

MOSLEM RELIGIOUS PROPERTY.

THE EVCAF LAW.

(CAP. 259.)

28 *Gaz.* 874 EVCAF (MOHAMMEDAN RELIGIOUS PROPERTY ADMINISTRATION)
29 *Gaz.* 780 REGULATIONS.
30 *Gaz.* 3

1. These regulations may be cited as the Evcaf (Mohammedan Religious Property Administration) Regulations.

2. All Evcaf accounts administered by the Delegates shall be subject to Government audit and to Government financial rules and regulations in force for the time being so far as they can be made applicable thereto.

3. A copy of the annual estimates of revenue and expenditure for Mazbouta vakfs shall be furnished by the Delegates to the Principal Auditor at the beginning of each year after they have been approved by the Governor.

4. Any new work which could not be foreseen and included in the annual Mazbouta estimates, and which may cost one hundred pounds or over, shall not be carried out without first obtaining the approval of the Governor.

5. No increase in the salaries of the Departmental Staff of the Evcaf Department and no new appointments thereto in respect of Mazbouta vakfs for which no provision has been made in the annual estimates shall be made without first obtaining the approval of the Governor.

6. No excess on the total estimate of expenditure of Mazbouta vakfs shall be incurred without first obtaining the approval of the Governor.

7. Any minor excess of expenditure on works or services, which does not cause an excess on the total approved estimate of expenditure of Mazbouta vakfs, shall be reported in writing by the Delegates at the end of each year to the Governor, and the Governor may duly approve the same.

8. Leave of absence to all officials in the Evcaf Department may be granted by the Delegates :

Provided that no leave to be spent out of the Colony shall be granted by the Delegates to any member of the Departmental Staff of the Evcaf Department without first obtaining the approval of the Governor.

9. The Delegates may require Trustees or other persons administering Mulhaka-non-Meshrouta and Mulhaka-Meshrouta vakfs to furnish security in such sums as the Delegates may deem expedient.

10. The Trustees or other persons entrusted with the administration of Evcaf funds shall keep accounts in such form or manner as the Delegates may from time to time determine.

11. The Trustees or other persons entrusted with the administration of Evcaf funds shall previously obtain the written authority of the Delegates before making any investment out of such funds.

12. The Trustees or other persons administering Mulhaka-non-Meshrouta and Mulhaka-Meshrouta vakfs shall not incur expenditure over five pounds at any one time without previously obtaining the written authority of the Delegates :

Provided that no such authority shall be necessary for the payment of taxes due to Government.

13. The Evcaf General Account shall be kept at such Bank as may from time to time be authorized by the Governor.

14. Surplus balances in the hands of Trustees or other persons administering Mulhaka-non-Meshrouta and Mulhaka-Meshrouta vakfs shall be deposited at a Bank, or lodged to the credit of the Evcaf General Account, or may otherwise be kept as determined from time to time by the Delegates.

15. No sum due to the Evcaf Department by way of revenue, and no outstanding debt deemed to be irrecoverable, shall be written off without first obtaining the approval of the Governor.

16. No overdraft on the Evcaf General Account shall be incurred and no loan against Mazbouta vakfs shall be contracted without first obtaining the approval of the Governor.

17. No loan by the Trustees or other persons administering Mulhaka-non-Meshrouta and Mulhaka-Meshrouta vakfs shall be contracted unless the written authority of the Delegates be first obtained.

18. There shall be paid to the Delegates by the dedicator or founder of a vakf or his duly authorized agent a fee of one pound on every deed of dedication filed and recorded in the Evcaf Department. The said fee shall be payable to the Delegates on any alteration or amendment of any deed of dedication already filed and recorded as aforesaid.

19. There shall be paid to the Delegates by every Trustee on his appointment to the Trusteeship of a Mulhaka-Meshrouta vakf, prior to the issue of the Berat, fees at the rate of ten per centum on the yearly gross revenue of the vakf concerned, calculated on the average gross revenue of the preceding three years.

20. There shall be paid at the end of every year to the Delegates by every Trustee or other persons administering Mulhaka-non-Meshrouta and Mulhaka-Meshrouta vakfs, control fees at the rate of five per centum on the yearly gross revenue of the vakf concerned.

21.—(1) Where no annual account is submitted by a Trustee or any person administering Mulhaka-non-Meshrouta or Mulhaka Meshrouta vakf as provided in section 21 of the Evcaf Law or where the control fees provided by regulation 20 are not paid by the last day of February in the year in which they become due, the Delegates may, by a notice in writing to be delivered to such Trustee or other person administering the vakf, require him to render accounts and pay the control fees within thirty days from the date of the delivery of such notice.

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(2) If such Trustee or other person administering the vakf fails to comply with the requirements of any such notice within the time therein specified, the Delegates may, in addition to any other remedy they may have against such Trustee or person, take charge of the properties of such vakf and administer it until such accounts are submitted or control fees are paid.

22. There shall be paid to the Delegates by any person wishing to obtain a copy of any document which is in the custody or possession or under the control of the Delegates, other than a document a copy of which can be obtained from a Turkish Family Court, a copying fee of one shilling for every hundred words or part thereof.

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EVCAF (GRATUITIES) REGULATIONS.

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1. These regulations may be cited as the Evcaf (Gratuities) Regulations.
2. Officials holding appointment at the Headquarters and District Offices of the Evcaf Department and whose offices have not been declared to be pensionable offices under the Evcaf Law, shall be eligible to receive a gratuity on retirement from the service of the Evcaf Department as hereinafter provided.
3. Gratuity payable to any official holding appointment at Headquarters and District Offices of the Evcaf Department shall be at the rate of half a month's salary for each completed year of service.
4. For the purpose of calculating such gratuity a month's salary will be the average amount of salary drawn by such official during the three years immediately preceding his retirement from the service of the Evcaf Department.
5. Monthly salary shall include personal allowance, if any, and no other allowances whatsoever will be taken into account.
6. No such official shall be eligible for a gratuity on retirement from the service of the Evcaf Department until he has served in the Evcaf Department for a minimum and unbroken period of 10 years.
7. No gratuity shall be paid to any such official beyond the maximum of 30 years' unbroken service in the Evcaf Department.
8. Gratuity may, however, be payable to any such official after three completed years of unbroken service in the Evcaf Department, if such official is discharged on medical grounds or retires voluntarily after reaching the age of 60 years.
9. Unbroken service in the Evcaf Department of any such official prior to the introduction of these regulations shall count for the purposes of calculating such gratuity.
10. Upon the death of any official in the service of the Evcaf Department eligible to receive a gratuity, the Delegates of Evcaf at their discretion may recommend for the approval of the Governor for the payment of a grant to the dependants of the deceased, a sum not exceeding the gratuity for which the deceased would have been eligible at the time of his death.
11. Notwithstanding anything provided in these regulations the Delegates of Evcaf at their discretion may recommend for the approval of the Governor either a reduction in the amount of the gratuity or that the gratuity shall be withheld altogether, on the ground of inefficiency, misconduct or neglect of work of such an official in the service of the Evcaf Department.
12. All gratuities shall be paid either out of the funds of "Mazbouta Vakfs" or "Mulhaka Vakfs" taking into consideration the fund from which the salary of the official concerned is paid.
13. All gratuities payable under these regulations shall be subject to the recommendations of the Delegates of Evcaf and approval of the Governor.