

CYPRUS

WIRELESS TELEGRAPHY

CHAPTER 307 OF THE LAWS

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CHAPTER 307.

WIRELESS TELEGRAPHY.

ARRANGEMENT OF SECTIONS.

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A LAW TO AMEND AND CONSOLIDATE THE LAW RELATING TO WIRELESS TELEGRAPHY.

7 of 52.
37 of 55.

[9th April, 1952.]

Short title.

1. This Law may be cited as the Wireless Telegraphy Law.

Interpreta-
tion.

2. (1) In this Law, unless the context otherwise requires, the following words shall have the meaning hereby assigned to them, respectively, that is to say:—

“electric line” means a wire or wires, conductor, or other means used for the purpose of conveying, transmitting, or distributing electricity with any casing, coating, covering, tube, pipe, or insulator enclosing, surrounding, or supporting the same, or any part thereof, or any apparatus connected therewith for the purpose of conveying, transmitting, or distributing electricity or electric currents;

“interference” in relation to wireless telegraphy means the prejudicing by any emission or reflection of electro-magnetic energy of the fulfilment of the purposes of the telegraphy (either generally or in part, and, without prejudice to the generality of the preceding words, as respects all, or as respect any, of the recipients or intended recipients of any message, sound

or visual image intended to be conveyed by the telegraphy);

“ maintain ” includes possession of an apparatus for wireless telegraphy whether in working condition or not;

“ ship ” includes every description of vessel used in navigation not propelled by oars but shall not include any ship belonging to Her Majesty;

“ vessel ” includes any ship or boat, or any other description of vessel used in navigation but shall not include any vessel belonging to Her Majesty;

“ station for wireless telegraphy ” includes the wireless telegraphy apparatus of a ship or aircraft;

“ wireless telegraphy ” means the emitting or receiving, over paths which are not provided by any material substance constructed or arranged for that purpose, of electro-magnetic energy of a frequency not exceeding three million megacycles a second, being energy which either—

- (a) serves for the conveying of messages, sound or visual images (whether the messages, sound or images are actually received by any person or not) or for the actuation or control of machinery or apparatus; or
- (b) is used in connection with the determination of position, bearing or distance, or for the gaining of information as to the presence, absence, position or motion of any object or of any objects of any class, and references to stations for wireless telegraphy or wireless telegraphy apparatus shall be construed as references to stations and apparatus for the emitting or receiving as aforesaid of such electro-magnetic energy as aforesaid:

Provided that where—

- (i) a station or apparatus for wireless telegraphy cannot lawfully be used without a wireless telegraphy licence or could not lawfully be used without such a licence but for an order under section 3;
- (ii) any such electro-magnetic energy as aforesaid which is received by that station or apparatus serves for the conveying of messages, sound or visual images; and

(iii) any apparatus is electrically coupled with that station or apparatus for the purpose of enabling any person to receive any of the said messages, sound or visual images, the apparatus so coupled shall itself be deemed for the purposes of this Law to be apparatus for wireless telegraphy.

(2) Any reference in this Law to the emission of electro-magnetic energy, or to emission (as opposed to reception), shall be construed as including a reference to the deliberate reflection of electro-magnetic energy by means of any apparatus designed or specially adapted for that purpose, whether the reflection is continuous or intermittent.

(3) Any reference in this Law to the sending or the conveying of messages includes a reference to the making of any signal or the sending or conveying of any warning or information, and any reference to the reception of messages shall be construed accordingly.

(4) Any reference in this Law to apparatus on board a ship or vessel shall be construed as including reference to apparatus on a kite or captive balloon flown from a ship or vessel.

(5) Any notice required or authorized by any provision of this Law to be served on any person may be served by registered post.

Licensing of
wireless
telegraphy.

3. (1) No person shall establish, use or maintain any station for wireless telegraphy or install, use or maintain any apparatus for wireless telegraphy except under the authority of a licence in that behalf granted by the Governor, and any person who establishes, uses or maintains any station for wireless telegraphy or installs, uses or maintains any apparatus for wireless telegraphy except under and in accordance with such a licence shall be guilty of an offence under this Law:

Provided that the Governor may, by order, exempt from the provisions of this subsection the establishment, installation, use or maintenance of stations for wireless telegraphy or wireless telegraphy apparatus of such classes or descriptions as may be specified in the order, either absolutely or subject to such terms, provisions and limitations as may be so specified.

(2) A licence granted under this section (hereafter in

this Law referred to as "a wireless telegraphy licence") may be issued, subject to such terms, provisions and limitations as the Governor may think fit, including in particular in the case of a licence to establish a station, limitations as to the position and nature of the station, the purposes for which, the circumstances in which, and the persons by whom the station may be used, and the apparatus which may be installed, used or maintained therein, and, in the case of any other licence, limitations as to the apparatus which may be installed, used or maintained, and the places where, the purposes for which, the circumstances in which and the persons by whom the apparatus may be used.

(3) A wireless telegraphy licence shall, unless previously revoked by the Governor, continue in force for such period as may be specified in the licence.

(4) A wireless telegraphy licence may be revoked, or the terms, provisions or limitations thereof varied, by a notice in writing of the Governor served on the holder of the licence or by a general notice applicable to licences of the class to which the licence in question belongs published in such manner as may be specified in the licence.

(5) Where a wireless telegraphy licence has expired or has been revoked, it shall be the duty of the person to whom the licence was issued, and of every other person in whose possession or under whose control the licence may be, to cause the licence to be surrendered to the Governor if required by the Governor so to do, and any person who, without reasonable excuse, fails or refuses to comply with the provisions of this subsection shall be guilty of an offence under this Law:

Provided that this subsection shall not apply to a licence relating solely to apparatus not designed or adapted for emission (as opposed to reception).

(6) Nothing in this section shall authorize the inclusion, in any wireless telegraphy licence relating solely to apparatus not designed or adapted for emission (as opposed to reception), of any term or provision requiring any person to concede any form of right of entry into any private dwelling house.

4. (1) Subject to the provisions of this section, where an application for the grant or renewal of a wireless licence is

Experi-
mental
licences.