

## No. 23 OF 1950.

A LAW TO AMEND THE GAME AND WILD BIRDS LAWS,  
1934 TO 1949.

A. B. WRIGHT,]

[17th November, 1950.

*Governor.*

**B**E 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 Game and Wild Birds (Amendment) Law, 1950, and shall be read as one with the Game and Wild Birds Laws, 1934 to 1949 (hereinafter referred to as "the principal Law"), and the principal Law and this Law may together be cited as the Game and Wild Birds Laws, 1934 to 1950.

Short title.

3 of 1934

23 of 1938

24 of 1941

19 of 1947

18 of 1949

Repeal  
of section  
4 of the  
principal  
Law and  
substitution  
of new  
section.

2. Section 4 of the principal Law (as amended by Laws 24 of 1941 and 18 of 1949) is hereby repealed and the following section substituted therefor:—

“ Game  
Licence.

4.—(1) A Game Licence shall be in the Form A in the First Schedule hereto and may be granted by the Commissioner to any person who—

(a) is the holder of a firearms licence under the Firearms Laws, 1933 to 1942:

Provided that, with regard to an air-gun or air-rifle, a Game Licence may be issued to the holder of a certificate of registration in respect thereof, notwithstanding that a firearms licence is not issued in respect thereof; and

(b) being the holder of a Game Licence for the period preceding the 31st July of the year in which such licence expires, satisfies the Commissioner that he has, during such period, killed or caused to be killed not less than six crows or magpies or pays three pounds in lieu thereof or ten shillings for every crow or magpie short of such number:

Provided that this paragraph shall not apply—

(i) to any person who is on a temporary visit to Cyprus or who applies for a Game Licence for the first time or during a season immediately following the making of an order by the Governor under paragraph (a) of section 6 (1) of this Law which does not exempt crows and magpies from its operation or who was absent from the Colony during the season, not being a Close Season, immediately preceding;

(ii) to any person applying for a Game Licence in respect of an air-gun or air-rifle:

31 of 1933  
5 of 1934  
11 of 1934  
17 of 1937  
19 of 1942

Provided further that the Governor may, at any time by notice in the *Gazette*, suspend the operation of this paragraph for such time as may be specified in the notice.

(2) There shall be payable in respect of a Game Licence a fee of ten shillings :

Provided that the Governor in Council may, by order published in the *Gazette*, increase the fee to a total not exceeding two pounds.

(3) Every Game Licence shall expire on the 31st July next following the date of issue."

3. Sub-section (1) of section 6c of the principal Law (as set out in Law 18 of 1949) is hereby repealed and the following sub-section substituted therefor :—

Amendment of section 6c of the principal Law.

"(1) Any person who wishes to obtain a licence as a Dealer in Game shall apply to the Commissioner specifying his name and residence and the place or premises at which he proposes to sell or dispose of game and the Commissioner may, at his discretion, grant to him a licence to be a Dealer in Game in the Form B in the First Schedule hereto.

Every such licence shall be exhibited by the holder in a conspicuous place in the place or places specified therein for the sale or disposal of game and a fee of five shillings shall be paid therefor."

4. The principal Law is hereby amended by the insertion therein, immediately after section 6c (as set out in Law 18 of 1949) of the following section :—

Insertion of new section 6D in the principal Law.

"Prohibition of serving, etc., game or wild bird in hotels, etc.

6D.—(1) No game or wild bird shall be cooked, sold or served in, and no name or any description whatsoever of game or wild bird shall appear on the bill of fare or any other list of, any establishment or in connection with any establishment.

(2) Any person who, in any establishment or in connection with any establishment—

(a) cooks, sells or serves any game or wild bird ;

(b) allows or suffers any game or wild bird to be cooked, sold or served ;

(c) uses or allows or suffers the use of any bill of fare or any other list, on which appears the name or any other description of game or wild bird,

shall be guilty of an offence and shall be liable to imprisonment not exceeding three months or to a fine not exceeding twenty-five pounds or to both.

