

No. 377.

THE SUPPLIES AND SERVICES (TRANSITIONAL POWERS)
ACT, 1945.

ORDER MADE BY THE GOVERNOR.

In exercise of the powers vested in him by the Supplies and Services (Transitional Powers) Act, 1945, as extended to the Colony by the Supplies and Services (Transitional Powers) (Colonies, etc.) Order in Council, 1946, His Excellency the Governor has been pleased to order as follows :—

1. These Regulations may be cited as the Defence (Importation of Goods) Regulations, 1956.

2. In these Regulations unless the context otherwise requires :—

“ Director ” means the Director of Commerce and Industry and shall include any officer duly authorized to act on his behalf.

“ Licence ” means an import licence granted by the Director under regulation 3 of these Regulations.

3.—(1)—(a) Notwithstanding anything in any Law or other public instrument contained, the importation into the Colony of any goods whatsoever is prohibited save under the authority of a written licence of the Director and subject to such terms and conditions (including the price at which such goods shall be purchased from abroad or sold in the Colony, the method of payment for such goods abroad or in the Colony, the manner in which such goods may be sold or disposed of in the Colony and the contingencies on which such licence shall cease to be valid) as may be specified therein.

(b) Any licence may be modified or revoked at any time by the Director.

(2) For the purpose of these Regulations any goods brought within the territorial waters of the Colony in any ship or aircraft whether for transshipment or in transit or for home consumption, shall be deemed to have been imported into the Colony.

4. Notwithstanding anything in these Regulations contained the goods enumerated in the First Schedule hereto may be imported without the authority of a licence.

5. The Director may—

(a) prescribe any form which in his opinion is required to be used for the purpose of these Regulations ;

(b) by notice in the *Gazette* amend, vary or replace the First Schedule hereto and upon such publication such amendment, variation or replacement shall form part of these Regulations for all purposes.

6. Any person who—

(a) imports or attempts to import any goods, or causes, allows or suffers any goods to be imported, into the Colony in contravention of any of the provisions of these Regulations ; or

(b) fails to comply with, or acts in contravention of, any term or condition specified in any licence granted under these Regulations, or in any modification of any such licence ; or

(c) for the purpose of obtaining a licence, or of securing any term or condition to a licence, makes any oral or written statement, or furnishes any document or any information which to his knowledge is false in any material particular or recklessly makes any statement which is false in any material particular,

shall be guilty of an offence and shall be tried by the President of a District Court or a District Judge and on conviction shall be liable to imprisonment for a term not exceeding three years or to a fine not exceeding one hundred pounds or to both such imprisonment and fine.

7. The Director may order that any goods imported into the Colony in contravention of the provisions of these Regulations (and whether any person has been prosecuted therefor or not) shall be forfeited and thereupon such goods shall be forfeited to the Crown.

8. The provisions of these Regulations shall be in addition to and not in derogation of the provisions of any Law or other public instrument.

9. The Regulations set out in the Second Schedule hereto are hereby revoked without prejudice to anything done or left undone thereunder.

FIRST SCHEDULE.

(Regulations 4 and 5 (b)).

LIST OF GOODS THE IMPORT OF WHICH IS PERMITTED WITHOUT THE AUTHORITY OF A WRITTEN LICENCE UNDER REGULATION 3 (1) (a).

1.—(a) Goods consigned through the Postal Service where the value of such goods does not exceed ten pounds and such goods are consigned to a private individual for his private use ; or

(b) Articles of food not exceeding 22 lbs. in weight consigned through the Postal Service to a private individual for his private use.

2. Goods being *bona fide* baggage of a passenger, the property of and accompanied by such passenger, and shown to the satisfaction of the Comptroller of Customs and Excise or an officer acting on his behalf to be for the personal use of such passenger.

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For the purposes of this paragraph the expression "baggage" shall have the meaning assigned to it in Item 14E (1) of Part II of the Second Schedule to the Customs Tariff Laws, 1954 to 1956, or any Law amending such Laws.

3. Goods declared by the Director from time to time by Notice in the *Gazette* to be goods the import of which is permitted, to such persons and subject to such terms and conditions as may be specified in the Notice, without the authority of a written licence under regulation 3 (1) (a) of these Regulations.

SECOND SCHEDULE.

(Regulation 9).

REGULATIONS REVOKED.

The Defence (Importation of Goods) Regulations, 1943 to 1955 published in *Gazette* Supplements No. 3 of 30.12.1943, 23.2.1946, 7.11.1947, 28.10.1948, 3.12.1953, 2.12.1954 and 1.1.1956.

Given at Nicosia, this 9th day of May, 1956.

By Command of His Excellency the Governor,

A. F. BATES,
Financial Secretary.

EXPLANATORY NOTE.

(This note is not part of the Order but is intended to explain its general purport).

The above Order revokes the Defence (Importation of Goods) Regulations, 1943 to 1955, and replaces them by Regulations in slightly amended form. By Regulation 5, certain powers formerly exercised by the Governor are given to the Director of Commerce and Industry. No other change of substance is involved.

(M.P. 11157/55.)