

CAP. 60.

CYPRUS

FOREST

CHAPTER 60 OF THE LAWS

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1959

CHAPTER 60.

FOREST.

ARRANGEMENT OF SECTIONS.

<i>Section</i>		<i>Page</i>
1	Short title	2
2	Interpretation	2
3	Power to Governor in Council to declare Main State Forests and Minor State Forests	3
4	Main and Minor State Forest to be the property of the Government ...	3
5	Power to the Governor to make grants etc., of lands within Main or Minor State Forests	3
6	Power to Conservator to issue licences in Main State Forests ...	4
7	Power to Commissioner to issue licences in Minor State Forests ...	4
8	Privileges reserved to inhabitants of certain villages	4
9	Persons or bodies of persons affected by declarations of State Forests may petition the President of District Court	5
10	Claims in respect of immovable property held and enjoyed communally	6
11	Acquisition of immovable property by the Government	7
12	Private forests may be placed under Government control	7
13	Offences	8
14	Regulations	9
15	Onus of proof	11
16	Arrest without warrant	11
17	Assaulting or obstructing officers	12
18	Requisition of assistance to extinguish fires	12
19	Additional penalty	12
20	Power to Conservator and Assistant Conservator to compound offences	12
21	Power to Commissioner to compound offences	13
22	Law not to affect mining leases, licences or permits, building leases and certain agreements	13
	SCHEDULE	14

A LAW TO AMEND AND CONSOLIDATE THE LAWS RELATING
TO FORESTS IN THE COLONY.

1949 Cap. 93.
26 of 51.

[1st January, 1941.]

Short title.

1. This Law may be cited as the Forest Law.

Interpretation.

2. In this Law—

“ Assistant Conservator ” includes any person who is for the time being lawfully discharging the duties of an Assistant Conservator of Forests in the Forestry Department;

“ cattle ” includes bulls, cows, camels, donkeys, goats, horses, mules, oxen, pigs and sheep and the young of the same;

“ Conservator ” means the Conservator of Forests to the Government;

“ Forest Officer ” includes any person who is for the time being lawfully discharging the duties of a Forest Officer in the Forestry Department and any other person appointed by the Governor to exercise the powers vested in a Forest Officer under the provisions of this Law;

“ forest produce ” includes the following, when found in or brought from any Main State Forest or Minor State Forest or any forest for the time being under the protection, control and management of the Government in virtue of the provisions of section 12:—

timber, branches, leaves, flowers, fruits, seeds, roots, bark, charcoal, grass, creepers, plants, moss, fungus, lichens, gums, oils, resin, pitch, tar, honey, wax, humus, earth, stones, minerals and water;

“ Main State Forest ” means any forest or area declared by an Order of the Governor in Council made under section 3 (1) to be a Main State Forest;

“ Minor State Forest ” means any forest or area declared by an Order of the Governor in Council made under section 3 (2) to be a Minor State Forest;

“ timber ” includes trees and bushes whether standing, fallen or felled, stumps of trees and any wood whether cut up or fashioned or hollowed out for any purpose.

3. (1) The Governor in Council may from time to time by Order to be published in the Gazette declare that any forest or area specified therein shall be a Main State Forest for the purposes of this Law.

Power to Governor in Council to declare Main State Forests and Minor State Forests.

(2) The Governor in Council may from time to time by Order to be published in the Gazette declare that any forest or area specified therein shall be a Minor State Forest for the purposes of this Law.

4. All Main State Forests and Minor State Forests shall be the property of the Government.

Main and Minor State Forests to be the property of the Government.

5. The Governor may make grants or dispositions of any land in a Main State Forest or a Minor State Forest and subject to the provisions of section 9 no title shall be held or acquired in or over a Main State Forest or a Minor State Forest except under a grant or disposition made by the Governor under this section and subject to such terms and conditions as the Governor may deem fit to impose.

Power to the Governor to make grants etc., of lands within Main or Minor State Forests. 2 of Sch. to 26/51.

Power to
Conservator
to issue
licences in
Main State
Forests.
2 of 36/48.

6. (1) The Conservator and any person duly authorized by him in that behalf may in respect of a Main State Forest from time to time issue licences for any purpose for which a licence is required under the provisions of this Law or any Regulations made thereunder and subject to the provisions of sections 8 and 10 no right whatsoever shall be exercised or acquired in or over any Main State Forest except under a licence issued by the Conservator or any person duly authorized by him in that behalf under this section and subject to such terms and conditions as the Conservator or such person as aforesaid may deem fit to impose.

(2) A licence under subsection (1) may—

- (a) be issued or refused at the absolute discretion of the Conservator;
- (b) be issued to any person or persons by name or to any group or class of persons.

Power to
Commis-
sioner to
issue licences
in Minor
State
Forests.

7. (1) Unless otherwise provided in this Law or in any Regulations made thereunder a Commissioner may in respect of any Minor State Forest situated within his district from time to time issue licences for any purpose for which a licence is required under the provisions of this Law or any Regulations made thereunder and no right whatsoever shall be exercised or acquired in or over any Minor State Forest except under a licence issued by the Commissioner under this section and subject to such terms and conditions as the Commissioner may deem fit to impose.

(2) A licence under subsection (1) may—

- (a) be issued or refused at the absolute discretion of the Commissioner;
- (b) be issued to any person or persons by name or to any group or class of persons.

Privileges
reserved to
inhabitants
of certain
villages.
Schedule.

8. (1) Notwithstanding anything to the contrary in this Law contained the inhabitants for the time being of each village appearing in the Schedule hereto may, without a licence and for their own domestic purposes but not for sale—

- (a) gather dead and dry fuel other than burned fuel, and
- (b) cut any part of the schinia bush growing above ground,

in such Main State Forest or part thereof as may be specified in respect of each such village in an order made by the Governor in Council and published in the Gazette;

Provided that if at any time it is made to appear to the Governor in Council that such cutting of schinia bush or gathering of dead and dry fuel by the inhabitants for the time being of any of the aforesaid villages is likely to result in a Main State Forest or any part thereof being denuded of schinia bush or of such fuel the Governor in Council may by Order to be published in the Gazette either—

- (a) prohibit absolutely such cutting of schinia bush or gathering of dead and dry fuel in such area of such Main State Forest and for such period as may be specified in the Order, or
- (b) prohibit such cutting of schinia bush or gathering of dead and dry fuel in such area of such Main State Forest and for such period as may be specified in the Order save under the authority of a licence issued by the Conservator and subject to such terms and conditions as the Conservator may deem fit to impose.

(2) If an inhabitant for the time being of any of the villages set out in the Schedule shall—

- (a) cut any part of a schinia bush which is growing below ground or uproot any schinia bush ;
- (b) sell any dead or dry fuel or schinia bush gathered or cut in virtue of the provisions of subsection (1) ;
- (c) act in contravention of an Order made by the Governor in Council under the proviso to subsection (1) or of the terms and conditions of a licence issued by the Conservator under the authority of any such Order,

such inhabitant shall be guilty of an offence.

Penalty: Three months imprisonment or twenty-five pounds fine or both.

9. (1) Any person or body of persons who claim that any immovable property belonging to him or them has been included in any forest or area declared to be a Main State Forest or a Minor State Forest by an Order of the Governor in Council under section 3 may, within three months from the date of the publication of such Order in the Gazette lodge a petition in writing in the prescribed form (hereinafter in this section called "the petition") with the President of the District Court of the District within which the immovable property in respect of which the petition is made is

Persons or bodies of persons affected by declarations of State Forests may petition the President of the District Court.