



SUPPLEMENT No. 3

TO

THE CYPRUS GAZETTE No. 3174 OF 14TH APRIL, 1945.

SUBSIDIARY LEGISLATION.

No. 97. 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. These regulations may be cited as the Defence (Amendment) Regulations, 1945, and shall be read as one with the Defence Regulations, 1940 to (No. 2) 1944, (hereinafter referred to as "the principal Regulations"), and the principal Regulations and these regulations may together be cited as the Defence Regulations, 1940 to 1945.

2. The following regulation shall be inserted in the principal Regulations immediately after regulation 34A:—

- "Theft, 34B.—(1) Any person who—
- etc. of (a) steals any firearm, ammunition or explosive belonging to His Majesty;
 - firearms, (b) unlawfully receives or takes upon himself the control or disposition of any firearms, ammunition or explosive belonging to His Majesty;
 - etc., (c) without lawful authority or lawful occasion, the burden of proof of which shall lie on him, carries or has in his possession any belonging to His Majesty, (c) without lawful authority or lawful occasion, the burden of proof of which shall lie on him, carries or has in his possession any firearm, ammunition or explosive belonging to His Majesty,
 - Majesty. shall be guilty of an offence against this regulation and shall, on conviction, be liable to imprisonment for life:

Provided that no sentence imposed under this regulation shall be for a term less than seven years.

(2) For the purposes of this regulation the expression—

'firearm, ammunition or explosive belonging to His Majesty' shall include a firearm, ammunition or explosive furnished or issued for the use of an officer, non-commissioned officer or private of His Majesty's Forces or of any Allied or Dominion or Colonial Forces or any member of the Cyprus Police Force;

'has in his possession' shall include not only having in one's own personal possession, but also knowingly having in the actual possession or custody of any other person, or having anything in any place (whether belonging to, or occupied by oneself or not) for the use or benefit of oneself or of any other person; and if there are two or more persons and any one or more of them with the knowledge and consent of the rest has or have anything in his or their custody or possession, it shall be deemed and taken to be in the custody and possession of each and all of them."

3. Regulation 95 of the principal Regulations is hereby amended by the insertion therein immediately after the figure "34" (line 4) of the figure "34B."

Made at Nicosia, this 13th day of April, 1945.

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ment:
17. 8.1944

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S.L. 1945,
5.10.45, p. 24.