



**SUPPLEMENT No. 2**

TO

THE CYPRUS GAZETTE No. 2819 OF 13<sup>TH</sup> MARCH, 1940.

LEGISLATION.

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**THE STATUTE LAWS OF CYPRUS**

**No. 6 OF 1940.**

A LAW TO RESTRICT AND POSTPONE FORCED SALES OF  
CERTAIN CITRUS GROVES SITUATED WITHIN THE LIMITS  
OF THE TOWN OF FAMAGUSTA.

W. D. BATTERSHILL,]  
*Governor.*

[*13th March, 1940.*

**B**E it enacted by His Excellency the Governor and  
Commander-in-Chief of the Colony of Cyprus as  
follows :—

1. This Law may be cited as the Famagusta Citrus Short title.  
Groves (Restriction and Postponement of Sales) Law, 1940.

Interpre-  
tation.

2. In this Law, unless the context otherwise requires, the following expressions shall have the meanings hereby assigned to them respectively, that is to say,—

“citrus grove” means an area of land which—

(a) is fully planted with citrus trees, and

(b) is situated within the limits of the town of  
Famagusta,

and includes any building, tank, well or water erected, sunk or found on such area and appurtenant thereto ;

“citrus grower” means a person whose primary means of livelihood is the growing of citrus ;

“Principal Land Registry Officer” means the Commissioner of the District of Famagusta ;

“reserve price” means the minimum amount which can be accepted as a first bidding and, if not exceeded, as a final bidding at a sale of immovable property, which is a citrus grove and is owned by a citrus grower, by public auction carried out by or through the Land Registry Office of Famagusta.

Application  
of Law.

40 of 1935  
26 of 1938  
6 of 1939  
26 of 1939

3. Notwithstanding anything contained in section 9 of the Immovable Property (Restriction and Postponement of Sales) Laws, 1935 to (No. 2) 1939, the Principal Land Registry Officer shall have power—

(a) to fix a reserve price in respect of any sale of immovable property which is a citrus grove and is owned by a citrus grower, and

(b) to defer the fixing of such sale, and

(c) to postpone such sale,

in accordance with, and subject to, the provisions of this Law.

Power to fix  
reserve price.

10 of 1885  
5 of 1924  
15 of 1926  
9 of 1929  
37 of 1934  
10 of 1939  
13 of 1890

4.—(1) Where a sale of immovable property, which is a citrus grove and is owned by a citrus grower,—

(a) has been ordered by a judgment or is being carried out under the provisions of the Civil Procedure Laws, 1885 to 1939, or

(b) is being carried out under the provisions of the Sale of Mortgaged Property Law, 1890,

the Principal Land Registry Officer may,—

(i) upon proof to his satisfaction that such immovable property is a citrus grove and is owned by a citrus grower, and

(ii) if having regard to all the circumstances of the case considers it fair and reasonable so to do,

direct that such sale shall be carried out subject to a reserve price to be fixed by him.

(2) Every reserve price fixed by the Principal Land Registry Officer shall be specified in the auction bill, and no bidding for the immovable property, being a citrus grove, to which such reserve price relates shall be accepted unless it is equal to or exceeds the reserve price.

Reserve price to be specified in auction bill.

5. The reserve price to be fixed by the Principal Land Registry Officer shall not exceed the assessed value of the immovable property, which is a citrus grove, as registered in the books of the Land Registry Office of Famagusta, unless the creditor of the citrus grower applies for a higher reserve price to be fixed.

Method of fixing reserve price.

6. The Principal Land Registry Officer shall, not less than one month before the posting of the auction bill, cause notices of the intended sale and of the reserve price which he proposes to fix for the immovable property, which is a citrus grove, to be sold thereat to be posted in a conspicuous place in the quarter of the town of Famagusta in which such immovable property is situated and on the notice board of the Land Registry Office of Famagusta.

Notices of the intended sale and of the reserve price to be posted.

7.—(1) Within fifteen days from the date of the posting of the notices as in section 6 provided, application may be made to the Director of Land Registration and Surveys for a review of the reserve price contained in such notices—

Application for review of the reserve price.

(a) by the creditor of the citrus grower, on the ground that the value of the immovable property, which is a citrus grove, to be sold has deteriorated on account of the neglect of the citrus grower or occupier to cultivate or repair such immovable property or from any other cause ;

(b) by the citrus grower who is the debtor on the ground that the value of the immovable property, which is a citrus grove, to be sold has appreciated on account of improvements having been made by the citrus grower or occupier since the date of the last preceding assessment.

(2) On receipt of an application as in sub-section (1) provided, the Director of Land Registration and Surveys shall, upon payment of the prescribed fee by the creditor of the citrus grower or by the citrus grower who is the debtor, as the case may be, direct that a local enquiry be held in order to ascertain the actual value of the immovable property, which is a citrus grove, in respect of

Procedure on receipt of application.