



**SUPPLEMENT No. 2**

TO

THE CYPRUS GAZETTE No. 2851 OF 14TH JUNE, 1940.

LEGISLATION.

**THE STATUTE LAWS OF CYPRUS**

No. 16 OF 1940.

A. by 13/11/40  
20/41

**A LAW TO PROVIDE FOR THE FORMATION OF A VOLUNTEER FORCE IN CYPRUS.**

W. D. BATTERSHILL,  
*Governor.*

[14th June, 1940.]

**BE** it enacted by His Excellency the Governor and Commander-in-Chief of the Colony of Cyprus as follows:—

1. This Law may be cited as the Cyprus Volunteer Force Law, 1940. Short title.

2. In this Law, unless the context otherwise requires:— Interpretation.  
“Army Act” means the Army Act, 1881 (44 and 45 Vict., c. 58), of the United Kingdom, and includes all acts amending or substituted for the same and all articles of war thereunder in force.

“Commanding Officer” used in relation to the Force means the Commanding Officer of the Force appointed under section 9 or in his absence the next senior officer actually present and doing duty with the Force.

“Force” means the Cyprus Volunteer Force formed under this Law.

“officer” means a person holding the Governor’s commission as an officer of the Force.

“other rank” means warrant officers, non-commissioned officers and privates of the Force.

“recruiting officer” means a person appointed under section 6 to enlist other ranks.

Power of  
Governor to  
form Force.

3. It shall be lawful for the Governor whenever it appears advisable to do so by reason of the existence of a state of war or of the apprehension of war or by reason of any internal emergency threatening the security of life or property to form a Force to be called "the Cyprus Volunteer Force" with a view to assisting the Regular Forces in the Colony or the Cyprus Police Force or both in all measures required for resisting invasion or ensuring internal security.

Persons  
eligible for  
enlistment.

4.—(1) It shall be lawful for the Governor on behalf of His Majesty to accept the service of any persons being British subjects desiring to join the Force and offering their services to His Majesty.

(2) Nothing in this section contained shall be deemed to render it obligatory upon the Governor to accept the services of any person.

Governor  
to fix the  
strength of  
Force.

5. The Governor shall have power from time to time to determine the strength of the Force and its establishment of officers and other ranks.

Recruiting  
officer.

6. The Governor may by writing under his hand appoint any person to enlist suitable persons to serve in the Force.

Term and  
form of  
engagement.

7. Every other rank shall, upon enlistment, sign an engagement for three years, in the Form set out in the First Schedule to this Law. *or the duration of the present war, whichever may be the longer period*

Oath or  
declaration.

8. Every other rank shall, upon enlistment, take the oath or make the declaration in the Form set out in the Second Schedule to this Law to be administered by the President or a Judge of a District Court or by an officer of the Force or by a recruiting officer.

Power of  
Governor  
to appoint  
officers.

9. The Governor may appoint a Commanding Officer, an Adjutant and such officers of the Force as he may deem necessary.

Uniforms,  
arms, etc.

10.—(1) Officers and other ranks shall wear such uniform and shall carry and use such arms, ammunition and equipment as the Governor may direct to be supplied to the officers and other ranks by the Government.

(2) The uniform and any arms, ammunition and equipment supplied to any officer or other rank shall remain the property of the Government.

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11. The Commanding Officer shall be responsible to the Governor for—

- (a) all arms, ammunition, equipment and stores issued to the Force;
- (b) all moneys and funds which may be entrusted to him from time to time for the use of the Force;
- (c) the maintenance of the strength of the Force;
- (d) the discipline and good order of the Force;
- (e) generally for the proper carrying out of such lawful orders as may be issued to him from time to time by the Governor or any person duly deputed by the Governor in that behalf.

Com-  
manding  
Officer to be  
responsible  
for discipline,  
etc., of the  
Force.

*11A added*

*Sec. 2 of 13/41.*

12. The provisions of the Army Act shall apply with respect to the discipline of officers and other ranks subject to the following modifications:—

Application  
of Army Act.

- (a) The word "Force" may be read therein for the words "regular forces";
- (b) The words "other rank" may be read therein for the word "soldier";
- (c) The words "The Governor" may be read therein for the words "His Majesty" or "Secretary of State".

13.—(1) The Governor may discharge any officer and the Commanding Officer may discharge any other rank who has been guilty of misconduct, disobedience or neglect of duty or who, in his opinion, is unsuitable to be a member of the Force, without payment to such officer or other rank of any compensation whatsoever.

Discharge of  
Officers and  
other ranks.

