

(2.) In any action in which, the parties having appeared, the defendant admits the plaintiff's claim.

The procedure to be observed by a Judge on hearing and determining any such action shall be such as is prescribed by any Rules of Court for the time being in force regulating the practice and procedure of the Courts in civil matters; and every judgment given by a Judge in any such action shall be deemed to be a judgment of the District Court.

2. Notwithstanding anything in the Cyprus Courts of Justice Order, 1882, contained, a District Court shall have jurisdiction to hear and determine any action in which the partition of any immovable property is claimed. But this section shall not be construed so as to deprive Village Judges of the jurisdiction by the said Order vested in them to hear and determine, in cases where no question of title is raised, claims for the partition of immovable property situate within their respective judicial divisions or local jurisdictions.

Jurisdiction in claims for partition of immovable property.

3. No judgment of a District Court in any action, which has been heard and determined prior to the passing of this Law, in which the partition of immovable property has been claimed shall be liable to be set aside, and no partition which has been made in accordance with any such judgment shall be liable to be disturbed on the ground only of the want of jurisdiction in the Court by which the judgment was given; but every such judgment and partition shall be deemed to be valid until set aside or disturbed on other grounds.

Validity of judgments and of partitions prior to passing of Law.

4. This Law may be cited as the District Courts Jurisdiction Amendment Law, 1897.

Short title.

13 OF 1898.

TO VARY THE FEES TAKEN IN CERTAIN CASES BY THE

MAHKÉMÉ-I-SHERI.

[October 20, 1898.]

1. In this Law the expression "Heir under disability" means and includes every heir who shall not have completed the age of twenty years, or is lunatic, idiot, imbecile or otherwise mentally incapacitated from the management of his affairs, or is absent from Cyprus.

Definition.

Fees on making inventories of estates of deceased Moslems.

2. There shall be taken by the Courts known as the Mahkémé-i-Sheri upon the making of an inventory of the estate of a deceased Moslem who has died leaving an heir or heirs under disability, only a fee of two and a half per cent. upon the net value of the movable property, which forms the share of each heir who is under disability, in lieu of the fees or charges hitherto levied under Article 54 of the Law concerning the Sheri Courts in General and dated 16 Sefer, 1276.

In calculating the net value of the movable property which forms the share of an heir under disability, the Mahkémé-i-Sheri will deduct from the gross value his *quota* or share of the funeral expenses of the deceased, and of the debts of the latter, and also of any legacies left by the deceased.

Fees on appointment of attorneys, etc.

3. There shall be taken by the Mahkémé-i-Sheri in lieu of the fees now chargeable by Law the following fees:—Upon the appointment of any person to act as the attorney on behalf of any other person, or upon the legalization or certification of any such appointment, a fixed fee of three shillings; and upon issuing any copy of any record of the Court, or of any document recorded in the Court, a fee in accordance with the rate authorized by the Rules of Court of the 17th April 1886⁽¹⁾, to be charged for the preparing and furnishing of office copies of any file of proceedings or of any copy thereof.

Paupers.
9. 1914, 2.

4. A Sheri Court may admit any person to sue or defend as a pauper, and, if it is proved that such person is not worth £10, his wearing apparel and the subject matter of the action or proceeding alone excepted, may make an order exempting him from the payment of all or any Court fees, or as to the time and manner of the payment of the Court Fees or any of them as to the Court may seem just.

Short title.

5. This Law may be cited as the Sheri Courts Fees Amendment Law, 1898.

(1) See now Rules as to Court Fees, 1912 and 1922.