

No. 26 OF 1947.

A LAW TO CONSOLIDATE AND AMEND THE POLICE LAWS.

R. E. TURNBULL,] [26th November, 1947.
Officer Administering the Government.

BE it enacted by His Excellency the Officer Administering the Government and Commander-in-Chief of the Colony of Cyprus as follows:—

PART I.

PRELIMINARY.

1. This Law may be cited as the Police Law, 1947. Short title.

Interpreta-
tion.

2. In this Law, unless the context otherwise requires—
- “Assistant Commissioner” means the Assistant Commissioner of Police ;
- “Commissioner” means the Commissioner of Police ;
- “Force” means the Cyprus Police Force as established by this Law ;
- “inspector” means an inspector of police ;
- “non-commissioned officer” means a police officer of the rank of district sergeant-major, sergeant-major and sergeant and includes a constable appointed by the Commissioner to be in charge of a police station ;
- “police officer” means any member of the Force ;
- “superintendent” means a superintendent of police and includes an assistant superintendent of police and a cadet officer.

PART II.

CONSTITUTION AND ADMINISTRATION.

Establish-
ment of
Force.

3. There is hereby established in the Colony a police force to be called the Cyprus Police Force.

Constitution
of Force.

4. The Force shall be formally enrolled and shall consist of such numbers of the following ranks as the Governor may direct, that is to say :—

- (a) Commissioner ;
- (b) Assistant Commissioner ;
- (c) superintendents ;
- (d) assistant superintendents ;
- (e) cadet officers ;
- (f) inspectors ;
- (g) district sergeant-majors ;
- (h) sergeant-majors ;
- (i) sergeants ;
- (j) constables.

Functions
of Force.

5. The Force shall be employed in and throughout the Colony for preserving the peace, for the prevention and detection of crime, and for the apprehension of offenders against the peace ; and shall be entitled for the performance of all such duties to carry arms.

Employment
of Force in
times of
emergency.

6. The Governor may, in case of war or other emergency, employ the Force or any part thereof in the defence of the Colony and, whilst so employed, the Force or such part thereof as may be so employed shall be subject to military law.

7. The Commissioner, subject to any order or direction from the Governor, shall have the command and superintendence of the Force and shall be responsible to the Governor for good order throughout the Colony, for the efficient administration and government of the Force and for the proper expenditure of all public moneys appropriated for the service thereof.

General powers of Commissioner.

8. The Assistant Commissioner shall act as principal assistant to the Commissioner in the performance of his duties, in respect of the Force, and shall have power to exercise any authority or perform any duty which may by law be exercised or performed by the Commissioner.

Assistant Commissioner.

9.—(1) The administration of the Force throughout the Colony shall be vested in the Commissioner.

Administration of Force.

(2) The control of the police in any place shall be vested in such police officer as may be appointed by the Commissioner to be in charge thereof. Such officer shall be subordinate to, and carry out the orders of, the Commissioner in all matters connected with the discipline, interior economy and training of the members of the Force under him.

10. Every police officer shall keep such books and records and shall render such returns to the Commissioner as the Commissioner may, from time to time, direct.

Books, records and returns by officers in charge of police.

11. Every police officer shall be responsible for all public stores and public moneys issued and delivered for the use of the detachment under his command and shall account for the same to the Commissioner.

Stores.

PART III.

APPOINTMENT, ENLISTMENT, SERVICE AND DISCHARGE.

12.—(1) Police officers of or above the rank of superintendent shall be appointed by the Governor with the approval of the Secretary of State and in such manner as the Secretary of State may direct:

Appointment of police officers.

Provided that, in the absence of such directions, such officers shall be appointed in a similar manner to other officers in the service of the Colony.

(2) Inspectors shall be appointed by the Commissioner with the approval of the Governor.

(3) Non-commissioned officers shall be appointed by the Commissioner.

(4) Constables shall be enlisted as in section 13 of this Law provided.

Enlistment
of constables.

