

District	Village	Regn. No.	Sheet No.	Plan No.	Plot No.	Description of property
Famagusta	Mandres	877	XIV	15 W	on 319	1 carob tree.
"	do.	878	"	15 W	on 319	1 carob tree.
"	do.	1654	"	15 W	on 319	1 olive tree and 1 carob tree.
"	Syngراسي	24	"	40 E	on 51	2 olive trees.
"	Ay. Andronikos (Topju Keuy)	377	XV	9 W	on 188	3 olive trees.
"	do.	378	"	9 W	on 188	1 olive tree.
"	Ardhana	2792	"	11 W	on 177	1 olive tree.
"	Ay. Andronikos (Topju Keuy)	853	"	18 W	on 82	6 olive trees.
"	Ardhana	2941	"	18 E	on 154	1 olive tree.
"	Trikomo	249	"	26 W	on 5	2 olive trees.
"	do.	4050	"	26 W	on 5	32 carob trees.
"	do.	288	"	26 W	on 30	1 olive tree.
"	do.	289	"	26 W	on 30	16 olive trees.
"	do.	290	"	26 W	on 30	60 olive trees.

Ordered in Council, this 28th day of December, 1940.

(M.P. 807/38.)

N. D. WATSON,
Clerk of the Executive Council.

a. by 206/42.
a. by 41/44.

No. 490.

THE FOREST LAW, 1939.

REGULATIONS MADE UNDER SECTION 13.

W. D. BATTERSHILL,
Governor.

I, the Governor in Council, in exercise of the powers conferred by section 13 of the Forest Law, 1939, do hereby make the following regulations:—

1. These regulations may be cited as the Forest Regulations, 1940, and shall come into operation on the 1st January, 1941. Citation.

PART I.

MAIN STATE FORESTS.

2. A licence to cut, take, extract, convert or remove any forest produce from any Main State Forest or to graze cattle in a Main State Forest or to erect and occupy any mandra, fold or any other premises in a Main State Forest may be issued on application made to the Conservator. Issue of licences to cut forest produce, etc.

3.—(1) An application for a licence to cut, take, extract, convert or remove any forest produce from any Main State Forest shall contain a full description of the kind of forest produce in respect of which it is made and of the locality in which it is found and shall state the quantity required. Application for licence to cut, etc., forest produce.

(2) A licence issued upon an application under paragraph (1) hereof shall specify the time within which the forest produce shall be removed from the Main State Forest, and the route by which and the manner in which it shall be removed.

(3) There shall be paid by the licensee, for any forest produce in respect of which a licence is issued under this regulation, such charges as may be fixed from time to time by the Conservator regard being had to the prices obtaining in the market for such forest produce.

4.—(1) An application for a licence to graze cattle in any Main State Forest shall state the number and kind of cattle to be grazed and the area in which it is proposed to graze the same. Application for licence to graze cattle.

(2) Before issuing a licence to graze any cattle, the Conservator may require the applicant to specify any distinguishing markings or brand on the cattle in respect of which the application is made and if such markings or brand are approved by the Conservator a description thereof shall be inserted in the licence and thereafter all cattle grazed in virtue of such licence shall bear the markings or brand described therein.

5. An application for a licence to erect and occupy any mandra, fold or any other premises in any Main State Forest shall state the place at which it is proposed to erect the same and shall contain a full description of the type and size of the mandra, fold or other premises which the applicant proposes to erect, Application to erect mandras, etc.

PART II.

MINOR STATE FORESTS.

Classification of Minor State Forests.

6. The Governor may by notice to be published in the *Gazette* declare that any Minor State Forest or any part thereof specified in such notice shall be reserved for any of the following purposes, that is to say—

- (a) as a Main Fuel Area ;
 (b) as a Village Fuel Area ;
 (c) as a Grazing Area ;
 (d) as an Amenity Area ;
 (e) as a Nursery Garden.

(bb) as a Municipal Fuel Area;
 Added by 4/1/44.

Application to cut or take forest produce in a Minor State Forest.

7.—(1) Except where the control over a Minor State Forest is vested under the regulations in any other person, an application for a licence to cut or take any forest produce therefrom shall be made to the Commissioner of the District within which such Minor State Forest is situate.

(2) Such application shall state the quantity of the forest produce to be cut or taken and shall also contain full description of the kind of such forest produce and the locality at which it is found.

