

3. In the event of any dispute arising as to whether any person claiming an interest in the said water is lawfully entitled to such interest, it shall be lawful for the District Court of Papho on the application of the Commissioner of the District or of any interested person, and after due notice to all interested parties and hearing them if they appear, to determine whether such person is so interested, and the nature and extent of his interest, if any; and the decision of the District Court shall be appealable in like manner as if the decision were an ordinary judgment of the District Court relating to immovable property.

Determina-
tion of claims.

4. The compensation to be made to persons interested in the said water may be either by way of money payment or by reserving for their use some definite proportion of or share in the water.

Compensa-
tion.

5. Any future increase in the water arising from the said spring, whether it accrues naturally or by reason of any work carried out by the Government, or by or on behalf of the inhabitants of the Town of Polis tes Khrysokhou, shall be deemed to have been acquired for the purposes of this Law.

Future
increase in
water.

PORTS.

PORT REGULATION LAW, 1879	PAGE
BOATS REGULATION LAW, 1884	...	...	...	...	...	713
SHIPPING DUES LAW, 1917	...	...	...	...	...	719
See also AGENTS LANDING AND SHIPPING CHARGES	...	...	...	...	...	722
						990

19 OF 1879.

AS TO PORT REGULATION.

G. J. WOLSELEY.] [April 16, 1879.

1. This Law may be cited as the Port Regulation Law, 1879.

2. In this Law and in any regulations made under it, unless there be something in the subject or context repugnant to such construction, " Vessel " includes ship, boat, lighter, and craft of every kind, whether navigated by steam or otherwise.
- Short title.
- Interpre-
tation.

Power to
make regula-
tions as to
pilots.

3. Subject to the provisions contained in this Law, the High Commissioner in Council may from time to time do all or any of the following things:—

- (a.) Determine the qualifications to be required from persons applying to be licensed as pilots⁽¹⁾;
- (b.) Make regulations as to the approving and licensing of pilot boats;
- (c.) Make regulations for the government of pilots and ensuring their good conduct and their effectual performance of their duty;
- (d.) Fix the terms and conditions of granting licences to pilots and make regulations for punishment of any breach of such regulations committed by pilots, by the withdrawal or suspension of their licences or by the infliction of penalties not exceeding in amount the sum of ten pounds.
- (e.) Fix the rates and prices and other remunerations to be received and demanded for the time being by pilots, so that no higher rates and prices be demanded and received from the masters and owners of ships than the rates and prices specified in the Schedule⁽²⁾.

Pilot boats
how to be
provided.

4. All pilot boats regularly employed in the pilotage service of the Island shall be approved and licensed by the ~~Chief Superintendent of the port of Larnaca.~~

5.—(1.) Every pilot boat shall be distinguished by the following characteristics:—

- (a.) A black colour painted or tarred outside, with the exception of such names and numbers as are hereinafter mentioned, or such other distinguishable colour or colours as the ~~Chief Superintendent of the Port of Larnaca~~ directs;
- (b.) On the stern the name of the owner of the boat and the port to which she belongs painted in white letters at least one inch broad and three inches long, and inside of the bow the number of the licence of the boat;
- (c.) When afloat a flag at the masthead, or sprit, or staff, or in some other equally conspicuous situation; the flag to be of large dimensions compared with the size of the boat or the ship carrying it, and to be of two colours, the upper horizontal half white, and the lower horizontal half red.

(1) See 8 of 1921, s. 2, p. 29, as to aliens being disqualified.

(2) No Schedule was annexed to this Law.

*new one in
Law 1935*

Character-
istics of pilot
boat.

