

No. 144.

THE HOTELS, LODGING HOUSES AND PUBLIC BUILDINGS
(REGULATION) LAW, 1938.

REGULATIONS MADE UNDER SECTION 3.

A. B. WRIGHT,
Acting Governor.

In exercise of the powers vested in the Governor by section 3 of the Hotels, Lodging Houses and Public Buildings (Regulation) Law, 1938, His Excellency the Acting Governor, with the advice of the Executive Council, has been pleased to make and hereby makes the following Regulations:—

1. These Regulations may be cited as the Lodging Houses Regulations, 1938, and shall apply to lodging houses situated elsewhere than within the limits of any municipal corporation.

2. In these Regulations—

“District Medical Officer” means the person who is for the time being lawfully discharging the duties of the Government District Medical Officer in the district in which a lodging house licensed or required to be licensed under the provisions of these Regulations is situated, and includes any officer of the Medical Department authorized by him in writing to perform any of the duties imposed, or to exercise any of the powers conferred, upon the District Medical Officer by these Regulations;

“licensed lodging house” means a lodging house licensed under the provisions of these Regulations;

“licensee” means the owner, keeper or person in charge of a licensed lodging house;

“Licensing Authority” means the Commissioner of the District in which a lodging house licensed or required to be licensed under the provisions of these Regulations is situated;

“lodger” means a person to whom any part of a licensed lodging house has been let as a lodging or for his use and occupation;

“lodging house” includes a khan and any building or premises or any part thereof used for the accommodation of the public other than a hotel, situated elsewhere than within the limits of any municipal corporation, in which lodgings are provided by rooms or portions of rooms or in which the sleeping accommodation provided for lodgers is such that two or more persons though strangers to one another may occupy one and the same room or in which the same class of accommodation is furnished by an employer of workmen to the workmen employed by him;

3. No person shall keep or manage a lodging house unless such lodging house has been licensed under the provisions of these Regulations.

4. Every application for a licence shall—

(a) be made to the Licensing Authority in the form set out in the First Schedule hereto; and

(b) be accompanied by a certificate issued by the District Medical Officer in the Form set out in the Second Schedule hereto.

5. Every licence issued under these Regulations—

(a) shall be in the form set out in the Third Schedule hereto;

(b) shall expire on the 31st day of December of the year in which it is issued; and

(c) may be renewed annually.

6. The fee for a licence or renewal thereof shall be one shilling in every year.

7. The Licensing Authority may refuse to issue a licence where in his opinion the person applying therefor is not a fit and proper person to hold a licence, and may upon giving one month's previous notice in writing to the licensee revoke a licence where he is satisfied that the licensee has ceased to be a fit and proper person to hold a licence, or has allowed or suffered his licensed lodging house to be used for any unlawful or immoral purpose, or has been convicted on more than three occasions for offences against these Regulations.

8. Every licensee shall cause a sign board to be displayed and kept displayed in some conspicuous place on the outside of the licensed lodging house with the words "Licensed Lodging House" thereon in English, Greek and Turkish.

9.—(1) Every licensee shall keep a register in such form as the Licensing Authority shall approve in which the licensee shall record the names, ages and sex of persons who stay in the licensed lodging house for the time being, and such register shall be open to inspection at all reasonable times by the Licensing Authority, the Director of Medical Services, the District Medical Officer and any Police Officer.

(2) For the purpose of such inspection the Licensing Authority, the Director of Medical Services, the District Medical Officer and any Police Officer may at all reasonable times enter the licensed lodging house and every person thereon shall render to him such assistance as he may reasonably require and no person shall refuse to permit his entry or shall hinder or obstruct such entry.

10. Every licensed lodging house shall conform to the following requirements to the satisfaction of the District Medical Officer, that is to say,—

(a) It shall have a sufficient water supply of good quality either piped or otherwise conveniently placed and properly stored to prevent any fouling of water ;

(b) It shall have a sufficient number of latrines of an approved type ;

(c) Its floors, walls and ceilings shall be free from any dampness and its roof in good repair ;

(d) It shall have sufficient and proper lighting and ventilation in each room, staircase and passage ;

(e) It shall be structurally safe and in good repair and condition ;

(f) It shall be free from vermin ;

(g) It shall have sufficient washing and cooking accommodation for the use of the lodgers ;

(h) It shall have proper drainage and a sufficient number of receptacles for household refuse ;

(i) It shall, if consisting of more than one storey, have proper means of escape in case of fire.

11. The following provisions shall apply in the case of any person staying in a licensed lodging house who is suspected of suffering from any infectious disease, that is to say,—

(a) The licensee shall notify the name of any such person to the District Medical Officer or to the Mukhtar of the village or quarter in which the licensed lodging house is situated ;

(b) The licensee shall render such assistance as he may be required to render by the District Medical Officer for the removal of the person suffering from an infectious disease if removal is ordered

and shall adopt all such precautions as may be most suitable in accordance with any instructions as may be given to him by the District Medical Officer;

- (c) The licensee shall notify the District Medical Officer forthwith upon the death, removal or recovery of any lodger who may have been suffering from an infectious disease;
- (d) The licensee shall cause to be thoroughly cleaned and disinfected the room occupied by any person suffering from an infectious disease and every article in such room liable to retain infection in accordance with the directions of the District Medical Officer;
- (e) No person other than the wife or relative of, or person voluntarily in attendance on, any person suffering from an infectious disease shall use or occupy the same room as such person.