(3) There shall be paid by the licensee for any forest produce cut or taken from a Minor State Forest under a licence issued upon any application made under this regulation such charges as may be fixed from time to time by the Commissioner, regard being had to the prices obtaining in the market for such forest produce :

Provided that the Commissioner may, if he so thinks fit, permit the gathering of dead and dry fuel and the cutting of schinia bush for domestic purposes and not for sale, free of any charge.

Village Fuel Areas.

8.—(1) The Governor may by order published in the *Gazette* direct that any Minor State Forest or any part thereof reserved as a Village Fuel Area under regulation 6 shall be under the control of the Village Commission of the village within the lands of which such area is situate or, where such area lies within the land of more than one village, that it shall be placed under the joint control of the Village Commissions of the villages within which such area is situate.

(2)—(a) The Village Commission or Village Commissions in control of a Village Fuel Area may, with the approval of the Commissioner, make rules for all or any of the following matters, that is to say—

(i) for the issue of permits to cut and take any forest produce for fuel within the Village Fuel Area, the conditions to be attached thereto and the fees to be paid therefor ;

(ii) generally for any other purpose approved by the Commissioner tending to the development and protection of the Village Fuel Area.

(b) Any rules made by a Village Commission or Village Commissions under paragraph (a) hereof shall be posted up in a conspicuous place in the village or villages affected thereby and a notification in the *Gazette* by the Commissioner of the District within which such village or villages are situate that the rules have been duly made and posted, shall be conclusive evidence thereof.

(3)—(a) The Commissioner of the District within which any Village Fuel Area is situate may with the advice of the Conservator require the Village Commission or Village Commissions in control of such area to prohibit the taking of any forest produce from any part of a Village Fuel Area for such period as he may direct and may also require the Village Commission or Village Commissions to replant any part of such fuel area in such manner as he may direct, and if the Village Commission or Village Commissions shall fail to comply with the requirements of the Commissioner, the Commissioner may make an order limiting the time within which the area shall be replanted as aforesaid.

(b) If within the time so limited the Village Commission or Village Commissions fail or neglect to comply with the requirements of the Commissioner, the Commissioner may cause the area to be replanted and the expenses so incurred by him shall be paid out of the Village Forest Fund.

(c) Each member of a defaulting Village Commission or Village Commissions shall, unless he proves to the satisfaction of the Court that he has done all that was in his power to comply with the requirements of the Commissioner, as in paragraph (a) hereof provided, be guilty of an offence under these regulations.

Grazing Areas.

9. A notice under regulation 6 reserving any Minor State Forest or any part thereof as a Grazing Area shall specify the village or villages the inhabitants of which may graze their cattle therein and the number of cattle to be grazed and thereafter no person who is not an inhabitant of any such village shall graze cattle in such area nor shall, any cattle in excess of the number specified in the notice, be grazed in such area.

Amenity Areas.

10.—(1) The Governor may by order published in the *Gazette* direct that any Minor State Forest or any part thereof reserved as an Amenity Area under regulation 6 shall be under the control of any Municipal Authority, Village Commission or other authority as may be designated in the Order.

Added by 4/1/44.
 8A.

(2) A Municipal Authority, Village Commission or other authority having control of an Amenity Area shall hold and develop the same for the use and enjoyment of the public.

(3)—(a) The Municipal Authority, Village Commission or other authority having control of an Amenity Area—

(i) shall be entitled to cut, take and sell any forest produce other than timber from the Amenity Area under its control;

(ii) with the consent of the Commissioner in writing previously obtained may cut and sell any timber from the Amenity Area under its control, as may be approved by the Commissioner.

(b) The proceeds of any sale of any forest produce or timber under paragraph (a) hereof collected by the Municipal Authority, Village Commission or other authority shall be expended by it for the development of the Amenity Area under its control.

11.—(1) There shall be established within each District a Fund under the control of the Commissioner of the District to be called District Forest Fund into which there shall be paid—

District Forest Funds.

(a) any sum paid as fees for the grant of permits issued by the Commissioner to cut or take forest produce within any Minor State Forest situate within the District;

(b) any sum paid as rent for areas leased under regulation 14;

(c) any other revenues derived from any Minor State Forest situate within the District, not being sums payable to a Village Forest Fund or to an Amenity Area Fund.

