

[\*452]

CHAPTER 172.

TRADE UNIONS.

TRADE UNIONS RULES.

RULES OF COURT MADE UNDER SECTIONS 16 (2), 17. (3) AND 27 (6).

1. These Rules of Court may be cited as the Trade Unions Rules.
2. All appeals to the Supreme Court under sections 16 (1), 17 (3) and 27 (6) of the Trade Unions Law, Cap. 172, shall be commenced by originating summons in the form prescribed in Appendix A to these rules (or if inapplicable in such other concise form as the nature of the case may require) within one month from the date of publication of these rules, or within one month of the decision of the Registrar of Trade Unions, or within such further time as the Court shall allow : Provided always, that any application to the Court for an extension of time within which any such appeal may be commenced shall be made within one month of the decision of the Registrar of Trade Unions.
3. The Rules of Court for the time being in force relating to civil actions shall (except if and so far as otherwise provided by these rules) apply to all proceedings on any such appeal.
4. The originating summons shall be headed with a reference to the Trade Unions Law, Cap. 172, and also with a reference to the decision of the Registrar of Trade Unions which is appealed against, and shall contain or have scheduled or annexed thereto a concise statement of the grounds of the appeal, and no grounds other than those comprised in such statement shall (except with the leave of the Court and on such terms, if any, as the Court shall think just) be allowed to be taken by the appellant at the hearing of the summons.
5. The originating summons shall be served upon the Registrar of Trade Unions who shall be the respondent to the summons.
6. The Court may, at any stage of the proceedings, direct that the originating summons be served on such persons as the Court may think proper : Provided always that, except where the trade union or alleged trade union in question are themselves the appellants, such trade union or alleged trade union, or any person who appeared before the Registrar of Trade Unions and in whose favour he decided, shall (unless the Court shall otherwise order) be joined as respondents.
7. At any stage of the proceedings the Court may, if it shall appear to be expedient to do so, cause notice to be given by advertisement or otherwise of the time when the summons will be, or is likely to be, heard and disposed of, or otherwise make provision for enabling any persons interested in the trade union or alleged trade union in question or in the subject-matter of the appeal to appear and be heard in the proceedings. [\*453]
8. At any stage of the proceedings the Court may, if it thinks fit, give any such special directions for the hearing and disposal of the summons either on affidavit evidence, or with witnesses, or otherwise, and generally at such time and in such manner as may be just and convenient.
9. In all proceedings on any such appeal the Court shall have all the powers vested by the Trade Unions Law, Cap. 172, in the Registrar of Trade Unions,

and may make any order which might or ought to have been made by the Registrar of Trade Unions.

10. In all proceedings on any such appeal the costs of and incident thereto, including the costs of and incident to any proceedings before the Registrar of Trade Unions, shall be in the discretion of the Court.

11. The fees set forth in Appendix B to these Rules, shall be charged in respect of proceedings under the Law and these rules.

APPENDIX A.  
ORIGINATING SUMMONS.

(Rule 2.)

In the Supreme Court of Cyprus. No.....

In the matter of the Trade Unions Law, Cap. 172,

and

In the matter of a decision of the Registrar of Trade Unions J made on the..... day of....., 19....., (state concisely the decision appealed against).

Between :

.....A.B. ....

Appellant,

and

.....C.D. ....

in his capacity as Registrar of Trade Unions,

Respondent.

Let..... of..... within seven days after service of this summons on him enter an appearance to this summons, which is issued on the application of..... of..... who claims to be.....

(state the nature of the claim) for the determination of the following questions:  
(state the questions).

Filed the..... day of....., 19.....

Chief Registrar.

This summons was taken out by..... A.B.....personally (or by..... B.F..... advocate for..... A.B.....) [\*454]

The Applicant's address for service is :-

.....

.....

(Signed) ..... A.B.....

(or.....E.F.....

Advocate for.....A.B.....)

N.B.—An appearance may be entered either personally or by advocate by delivering a memorandum of appearance to the Chief Registrar at the Supreme Court, Nicosia, and by delivering on the same day at the Appellant's address for

service a duplicate of such memorandum signed, dated, and sealed by the Chief Registrar. If the Respondent does not enter an appearance within the time and in the manner above-mentioned such order will be made and proceedings taken as the Court or Judge may think just and expedient.

#### APPENDIX B.

#### FEES.

(Rule 11.)

The following fees shall be paid in stamps to be disposed of as directed in each case :—

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| 1. On sealing an originating summons   | £1. 0. 0.<br>(To be affixed to the summons filed with the Court).  |
| 2. On entering any order of the Court or a Judge thereof   | £ - 10. 0.<br>(To be affixed in the book in which the order is entered).   |
| 3. On swearing and filing affidavits, issuing summonses to witnesses, for service of documents, furnishing copies of proceedings | Same fees as in civil proceedings relating to claims of more than £25. (To be paid in stamps and disposed of as in civil proceedings.) |

Provided that none of the above fees shall be charged in respect of a proceeding taken on behalf of the Registrar of Trade Unions.