	Loutros.	Tembria.
Chakistra.	Lythrodhonda.	Varisha.
Evrykhou.	Mandres.	Vroisha.
Galata.	Milikouri.	Xerovounos.
Galini.	Mitsero.	Xyliatos.
Kakopetria.	Moutoullas.	Yerakies.
Kaliana.	Nikitari.	

*Limassol District.*

Amiandos, Kato.	Lemithou.	Platres, Pano.
Amiandos, Pano.	Moniatis.	Prodhromos.
Ayios. Dhimitrios.	Paelomylos.	Trimiklini.
Kaminaria.	Pelendria.	Tris Elies.
Khandria.	Phini.	
Kyperounda.	Platres, Kato.	

*Famagusta District.*

Akanthou.	Dhavlos.	Phlamoudhi.
Ardhana.	Ephtakomi.	Platani.
Ayios Andronikos (Topju Keuy).	Kornokipos.	Trypimeni.
Ayios Khariton.	Malounda.	Yerani.
Ayios Nikolaos.	Mandres.	
	Ovgoros.	

*Paphos District.*

Anadhiou.	Kannaviou.	Melandra.
Arkaka.	Kinoussa.	Panayia, Pano.
Arkhimandrita, Kato.	Konklia.	Phasoula.
Arkhimandrita, Pano.	Kritou Marottou.	Pomos and Paliambela.
Arminou.	Livadhi.	Sarama.
Asproyia.	Lyso.	Souskiou.
Ayia Marina.	Magounda.	Vrecha.
Ayios Ioannis.	Magounda Eso.	Yialia, Pano.
Ayios, Merkourios.	Malounda.	Zakharia.
Ayios Nikolaos.	Mamoundali.	
Istinjo.	Marona.	

	<i>Kyrenia District.</i>	
Aghirda.	Kalogrea.	Larnaka tis Lapithou.
Agridhaki.	Karmi.	Paleosophos.
Ayia Irini.	Keumurju.	Phterykha.
Ayios Amvrosios.	Kharchà.	Pileri.
Bellapais.	Klepini (Arab Keuy).	Sisklipos.
Dhikomo, Kato.	Kormakiti.	Sykhari.
Dhikomo, Pano.	Koutsovendis.	Vasilìa.
Dhiorios.	Krini.	Vouno.
	<i>Larnaca District.</i>	
Delikipo.	Vavatsinia.	

or any of them in recovering from him, his or their debts shall be deemed to be fraudulent, and shall be invalid as against such creditor or creditors ; and, notwithstanding any such gift, sale, pledge, mortgage or other transfer or disposal, the property purported to be transferred or otherwise dealt with may be seized and sold in satisfaction of any judgment debt due from the person making such gift, sale, pledge, mortgage or other transfer or disposal.

(2) In any application under the provisions of this Law to set aside a transfer or assignment of any property made to any parent, spouse, child, brother or sister of the transferor or assignor otherwise than in exchange for money or for other property of equivalent value or for good consideration the onus of proving that such transfer or assignment was *bona fide* and not made with intent to hinder or delay his creditors shall rest upon the transferor or assignor and upon the person to whom such transfer or assignment has been made. 2 of 10/27.

(3) No sale, mortgage, transfer or assignment made in exchange for money or other property of equivalent value shall be voidable under the provisions of this Law, unless the purchaser, mortgagee, transferee, or assignee shall be shown to have accepted it with knowledge that such sale, mortgage, transfer, or assignment, was made by the vendor, mortgagor, transferor, or assignor with intent to delay or defraud his creditors.

4. Any gift, sale, pledge, mortgage or other transfer or disposal of any movable or immovable property deemed to be fraudulent under the provisions of section 3 of this Law whether made before or after the commencement of an action or other proceeding wherein the right to recover the debt has been established may be set aside by an order of the Court, to be obtained on the application of any judgment creditor made in such action or other proceeding, and to the Court before which such action or other proceeding has been heard or is pending. Procedure  
to set aside  
transfer.  
3 of 10/27.  
4 of 10/27.

5. It shall be lawful for the proper officer of District Lands Office, on delivery to him of an office copy of any order made under the provisions of the last preceding section to make or cause to be made all such registrations in the books of the District Lands Office as may be necessary consequent on the order. Registration  
to be  
rectified.

