

**CAP. 125.**

**CYPRUS**

**ANONYME HELLENIC COMPANY**

**CHAPTER 125 OF THE LAWS**

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1959

## CHAPTER 125.

## ANONYME HELLENIC COMPANY.

*Arrangement of Sections.*

<i>Section</i>	<i>Page</i>
2 Short title .. .. .	2
2 Interpretation .. .. .	2
3 Power to Governor to grant licence .. .. .	3
4 Notice in <i>Gazette</i> of grant of licence .. .. .	4
4 Plans and particulars to be deposited .. .. .	4
4 Notice to persons interested .. .. .	4
4 Sanction by Governor of acquisition of land .. .. .	4
4 Refusal of sanction by Governor of acquisition .. .. .	4
5 Vesting land in Company .. .. .	5
5 Power to Governor to make Regulations .. .. .	5
5 Saving .. .. .	5

A LAW TO EMPOWER THE GOVERNOR TO GRANT A LICENCE TO THE ANONYME HELLENIC COMPANY OF CHEMICAL PRODUCTS AND MANURES TO CONSTRUCT, EQUIP, MAINTAIN AND WORK A RAILWAY AND AN AERIAL ROPEWAY.

1949  
Cap. 42.  
43 of 55.

[25th February, 1938.]

Short title.

1. This Law may be cited as the Anonyme Hellenic Company of Chemical Products and Manures (Railway and Aerial Ropeway) Law.

Interpreta-  
tion.  
2nd Sch. of  
43/53.

2. In this Law—

“the Company” means the Anonyme Hellenic Company of Chemical Products and Manures, a company incorporated in Greece whose principal place of business in the Colony is situated at Nicosia ;

“land” includes land (with the grazing rights, and all water and water rights on, over or under such land), buildings and other erections, trees, easements and standing crops ;

“the Mining Lease” means the lease dated the 2nd day of January, 1937, and made between the Governor of the one part and the Company of the other part whereby the Company was granted the exclusive licence to mine, win and remove all slags and mineral substances consisting of or containing copper, iron, manganese, nickel, cobalt, chromium, zinc, lead, sulphur, gold, silver, platinum, selenium,

tellurium and magnesium in, under and from two areas of land, that is to say, the area of land situated near the villages of Kellaki and Asgata, in the District of Limassol, and the area of land situated near Kalavastos, in the District of Larnaca, therein referred to as area "A" and area "B" respectively and more particularly described and delineated on the maps annexed thereto for a term of ten years commencing from the date thereof, and includes any instrument extending the term of, or amending, or substituted for, the said lease ;

"person interested" includes all persons claiming an interest in compensation to be made on account of the acquisition of land under this Law, and a person shall be deemed to be interested in land if he is interested in an easement affecting the land.

3. The Governor may grant a licence to the Company, on such terms and conditions and upon payment of such fees as he thinks fit—

Power to  
Governor  
to grant  
licence.

(a) to construct, equip, maintain and work—

(i) a line of railway of one track of metals from a point to be determined within the area "B", situated in the Larnaca District, the boundaries of which are described in clause 2 of the Mining Lease to a terminal point to be determined near the coast approximately one mile westward of the village of Zyvi in the said District (hereinafter called "the railway") ;

(ii) an aerial ropeway from the terminal point of the railway to a point to be determined in the sea (hereinafter called "the aerial ropeway") ; and

(b) to construct, erect and maintain at such places as the Governor may approve such sheds, stores, pylons and other buildings, structures and erections as may be shown to the satisfaction of the Governor to be required by the Company—

(i) for use in connection with the railway or the aerial ropeway, and

(ii) for the purposes of the mining operations of the Company under the Mining Lease.

Notice in  
*Gazette* of  
grant of  
licence.

4. Upon the grant by the Governor to the Company of a licence under the provisions of section 3, a notice of such grant shall be published in the *Gazette*.

Plans and  
particulars  
to be  
deposited.

5. After the publication of the notice mentioned in section 4, the Company shall, when required so to do by the Governor by notice in writing, deposit with the Commissioner of the District of Larnaca, within such time or times as may be specified in such notice, plans showing the course of the railway or the aerial ropeway and also particulars of the land to be acquired for the purposes of the railway or the aerial ropeway or for use in connection with the railway or the aerial ropeway or for the purposes of the mining operations of the Company under the Mining Lease, as the case may be.

Notice to  
persons  
interested.

6. (1) The Company shall cause notices to be served (in manner hereinafter provided) on all the persons interested in the land it is proposed to acquire, notifying to them the proposed acquisition and informing them that they are at liberty to examine the plan and particulars of the land to be acquired at the office of the Commissioner of the District of Larnaca and present any objections they may have to make thereto within fourteen days from the service thereof.

(2) At or after the expiration of the period of fourteen days from the service of the notices in subsection (1) provided, the Commissioner shall forward to the Governor the plans and particulars, together with the objections made, if any.

Sanction by  
Governor of  
acquisition  
of land.

7. If the Governor approves the plans and particulars submitted and considers it expedient, having regard to all the circumstances of the case, that the land in question shall be acquired, he may by notification in the *Gazette* sanction the acquisition of the land and thereupon the land shall be acquired and compensation, which may include compensation for damage occasioned by determination of a lease, shall be paid for its acquisition such compensation to be determined in accordance with the provisions of any Law, in force for the time being, providing for the acquisition of land for public purposes.

1st Sch. of  
43/55.

Refusal of  
sanction by  
Governor of  
acquisition.

8. If the Governor does not approve the plans and particulars or does not consider it expedient, having regard to all the circumstances of the case, that the land

in question shall be acquired, he may by notice in the *Gazette* refuse to sanction the acquisition of the land, and in such case the Company may submit fresh plans and particulars and fresh proceedings under this Law may be taken.

9. When the Governor has notified his sanction to the acquisition of any land, the land shall thereupon vest absolutely in the Company, free from all encumbrances and the notification of the Governor's sanction shall be sufficient authority to the Director of Lands and Surveys to cause registration to be made or amendments of registration to be effected in accordance with the plans and particulars so approved by the Governor.

Vesting  
land in  
Company.

10. The Governor may make Regulations to be published in the *Gazette* with regard to all or any of the following matters, that is to say—

Power to  
Governor  
to make  
Regulations.

- (a) for regulating the manner of the working of the railway and the aerial ropeway ;
- (b) for regulating the safety and conduct of all persons using or employed in or about the railway and the aerial ropeway and any premises used in connection therewith ;
- (c) for prohibiting trespass upon or nuisance in, on or about the railway, the aerial ropeway and any premises used in connection therewith ;
- (d) for preventing injury or damage to the railway, the aerial ropeway, and any premises used in connection therewith ;
- (e) for preventing damage or injury to any premises adjacent to the railway and the aerial ropeway ;
- (f) generally for regulating and controlling the use and working of the railway and the aerial ropeway.

2nd Sch. of  
43/55.

11. Nothing in this Law contained shall prejudice or affect or shall be construed as prejudicing or affecting, the rights of Her Majesty, Her Heirs and Successors or of any body politic or corporate or of any person or persons except such as are mentioned in this Law and those claiming by, from or under them.

Saving.  
2 of 32/38.

