

CYPRUS

**NICOSIA WATER SUPPLY
(ARAB AHMET AND SILIKDAR
VAKFS) MANAGEMENT**

CHAPTER 345 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

CHAPTER 345.

NICOSIA WATER SUPPLY.

ARRANGEMENT OF SECTIONS.

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TO PROVIDE FOR THE MANAGEMENT AND CONTROL OF THE
WATER SUPPLY OF THE VAKF AQUEDUCTS KNOWN AS
THE ARAB AHMET AND SILIKDAR AQUEDUCTS.

1949
Cap. 308.

[3rd May, 1919.]

Short title. 1. This Law may be cited as the Nicosia Water Supply
(Arab Ahmet and Silikdar Vakfs) Management Law.

2. In this Law—

Interpreta-
tion.

“ land ” includes buildings and trees.

3. (1) The Nicosia Water Supply (Arab Ahmet and Silikdar Vakfs) shall be managed and controlled by a Water Commission consisting of the following persons:—

Water
Commission.

not less than two and not more than four members at 2 of 1/39.

any one time to be appointed by the Governor;

two members of the High Council of Evcaf to be 2nd Sch. of
appointed by the High Council; 24/59.

two members to be appointed by the Municipal Council or Commission of Nicosia.

(2) The members appointed by the Governor shall hold office during such time as the Governor shall think fit. The members to be appointed by the High Council of Evcaf and the Municipal Council or Commission of Nicosia shall hold office during the period of two years from the date of their appointment. 2nd Sch. of
24/59.

(3) The Governor shall appoint one member of the Water Commission to be chairman, and such member shall be chairman during the period for which he shall be appointed.

4. The Water Commission shall provide an adequate supply of pure and wholesome water, and shall maintain the waterworks in good condition and repair and shall, if necessary, reconstruct the same. Water
Commission
to provide
adequate
supply of
water.

5. The Water Commission may, with the approval of the Governor, appoint such officers and servants as may be necessary for the efficient exercise of the powers and obligations vested in and imposed on them by this Law: Water
Commission
with
approval of
Governor to
appoint
officers.

Provided that such officers and servants shall hold office during the pleasure of the Governor, and shall receive such remunerations as the Water Commission, with the approval of the Governor, shall determine.

6. Subject to the provisions of this Law, the Water Commission may make rules relating to all or any of the following matters, namely— Powers of
Water
Commission
to make
rules.

(a) the time and place of its meeting;

(b) the mode of convening its members;

(c) the attendance of its members;

(d) the form and order of its debates;

(e) the powers and duties of its officers and servants;

(f) the general regulation of its proceedings and the mode of conducting its business.

Power of
Water
Commission
to make
bye-laws.

7. (1) The Water Commission may make bye-laws for the following matters—

- (a) regulating the supply of water for sanitary and domestic purposes and fixing and levying the rates or rents for the same;
- (b) regulating the supply of water by meter and fixing the price to be paid for the same;
- (c) with respect to the time and mode of making application for any supply of water;
- (d) with respect to the manner of laying house services, the quantity of water to be supplied and the nature and quality of the meters and other appliances and apparatus to be used;
- (e) with respect to the circumstances in which a water supply shall be stopped;
- (f) with respect to the management and control of the waterworks and for the prevention of waste or misuse of water.

(2) any person who—

- (a) violates the provisions of any such bye-laws; or
- (b) refuses or neglects to act in obedience thereto; or
- (c) resists, opposes, or obstructs the lawful execution thereof,

shall be liable to a fine not exceeding ten pounds:

Provided that until new rules and bye-laws, to relate to any of the above-mentioned matters, are brought into operation under this Law, the existing Law shall, so far as it is consistent with the provisions of this Law, remain in full force and effect.

Bye-laws to
be approved
by Governor.

8. Bye-Laws made by the Water Commission under this Law shall not take effect unless and until they shall have been submitted to and approved of by the Governor, who may allow or disallow the same, or any part thereof, as he may think proper. Subject to such approval such bye-laws shall be published in the Gazette and shall thereupon have the force and effect of law.

Property,
and all
books, etc.,
shall be
vested in
Water
Commission
on its ap-
pointment.

9. On and after the appointment of the Water Commission under this Law, all property, real and personal, and all books, papers and documents which, at the time of such appointment shall be vested in or belong to the authority for which it is substituted, and all the rights, powers and liabilities thereof shall vest in and belong and be attached to such Water Commission; and all contracts, covenants, agreements, and obligations whatsoever relating to the

property or affairs of such outgoing authority shall be deemed to be contracts, covenants, agreements and obligations of such Water Commission and shall and may be enforced and performed accordingly.

10. The right of the High Council of Evcaf to be supplied from the said aqueducts free of charge with so much water as at the date of the coming into force of this Law they have been accustomed to receive for use at the Mosques and other Moslem religious institutions and at the baths and other Vakf properties of the Department shall continue, and the provision of such water shall be at first charge on the whole supply.

Saving of rights of Evcaf to receive water for Mosques, etc

11. All rights lawfully acquired to supplies of water from the aqueducts, other than the rights specified in the preceding section, shall be preserved and maintained, subject to any liability attaching thereto:

Saving of private rights.

Provided always that the Water Commission may at any time cancel any supply of water granted after the year 1878 upon payment to the person receiving such supply of the amount of money at any time paid in respect thereof.

12. The right to receive the ijares covenanted to be paid or customarily paid in respect of the supply of water from the said aqueducts and the right to resume possession of water which has become Mahlul shall, after the coming into force of this Law, be vested in and be recoverable by the Water Commission.

Ijares and Mahlul water.

13. The Water Commission shall, within a period to be fixed by the order of the Governor (who is hereby authorized to extend such period if in his opinion it shall appear necessary to do so), make a register setting forth—

Investigation and registration of private rights.

- (a) the approximate amount of water which, at the date of the coming into force of this Law, was accustomed to be supplied from the Arab Ahmet or Silikdar aqueduct free of charge to any Mosque or other Moslem religious institution or to any Vakf bath or other Vakf property;
- (b) the rights to receive water from the above-named sources which, at the date of coming into force of this Law, were lawfully held and enjoyed by any person and the conditions as to payment of an ijare or annual rent or otherwise subject to which such rights were held.