

CAP. 83.

CYPRUS

PUBLIC ROADS (PROTECTION)

CHAPTER 83 OF THE LAWS

1959 EDITION

PRINTED BY

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

[Appointed by the Government of Cyprus the Government Printers of this Edition of Laws within the meaning of the Evidence (Colonial Statutes) Act, 1907.]

1959

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CHAPTER 83.

PUBLIC ROADS (PROTECTION).

ARRANGEMENT OF SECTIONS.

<i>Section</i>	<i>Page</i>
1 Short title	2
2 Interpretation	2
3 Offences for acts in, upon or over public roads	3
4 Power to Director of Public Works to prohibit or regulate use of certain types of vehicles on public roads	3
5 Penalty	3
6 Power to Director of Public Works to enter upon lands adjacent to public roads for certain purposes	5
7 Compensation for loss or damage to property	5
8 Arbitration	5
9 Construction	6
10 Saving	7

A LAW TO AMEND AND CONSOLIDATE THE LAWS RELATING
TO THE PROTECTION AND PRESERVATION OF PUBLIC ROADS.

1949 Cap.
144.

[18th March, 1948.]

Short title.

1. This Law may be cited as the Public Roads Law.

Interpre-
tation.

2. In this Law—

“ public road ” means any street, square, pathway, open place or space vested in the Crown for the use of the public under any Law in force for the time being (notwithstanding that the same may be under the control of any other authority or body and notwithstanding that the expense of repairing and maintaining the same is borne by such authority or body) and includes any pathway, open place or space over which the public has a right of way and any bridge and culvert over which a public road passes and the parapets and battlements of any such bridge or culvert and any ditch, embankment, drain, causeway or supporting wall used in connection with a public road and any land adjacent to any public road which has been reserved for its protection or benefit.

3. A person shall be guilty of an offence under this Law who does or causes to be done any of the following acts in, upon or over any public road, that is to say—

Offences for acts in, upon or over public roads.

- (a) constructs or erects any structure or erection whatsoever, whether of stone (including loose stones), concrete, mud, iron, wood or of any other material whatsoever;
- (b) constructs or erects any fence of any kind or of any material whatsoever;
- (c) constructs or erects any traffic sign;
- (d) lays any timber, stone, manure, lime, soil, ashes, rubbish or any other matter or thing whatsoever;
- (e) pulls down, destroys, defaces or obliterates any milestone, post or traffic sign;
- (f) digs up, destroys or causes any other injury or damage to any such road;
- (g) suffers any filth, dirt or offensive matter or thing whatsoever to run or flow into or upon any such road;
- (h) does anything on any land adjacent or in close proximity to any such road so as to damage any such road or to affect or to be likely to affect the safety of any such road;
- (i) rides, drives, leads or suffers any animal to be on such road in a manner likely to cause annoyance to any passenger thereon or to obstruct or endanger any traffic on such road;
- (j) plays any game likely to cause annoyance to any passenger on such road or to obstruct any traffic thereon;
- (k) in any way wilfully obstructs the free passage.

4. The Director of Public Works may, from time to time by notice published in the Gazette, prohibit or regulate the use on any public road, as may be mentioned in the notice, of any type of vehicle, as may be mentioned therein, which in his opinion is likely to cause damage to such road, and any person who acts in contravention of the terms of such notice shall be guilty of an offence under this Law.

Power to Director of Public Works to prohibit or regulate use of certain types of vehicles on public roads.

5. (1) Any person guilty of an offence under this Law shall be liable to imprisonment not exceeding three months

Penalty.

or to a fine not exceeding twenty-five pounds or to both such imprisonment and fine and in addition thereto—

(a) if the person is convicted under paragraph (a), (b), (c) or (d) of section 3 of this Law, the Court shall order such person to demolish or remove, within such time as shall be specified in the order, but in no case exceeding fourteen days, any matter or thing in respect of which the offence has been committed and to pay such amount of compensation for any damage occasioned thereby as the Court may direct;

(b) if the person is convicted under paragraph (e), (f), (g) or (h) of section 3 of this Law or under section 4 of this Law, the Court shall order such person to pay such amount of compensation for any damage occasioned thereby as the Court may deem fit.

(2) If any person against whom an order has been made as in paragraph (a) of subsection (1) hereof fails or neglects to comply with such order within the time specified therein, it shall be lawful for the appropriate authority to carry out such order and any costs incurred for the carrying out of such order shall be payable to the appropriate authority by the person against whom the order was made and such costs shall be deemed to be a penalty within the meaning of the Criminal Procedure Law, or any Law amending or substituted for the same and payment thereof may be enforced accordingly.

(3) If any person against whom an order has been made as in paragraph (a) of subsection (1) hereof disobeys or fails to comply with such order he shall, notwithstanding that the appropriate authority has proceeded to carry out or has carried out such order, be guilty of an offence and shall be liable to imprisonment not exceeding three months or to a fine not exceeding twenty-five pounds or to both such imprisonment and fine.

(4) For the purposes of this section—

“appropriate authority” means the authority or body having control of, or bearing the expense of repairing and maintaining, the public road in respect of which the offence has been committed.