

No. 414.

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 (Municipal Market Shops, Stalls and Sheds) Regulations, 1943.

(2) The Interpretation Law, 1935, shall apply to the interpretation of these regulations as it applies to the interpretation of a Law and for the purposes of the said Law, these regulations shall be deemed to be Laws.

26 of 1935

2. In these regulations—

“Municipal Council” means the Municipal Council of each one of the Municipal Corporations set out in the First Schedule hereto.

3.—(1) Notwithstanding anything in any Law or public instrument contained and notwithstanding any agreement to the contrary it shall be lawful for a Municipal Council with the approval of the Commissioner of the District to serve any person who has under his lease, occupation or control any shop, stall or shed in any Municipal Market (whether rented from the Council or not) with a notice under the hand of the Mayor or Deputy Mayor and the Corporate Seal in the Form A in the Second Schedule hereto requesting such person to quit and deliver possession of such shop, stall or shed within a period of not less than three days from the date of the notice as in clause (2) hereof provided.

(2) The notice in clause (1) hereof mentioned shall be served on the same day as the day of issue and may be served either personally upon the tenant or occupier of the shop, stall or shed, as the case may be, or by posting up a copy thereof on the shop, stall or shed affected thereby.

4. If at the expiration of the period set out in the notice the tenant or occupier does not quit and deliver possession of the shop, stall or shed the Mayor or Deputy Mayor may issue an order under his hand and the Corporate Seal in the Form B in the Second Schedule hereto directing such person or persons as may be mentioned therein to eject the tenant or occupier by entering the shop, stall or shed (by breaking doors and by force if necessary) and taking possession of such shop, stall or shed and emptying the shop, stall or shed of all its contents, with or without the assistance of the Police, without prejudice to any other proceedings which may be taken under these regulations.

5. No civil or criminal proceedings shall be instituted against any Municipal Council or any other person in respect of any act *bona fide* done or omitted to be done for the purpose of carrying out the provisions of these regulations, except that any person holding any shop, stall or shed who has been ejected under the provisions of these regulations may claim the refund of any rent paid in respect of any unexpired term under an agreement with the Municipal Council concerned, in connection with such shop, stall or shed.

6. Any person who—

(a) refuses or fails to comply with a notice issued and served under these regulations;

(b) obstructs or in any way interferes with any person exercising any powers under regulation 4,

shall be guilty of an offence against these regulations and shall be tried by any member of the District Court and on conviction shall be liable to imprisonment for a term not exceeding six months or to a fine not exceeding twenty-five pounds or to both such imprisonment and fine.

7. The First Schedule to these regulations may be amended by notice published in the *Gazette* by direction of the Governor and upon such publication such amendment shall form part of these regulations for all purposes.

Made at Nicosia, this 11th day of November, 1943.

FIRST SCHEDULE—(Regulation 2).

1. Municipal Corporation of Nicosia.
2. Municipal Corporation of Larnaca.
3. Municipal Corporation of Paphos.
4. Municipal Corporation of Kyrenia.

SECOND SCHEDULE—(Regulation 3).

FORM A.

The Defence (Municipal Market Shops, Stalls and Sheds) Regulations, 1943.

NOTICE UNDER REGULATION 3.

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

You are hereby requested to quit and deliver possession of shop/stall/shed.....
 in the Municipal Market of..... not later
 than..... days from the date hereof.

Issued at..... this..... day of....., 1943.

[CORPORATE SEAL.]
 Mayor/Deputy Mayor.

Approved.

.....
 Commissioner of.....

FORM B.

The Defence (Municipal Market Shops, Stalls and Sheds) Regulations, 1943.

ORDER UNDER REGULATION 4.

To.....

This is to direct you to enter and take possession of shop/stall/shed.....
 in the Municipal Market of..... emptying the said
 shop/stall/shed of all its contents, either alone or with the assistance of the Police.

Issued at..... this..... day of....., 1943.

[CORPORATE SEAL.]
 Mayor/Deputy Mayor.

No. 415. THE RURAL CONSTABLES LAWS, 1932 TO 1942.

NOTIFICATION UNDER SECTION 3.

In exercise of the powers vested in him by section 3 of the Rural Constables Laws, 1932 to 1942, His Excellency the Governor, upon the recommendation of the Commissioner of Paphos, has been pleased to direct and it is hereby directed as follows :—

- (a) the two adjacent villages of Kritou Marottou and Kannaviou, in the District of Paphos, shall be united into a group for the purposes of the said Laws;
- (b) the Mukhtar of the village of Kritou Marottou as afore-mentioned shall be the Mukhtar of the Group Commission for all purposes of the said Laws.

Dated this 3rd day of November, 1943.

By His Excellency's Command,

H. G. RICHARDS,

Acting Colonial Secretary.

(M.P. 1307/32.)

No. 416.

THE DEFENCE (CONTROL OF SALE PRICES OF SCHEDULED ARTICLES) CONSOLIDATION ORDERS, 1940 TO 1942.

NOTICE No. 123 UNDER CLAUSE 13.

The Schedule is hereby amended by the deletion therefrom of Part 68 (relating to Leaf Tobacco).

R. N. HENRY,

*Controller of Supplies,
 Competent Authority.*