(2) Any officer or other rank discharged under the provisions of sub-section (1) shall be liable to deliver up in good order, fair wear and tear and legitimate use only excepted, the uniform and all arms, ammunition and equipment issued to him.

14.—(1) The Commanding Officer shall have power to make any agreement or take such action as to him may seem fit in respect of or relating to any matter incidental to the ordinary requirements of the Force and to institute civil proceedings by the name of his office on behalf of the Force.

Power of  
Com-  
manding  
Officer  
to make  
agreements,  
etc.

(2) All civil proceedings against the Force shall be brought against the Commanding Officer.

Remuneration of members of the Force.

15. All officers and other ranks shall receive during their service with the Force such pay, rations and allowances as may be determined by the Governor, chargeable upon the Revenue of the Colony.

Pension and gratuities.

16. Any officer or other rank who is wounded or injured while serving with the Force shall receive such pension or gratuity as the Governor in Council may determine, chargeable upon the Revenue of the Colony.

Relief for wives or families of members of the Force during service.

17. All officers or other ranks who shall by reason of their duties with the Force leave wives or families who are unable to support themselves, shall receive such relief for the maintenance of their wives and families as the Governor in Council may determine, chargeable upon the Revenue of the Colony.

Relief for widows and families of members of the Force killed during service.

18. The widow or family of any officer or other rank who—

- (a) is killed while serving with the Force;
- (b) dies within twelve months after being wounded, of wounds received while serving with the Force;
- (c) dies within twelve months after the end of the term of his engagement, from disease or illness contracted through or directly traceable to fatigue or exposure incidental to his service with the Force;

shall receive such pension or gratuity as may be determined by the Governor in Council, chargeable upon the Revenue of the Colony.

Regulations.

19. The Governor may make regulations to be published in the *Gazette* for the better carrying out and for giving further and better effect to the provisions of this Law.

Standing Orders.

20. The Commanding Officer shall have power to issue Standing Orders relating to the administration and discipline of the Force and for giving effect to any regulation made under this Law.

Protection for acts done in lawful discharge of duty.

21.—(1) No action shall lie against any officer or other rank, nor shall they be subject to any penalty or punishment for any act or thing done by them while paraded in the lawful discharge of their duty, provided that the act or thing was done in pursuance of a lawful command given to them by the Governor, or by an officer acting under the authority of the Commanding Officer for the time being, or in defence of their post or person, or otherwise in the lawful performance of their duty.

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(2) No action shall be brought for anything done by any officer or other rank under this Law unless the same shall be commenced within three months after the act complained of has been committed nor unless notice in writing of such action shall have been given at least one month before such action is commenced.

22. Notwithstanding anything contained in this Law or in any appointment made by the Governor under the provisions of this Law or any engagement signed by any other rank as in section 7 provided, the Governor may, at any time, by Proclamation, disband the Force or any part thereof without payment to the members of the Force or to the members of the part so disbanded of any compensation whatsoever and may give such instructions as may be necessary for carrying any such Proclamation into effect.

Power of Governor to disband Force.

23. Nothing in this Law contained shall render any officer or other rank liable to serve or proceed on duty outside the Colony without his consent.

Service to be confined to the Colony.

FIRST SCHEDULE.

(Section 7.)

ENGAGEMENT TO BE SIGNED BY OTHER RANKS.

A. by sec. 3 of 20/41

I\* .....  
hereby engage to serve in the Cyprus Volunteer Force for a period of three years/subject to the provisions of "The Cyprus Volunteer Force Law, 1940," and of any regulations made thereunder.

or the duration of the present war, which ever may be the longer period

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

Signature.....

Witness.....

\* Insert name and address.

SECOND SCHEDULE.

(Section 8.)

OATH TO BE TAKEN BY OTHER RANKS.

I\* .....  
swear by Almighty God that I will be faithful and bear true allegiance to His Majesty King George VI (the Sovereign for the time being), his heirs and successors according to Law and that I will faithfully serve in the Cyprus Volunteer Force according to the conditions of my service.

Date \_\_\_\_\_ Signature.....

\* Insert name and address.

DECLARATION TO BE MADE BY OTHER RANKS.

I\* .....  
do solemnly and truly declare that I will be faithful and bear true allegiance to His Majesty King George VI (the Sovereign for the time being), his heirs and successors according to Law and that I will faithfully serve in the Cyprus Volunteer Force according to the conditions of my service.

Date

Signature.....

\* Insert name and address.

14th June, 1940.

J. V. W. SHAW,  
Colonial Secretary.

(M.P. 178/40.)