

CYPRUS

EVCAF AND VAKFS

CHAPTER 337 OF THE LAWS

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CHAPTER 337.

EVCAF AND VAKFS.

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A LAW TO AMEND AND CONSOLIDATE THE MOSLEM SACRED
LAW RELATING TO VAKFS AND THE LAW RELATING TO
THE ADMINISTRATION OF MOSLEM RELIGIOUS
PROPERTY.

[22nd October, 1955.]

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1. This Law may be cited as the Evcaf and Vakfs Law. Short title.

PART I.

PRELIMINARY.

Interpreta-
tion.

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

“beneficiary” means any person or class of persons who are to benefit by the object of the vakf;

“Court” means the Supreme Court;

“charitable purpose” or “charity” means any purpose for the relief of poverty, the advancement of education, the advancement of religion or any other purpose beneficial to the moslem Turkish community;

“dedication of vakf” means the written declaration by the owner of any specific property that he has dedicated the property to be vakf;

“dedicator” means the owner of the property, the subject of a vakf;

“Director” means the Director of Evcaf appointed under the provisions of this Law;

“High Council” means the High Council of Evcaf established under the provisions of this Law;

“immovable property” includes—

(a) land;

(b) buildings and other erections, structures or fixtures affixed to any land or to any building or other erection or structure;

(c) trees, vines and any other thing whatsoever planted or growing upon any land and any produce thereof before severance;

(d) springs, wells, water and water rights whether held together with, or independently of, any land;

(e) easements, privileges and liberties over any immovable property and rights restrictive of the use of any immovable property which either lawfully subsists or, though not subsisting, are required to be created for the purposes of any scheme;

(f) an undivided share in any property hereinbefore set out;

“Judge” means a judge of a Turkish Family Court;

“ Mazbuta vakfs ” includes—

- (a) all vakfs known or recognized, prior to the coming into operation of this Law, as Mazbuta;
- (b) all vakfs known or recognized, prior to the coming into operation of this Law, as Mulhaka non Meshrouta, not being the property of any mosque or other moslem religious institution;
- (c) all vakfs, the administration (mutevelliship) of which is dedicated or entrusted to a public body or the holder of any office;
- (d) all vakfs which have lost their charitable character for any reason whatsoever;
- (e) all other properties vested in, or administered by, the Delegates of Evcaf before the commencement of this Law; including the vakf known as the Telalié Privileged Vakf; 2 of 18/57.

“ mosque ” includes mesdjid;

“ Mufti ” means the Mufti elected under the provisions of the Turkish Religious Head (Mufti) Law, or any other Law amending or substituted for the same, and functioning as such for the time being; Cap. 340.

“ Mulhaka vakfs ” includes—

- (a) all vakfs known or recognized, prior to the coming into operation of this Law, as Mulhaka Meshrouta vakfs;
- (b) all vakfs, the administration (mutevelliship) of which is dedicated to any person nominated in the vakfieh or under its provisions;
- (c) all vakfs administered by the community through elected or selected representatives;
- (d) all vakfs the beneficiaries of which are groups of persons in a trade, business or calling;

“ object of the vakf ” means the purpose to which the owner declares that the profits or income or benefit of the subject of the vakf shall be devoted;

“ owner ” in relation to any immovable property means the person registered or entitled to be registered in the books of the District Lands Office as the owner thereof;