

No. 23.

THE EMERGENCY POWERS (DEFENCE) ACTS, 1939 AND 1940.

REGULATIONS MADE BY THE GOVERNOR UNDER SECTION 1.

C. C. WOOLLEY,
Governor.

I, the Governor, in exercise of the powers conferred by section 1 of the Emergency Powers (Defence) Acts, 1939 and 1940, as extended to the Colony by the Emergency Powers (Colonial Defence) Order in Council, 1939, the Emergency Powers (Colonial Defence) (Amendment) Order in Council, 1940, and the Emergency Powers (Colonial Defence) (Amendment) Order in Council, 1942, do hereby make the following regulations:—

1. These regulations may be cited as the Defence (Petroleum and Explosive Substances) Port Regulations, 1943, and shall be construed as one with the Papho Pier Rules and Regulations, 1884, the Larnaca Pier Regulations, 1922, the Limassol Pier Regulations, 1922, the Famagusta Harbour, Quay and Pier Regulations, 1927, the Petroleum Regulations, 1940 to 1941, and the Explosive Substances Regulations, 1940.

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2.—(1) In these regulations—

“explosive substances” has the same meaning as in section 2 of the Explosive Substances Law, 1939 ;

“petroleum” has the same meaning as in section 2 of the Petroleum Law, 1939 ;

“vessel” means ship, lighter, boat and craft of every kind, whether navigated by steam or otherwise.

(2) The Interpretation Law, 1935, shall apply to these regulations as it applies to the interpretation of a Law.

3.—(1) From and after the 28th day of January, 1943, the following regulations shall apply and shall have effect in respect of the loading and unloading of petroleum in containers or of explosive substances at any port in Cyprus, that is to say:—

(a) no vessel carrying petroleum or explosive substances shall be taken or placed alongside any pier or wharf between the hours of sunset and sunrise save under a special permit of the Superintendent of the Port or of any person authorized by him in writing in that behalf ;

(b) no petroleum or explosive substances shall be left or placed on any pier or wharf at any time between the hours of sunset and sunrise ;

(c) the quantity of petroleum or explosive substances placed or unloaded on any pier or wharf shall not, at any time, exceed such quantity as may be easily removed from such pier or wharf in 15 minutes regard being had to the labour and means of transport available for the time being ;

(d) whenever any petroleum or explosive substances are to be loaded on, or unloaded from, any Naval or Military vessel the Superintendent of the Port shall always be consulted by the Superintending Sea Transport Officer or the Military Authorities as the case may be ;

- (e) no person working or employed in, or in the vicinity of, the loading or unloading of any vessel carrying petroleum or explosive substances shall smoke or shall carry or possess any matches, naked light or any other article or thing by which fire may be caused or spread to the petroleum or explosive substances ;
- (f) loading or unloading of petroleum or explosive substances on or from any vessel shall cease half an hour before sunset ;
- (g) every vessel carrying petroleum or explosive substances when berthed alongside a pier or wharf shall be attended by a tug or craft capable and in readiness at all times of towing such vessel off the pier or wharf if necessary ;
- (h) every vessel carrying petroleum or explosive substances when berthed alongside a pier or wharf shall be provided with a towing wire with the eye hanging outboard in readiness at all times to be towed off the pier or wharf ;
- (i) the Superintendent of the Port shall provide berthing facilities for every vessel carrying petroleum or explosive substances alongside a pier or wharf regard being had to the anchorage or place available for the time being ;
- (j) no person shall enter any pier or wharf on which petroleum or explosive substances are loaded or unloaded save with the permission of the Superintendent of the Port or of any other person acting on his behalf.

A notice or notices warning the public in that behalf shall be posted up in or about such pier or wharf.

(2) Nothing in regulations (a) to (j) of paragraph (1) hereof contained shall apply to petroleum carried as a means of propulsion in the standard supply tanks of motor vessels nor to reserve supplies of such means of propulsion carried in sealed receptacles to a quantity not exceeding the capacity of the standard supply tanks.