(3) Any police officer may enter without warrant any establishment or any part thereof wherein he has reason to believe that any game or wild bird is cooked, sold or served in contravention of this Law and seize and carry away any such game or wild bird and, thereupon, such game or wild bird shall be forfeited.

(4) For the purposes of this section, the proprietor or the person in charge of an establishment or of the part of the establishment where any game or wild bird is cooked, sold or served shall be deemed to have committed an offence under this section, together with the person who actually commits the offence, unless he proves, to the satisfaction of the court, that he took all reasonable means and precautions to prevent the commission of the offence.

(5) In this section—

‘establishment’ means any hotel, boarding house, restaurant, coffee-house, bar or any other place or premises of similar kind, not being a private dwelling house, where any cooked food is sold or served or is prepared for sale or serving, for human consumption.

(6) Nothing in this section shall apply to beccaficos, commonly known as ‘ambelopoulia’.”

Amendment  
of section 14  
of the prin-  
cipal Law.

5. Sub-section (1) of section 14 of the principal Law (as amended by Law 23 of 1938) is hereby amended by the insertion in the proviso thereto of the following paragraph (the full stop at the end of the immediately preceding paragraph being substituted by a semicolon):—

“(c) the Colonial Secretary may, in his discretion, authorize the holder of a Game Licence by endorsement thereon to shoot, kill, take or pursue within any Game Reserve as may be specified in the endorsement, during such period including a Close Season, as may be specified therein and subject to such conditions as he may deem fit to impose, wild birds in general or such wild birds as may be specified in the endorsement.”



6. Section 16 of the principal Law is hereby amended by the deletion therefrom of the words "Any person who—" (line 1) and the substitution therefor of the words "Subject to the provisions of paragraph (c) of the proviso to section 14 (1), any person who—".

Amendment  
of section 16  
of the prin-  
cipal Law.

7. Paragraph (b) of section 22 of the principal Law (as set out in Law 18 of 1949) is hereby amended by the deletion therefrom of the words ", being the property of such person," (lines 2 and 3).

Amendment  
of section 22  
of the  
principal  
Law.

8. The principal Law is hereby amended by the insertion therein, immediately after section 23, of the following section :—

Insertion  
of new  
section 23A  
in the prin-  
cipal Law.

"Sealing  
of guns.

23A.—(1) The Governor in Council, with a view to preventing the use of guns during a Close Season, may by Order direct that during such season or any part thereof, all guns shall, on such date or dates as may be specified in the Order, be presented to such authority or person, as may be specified therein for sealing up or for being otherwise immobilized in such manner as may be specified in the Order and that no person shall have in his possession or under his control a gun which is not sealed up or otherwise immobilized in accordance with the Order :

Provided that an Order made under this section may make provision exempting from its operation holders of Game Licences who are authorized to shoot, kill, take or pursue wild birds under the provisions of section 5 or 14, subject to such terms and conditions as may be specified in the Order.

(2) Whilst an Order under sub-section (1) is in force and with a view to ensuring that such order is being complied with, every person having a gun in his possession or under his control shall, upon the request of a peace officer, produce the gun to such officer.

(3) Whilst an Order under sub-section (1) is in force, notwithstanding anything in this Law contained, the Commissioner may, before granting a Game Licence to any person, require the production of the gun in respect of which the Licence is required.

(4) Any person who, whilst an Order under sub-section (1) is in force,—

- (a) fails to comply with, or acts in contravention of, the provisions of such Order ;
  - (b) fails to comply with the provisions of sub-section (2) ;
  - (c) except with the written authority of a police officer not below the rank of sergeant, breaks, destroys or in any way interferes with any sealing effected, or interferes with any other manner of immobilization adopted, for the purposes of sub-section (1),
- shall be guilty of an offence and shall be liable to imprisonment for a term not exceeding three months or to a fine not exceeding twenty-five pounds or to both."

---

O. R. ARTHUR,

*Acting Colonial Secretary.*

*17th November, 1950.*