

No. 121.

Corrigendum.

In the Notification No. 108 published in Supplement No. 3 to the *Gazette* of the 1st April, 1943, (page 144) the figure "3¼" in respect of sales of barley from Government stocks should read "2¾".

No. 122.

THE MUNICIPAL CORPORATIONS LAWS, 1930 TO (No. 2) 1942.

BYE-LAWS MADE BY THE COUNCIL OF THE MUNICIPAL CORPORATION OF LEFKA.

In exercise of the powers vested in them by the Municipal Corporations Laws, 1930 to (No. 2) 1942, and otherwise, the Council of the Municipal Corporation of Lefka hereby make the following bye-laws :—

1. These bye-laws may be cited as the Lefka Municipal (Amendment) Bye-laws, 1943, and shall be read as one with the Lefka Municipal Bye-laws, 1940 (hereinafter referred to as "the principal Bye-laws") and the principal Bye-laws and these bye-laws may together be cited as the Lefka Municipal Bye-laws, 1940 and 1943.

2. The heading of Chapter 16 in Part III of the principal Bye-laws is hereby amended by the addition immediately after the word "Water" of the following words, within brackets, "(other than water of the Kafizes water supply)."

3. The principal Bye-laws are hereby amended by the insertion immediately after the heading of Chapter 16 in Part III thereof of the following bye-law :—

" 132A. The bye-laws in this Chapter contained shall not apply to the Kafizes water supply".

4. The principal Bye-laws are hereby amended by the insertion in Part III thereof immediately after bye-law 141 of the following Chapter and bye-laws :—

Chapter 16A.—Kafizes Water Supply.

141A. In this Chapter—

'members of the original group' means the persons whose names on the 1st day of January, 1943, appeared as owners of the lands described in the Specification, and includes their successors in title to such lands by inheritance or by inheritance and division;

'the Specification' means the Specification prepared by the Water Commissioners under the provisions of the Government Waterworks Law, 1928, which is deposited with the Commissioner and a copy whereof kept at the office of the Corporation;

'water' means the Kafizes water;

'the water supply' means the Kafizes water supply and includes all channels, wells, aqueducts, pipes, reservoirs, engines and other constructions and appliances connected therewith.

141B. Subject to the provisions of the bye-laws in this Chapter contained, the Council shall have the management, maintenance and control of the water supply.

141C. Subject to the provisions of the bye-laws in this Chapter contained—

(a) every member of the original group upon application to the Council shall be entitled to hire water for a period not exceeding the total period set out in the Specification against the land or lands of which he is the owner;

(b) every application under this bye-law shall be made in writing to the Council between the 1st and 31st day of December in every year and shall set out the period of water applied for.

141D.—(a) If any member of the original group fails to make an application pursuant to bye-law 141C (b) or applies only for a portion of the period of water to which he is entitled, the Council shall, not later than the 15th day of January of the ensuing year, post a notice, in English, Turkish and Greek, outside the office of the Corporation setting out the period of water which remained unclaimed :

(b) Each of the other members of the original group shall, upon application to the Council, be entitled to hire out of the unclaimed period of water set out in the notice a portion thereof which bears to the unclaimed period the same proportion as the total period which he is entitled to hire under bye-law 141C bears to the aggregate period which all the applicants are entitled to hire thereunder.

Provided that if any such member applies for less than the portion which he is entitled to hire, and other applicants apply for more than they are entitled to, pursuant to this paragraph, such applicants shall be entitled to hire the part remaining unclaimed by such member in proportion to the total period which each is entitled to hire under bye-law 141C (a).

(c) Every application under paragraph (b) of this bye-law shall be made in writing to the Council not later than the 31st day of January of the year in which the notice has been posted and shall set out the period of water applied for.

141E. If any period of water remains unclaimed under bye-law 141D, such period shall be disposed of by public auction at which any person whatsoever may bid :

Provided that such unclaimed period shall not be knocked down at less than the rates specified in bye-law 141G (a).

