



**SUPPLEMENT No. 2**

TO

THE CYPRUS GAZETTE No. 3026 OF 27TH NOVEMBER, 1942.

LEGISLATION.

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**THE STATUTE LAWS OF CYPRUS**

**No. 23 OF 1942.**

A LAW TO AMEND THE MUNICIPAL CORPORATIONS  
LAW, 1930.

C. C. WOOLLEY,  
*Governor.*

[27th November, 1942.]

**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 Municipal Corporations (Amendment) Law, 1942, and shall be read as one with the Municipal Corporations, Law, 1930, as amended by the Laws repealed by this Law, (hereinafter referred to as "the principal Law"), and the principal Law and this Law may together be cited as the Municipal Corporations Laws, 1930 and 1942. Short title.  
26 of 1930.

2. The definition of "Town" in section 2 of the principal Law is hereby repealed and the following definition substituted therefor :— Amendment  
of section 2  
of the prin-  
cipal Law.

" "Town" means the town or village or collection of towns or villages comprised within any municipal limits."

3. Section 5 of the principal Law is hereby repealed and the following section substituted therefor :— Repeal of  
section 5 of  
the principal  
Law and  
substitution  
of new  
section.

"Townsmen. 5.—(1) No person shall be deemed a townsman for any purpose of this Law unless he is enrolled as an elector.

Qualifica-  
tions of  
electors.

(2) A person shall not be entitled to be enrolled as an elector unless he is qualified as follows:—

(a) is a male person of twenty-one years of age or over; and

(b) is on the first day of December of the year immediately preceding the year in which the electors lists are prepared or revised ordinarily resident within the municipal limits and has during the twelve months prior thereto actually resided therein:

Provided that he shall not be deemed not to have actually resided within the municipal limits by reason only that he has been temporarily absent therefrom for short periods."

Repeal of  
section 11  
of the prin-  
cipal Law  
and substi-  
tution of  
new section.

4. Section 11 of the principal Law is hereby repealed and the following section substituted therefor:—

"Duration of  
councils.

11. The duration of a council shall be three years from the first day of April next after the election of the first members thereof:

Provided—

(a) if any general election for a new council shall be declared void under the provisions of section 26 or 46 of this Law or for any reason any such election is not held in accordance with the provisions of this Law the duration of the council then existing shall be extended until one week after a valid election has been held;

(b) the duration of any council coming into office after the first day of April in any year shall be to such date as shall be three years from the day when the preceding council would have expired save for the provisions of paragraph (a) of this proviso;

(c) when any election is held under the provisions of section 62 of this Law the duration of the council so elected shall be to the date when the preceding council would have expired save for the provisions of that section."

Amendment  
of section 12  
of the  
principal  
Law.

5. Paragraph (a) of sub-section (1) of section 12 of the principal Law is hereby repealed and the following paragraph substituted therefor:—

"(a)—(i) he is not a British subject, and

(ii) he is not a male person enrolled in the electors roll of such town in force for the time being, or"

6. The principal Law is hereby amended by the insertion immediately after section 16 of the following section:—

“ Voters card.

16A.—(1) The town clerk shall upon application supply every person whose name appears on the electors roll with a voters card in the form set forth in the Schedule 1A to this Law.

(2) Any person who forges a voters card shall be guilty of an offence and shall on conviction be liable to a fine not exceeding twenty pounds or to imprisonment for a term not exceeding three months or to both such fine and imprisonment.”

Insertion of new section 16A in the principal Law.

7. Paragraph (b) of sub-section (1) of section 22 of the principal Law is hereby repealed and the following paragraph substituted therefor:—

“(b) if being a Christian he obtains not less than twenty per centum of the total Christian votes validly polled or being a Moslem he obtains not less than twenty per centum of the total Moslem votes validly polled, or”.

Repeal of paragraph (b) of sub-section (1) of section 22 of the principal Law.

8. Section 67 of the principal Law is hereby repealed and the following section substituted therefor:—

“ Appointment of principal officers.

