CYPRUS

EXPLOSIVE SUBSTANCES

CHAPTER 54 OF THE LAWS

1959 EDITION

PRINTED BY

C. F. ROWORTH LIMITED, 54, GRAFTON WAY, LONDON, W.1.

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1959

CHAPTER 54.

EXPLOSIVE SUBSTANCES.

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A LAW TO CONSOLIDATE AND AMEND THE LAW RELATING TO THE IMPORTATION AND USE OF EXPLOSIVE SUBSTANCES AND OTHER MATTERS CONNECTED THEREWITH.

1949 Cap. 83. 51 *of* 55.

[1*st January*, 1940.]

1. This Law may be cited as the Explosive Substances Law.

PART I.

PRELIMINARY.

Interpretation.

2. In this Law—

" certification of registration " means a certificate of registration issued under the provisions of the Firearms Law ;

Cap. 57.

" explosive substance " means gunpowder, nitro-glycerine, dynamite, gun-cotton, blasting powder,

fulminate of mercury or of other metals, coloured fires and every other substance, whether similar to those above mentioned or not, used or manufactured with a view to produce a practical effect by explosion or a pyrotechnic effect, and includes fog signals, fireworks, fuses, rockets, percussion caps, detonators, cartridges, ammunition of all descriptions, and every adaptation or preparation of any explosive substance as above defined;

" firearms licence " means a firearms licence issued under the provisions of the Firearms Law ; Cap. 57.

" Inspector of Explosives " means the Inspector of Explosives appointed under section 3 and includes an Assistant Inspector of Explosives appointed under the said section. 2 *of* 51/55.

" person " includes a Municipal Corporation established under the Municipal Corporations Law. Cap. 240.

PART II.

LICENSING.

Appointment of Inspector of Explosives and Assistant Inspectors of Explosives.

3. The Governor may appoint a fit and proper person to be Inspector of Explosives under this Law and may appoint such number of Assistant Inspectors of Explosives as he may deem fit.

Licences in respect of explosive substances.

4. (1) The Inspector of Explosives may, subject to Regulations made under this Law, in his discretion, grant to any person in respect of any explosive substances specified therein—

(*a*) a licence to import explosive substances ;
(*b*) a licence to manufacture explosive substances ;
(*c*) a licence to sell explosive substances ;
(*d*) a licence to store explosive substances ;
(*e*) a licence to carry or possess explosive substances. 2 *of* 25/48.

(2) Every such licence shall be issued on or after the first day of January in every year and shall expire on the thirty-first day of December next following the date of issue.

(3) The holder of any such licence shall upon the demand of the Inspector of Explosives or any police officer produce for inspection any licence issued to him under this Law and any holder who fails or refuses so to do shall be guilty of an offence and shall be liable to a fine not exceeding ten pounds.

(4) Any person who— 2 *of* 25/48.

(*a*) imports or attempts to import ;

(*b*) manufactures or attempts to manufacture ;
(*c*) sells or stores or attempts to sell or store ; or
(*d*) carries or has in his possession,

any explosive substance save under licence as in this section provided (the burden of proof of which shall lie on him) shall be guilty of an offence and shall be liable to imprisonment for a term not exceeding seven years or to a fine not exceeding three hundred pounds or to both and any explosive substance in respect of which an offence has been committed shall be forfeited :

4(*a*) of 51/55. Provided that the provisions of paragraph (*d*) of this subsection shall not apply to any fireworks.

2 of 25/48. (5) For the purposes of subsection (4)—

(*a*) " has in his possession " shall include not only having in one's own personal possession, but also knowingly having in the actual possession or custody of any other person, or having anything in any place (whether belonging to or occupied by oneself or not) for the use or benefit of oneself or of any other person ; and if there are two or more persons and any one or more of them with the knowledge and consent of the rest has or have anything in his or their custody or possession, it shall be deemed and taken to be in the custody and possession of each and all of them ;

(*b*) when an offence is committed thereunder, each of the following persons shall be deemed to have taken part in committing the offence and be guilty of the offence and may be charged and tried with actually committing it and may be punished accordingly, that is to say:—

(i) every person who actually does the act or makes the omission which constitutes the offence ;

(ii) every person who does or omits to do any act for the purpose of enabling or aiding another person to commit the offence ;

(iii) every person who procures, aids or abets another person in committing the offence ;

(iv) every person who solicits or incites or endeavours to persuade another person to commit the offence ;

(v) every person who does any act preparatory to the commission of the offence.

(6) The provisions of this section shall not apply to—

(*a*) ammunition not exceeding two thousand rounds for air-guns, air-rifles or air-pistols stored at any one time in any premises by any person for his personal use, who is the holder of a Certificate of Registration in respect of an air-gun, air-rifle or air-pistol ;

(*b*) ammunition not exceeding fifty rounds for revolvers or pistols stored at any one time in any premises by any person for his personal use, who is the holder of a Certificate of Registration in respect of a revolver or pistol and the holder of a special permit from the Governor to possess such a revolver or pistol granted under the Firearms Law ; Cap. 57.

(*c*) cartridges not exceeding two hundred and fifty rounds (or in lieu of such cartridges two hundred drams of gunpowder and two hundred and fifty percussion caps) or with the special permission in writing of the Inspector of Explosives not exceeding one thousand rounds, stored at any one time in any premises by any person for his personal use, who— 4(b) *of* 51/55.

(i) is the holder of a Certificate of Registration in respect of a firearm and the holder of a Firearms Licence in force at the date of such storage ;

(ii) is the holder of a Firearms Licence, in force at the date of such storage, for a firearm in respect of which a Certificate of Registration has been issued to any other person under the provisions of the Firearms Law. Cap. 57.

PART III.

SPECIAL PROVISIONS RELATING TO AMMUNITION AND SHOT.

Books to be kept by dealers in cartridges and other ammunition.

5. (1) Every holder of a licence to sell explosive substances who deals in cartridges or any other description of ammunition (in this section called the " dealer ") shall keep on his premises a book to be called the Ammunition Stock Book, and a book to be called the Ammunition Sales Register, in such form as may be respectively prescribed, wherein he shall record his stock and sales of ammunition, as the case may be.