12. The interior of every licensed lodging house shall be kept limewashed or painted to the satisfaction of the District Medical Officer and the licensee shall comply with any directions in this behalf which may from time to time be given to him by the District Medical Officer.

13. The maximum number of persons who may occupy each room in a licensed lodging house may be determined by the District Medical Officer and where so determined shall be displayed and kept displayed by the licensee on the outside of the door of each room.

14. All yards, areas, forecourts or open spaces within the curtilage of a licensed lodging house shall be kept in good order and thoroughly cleansed as often as necessary for the purpose of keeping them in a clean and sanitary condition to the satisfaction of the District Medical Officer.

15. The floor of every room, passage, landing and staircase of a licensed lodging house shall be thoroughly swept once at least every day and shall be thoroughly washed at least once in every week.

16. All bed clothes, bedding, and bedsteads in a licensed lodging house shall be thoroughly cleansed as often as may be necessary for the purpose of keeping them in a clean and wholesome condition.

17. All solid and liquid filth or refuse shall be removed at least once a day from every room in a licensed lodging house, and every vessel, receptacle or utensil used for such filth or refuse shall be cleansed every day.

18. As often as may be necessary for keeping them clean, the seat, floor and walls of every latrine or urinal belonging to a licensed lodging house shall be thoroughly cleansed.

19. The licensee shall keep every part of the structure of the licensed lodging house in good order and repair and shall at all times maintain every latrine, urinal, washroom, kitchen and scullery and every apparatus, trap and drain communicating thereto in good order and repair to the satisfaction of the District Medical Officer.

20. The licensee shall at all times take such measures as may be necessary in order to prevent fire occurring in the licensed lodging house.

21. All means of ventilation in or in communication with any room, passage, latrine, urinal, washroom, scullery or kitchen of a licensed lodging house shall at all times be kept by the licensee in good order and efficient action to the satisfaction of the District Medical Officer.

22. Every room in the licensed lodging house used and occupied as a sleeping apartment shall be kept by the licensee in a properly ventilated condition to the satisfaction of the District Medical Officer.

23. No room appointed for use as a latrine, urinal, washroom, scullery or kitchen in a licensed lodging house shall be used for any other purpose.

24.—(1) The licensee shall if required to do so by the District Medical Officer display and keep displayed in a conspicuous place in the licensed lodging house any notice or placard issued by the District Medical Officer.

(2) No person shall wilfully conceal, deface, alter or obliterate any such notice or placard.

25. The licensee shall display and keep displayed in a conspicuous place in the licensed lodging house a copy of these Regulations and of any Regulations amending or substituted for the same in force for the time being.

26. The Licensing Authority and the District Medical Officer may enter and inspect any licensed lodging house at any reasonable time in order to ascertain whether the provisions of these Regulations are being complied with and every person in the licensed lodging house shall render such assistance for the purposes of such inspection as the Licensing Authority or the District Medical Officer may reasonably require.

27. No person shall refuse to permit the Licensing Authority or the District Medical Officer to enter or inspect any licensed lodging house or shall hinder or obstruct his entry or inspection or shall without reasonable excuse neglect or refuse to render him such assistance as he may reasonably require for the purposes of such inspection.

28. The District Medical Officer may serve or cause to be served upon any licensee acting in contravention of any of the provisions of these Regulations a notice in the form set out in the Fourth Schedule hereto, or to the like effect calling upon him to do any act or thing required to be done, or to abstain from doing any act or thing prohibited to be done, under any of the provisions of these Regulations :

Provided that any such notice shall not relieve any such person from the consequences of any breach of these Regulations committed by him previously to the service of such notice.

29. Where any licensee fails to comply with any notice served on him under regulation 28 the Licensing Authority may by order to be served on the licensee direct the temporary closing of the licensed lodging house for such period as may be specified in such order and the licensee shall comply with such order.

30. Where in the opinion of the District Medical Officer a licensed lodging house should be closed in the interests of public health or for the purpose of preventing the spread of any infectious disease, the Licensing Authority may by order, to be served on the licensee, direct the temporary closing of the licensed lodging house for such period as may be specified in such notice, and the licensee shall comply with such order.

31. Any matter or thing which the Licensing Authority or the District Medical Officer is authorized by these Regulations to do, determine, require, order, instruct or direct to be done or to approve may be communicated to the person concerned by notice or order addressed to him.

