

No. 39 OF 1955.

A LAW TO AMEND THE POLICE LAW.

CAP. 265.
24 of 1953
31 of 1954
21 of 1955

J. FLETCHER-COOKE,]

[7th September, 1955.

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 Police (Amendment No. 2) Law, 1955, and shall be read as one with the Police Law (hereinafter referred to as "the principal Law").

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Amendment
of section 2
of the
principal
Law.

2. Section 2 of the principal Law is hereby amended as follows :—

- (a) by the insertion therein, in their proper alphabetical places, of the following definitions :—
 “ ‘Deputy Commissioner’ means the Deputy Commissioner of Police ;
 ‘ Fire Officer ’ means the officer appointed to be in command of the Fire Brigades of the Cyprus Police Force throughout the Colony ;
 ‘ Gazetted Officer ’ means a police officer of and above the rank of Assistant Superintendent of Police and includes the Fire Officer and the Director of Music ;
 ‘ officer ’ means any police officer of or above the rank of inspector ; ” ;
- (b) by the substitution for the definition of “ Assistant Commissioner ” of the following definition :—
 “ ‘ assistant commissioner ’ means an assistant commissioner of police ; ” ;
- (c) by the insertion in the definition of “ inspector ” after the words “ inspector of police ” of the words “ and includes a chief inspector and a sub-inspector ” ;
- (d) by the deletion from the definition of “ non-commissioned officer ” of the words and comma “ district sergeant-major, ” (line 2) and from the definition of “ superintendent ” of the words “ and a cadet officer ” (lines 2 and 3).

Amendment
of section 4
of the
principal
Law.

3. Section 4 of the principal law is hereby amended by the deletion therefrom of paragraph (g) and the relettering of paragraphs (h), (i) and (j) as paragraphs (g), (h) and (i) respectively.

Amendment
of section 12
of the
principal
Law.

4. Sub-section (2) of section 12 of the principal Law is hereby amended by the deletion therefrom of the words “ with the approval of the Governor ” (line 2).

Amendment
of section 13
of the
principal
Law.

5. Section 13 of the principal Law is hereby amended by the substitution for sub-sections (2) to (4) of the following sub-sections :—

“ (2) Subject to the provisions hereinafter contained, enlistment shall be for an initial period of three years (hereinafter referred to as ‘ the probationary period ’) during which the constable shall be on probation.

(3) The Commissioner may, at any time during the probationary period, discharge any constable who, in the opinion of the Commissioner, is unlikely to become an efficient constable.

(4) After the expiration of the probationary period if the constable has given satisfactory service and is in the opinion of the Commissioner, in every respect, suitable for retention in the Force, he shall be confirmed as a constable.

(5) Any constable enlisted on or after the first day of January, nineteen hundred and fifty-three, shall be deemed to have been enlisted under the provisions of this section and any period of service after that date shall be deemed to be a part of his probationary period.

(6) Any constable who on the thirty-first day of December, nineteen hundred and fifty-five, has served in the Force for a period of three years shall be deemed to have been confirmed under this section :

Provided that any such constable may, within three months from the thirty-first day of December, nineteen hundred and fifty-five, by a written notice given to the Commissioner, elect not to come under the provisions of this section and thereupon the provisions of sub-sections (2) to (4) of section 13, as it stood before its amendment by the Police (Amendment No. 2) Law, 1955, shall apply to such constable.”

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6. Section 17 of the principal Law is hereby amended by the deletion therefrom of the proviso and the substitution for the colon at the end of paragraph (c) of a full stop.

Amendment of section 17 of the principal Law.

7. The principal Law is hereby amended by the insertion therein, immediately after section 28, of the following new section :—

Amendment of the principal Law by the insertion of new section 28A.

“Prosecution for offences under the Law or Regulations.

28A. Any police officer accused of an offence under this Law or any Regulations made thereunder may, with the sanction of the Commissioner first obtained, be prosecuted before a Court of Law and on conviction shall be liable to imprisonment not exceeding two years or to a fine not exceeding one hundred pounds or to both such imprisonment and fine.”

8. Section 31 of the principal Law is hereby amended as follows :—

Amendment of section 31 of the principal Law.

(a) by the substitution for the words “ sentenced to imprisonment by any Court in respect of any offence ” (lines 3 and 4) of the words “ convicted of an offence punishable with imprisonment ” ;

(b) by the substitution for the word “ sentence ” (line 6) of the word “ conviction ” .

9. The principal Law is hereby amended by the insertion therein, immediately after section 36, of the following new section :—

Amendment of the principal Law by the insertion of new section 36A.

“Power to make Regulations with respect to special constables.

36A. Notwithstanding anything in this or any other Law contained the Governor may, by Order-in-Council, make Regulations providing for the appointment, status and duties of special constables and may, by those Regulations, provide—

(a) that any special constables to whom the Regulations apply shall, in the execution of their duty, act under such direction as may be specified in the Regulations ;

(b) for the application to special constables to whom the Regulations apply of all or any of the provisions of this Law, or any Law amending