

No. 10 of 1954.

A LAW TO AMEND AND CONSOLIDATE THE PROVISIONS RELATING TO FEES AND CHARGES LEVIED AND TAKEN IN THE DEPARTMENT OF LAND REGISTRATION AND SURVEYS.

J. FLETCHER-COOKE,] [17th February, 1954.
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:—

1. This Law may be cited as the Land Registration and Survey Department (Fees and Charges) Law, 1954. Short title.

2. In this Law, unless the context otherwise requires—
 “Director” means the Director of Land Registration and Surveys and includes any officer appointed by him for any of the purposes of this Law.

Fees and charges in the First Schedule to be levied and taken.
 First Schedule.

3. The several fees and charges set out in the First Schedule shall be levied and taken, to the nearest shilling, in respect of the several matters therein set out in such manner as may be directed from time to time by the Director, and the same shall, when levied and taken, form part of the revenue of the Colony :

Provided that the Governor in Council may by Order published in the *Gazette*—

- (a) delete or reduce any such fee or charge, or increase the same by an amount not exceeding one-half thereof ;
- (b) exempt from the payment of any such fee or charge the government of any foreign power with which Her Majesty's Government in the United Kingdom has made arrangements for reciprocal exemption from such fees or charges :

Provided further that the Director may, at his discretion, waive or reduce any such fee or charge in respect of any matter relating to a case promoting or tending to promote the consolidation of immovable property or of separate interests in immovable property or the elimination of dual ownership of immovable property.

Power to require deposit of fees.

4.—(1) Before performing any service for which a fee or charge is leviable under the provisions of this Law, the Director may require any person who applies for such service to deposit at the Land Registry Office such sum as shall, in the opinion of the Director, be sufficient to cover the fee or charge that may be required for the performance thereof.

(2) When a sum has been deposited for the performance of any service, as in sub-section (1) provided—

- (a) upon performance of such service, any part of the sum so deposited in excess of the fee or charge leviable for such service under the provisions of this Law shall, if not less than three shillings, be refunded ;
- (b) any balance of the fee or charge leviable for such service under the provisions of this Law which remains unpaid shall, if less than three shillings, be waived ;
- (c) subject to the provisions of paragraph (a) of this sub-section where the person who applies for such service withdraws his application or the Director

is unable to perform such service, there may be refunded the whole or such part of the sum so deposited as the Director may, at his discretion, determine having regard to the time spent in preparatory work relating to that service.

5. Subject to the provisions of sub-section (2) of section 4, where any service in a matter relating to immovable property has been performed by the Director on the application or at the request of the owner of such immovable property or of the person entitled to be registered as the owner thereof, any balance of the fee or charge leviable for such service under the provisions of this Law which remains unpaid shall be a charge on such immovable property and shall have priority over all other charges and incumbrances whatsoever, whether accruing before or after such service has been performed, and no transfer or mortgage of such property shall be registered except upon payment of such balance; and where the property is to be sold for the satisfaction of any other charge or incumbrance, the sale shall be subject to a reserve price which shall not be less than the balance hereinbefore mentioned.

Fees and charges to be a charge on immovable property.

6. Notwithstanding anything in this Law contained, no fee or charge shall be levied or taken in respect of any transaction to which the Government is a party.

No fee for transactions with the Government.

7. No fee or annual charge shall be levied or taken upon the registration of a title to immovable property acquired by inheritance.

No fee or annual charge upon registration of immovable property acquired by inheritance.

8. The enactments set out in the first column of the Second Schedule are hereby repealed to the extent specified in the second column of the said Schedule.

Repeal.
Second Schedule.

9. This Law shall come into operation on the first day of March, 1954.

Date of commencement.

FIRST SCHEDULE.

(Section 3.)

TABLE OF FEES AND CHARGES TO BE LEVIED AND TAKEN IN THE LAND REGISTRATION AND SURVEY DEPARTMENT, IN MATTERS RELATING TO IMMOVABLE PROPERTY.

1. Local Enquiries—

(i) for each application	10s.
(ii) plus, for each parcel of property involved.. .. .	1s.