141F.—(a) Upon a member of the original group ceasing to own any particular piece of land described in the Specification—

(i) if such member is still the owner of any other land described in the Specification he shall, subject to the provisions of paragraph (b) of this bye-law, be entitled to hire water for the whole period referred to in bye-law 141C (a) or bye-law 141D (b), as the case may be ;

(ii) if such member is not the owner of any other land described in the Specification, the period of water to which he was entitled shall, subject to the provisions of paragraph (b) of this bye-law, be disposed of in the manner provided by bye-law 141D (b) or bye-law 141E as the case may be.

(b) Upon lawful transfer of any land described in the Specification and an application in writing to the Council by a member of the original group to transfer the period of water or any part thereof relating to such land to the person, to whom the land has been transferred, the Council shall effect the transfer of such period of water and thereupon the rights and liabilities of such member in relation to the period of water transferred shall pass to the person into whose name such period was transferred and from him to his successors in title to the land, who in ensuing years shall be entitled to hire the same in accordance with bye-law 141C (b) in priority to any member of the original group or any other person :

Provided that a person shall not be deemed to be a member of the original group by reason only of the fact that he has become entitled to a period of water under the provisions of this paragraph of this bye-law.

(c) If the person entitled to hire a period of water under the provisions of paragraph (b) of this bye-law fails to make an application pursuant to bye-law 141C (b) or applies only for a portion

of such period, the period of water which remains unclaimed shall be disposed of in the manner provided by bye-law 141D (b) or bye-law 141E, as the case may be.

141G.—(a) The water shall be hired at the rate of ^{twenty} ~~fifteen~~ shillings per annum for each hour of water in a cycle of 28 days, payable as follows:—

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- (i) where the hiring is made in accordance with bye-law 141C, in three equal instalments, the first of which shall be paid not later than the 31st day of January, the second not later than the 30th day of April and the third not later than the 31st day of July of the year for which the water was hired or in which it was transferred, as the case may be;
- (ii) where the hiring is made in accordance with bye-law 141D, in three equal instalments, the first of which shall be paid not later than the 15th day of February, the second not later than the 30th day of April and the third not later than the 31st day of July of the year for which the water was hired;

(b)—(i) water hired at a public auction shall be paid for immediately upon the knocking down thereof by the auctioneer;

(ii) if the highest bidder fails to comply with the provisions of this paragraph, the water shall be put up for hire again by public auction and the highest bidder aforesaid shall be liable for any loss resulting to the Council thereby.

(c)—(i) If any person makes default in the payment of any instalment or of any part thereof when such instalment has become payable, the Council may cut off the water hired by such person for the remainder of the year and may put up the same to public auction where it shall be knocked down to the highest bidder, and in case of any deficit the person who made default shall be liable therefor.

(ii) Any person in default as in sub-paragraph (i) of this paragraph mentioned shall not be entitled to hire water for the ensuing year save upon payment at the time of the making of his application of any deficit due under the said sub-paragraph and of the whole annual water rate for such year.

(iii) If such person fails to comply with sub-paragraph (ii) of this paragraph the period of water to which he was entitled shall be disposed of in the manner provided by bye-law 141D, or bye-law 141E, as the case may be;

(d) all water rates payable under this chapter of these bye-laws shall be paid to the town clerk and treasurer.

141H.—(a) The Mayor shall keep a Register of Transfers in which he shall enter every transfer of a period of water effected under these bye-laws together with the date of entry, and shall sign every such entry;

(b) the Mayor shall send a copy of every transfer entered as in paragraph (a) of this bye-law provided to the Commissioner within seven days of the date of entry.

141I. The Municipal Corporation shall not be liable to any person for the failure, whether total or partial, of the water supply.

141J. Nothing in the bye-laws in this Chapter contained shall apply to any agreements which have been made by the Corporation in connection with the water supply in respect of the year 1943.”

The above bye-laws have been approved by His Excellency the Acting Governor.”

(M.P. 777A/25.)