67.—(1) The council may, and when required by the Commissioner so to do shall, appoint fit persons, not being members thereof, to all or any of the following principal offices, that is to say, the office of—

- (a) town clerk,
- (b) treasurer,
- (c) municipal engineer,
- (d) sanitary surveyor,
- (e) medical officer of health :

Repeal of section 67 of the principal Law and substitution of new section.

Provided that one person may be appointed to the office of town clerk and treasurer.

(2) No person who is over sixty years of age shall be appointed to any of the offices enumerated in sub-section (1) of this section.

(3) Every appointment under this section shall be subject to the approval of the Commissioner and shall not take effect until it is approved by him.

(4) Every person appointed under this section shall hold office during the pleasure of the council and shall receive such salary as the council with the approval of the Commissioner shall appoint :

Provided that no such person shall be dismissed or removed from office except—

- (a) in accordance with a resolution of the council passed by a majority of at least two-thirds of those councillors who shall be present at a meeting of the council specially convened for the purpose after notice of not less than seven or more than fourteen days before such meeting, and  
 (b) with the approval of the Commissioner.

(5) Every person who completes his sixtieth year of age while holding any of the offices enumerated in sub-section (1) of this section shall cease to hold such office :

Provided that—

- (a) by a resolution of the council passed by a majority of at least two-thirds of those councillors who shall be present at a meeting of the council specially convened for the purpose after notice of not less than seven or more than fourteen days before such meeting, and for special reasons recorded therein, and  
 (b) with the approval of the Commissioner,

such person may continue in office thereafter for such period as may be specified in such resolution.

(6) A vacancy in any of the offices enumerated in sub-section (1) of this section shall be filled, in accordance with the provisions of this section, within two months of its occurrence.

(7) If from any cause any person who holds any of the offices enumerated in sub-section (1) of this section is temporarily unable to perform the duties of his office, the council may appoint a deputy to hold such office during the pleasure of the council, and such deputy may do all things and perform all acts which by law the officer for whom he is deputy is required to do or perform, and shall be liable to the same penalties for any failure therein."

Repeal of section 69 of the principal Law and substitution of new section.

**9.** Section 69 of the principal Law is hereby repealed and the following section substituted therefor :—

" Appoint-  
ment of  
subordinate  
officers.

69.—(1) The council may appoint fit persons, not being members thereof, to such subordinate offices as they think necessary for the purposes of this Law.

(2) The provisions of sub-sections (2), (4) and (5) of section 67 of this Law shall apply to every appointment made, and to every person appointed, under this section."

10. Section 73A of the principal Law is hereby repealed and the following section substituted therefor:—

"Contracts.

73A.—(1) Contracts on behalf of the council shall be made in writing under the corporate seal and the hand of the mayor and any two councillors authorized by the council in that behalf:

Provided that contracts incidental to the ordinary conduct of the current business of the municipal corporation may, subject to the provisions of the Contract Law, 1930, be made in writing or parol, as the case may be, on behalf of the corporation by the mayor, and any such contract made in writing may be varied or discharged in writing and any such contract made by parol may be varied or discharged in writing or parol:

Provided also that contracts relating to the letting of immovable property belonging to the municipal corporation the duration of which exceed three years, and all other contracts the duration of which exceed one year, shall be subject to the approval of the Governor.

(2) All contracts made in accordance with this section shall be effectual in law and shall bind the municipal corporation and the council for the time being and all the other parties thereto, their heirs, executors or administrators, as the case may be.

(3) Nothing in this section shall be deemed to affect the validity of any contract made on behalf of the council or the corporation before the date of the coming into operation of this Law."

11. Section 88 of the principal Law is hereby repealed and the following section substituted therefor:—

"Moneys to be paid into Bank.

88. All moneys belonging to or received for or on account of a municipal corporation shall forthwith be paid into the account of the municipal corporation at such bank as the council shall, with the approval of the Governor, appoint:

Repeal of section 73A of the principal Law and substitution of new section.

24 of 1930.

Repeal of section 88 of the principal Law and substitution of new section.