(2) A Commissioner shall be at liberty to defray from a District Forest Fund under his control any expenses in connection with the management, development and protection of any Minor State Forest situate within the District and to make out of such fund any grant to any person or authority having control of any Village Fuel Area or any Amenity Area, as the case may be, for the purpose of assisting in the development of such Village Fuel Area or Amenity Area.

12.—(1) There shall be established in respect of every Minor State Forest reserved by the Governor as a Village Fuel Area under regulation 6 a fund under the control of the Village Commission or Village Commissions having control of the Village Fuel Area in respect of which such fund is established, to be called Village Forest Fund, into which there shall be paid—

Village Forest Funds.

(a) any sum paid as fees for the taking of forest produce under any rules made by the Village Commission or Village Commissions under regulation 9;

(b) any grant made from the District Forest Fund;

(c) any other revenue derived from any Village Fuel Area under the control of the Village Commission or Village Commissions.

(2) The Village Commission or Village Commissions having the control of a Village Forest Fund shall be at liberty to defray from such fund any expenses in connection with the management, development and protection of any Village Fuel Area under their control.

(3) The Village Commission or Village Commissions having the control of a Village Forest Fund shall keep an account, in such form as the Commissioner may require, of all sums paid into or out of the fund and such accounts shall be subject to audit by the Commissioner or by such person or persons as the Commissioner may appoint for that purpose.

13.—(1) There shall be established in respect of every Minor State Forest reserved by the Governor as an Amenity Area under regulation 6 a fund under the control of the Municipal Authority, Village Commission or other authority, as the case may be, designated in the Order made under regulation 10 to be called Amenity Area Fund into which there shall be paid any sum collected from the sale of any forest produce or timber any grant and any other revenue derived from such area.

Amenity Area Funds.

(2) The provisions of regulation 12 relating to Village Forest Funds shall apply *mutatis mutandis* to an Amenity Area Fund established under regulation 13.

14.—(1) Any Minor State Forest or any part thereof not reserved by the Governor for any of the purposes specified in regulation 6 may be let out on lease by the Commissioner of the District in which such Minor State Forest is situate, for any of the following purposes, that is to say,—

Lease of Minor State Forest.

(a) as a tree planting area;

(b) as an area for cultivation;

(c) for any purpose approved by the Governor.

(2) There shall be paid for any lease as in paragraph (1) hereof provided such rent and every such lease shall be under such terms and conditions, as the Commissioner may deem fit to impose.

15.—(1) The Commissioner may, upon the application of any person, issue to such person a licence to graze cattle in any area in a Minor State Forest within his district, not being an area reserved by the Governor for any of the purposes specified in regulation 6.

Grazing by individuals.

(2) The provisions of regulation 4 shall apply *mutatis mutandis* to the issue of a licence under this regulation.

Added by 306/43. (BA) Any sum which may from time to time be paid into the fund;

PART III.
GENERAL.

