



SUPPLEMENT No. 2
TO
THE CYPRUS GAZETTE No. 3502 OF 9TH JUNE, 1950.
LEGISLATION.

THE STATUTE LAWS OF CYPRUS

No. 12 OF 1950.

A LAW TO MAKE PROVISION FOR THE ESTABLISHMENT AND
ADMINISTRATION OF IMPROVEMENT AREAS.

A. B. WRIGHT,]
Governor.

[*2nd June, 1950.*

BE 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 Villages (Administration Short title.
and Improvement) Law, 1950.

PART I.
PRELIMINARY.

Interpreta-
tion.

2. In this Law, unless the context otherwise requires—

“ Board ” means a board established under the provisions of section 6 ;

“ Commissioner ” means the Commissioner of the district in which the improvement area is situated ;

“ District Medical Officer ” means the person who is for the time being lawfully discharging the duties of the Government District Medical Officer of the district in which the improvement area is situated and includes his duly authorized representative ;

“ Divisional Engineer ” means the person who is for the time being lawfully discharging the duties of the Government Divisional Engineer of the district in which the improvement area is situated and includes his duly authorized representative ;

“ group ” means two or more villages or areas grouped for the purposes of this Law, such grouping to be made by the Commissioner by notice published in the *Gazette* ;

“ immovable property ” includes—

(a) land ;

(b) buildings and other erections, structures or fixtures affixed to any land or to any building or other erection or structure ;

(c) trees, vines and any other thing whatsoever planted or growing upon any land and any produce thereof before severance ;

(d) springs, wells, boreholes, water and water rights whether held together with, or independently of, any land ;

(e) privileges, liberties, easements and any other rights and advantages whatsoever appertaining or reputed to appertain to any land or to any building or other erection or structure ;

(f) an undivided share in any property hereinbefore set out ;

“ improvement area ” means any village, area or group deemed to have been declared or declared to be an improvement area under the provisions of this Law ;

“ mukhtar ” means the mukhtar of the village constituting the improvement area and includes a mukhtar or mukhtars nominated by the Commissioner under the provisions of section 5 ;

“ proprietor ” means any person of not less than twenty-one years of age who owns any immovable property within the improvement area and includes any person of the like age who occupies any immovable property within such area under a written lease or under a written hire-purchase agreement ;

“ street ” includes any square, road, bridle-path, pathway, blind-alley, passage, footway, pavement or public place situated in an improvement area.

PART II.

IMPROVEMENT AREAS AND BOARDS.

Constitution of Improvement Areas and Boards.

3. Every village or area in the Colony which at the date of the commencement of this Law has been declared to be a summer resort or a carob shipping place under the provisions of any of the Laws repealed by this Law shall be deemed to have been declared to be an improvement area under the provisions of this Law and shall be an improvement area for the purposes of this Law.

Application of Law to existing summer resorts and carob shipping places.

4. The Governor may, by order to be published in the *Gazette*, declare—

Power to Governor to declare any village or area to be an improvement area.

(a) any village or any defined area in the Colony to be an improvement area and thereupon such village or area shall be an improvement area for the purposes of this Law ;

(b) any area in the Colony, as shall be defined in the order, to be added to any improvement area and thereupon such additional area shall form part of such improvement area for the purposes of this Law.

5. Where in a village there is more than one mukhtar of the same community or where villages are grouped under the provisions of this Law, the Commissioner shall, for the purposes of this Law, nominate a mukhtar, from amongst the mukhtars of such village or group as a member of the Board in respect of such village or group :

Power to Commissioner to nominate mukhtar or mukhtars for Boards in improvement areas.

Provided that, where in any village or group there are Greek and Turkish mukhtars, the Commissioner shall nominate one Greek and one Turkish mukhtar in respect of such village or group.

6.—(1) There shall be established in every village or group deemed to have been declared or declared to be an improvement area a Board consisting of the Commissioner, as Chairman, the District Medical Officer, the Divisional Engineer and the mukhtar or mukhtars as *ex officio* members

Constitution of Boards in villages or groups.

and of three properly qualified persons elected or nominated in accordance with the provisions of sections 11 to 15 both inclusive (hereinafter in this Law called "the elected members"):

Provided that, where there is a Greek and a Turkish mukhtar on the Board, the number of the elected members shall include such number of Greeks and Turks as the Commissioner may direct.

(2) The Governor may increase at any time the number of the elected members.

(3) Every elected member shall hold office for a period of four years from the date of his election but may resign his membership upon giving notice in writing to the Chairman of the Board.

(4) If any elected member shall wilfully and unjustifiably fail to attend at three consecutive meetings of the Board, he shall thereupon become disqualified to sit as a member of the Board and the Chairman thereof shall declare his place upon such Board to be vacated:

Provided that any member aggrieved by any such decision of the Chairman of the Board may appeal to the Governor whose decision shall be final and conclusive.

(5) If, for any reason, an elected member shall cease to hold office, the Board shall elect another properly qualified proprietor, to be a member thereof in his place for the duration of the unexpired period of such office.

(6) No act or proceeding of the Board shall be deemed to be invalid by reason only of any vacancy in the Board.

Constitution
of Boards
in defined
areas.

7.—(1) For any defined area in the Colony declared to be an improvement area, there shall be established a Board consisting of the Commissioner, as Chairman, the District Medical Officer, the Divisional Engineer, and such number of properly qualified persons not exceeding three at any one time to be appointed by the Governor.

(2) Every member of the Board of any such area appointed by the Governor shall hold office for a period of four years from the date of his appointment, unless the Governor terminates at any time his appointment and appoints another properly qualified person to be member in his place for the duration of the unexpired period of his office.

Meetings of
Boards.

8.—(1) The Chairman of the Board may, whenever he thinks fit, and shall on a requisition in writing by not less than two members thereof, convene a meeting of the Board:

Provided that the meeting in case of requisition shall be held not later than fourteen days from the date of the receipt of such requisition and on a prior seven days notice.

(2) The meetings of the Board shall be held at such time and place as the Chairman may from time to time appoint.

(3) Save as in this Law otherwise provided, no business shall be transacted at any meeting of the Board unless three members, at least, are present. If, on the second successive summons, three members are not present at the time and place appointed for the meeting, the Board may proceed with business if two members only are present.

(4) If, when any meeting is held, the Chairman is absent from the meeting, the members present shall elect one of their members to preside at the meeting.

(5) All questions coming before the Board at any meeting shall be decided by a majority of the members present and, in case of an equality of votes, the Chairman of the meeting shall have a second or casting vote.

9. Minutes of the proceedings of every meeting of the Board shall be drawn up correctly and entered in a book kept for that purpose and shall be signed by the Chairman, and when so signed, shall be received in evidence in all proceedings without further proof. Minutes of the Board.

10. It shall be the duty of the Chairman to see that all and every decision of the Board is duly executed and, where such decision necessitates the expenditure of funds, to see that such expenditure is in accordance with the approved estimates. Executing decisions of Boards.

Election of Members of Boards.

11. For the purpose of electing the elected members of a Board, the Commissioner shall, subject to the provisions of section 12, call a public meeting of the proprietors as hereinafter provided: Power to Commissioner to call public meetings.

Provided that every such public meeting, other than the first, shall be held at such time as to enable the members elected thereat to assume office on the expiration of the term of the elected members then holding office.

12.—(1) The Commissioner, before calling a public meeting, shall request the mukhtar in writing to prepare a list of the proprietors and such mukhtar shall thereupon prepare, sign and seal such list in duplicate and shall forward it to the Commissioner within thirty days from the day on which he was requested so to do: List of proprietors.