

No. 232.

THE DEFENCE REGULATIONS, 1940 TO 1944.

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 Competent Authority for the purposes of regulation 61 of the Defence Regulations, 1940 to 1944, I hereby order as follows:—

1. This Order may be cited as the Defence (Heaters Control) Order, 1944.
2. In this Order—

Gazette: REPL. Supplement No. 3: 1.6.1944
 S "Fuel and Charcoal Controller" means the person appointed as such under the Defence (Control of Fuel and Charcoal) Order, 1944.

S.L. 21.3.57, p. 130
 "Oil burning heater" means any steam engine, boiler, furnace, oven, kiln, still or other apparatus using any type of oil for its working as set out in the First Schedule hereto and includes any such steam engine, boiler, furnace, oven kiln, still or other apparatus whether it has been converted from wood burning into oil burning in pursuance of the provisions of a licence issued under this Order or otherwise.

AM. S.L. 1945, 13.12.45, p. 324
 "Wood burning heater" means any steam engine, boiler, furnace, oven, kiln, still or other apparatus using fuelwood for its working as set out in the First Schedule hereto.

AM. S.L. 1945, 3.5.45, p. 90
 The "Director" means the Director of Public Works Department or any person authorized by him in that behalf.

SCS S.L. 1944, 15.6.44, p. 152, 29.7.44, p. 192
 3.—(1) From and after a date to be declared by notification in the *Gazette* by the Fuel and Charcoal Controller no person shall erect, use or work any wood burning heater of such type as may be specified in such notification, without a licence from the Fuel and Charcoal Controller.

19.10.44, p. 245
 23.11.44, p. 273
 (2) From and after the date of the publication of this Order in the *Gazette* no person shall erect, use or work any oil burning heater without a licence from the Fuel and Charcoal Controller.

15.3.45, p. 57
 12.4.45, p. 70
 3.5.45, p. 90
 (3) A licence issued under this clause may contain such terms, limitations and conditions (including the conversion of a wood burning heater into an oil burning heater within a period to be specified in the licence and the type of oil which shall be used for the working of an oil burning heater), as the Fuel and Charcoal Controller may think fit to impose.

(4) A licence may be issued, refused or cancelled at the discretion of the Fuel and Charcoal Controller and may be made valid for such period as to him may seem fit to be specified in the licence.

4. Any person desiring to obtain a licence under clause 3 of this Order shall apply to the Fuel and Charcoal Controller in the form set out in the Second Schedule hereto giving the particulars therein set out.

5. Every holder of a licence issued under clause 3 of this Order shall—

- (a) keep on his premises such books or records and enter therein such matters as the Fuel and Charcoal Controller may from time to time direct;
- (b) complete and deliver to the Fuel and Charcoal Controller a return containing such information and particulars as the Fuel and Charcoal Controller may by notification in the *Gazette* from time to time direct.

6.—(1) Notwithstanding anything in this Order contained, from and after the date of the publication of this Order in the *Gazette* no person shall use or work an oil burning heater without a certificate from the Director to the effect that the burning appliance of such oil burning heater is in good working order (hereinafter referred to as the "certificate of efficiency").

(2) A certificate of efficiency may be made valid for such period to be specified in the certificate as the Director may deem fit.

(3) A certificate of efficiency may be issued, refused or cancelled at the discretion of the Director.

7. Any person desiring to obtain a certificate of efficiency under clause 6 of this Order shall apply to the Director in the form set out in the Third Schedule hereto giving the particulars therein set out.

8. Every person shall permit such persons as the Fuel and Charcoal Controller or the Director may authorize in writing in that behalf to enter upon and inspect his premises for the purpose of ascertaining whether the provisions of this Order have been or are being complied with or for the purpose of checking the correctness or accuracy of any statement in an application made under this Order or of any entry made in any books or records kept or of any information or particulars given under the provisions of paragraphs (a) and (b) of clause 5 of this Order.

9. The Schedules hereto may be amended by notice published by me in the *Gazette* and upon such publication such amendment shall form part of this Order for all purposes.

10. This Order shall not apply to any stove or geyser solely used by any person for heating water or cooking for the reasonable domestic requirements of himself and his family.

11. Any person who—
 (a) acts in contravention of, or fails to comply with, any of the provisions of this Order ;
 (b) makes any false statement in any application for a licence under this Order ;
 (c) makes in any book or record kept under the provisions of paragraph (a) of clause 5 of this Order any entry which is false in any material particular ;
 (d) makes, under any of the provisions of this Order, any return which is false in any material particular ;
 (e) fails to comply with any term, limitation or condition in any licence issued under this Order ;
 (f) knowingly misleads or otherwise interferes with or impedes any person exercising any powers or performing any duties under the provisions of this Order ;
- is liable to the penalties prescribed in the Defence Regulations, 1940 to 1944.
12. The Defence (Wood Burning Heaters Control) Order, 1944, is hereby revoked.

Gazette :
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 No. 3 :
 16.3.1944

FIRST SCHEDULE—(Clause 2).

1. Steam producing boilers whether stationary or mobile.
2. Furnaces for heating ores, pigment earths, soap constituents, glass.
3. Kilns for burning lime and gypsum.
4. Kilns for burning or baking bricks, tiles, pottery and china.
5. Stoves used for heating water or for cooking purposes in hotels, restaurants, and public institutions.
6. Public Turkish Baths and other public hot water bathing establishments.
7. Bakers type ovens.
8. Stills for the manufacture of spirits.
9. Tar or asphalt boilers.

SECOND SCHEDULE—(Clause 4).

The Defence (Heaters Control) Order, 1944—(Clause 4).

The Fuel and Charcoal Controller,

In compliance with clause 4 of the Defence (Heaters Control) Order, 1944, I/we..... of(full address) hereby apply for a licence to erect/use/work a wood burning heater/an oil burning heater, particulars of which are given herein below.

Date..... (Signed).....

PARTICULARS.

1. Kind and type of heater (steam engine, boiler, furnace, oven, kiln, stove, still)
2. Number of heaters possessed.....
3. Where erected.....
4. Purpose for which such heater is used.....
5. Annual consumption of fuelwood or oil.....
6. Type of oil used (in the case of an oil burning heater).....

THIRD SCHEDULE—(Clause 7).

The Defence (Heaters Control) Order, 1944—(Clause 7).

The Director of Public Works, Nicosia,

In compliance with clause 7 of the Defence (Heaters Control) Order, 1944, I/we..... of(full address) hereby apply for a certificate of efficiency in respect of the burning appliance of an oil burning heater particulars of which are given herein below.

Date..... (Signed).....

PARTICULARS.

1. Kind and type of heater (steam engine, boiler, furnace, oven, kiln, stove, still)
2. Number of heaters possessed.....
3. Where erected.....
4. Purpose for which such heater is used.....
5. Annual consumption of oil.....
6. Type of oil used.....

R. N. HENRY,
 Controller of Supplies.
 Competent Authority.