

CAP. 144.

CYPRUS

SALE OF INTOXICATING LIQUORS

CHAPTER 144 OF THE LAWS

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1959

CHAPTER 144.

SALE OF INTOXICATING LIQUORS.

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A LAW TO CONSOLIDATE AND AMEND THE LAWS WITH REGARD TO THE SALE OF INTOXICATING LIQUORS.

[11th November, 1943.]

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PART I.

PRELIMINARY.

1. This Law may be cited as the Sale of Intoxicating Liquors Law. Short title.

2. In this Law—

Interpreta-
tion.
2 of 15/54.

“cabaret” includes any place of entertainment other than a hotel where dancing, singing or other performances by artistes is provided ;

“club” means a club registered under the provisions of the Clubs (Registration) Law ;

Cap. 112.

“District Council” means the District Council constituted under the provisions of the District Councils (Mejlisses Idaré) Law, operating in the District in which the premises or place licensed or to be licensed for the sale of intoxicating liquors are situate ;

Cap. 239.

“hotel” means a hotel licensed under the provisions of the Hotels Law ;

Cap. 138.

“intoxicating liquors” means spirits and spirituous liquors of any description which are fit or intended or which can by any means be converted for use as a beverage and includes spirits, liquors, wines, ale, beer, stout, porter and cider but does not include methylated spirits ;

“Licensing Authority” means the Principal Officer of Customs and Excise of the District in which the premises or place licensed or to be licensed for the sale of intoxicating liquors are situate ;

“sale by retail” with its grammatical variations and cognate expressions means the sale of intoxicating liquors in quantities less than three okes.

3. (1) Subject to the provisions of subsection (2) of this section no person shall sell or offer for sale or permit to be sold or offered for sale or have in his possession for sale any intoxicating liquors except under and in accordance with—

Sale of
intoxicating
liquors
without a
retailer's
licence or
a dealer's
licence
prohibited.

- (a) a licence for the sale of intoxicating liquors by retail in such premises or place as may be specified therein for consumption on or off such premises or place (in this Law referred to as "retailer's licence"); or
- (b) a licence for the sale of intoxicating liquors otherwise than by retail in such premises or place as may be specified therein for consumption off such premises or place (in this Law referred to as "dealer's licence"),

issued by the Licensing Authority under the provisions of this Law upon application made to such authority in writing.

(2) Nothing in this section contained shall apply—

(a) to the sale of intoxicating liquors—

(i) by any person who is in possession of any licence granted under the provisions of the Intoxicating Liquor (Manufacture) Licensing Law :

Cap. 140.

Provided that such person shall not sell intoxicating liquors by retail,

(ii) in any canteen, mess or institution operating, maintained or carried on with the consent or approval of the Officer Commanding Her Majesty's Forces in the Colony for the exclusive use of members of such Forces,

(iii) under the special authority of a Collector of Customs, in any premises occupied by any pavilion established for the sale of Cyprus products to tourists :

Provided that such liquors are sold in quantities of not less than one bottle at a time for consumption off the premises.

(iv) by any person to whom the Pharmacy and Poisons Law applies :

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Provided that such liquors are sold for medicinal purposes ;

(b) to the free distribution of any intoxicating liquors by any commission agent in small quantities as trade samples for the purposes of his business.

PART II.

SALE BY RETAIL.

4. Subject to the provisions of section 7 (1) (b) of this Law no retailer's licence shall be issued by the Licensing Authority unless the applicant furnishes such authority with a certificate granted by the District Council under the provisions of section 5 of this Law.

Retailer's licence not to be issued except on certificate of District Council.

5. (1) The District Council shall hold sittings in every year on such date or dates as the Commissioner may appoint for the purpose of granting certificates to persons desirous of obtaining a licence for the sale of intoxicating liquors by retail under the provisions of this Law :

Sittings and functions of District Councils.

Provided always that one such meeting shall be held in February in every year.

(2) Before granting a certificate the District Council must be satisfied that—

- (a) the person applying for such certificate is of good character and a fit person to hold a licence for the sale of intoxicating liquors by retail ; and
- (b) the premises or place where such person proposes to sell intoxicating liquors by retail are suitable and fit in all respects for the sale therein of such liquors :

Provided that no such certificate shall be granted—

(i) when, in the opinion of the District Council, there exist already in the village or quarter of a town or village in which the person applying therefor proposes to sell intoxicating liquors by retail, premises or places licensed for the sale of such liquors sufficient for the needs and convenience of the public ;

(ii) in respect of any premises or place situated within one hundred yards of any place of worship, tekya, medresseh or turbeh enclosed in a shrine, guard house, police station or military barracks or in any village or quarter of a town or village which is inhabited exclusively by Moslems, unless the District Council is satisfied that there are special reasons justifying the grant of a certificate in respect of such premises or place ;