- 13.**—(1) No person shall be enlisted as constable who—
- (a) is not a British subject ;
 - (b) is under the age of eighteen or such other age as may be fixed by the Commissioner from time to time ;
 - (c) is not of the required height and chest measurement according to such standard as may be fixed by the Commissioner from time to time ;
 - (d) is not passed by a Government Medical Officer as fit for service ;
 - (e) in the opinion of the Commissioner is not of good character ;
 - (f) does not possess the required educational qualifications according to such standard as may be laid down by the Commissioner from time to time.

(2) Subject to the provisions hereinafter contained, enlistment shall be for an initial period not exceeding five years as the Governor may from time to time direct but, at the expiration of that period, the person enlisted may, if he has given satisfactory service and continues to fulfil the requirements hereinbefore stated and upon giving three months previous notice in writing to the Commissioner, opt for re-engagement for another like period and so on from time to time until he attains the age of fifty-five years, unless he is required to retire from service at any earlier age under any law in force for the time being.

(3) At the expiration of every period for which a constable has been enlisted or re-engaged, as the case may be, he shall cease to be a member of the Force, unless he exercises his option of continuing in the Force by giving notice as required by sub-section (2) of this section :

Provided that the Commissioner may permit a constable who has omitted to give such notice to continue in the Force if he so desires.

(4) The period of service shall in all cases be reckoned from the day on which the constable has been approved for service and taken on to the strength of the Force.

Oath of
allegiance
and con-
stable's oath.
First
Schedule,
Part I.

14.—(1) Every police officer other than a constable shall, upon first appointment, take and subscribe the Oath of Allegiance as set out in Part I of the First Schedule hereto before the Commissioner or such other officer as may be authorized by him and in the presence of a witness :

Provided that the Commissioner shall take and subscribe the oath before the Governor.

(2) Every constable shall, on enlistment and on each re-engagement, take and subscribe an oath, as set out in Part II of the First Schedule hereto, before a police officer of or above the rank of superintendent and in the presence of a witness.

First
Schedule,
Part II.

(3) Before taking and subscribing an oath, as required by sub-section (2) of this section, every constable shall answer truly any question which may be put to him as to his previous service in any of His Majesty's Forces or the police and as to whether he has, at any time, been convicted of any offence.

(4) Any person who wilfully makes a false statement in reply to a question put to him under sub-section (3) of this section shall be liable to imprisonment for one month or to a fine of ten pounds or to both such imprisonment and fine.

15. No police officer of or below the rank of inspector shall be at liberty to resign from the Force unless expressly permitted to do so by the Commissioner.

Police
officers not
to resign
without
permission.

16. Any police officer, whose period of service expires during a state of war, insurrection or hostilities, may be retained and his service prolonged for such further period, not exceeding twelve months, as the Governor may direct.

Prolonga-
tion of
service in
case of war.

17. The Commissioner may, with the approval of the Governor, discharge any non-commissioned officer or constable at any time during the period of his engagement—

Discharge.

(a) on medical evidence to the satisfaction of the Governor in Council under any law in force for the time being relating to the retirement of non-commissioned officers and constables;

(b) when sentenced to be dismissed the Force for misconduct;

(c) upon conviction for an offence;

(d) on reduction of establishment;

(e) on grounds of inefficiency:

Provided that the Commissioner may discharge any constable at any time during the first period of his enlistment, if he considers that such constable is unlikely to become an efficient constable.

18.—(1) When a member of the Force ceases to belong to the Force, he shall forthwith deliver up to the person appointed by the Commissioner for that purpose, or to the officer in charge of police at the place at which he was last stationed, all arms, ammunition, accoutrements, uniform and other appointments which have been supplied to him and which are the property of the Government.

Arms and
accoutre-
ments to be
delivered
up on
member
ceasing to
belong to
the Force.

(2) Any member of the Force who, having ceased to belong to the Force, fails to deliver up any arms, ammunition, accoutrements, uniform or other appointments as