32. Any notice or order under these Regulations may be served—

- (a) by delivering it to the person to whom it is addressed ; or
- (b) by leaving it with some adult person at the usual place of abode of the person to whom it is addressed ; or
- (c) if there is no such adult person by affixing it on some conspicuous part of his usual place of abode ; or

(d) by post by prepaid letter, and if served by post it shall be deemed to have been served at the time when the letter containing the same would be delivered in the ordinary course of the post, and in proving such service it shall be sufficient to prove that the letter was properly addressed and put in the post.

33. Any licensee who shall act in contravention of any of the provisions of these Regulations, and any person who acts in contravention of regulation 3 of these Regulations, shall be guilty of an offence against these Regulations and shall be liable—

(a) for every such offence to a penalty of not less than two-shillings and not more than five pounds, and

(b) in the case of a continuing offence after notice thereof from the Licensing Authority, to a further penalty of not less than five shillings and not more than one pound for each day during which the offence continues after the receipt of such notice.

34. The Local Health Board are hereby directed

FIRST SCHEDULE.

The Lodging Houses Regulations, 1938, (Regulation 4 (a)).

FORM OF APPLICATION FOR LICENCE OF A LODGING HOUSE.

To.....

The Licensing Authority of the District of.....

I hereby apply for a licence in respect of the premises situated at.....

.....
for use as a lodging house.

2. In respect thereof I subjoin the undermentioned particulars:—

(1) Number and date of kochan :

(2) Description of premises including all yards, areas, forecourts and open spaces comprised therein :

(3) Number of bedrooms :

(4) Number of persons to be accommodated in each bedroom :

(5) Number and type of latrines and urinals :

(6) Number of kitchens :

(7) Number and description of other rooms :

(8) Water supply and description thereof :

(9) Description of drainage system :

3. I hereby state that I am the owner (keeper or person in charge) of the premises aforesaid.

4. I hereto attach certificate from the District Medical Officer of..... in accordance with Regulation 4 (b).

Date.....

(Signature).....

(Address).....

SECOND SCHEDULE.

The Lodging Houses Regulations, 1938, (Regulation 4 (b)).

FORM OF CERTIFICATE OF DISTRICT MEDICAL OFFICER.

No.....

This is to certify that the premises situated at.....
 consisting of.....

owned by }
 kept by }
 in charge of }

are in my opinion structurally safe and from a sanitary and hygienic point of view
 suitable to be licensed as a lodging house.

Dated this.....day of....., 19....

(Signature)

District Medical Officer of.....
Duly authorized representative of the District
Medical Officer of.....

THIRD SCHEDULE.

Counterfoil.

The Lodging Houses Regulations,
1938, (Regulation 5 (a)).

FORM OF LICENCE.

Name of licensee
 Address of premises
 Description of premises
 Date of issue
 Date of expiration.....
 Fee paid 1s.

.....
Licensing Authority of
the District of.....

The Lodging Houses Regulations, 1938,
(Regulation 5 (a)).

FORM OF LICENCE.

This is to certify that the premises
 owned by }
 kept by }of.....
 in charge of }

situated at.....and consisting
 of.....

.....
 are hereby licensed under the provisions of
 the above-mentioned Regulations as a lodging
 house.

This licence expires on the 31st December
 next.

Dated this.....day of....., 19..

Fee paid 1s.

.....
Licensing Authority of the
District of.....

FOURTH SCHEDULE.

The Lodging Houses Regulations, 1938, (Regulation 28).

FORM OF NOTICE.

Village.....District

To..... of.....

This is to notify you that I....., District Medical Officer,
being satisfied that Regulation(s)..... of the above-mentionedRegulation(s) ^{is} _{are} not being properly complied with by you in that..........
I hereby call upon you to take the following steps, that is to say..........
within..... days from the date of the service upon you of this notice.2. Your attention is drawn to Regulations 28 and 33 of the above-mentioned
Regulations.

Dated this.....day of....., 19....

(Signature).....
District Medical Officer of.....
Duly authorized representative of the District
*Medical Officer of*Made at ^{Nicosia} Troödos, this 22nd day of July, 1938.

(M.P. 608/28/2.)

T. S. BELL,
*Clerk of the Executive Council.***No. 145. Notification under the Tree Planting Village Areas
Laws, 1930 to 1936.**

AYIA KEBIR (NICOSIA) FUND.

In exercise of the powers vested in me by the Tree Planting Village Areas Laws, 1930 to 1936, I hereby establish a fund for the village of Ayia Kebir, in the District of Nicosia (hereinafter called "the Fund"), into which shall be paid all fines recovered under the said Laws for offences committed within the Tree Planting Area of the village of Ayia Kebir, as described in the Order of the Governor made the 20th of May, 1938, and published in Supplement No. 3 to the *Gazette* No. 2650 of 20th May, 1938.

The Fund shall be under the management and control of the Commissioner of Nicosia for the time being.

The money in the Fund shall be utilized for the improvement of arboriculture in the village of Ayia Kebir.

Nicosia, 15th July, 1938.
(M.P. 602/38.)R. P. L. BROWNE,
Commissioner.