



**SUPPLEMENT No. 2**

TO

THE CYPRUS GAZETTE No. 3444 OF 23RD JUNE, 1949.

LEGISLATION.

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**THE STATUTE LAWS OF CYPRUS**

**No. 24 OF 1949.**

A LAW TO AMEND THE GOVERNMENT WATERWORKS LAWS,  
1928 AND 1945.

R. E. TURNBULL,]

[16th June, 1949.

*Officer Administering the Government.*

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

1. This Law may be cited as the Government Waterworks (Amendment) Law, 1949, and shall be read as one with the Government Waterworks Laws, 1928 and 1945 (hereinafter referred to as "the principal Law"), and the principal Law and this Law may together be cited as the Government Waterworks Laws, 1928 to 1949.

Short title.

26 of 1928  
28 of 1945

Repeal of sections 13 and 14 of the principal Law and substitution of new sections.

2. Sections 13 and 14 of the principal Law are hereby repealed and the following sections substituted therefor, respectively:—

“Certain powers to the Water Engineer and consequential action.

13.—(1) Notwithstanding anything contained in this Law and for the purpose of ascertaining the practicability or expediency of determining whether any waterworks should be undertaken under the provisions of this Law in relation to any water, subject to private rights, it shall be lawful for the Water Engineer—

- (a) to enter upon and survey any land, take levels and conduct therein or thereon such experiments and in such manner and by such means as may be necessary for examining the flow of such water and ascertaining and measuring the amount of water at any particular point or points and to erect or install provisionally on any such land any structure, machinery or instruments in connection therewith;
- (b) to regulate, stop or deviate provisionally the flow of such water;
- (c) to provide a passage for materials and for all persons connected with the aforesaid purposes;
- (d) subject to the provisions of sub-section (2), to hold an enquiry for the purpose of ascertaining the existence, nature and extent of any water right in relation to such water and the persons entitled thereto;
- (e) to do all such other things as may be incidental to, or necessary for, the purposes aforesaid:

Provided that—

- (i) the Water Engineer and persons acting by his authority shall not enter upon any land without the consent of the occupier thereof unless at least twenty-four hours prior notice in writing is given to the occupier;
- (ii) the Water Engineer and persons acting by his authority shall not enter into any building without the consent of the occupier thereof unless the approval of the Commissioner is obtained and

unless at least twenty-four hours prior notice in writing is given to the occupier ; and

(iii) compensation shall be paid in accordance with sub-section (8).

(2) Every enquiry held for the purposes of paragraph (d) of sub-section (1) shall be held in accordance with the provisions of section 8 which shall apply *mutatis mutandis* to any such enquiry and for this purpose the Water Engineer shall have and exercise all the powers which any Water Commissioners would have and would be entitled to exercise under that section.

(3) Upon the completion of the experiments or the enquiry as in sub-section (1) provided, the Water Engineer shall make report thereon to the Governor and, if the Governor determines that any waterworks should be undertaken in connection with any water in respect of which the experiments were conducted or the enquiry held, the Water Engineer shall proceed to prepare a statement wherein he shall record the amount of water to which and the particular point at which, every person or group of persons appear to be *prima facie* entitled, in accordance with the evidence obtained at any enquiry held and by any experiments conducted, by the Water Engineer.

The Water Engineer shall cause a copy of such statement to be posted in a conspicuous place in the village in which the water affected thereby is situate and any person objecting to the contents of the statement must bring his objection within one month from the date of the posting.

(4) Every such objection shall be brought by application claiming the rectification of the statement to be commenced in the District Court of the District in which the water is situate, by the person objecting as applicant against the Water Engineer as respondent and the decision of every such Court on any such objection may be appealed from in the same