Chief Collector of Customs

Chief Collector of Customs

*aw
1915*

Law 19 of 1879 (at p. 714) has been amended by the addition thereto of the following section:-
"The Chief Collector of Customs may compromise and compound any action or proceeding which shall at any time hereafter be necessary or commenced by his authority or under his control against any person for the recovery of penalties incurred under the provisions of the Principal Law or any amendment thereof on such terms and conditions as he shall in his absolute discretion think proper with full power for him or any of his officers or agents by him duly authorised in that behalf to accept the penalties so incurred or alleged to have been incurred or any part thereof without action or other proceedings brought or commenced for the recovery thereof.
Vide Law 21 of 1925.

7. If any boat or ship not having a licensed pilot on board displays a flag of the above mentioned description the owner or master shall be liable for every such offence to a fine not exceeding fifty pounds. Penalty on ordinary boat displaying pilot flag.

8. Every qualified pilot on his appointment shall receive a licence containing his name and usual place of abode, together with a description of his person and a specification of the limits within which he is qualified to act; and it shall be the duty of the ~~Principal Officer of Customs at Larnaca~~ *Chief Collector of Customs* upon any qualified pilot's request to register his licence; and no qualified pilot shall be entitled to act as such until his licence is so registered; and any qualified pilot so acting beyond the limits for which he is qualified by his licence shall be considered an unqualified pilot. Registering of pilot licence.

9. Every qualified pilot shall, upon receiving his licence, be furnished with a copy of such part of this Law as relates to pilotage, together with a copy of the regulations made thereunder; and he shall produce the copies to the master of any ship or other person employing him when required to do so, under a penalty in case of default not exceeding five pounds. Copies of regulations to be furnished to pilot and to be produced by him.

10. Every pilot while acting in that capacity shall be provided with his licence and produce it to every person by whom he is employed, or to whom he tenders his services as pilot; and if he refuses to do so at the request of such person he shall be liable for each offence to a fine not exceeding ten pounds, and shall be subjected to suspension or dismissal by the pilotage authority by whom he is licensed. Pilot to produce licence to employer.

(2.) It shall be the duty of the pilot to attend to the following particulars:—

First that the boat or ship possesses all the above characteristics; secondly that the aforesaid flag is kept clean and distinct so as to be easily discerned at a proper distance; and lastly that the names and numbers before mentioned are not at any time concealed; and if default is made in any of the above particulars he shall be liable to a fine not exceeding ten pounds for each default.

6. Whenever any qualified pilot is carried off in a boat or ship not in the pilotage service he shall exhibit a flag of the above description in order to show that such boat has a qualified pilot on board, and if he fails to do so without reasonable cause he shall be liable to a fine not exceeding twenty pounds.

Qualified pilot to display flag though not in pilot boat.

7. If any boat or ship not having a licensed pilot on board displays a flag of the above mentioned description the owner or master shall be liable for every such offence to a fine not exceeding fifty pounds.

Penalty on ordinary boat displaying pilot flag.

8. Every qualified pilot on his appointment shall receive a licence containing his name and usual place of abode, together with a description of his person and a specification of the limits within which he is qualified to act; and it shall be the duty of the *Chief Collector of Customs* ~~Principal Officer of Customs at Larnaca~~ upon any qualified pilot's request to register his licence; and no qualified pilot shall be entitled to act as such until his licence is so registered; and any qualified pilot so acting beyond the limits for which he is qualified by his licence shall be considered an unqualified pilot.

Registering of pilot licence.

9. Every qualified pilot shall, upon receiving his licence, be furnished with a copy of such part of this Law as relates to pilotage, together with a copy of the regulations made thereunder; and he shall produce the copies to the master of any ship or other person employing him when required to do so, under a penalty in case of default not exceeding five pounds.

Copies of regulations to be furnished to pilot and to be produced by him.

10. Every pilot while acting in that capacity shall be provided with his licence and produce it to every person by whom he is employed, or to whom he tenders his services as pilot; and if he refuses to do so at the request of such person he shall be liable for each offence to a fine not exceeding ten pounds, and shall be subjected to suspension or dismissal by the pilotage authority by whom he is licensed.

Pilot to produce licence to employer.