

CAP. 176.

CYPRUS

**ACCIDENTS AND OCCUPATIONAL
DISEASES**

CHAPTER 176 OF THE LAWS

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CHAPTER 176.

ACCIDENTS AND OCCUPATIONAL DISEASES.

ARRANGEMENT OF SECTIONS.

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A LAW TO PROVIDE FOR THE NOTIFICATION OF ACCIDENTS AND OCCUPATIONAL DISEASES.

32 of 53.
23 of 57.

[30th September, 1953.]

Short title.

1. This Law may be cited as the Accidents and Occupational Diseases (Notification) Law.

Interpretation.

2. In this Law, unless the context otherwise requires—

“ Commissioner ” means the Commissioner of Labour and includes the Assistant Commissioner of Labour;

“ employer ” includes any body of persons corporate or unincorporate and the legal personal representative of a deceased employer, and, where the services of a worker are temporarily lent or let on hire to another person by the person with whom the worker has entered into a contract of service or apprenticeship, the latter shall, for the purposes of this Law, be deemed to continue to be the employer of the worker whilst he is working for that other person. In relation to a person who is a member of a registered co-operative society and engaged in work carried out by that co-operative society, the co-operative society shall, for the purposes of this Law, be deemed to be the employer notwithstanding that such person is remunerated in

whole or in part by shares in the profits or gross earnings of the co-operative society; and in relation to a person plying for hire with any vehicle or vessel the use of which is obtained by that person under a contract of bailment, the person from whom the use of the vessel or vehicle is so obtained shall, for the purposes of this Law, be deemed to be the employer; and in relation to a person employed for the purposes of any game or recreation and engaged or paid through a club, the manager or members of the managing committee of the club shall, for the purposes of this Law, be deemed to be the employer;

“Inspector” means an inspector of the Labour Department in charge of the area within which the accident occurs or where the worker is employed;

“occupational disease” means any disease mentioned in the First Schedule;

First
Schedule.

“mine” has the meaning assigned to it by section 2 of the Mines and Quarries (Regulation) Law;

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“outworker” means a person to whom articles or materials are given out to be made up, cleaned, washed, altered, ornamented, finished or repaired, or adapted for sale in his own home or on other premises not under the control or management of the person who gave out the materials or articles;

“quarry” has the meaning assigned to it by section 2 of the Mines and Quarries (Regulation) Law;

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“worker” means any person who has entered into or works under a contract of service or apprenticeship with an employer, whether by way of manual labour, clerical work or otherwise, and whether the contract is expressed or implied, is oral or in writing, and includes a person who is a member of a registered co-operative society and engaged in work carried out by that co-operative society notwithstanding that such person is remunerated in whole or in part by shares in the profits or gross earnings of such co-operative society, but does not include—

- (a) an outworker;
- (b) a person whose employment is of a casual nature and who is employed otherwise than for the purposes of the employer’s trade, occupation or business; or
- (c) a domestic servant employed in a private dwelling house.

Notification
of accidents.

3. (1) Where any accident arising out of and in the course of the employment of any worker occurs and

(a) causes loss of life to such worker; or

(b) disables such worker, for more than three days, from earning full wages at the work at which he was employed at the time of such accident, or, in the case of a worker who is a member of and employed by a registered co-operative society and who does not work for wages but is remunerated in whole or in part by shares in the profits or gross earnings of the co-operative society, disables such worker for more than three days, from performing the work at which he was employed at the time of such accident,

Second
Schedule.

written notice of the accident, in the form, and accompanied by the particulars, set out in the Second Schedule shall forthwith be sent by the employer to the Inspector.

(2) For the purposes of paragraph (b) of subsection (1), "worker" shall not include a person employed at a mine or quarry.

(3) Where any accident causing disablement has been notified under this section, and after such notification the accident results in the death of the person disabled, notice in writing of the death shall be sent by the employer to the Inspector as soon as the fact of the death comes to the knowledge of the employer.

(4) Any employer who fails to comply with the requirements of subsection (1) or subsection (3) shall be guilty of an offence against this Law.

(5) Where any accident to which this section applies occurs to a worker whose services are for the time being temporarily lent or let on hire to another person by the employer, such other person shall, if he fails to report the accident to the employer immediately, be guilty of an offence against this Law, and the employer shall not be liable under the provisions of subsection (4) unless it is established that he knew of the accident.

(6) Without prejudice to the requirements of paragraph (a) of subsection (1), when the death of a worker from any cause whatever is brought to the notice of, or comes to the knowledge of, his employer, his employer shall, as soon as practicable after the occurrence of the death, give notice in writing thereof to the Inspector of the area in which the

worker was employed together with a description of the circumstances of the death of the worker if they are known to the employer and a medical certificate as to the cause of death if procurable.

(7) Any employer who fails to comply with the requirements of subsection (6) without reasonable cause shall be guilty of an offence and shall be liable to a fine not exceeding fifty pounds.

4. If the Governor in Council considers that, by reason of the risk of serious bodily injury to workers, it is expedient that notice should be given in every case of any special class of explosion, fire, collapse of buildings, accidents to machinery or plant, or other occurrences in places where workers are employed, he may, by Order, extend the provisions of section 3 with such adaptations as may be specified in the Order to any such class of occurrences, whether death or disablement is caused or not, and may by any such Order allow the required notice of any occurrence to which the Order relates, instead of being sent forthwith, to be sent within the time limited by the Order.

Power to extend to dangerous occurrences provisions as to notification of accidents.

5. (1) Every qualified medical practitioner attending on or called in to visit a patient whom he believes to be suffering from any occupational disease contracted in the course of his employment as a worker shall, unless such a notice has been previously sent, forthwith send, addressed to the Commissioner, a notice stating the name and full postal address of the patient and the disease from which, in the opinion of such medical practitioner, the patient is suffering, and the name and address of the place at which, and of the employer by whom, he is or was last employed.

Notification of occupational diseases and other diseases.

(2) If any qualified medical practitioner fails to send any notice in accordance with the requirements of this section, he shall be guilty of an offence against this Law, and liable to a fine not exceeding ten pounds.

(3) Any employer who believes or suspects, or has reasonable grounds for believing or suspecting, that a case of occupational disease has occurred among the workers employed by him, shall forthwith send written notice of such case, in the form, and accompanied by the particulars, set out in the Third Schedule, to the Inspector and to the Medical Officer of the area within which the place of employment of such workers is situated, and the provisions of this Law with respect to the notification of accidents shall

Third Schedule.