- Transport of timber and other forest produce. 16.—(1) Subject to paragraph (3) of this regulation, no person shall transport or convey any timber or any other forest produce—
- (a) from a Main State Forest or any private forest placed under the control of the Government, save under a licence from the Conservator;
 - (b) from a Minor State Forest or any private forest not placed under the control of the Government or from any other land in the Colony, save under a licence from the Commissioner of the District in which such Minor State Forest or private forest or land is situate: Provided that no licence shall be issued for the transport or conveyance of timber from any private forest not placed under the control of the Government or from any other land in the Colony unless the person desiring to obtain such licence produces to the Commissioner a certificate of the Mukhtar of the village in which such forest or land is situate verifying that such forest or land is the property of such person or that such person has obtained the consent of the owner of the same for the transport or conveyance of such timber.
- (2) Where any timber consists of logs or of sawn or fashioned wood it shall not be transported or conveyed from any Main State Forest or any Minor State Forest or any private forest or any other land in the Colony lying within two miles from the boundary of any Main or Minor State Forest unless and until it shall have been first stamped with a Forest Department marking hammer.
- (3) Nothing in this regulation contained shall apply:—
- (a) to any imported timber;
 - (b) to any forest produce other than timber belonging to any person and transported or conveyed by such person from his own land for his own domestic purposes and not for sale.
- Exportation of timber, etc. 17.—(1) No person shall export from the Colony any timber or any other forest produce save under a licence from the Conservator.
- (2) A licence under this regulation may be issued on application made to the Conservator. Such application shall contain a full description of the kind and amount of timber or other forest produce in respect of which the application is made, the source from which it was obtained, the place to which, and the port from which, and the date on which, it is proposed to export it.
- Unlawful possession, etc., of forest produce. 18. No person shall knowingly possess, sell or export any forest produce which has been cut, taken, extracted or removed in contravention of the Law or of these regulations.
- Erection, etc., of wood burning steam engines, etc., without a licence prohibited. 19.—(1) No wood burning steam engine, furnace, still or kiln for making or producing bricks, tiles, lime, gypsum, cement, terra umbra, charcoal, gum, resin, turpentine, tar, pitch or other product shall be erected, used or worked in any Main State Forest save under a licence from the Conservator, nor in any Minor State Forest or in any other part of the Colony save under a licence from the Commissioner of the District in which it is intended to erect, use or work the same: Provided that nothing in this regulation contained shall apply to a still for making zivania of a total capacity not exceeding 50 okes, erected, used or worked in any part of the Colony, not being a Main State Forest or a Minor State Forest.
- (2) No licence for a wood burning steam engine, still or kiln shall be issued under these regulations when in the opinion of the Conservator or the Commissioner, as the case may be, there appear reasonable grounds for supposing that the grant of any such licence shall be detrimental to forest interests or is likely to exhaust the forest resources or vegetation soil cover in the district or area concerned.
- Application for licence to erect, etc., wood burning steam engines. 20. A licence for the erection, use or working of a wood burning steam engine may be issued on application made to the Conservator or to the Commissioner, as the case may be. Such application shall contain full particulars regarding—
- (a) the make, type and horse power of the engine;
 - (b) the place at which it is proposed to erect, use or work the engine; and
 - (c) the kind and approximate quantity of fuel which it is proposed to consume each year and the arrangements made or to be made for its supply.
- Application to erect, etc., furnaces or stills. 21. A licence for the erection, use or working of a furnace or still may be issued on application to the Conservator or to the Commissioner, as the case may be. Such application shall contain full particulars regarding—
- (a) the make and type of the furnace or still;
 - (b) the place at which it is proposed to erect, use or work the furnace or still;
 - (c) the kind and approximate quantity of fuel which it is proposed to consume in each year and the arrangements made or to be made for its supply;
 - (d) the kind and approximate quantity of the output which the furnace or still will produce in each year.

22. A licence for the erection, use or working of a kiln may be issued on application to the Conservator or to the Commissioner, as the case may be. Such application shall contain full particulars regarding—

- (a) the type of and the purpose for which the kiln is to be erected, used or worked;
- (b) the place at which it is proposed to erect, use or work the kiln;
- (c) the kind and approximate quantity of fuel which it is proposed to consume in connection with the use or working of the kiln and the arrangements made or to be made for its supply.

Application to erect, etc., kilns.

23. Every person holding a licence under regulation 19 shall, when so required by the Conservator or by the Commissioner, as the case may be, keep such books in respect of the fuel consumed by him or in his possession and the sources or the names of the persons from which such fuel was obtained, and to render such returns and accounts in respect thereof and at such times, as the Conservator or Assistant Conservator or the Commissioner, as the case may be, may direct.

Books to be kept and returns rendered by holders of a licence under regulation 19, if required.

24.—(1) Any stray cattle found in any Main State Forest or a Minor State Forest may be impounded by any Forest Officer, Peace Officer, Mukhtar, Aza, Rural Constable or any officer of the District Administration.

Stray cattle.

(2) Stray cattle may be kept in pound for a period not exceeding seven days at any one time and during that period the person impounding the same shall cause the same to be properly looked after, fed and watered: Provided always that the cost and expenses in that connection shall not exceed 1s. per head of cattle for each day.

(3) At any time before the expiration of the period in paragraph (2) hereof mentioned, the owner of the cattle may claim the same and such cattle, upon payment by the owner of the poundage fee, in paragraph (5) hereof mentioned together with any costs and expenses incurring in connection with the keeping, feeding and watering of the same (not exceeding 1s. per head of cattle for each day) shall be returned to the owner.

(4) If the owner of any cattle impounded under the provisions of this regulation does not claim the same within the period in paragraph (2) hereof mentioned or if he fails to pay the poundage fee and the costs as in paragraph (3) hereof provided, then and in every such case the cattle shall become the property of the Crown and may be sold or otherwise disposed of in such manner as the Conservator or Assistant Conservator or as the Commissioner, as the case may be, may direct.