4. During the continuance in force of these regulations the following rules and regulations shall be suspended, that is to say :—

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| (a) rule or regulation IX of the Papho Pier Rules and Regulations, 1884 ; | <i>Gazettes :</i>
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| (b) regulation 9 of the Larnaca Pier Regulations, 1922 ; | 18. 8.1922 |
| (c) regulation 9 of the Limassol Pier Regulations, 1922 ; | 18. 8.1922 |
| (d) regulation 10 of the Famagusta Harbour, Quay and Pier Regulations, 1927 ; | 11. 3.1927 |
| (e) regulations 7, 9, 13 and 17 of the Petroleum Regulations, 1940 to 1941 ; | Supplement
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| (f) regulations 5 (a), 5 (c), 5 (e), 5 (f) and 5 (h) of the Explosive Substances Regulations, 1940. | 3. 1.1940 . |

5. Subject to regulation 4 hereof these regulations shall be in addition to and not in derogation of the provisions of the Papho Pier Rules and Regulations, 1884, the Larnaca Pier Regulations, 1922, the Limassol Pier Regulations, 1922, the Famagusta Harbour, Quay and Pier Regulations, 1927, the Petroleum Regulations, 1940 to 1941, and the Explosive Substances Regulations, 1940 :

Provided that if any of the provisions in the said rules or regulations is inconsistent with the provisions of these regulations the provisions of these regulations shall prevail.

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6.—(1) Any person who acts in contravention of, or fails to comply with, any of the provisions of these regulations shall be guilty of an offence and upon conviction shall be liable to imprisonment not exceeding one year or to a fine not exceeding one hundred pounds or to both such imprisonment and fine.

(2) Whenever any member of the crew in any vessel does or omits to do an act, the doing of which or omission to do which by the master of such vessel would be an offence against these regulations, such member of the crew shall be guilty of that offence, and the master of the vessel, and any person who at the time of the act or omission was in charge of such vessel or of the petroleum or explosive substances in respect of which the act or omission occurred, shall also be guilty of that offence unless the Master of the vessel or other person, as the case may be, proves to the satisfaction of the Court that he took all reasonable means and precautions to prevent such act or omission.

Made at Nicosia, this 20th day of January, 1943.

(M.P. 618/26/5.)

No. 24.

Corrigendum.

In the Defence (Control of Sale Prices of Scheduled Articles) Consolidation Orders, 1940 to 1942, published under Notification No. 17 of Supplement No. 3 to the *Gazette* of the 21st January, 1943, the figure "2" in column 3 of item 13 and the figure "6" in column 1 of item 120 should read "5" and "60" respectively.

No. 25.

THE DEFENCE REGULATIONS, 1940 TO (No. 9) 1942.

ORDER MADE BY THE COMPETENT AUTHORITY UNDER REGULATION 61.

In exercise of the powers vested in me by virtue of my appointment by the Governor as the Competent Authority for the purposes of regulation 61 of the Defence Regulations, 1940 to (No. 9) 1942, I hereby order as follows :—

1. This Order may be cited as the Defence (Control of Flax) Amendment Order, 1943, and shall be read as one with the Defence (Control of Flax) Order, 1942, (hereinafter referred to as the "principal Order") and the principal Order and this Order may together be cited as the Defence (Control of Flax) Orders, 1942 and 1943.

2. The principal Order is hereby amended by the deletion therefrom of clauses 3 and 4 and the substitution therefor of the following clauses respectively :—

"3. Every person who has in his possession or under his control any flax in excess of 10 okes shall, not later than the 4th day of February, 1943, complete and deliver to me a return in the form set forth in the Schedule hereto in respect of the flax in his possession or under his control.

4.—(a) From and after the 28th day of January, 1943, no person who has in his possession or under his control any quantity of flax in excess of the quantity mentioned in clause 3 of this Order shall make use of or shall sell or dispose of any flax to any person except under a special permit issued under my hand.

(b) Every special permit issued under the provisions of paragraph (a) hereof may contain such terms and conditions as may be specified therein."

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J. A. C. CRUIKSHANK,
Controller of Supplies,
Competent Authority.