

No. 167.

THE EMERGENCY POWERS (DEFENCE) ACTS, 1939 AND 1940.

REGULATIONS MADE BY THE GOVERNOR.

C. C. WOOLLEY,
Governor.

I, the Governor, in exercise of the powers conferred by the Emergency Powers (Defence) Acts, 1939 and 1940, as extended to the Colony by the Emergency Powers (Colonial Defence) Order in Council, 1939, the Emergency Powers (Colonial Defence) (Amendment) Order in Council, 1940, and the Emergency Powers (Colonial Defence) (Amendment) Order in Council, 1942, do hereby make the following regulations:—

1.—(1) These regulations may be cited as the Defence (Building Operations) Control Regulations, 1943.

26 of 1935

(2) The Interpretation Law, 1935, shall apply to these regulations as it applies to the interpretation of a Law.

2. For the purposes of these regulations the terms "alteration", "repair", "altered" and "repaired" shall not extend to the replacing of tiles, mud or other material in order to render any roof watertight, or to the repair of any existing door the leaves of which do not open or project into the street, window, balcony or verandah or to the white-washing, colour-washing or painting of any wall, woodwork or ironwork in or about any building or to the relaying, re-boarding or re-paving of any floor or pavement contained within the external walls of any building or within any existing verandah or balcony attached to the building.

3. Notwithstanding anything contained in any of the Laws set out in the Schedule hereto or in any regulations or bye-laws made under any of the said Laws:—

(a) no permit for the erection, re-construction, alteration or repair of any building or the addition to any building shall be granted or renewed unless the person applying therefor shall have first obtained from the Commissioner of the District in which the building or building site is situate, a certificate to the effect that such erection, re-construction, alteration, repair or addition is essentially necessary or that it is desirable that they should be carried out, having regard to the materials to be used therefor:

(b) any permit granted thereunder, before the coming into force of these regulations and any operations or works relating thereto, shall be suspended unless the holder of such permit obtains from the Commissioner of the District in which the relative building or building site is situate, a certificate to the effect that the continuance of the permit and of the operations or works relating thereto are essentially necessary or that it is desirable that they should continue, having regard to the materials to be used therefor.

4.—(1) No building shall be erected on any land not affected by any of the Laws set out in the Schedule hereto and no building on any such land shall be re-constructed, altered, repaired or added to, save with the permission in writing of the Commissioner of the District in which the land is situate, and subject to such terms and conditions as may be specified in such permit.

(2) Any person who acts in contravention of the provisions of paragraph (1) of this regulation or of any term or condition specified in any permit issued thereunder, shall be guilty of an offence and shall be liable to a fine not exceeding twenty five pounds or to imprisonment not exceeding six months or to both such fine and imprisonment, and any building erected, re-constructed, altered, repaired or added to without such permit or in contravention of any term or condition specified in any such permit, shall be ordered by the Court trying the offence to be pulled down, demolished or removed, at the expense of the person convicted therefor.

5. Nothing in these regulations contained shall apply to the erection, re-construction, alteration or repair of any building or to the addition to any building, when such erection, re-construction, alteration, repair or addition is undertaken on behalf of His Majesty or in pursuance of a contract with His Majesty for the execution thereof or when the cost thereof or any part of the cost thereof is to be defrayed by the Government.

6. Subject to the provisions of regulation 1 nothing in these regulations contained shall be deemed to affect the operation of any of the Laws set out in the Schedule hereto or of any regulations or bye-laws made under any of the said Laws.

7. The Defence (Control of Building Operations) Regulations, 1942 and 1943 are hereby revoked, without prejudice to anything done thereunder.

Gazettes :
Supplement
No. 3 :
3.12.1942
18. 3.1943

SCHEDULE.

1. Construction of Buildings, Streets and Wells on Arazi Mirié Laws, 1927 to 1938.

2. Municipal Corporations Laws, 1930 to (No. 2) 1942.

3. Summer Resorts (Development) Law, 1938.

Made at Nicosia, this 18th day of May, 1943.

(M.P. 633/42.)