(5) The poundage fee shall be 6 piastres per head of cattle for each day or part of a day during which the cattle remain in pound.

(6) Any person who unlawfully takes out of any pound any cattle impounded under the provisions of this regulation shall be guilty of an offence and shall be liable to a fine not exceeding two pounds.

25.—(1) No person shall manufacture, use or possess any timber marking instruments save under a licence from the Conservator.

Marking instruments.

(2) A licence for the manufacture, use or possession of a timber marking instrument may be issued upon application to the Conservator. Such application shall contain full particulars regarding the purpose for which the timber marking instrument shall be used and shall be accompanied by a full scale design of the imprint of such instrument.

26. Every licence issued under the provisions of these regulations shall be carried by the licensee and shall be produced by him for inspection whenever so requested by any Forest Officer, Peace Officer, Mukhtar, Aza, Rural Constable or any officer of the District Administration or the Agricultural Department.

Licences to be carried by the licensees.

27. Any licence issued under the provisions of these regulations may contain such terms and conditions as the authority issuing the same may deem fit to impose.

Terms and conditions in licences.

28.—(1) Any licence issued under these regulations may be terminated or revoked by the authority issuing the same if the licensee—

Termination, revocation and forfeiture of licences.

- (a) is convicted for any offence under the Law or these regulations;
- (b) fails to observe or acts in contravention of any terms or conditions contained in such licence (without prejudice to any proceedings which may be taken in respect of the offence).

(2) Every licence terminated or revoked under the provisions of this regulation, shall be forfeited to the authority issuing the same.

29. Any person who contravenes or fails to observe or comply with, any of these regulations or of any of the terms or conditions contained in any licence issued thereunder shall be guilty of an offence against these regulations and, unless some other penalty has been provided in respect thereof, shall be liable to imprisonment not exceeding six months or to a fine not exceeding twenty-five pounds or to both.

Penalties.

30. Any forest produce or timber taken, sold or possessed in contravention of the Law or these regulations and any tools, instruments or marking instruments, vehicles or cattle by means of which any offence against the Law or these regulations

Seizure of forest produce, etc.

has been committed may be seized and detained by any Forest Officer, Peace Officer, Mukhtar, Aza, Rural Constable, or any member of the District Administration.

Fees for
licences.

31. The several fees set out in the second column of the Schedule hereto shall be paid for any licence issued under these regulations in respect of the several matters set out in the first column of such Schedule :

Provided that the Conservator or the Commissioner may, in the case of any licence to graze cattle, remit the fee in whole or in part.

Conservator
to include,
for certain
purposes,
persons
authorized
by him.

32. For the purposes of regulations 2, 3, 4, 16, 19, 20, 21, 22, 23 and 25 the term "Conservator" shall include any person duly authorized by the Conservator to issue licences in that behalf.

SCHEDULE.
(Regulation 31.)

FEES.

PART I.

MAIN STATE FORESTS.

<i>Licence</i>	<i>Fee</i>
1. To graze cattle :—	
(a) Goats	4 piastres per head per year or part thereof.
(b) Sheep	2 " " " "
(c) Swine	2 " " " "
(d) Other cattle	1 shilling " " "

PART II.

MINOR STATE FORESTS.

<i>Licence</i>	<i>Fee</i>
1. To graze cattle :—	
(a) Goats	4 piastres per head per year or part thereof.
(b) Sheep	2 " " " "
(c) Swine	2 " " " "
(d) Other cattle	1 shilling " " "

PART III.

GENERAL.

<i>Licence</i>	<i>Fee</i>
1. To erect, etc., a wood burning steam engine	£5 per steam engine per year.
2. To erect, etc., a wood burning still or furnace.	10 shillings per still or furnace per year.
3. To erect, etc., a wood burning kiln for the making of :—	
(a) Lime and gypsum :—	
(1) Kilns exceeding 1 ton capacity ..	£1 per year.
(2) Kilns not exceeding 1 ton capacity	1 shilling per year.
(b) Terra umbra	£5 per kiln per year.
(c) Cement	} £1 per kiln per year.
(d) Pottery	
(e) Tiles	
(f) Bricks	
4. To make charcoal	1 shilling per person per year.
5. To make pitch or tar	1 " " "
6. To manufacture, use, possess, etc., any timber marking instruments	£1.

Made in Council, this 28th day of December, 1940.

(M.P. 1115/40.)

N. D. WATSON,
Clerk of the Executive Council.