



**SUPPLEMENT No. 3**  
TO  
**THE CYPRUS GAZETTE No. 4002 OF 23RD NOVEMBER, 1956.**  
**SUBSIDIARY LEGISLATION.**

No. 1145.

**THE EMERGENCY POWERS ORDERS IN COUNCIL,  
1939 AND 1956.**

REGULATIONS MADE BY THE GOVERNOR UNDER SECTION 6.

JOHN HARDING,  
*Governor.*

In exercise of the powers conferred on me by section 6 of the Emergency Powers Orders in Council, 1939 and 1956, I, the Governor, do hereby make the following Regulations :—

1. These Regulations may be cited as the Emergency Powers (Control of Sale and Circulation of Publications) Regulations, 1956. Short title.

2.—(1) In these Regulations, unless the context otherwise requires— Interpretation.

“ publication ” includes all written or printed matter and everything whether of a nature similar to written or printed matter or not containing any visible representation or by its form, shape or in any other manner capable of suggesting words or ideas and every copy and reproduction or substantial reproduction thereof ;

“ periodical publication ” includes every publication issued periodically or in parts or numbers at intervals whether regular or irregular ;

“ security forces ” means the Naval, Military and Air Forces of Her Majesty and the Cyprus Police Force (including the Auxiliary Police Force and the Special Constabulary) ;

“ the state of emergency ” means the state of emergency declared to exist by Proclamation made on the 26th day of November, 1955, under the Emergency Powers Orders in Council, 1939 and 1952.

(2) The Interpretation Law shall apply to the interpretation of these Regulations and of any Order made or direction given thereunder, as it applies to the interpretation of a Law, and, for the purposes of the said Law, these Regulations shall be deemed to be Laws.

Cap. 1  
30 of 1953  
19 of 1954  
30 of 1954  
42 of 1955  
19 of 1956.

3.—(1) The Governor may, in his absolute discretion by an Order published in the *Gazette*, prohibit the sale and circulation of any publication if it appears to him that :—

(a) by reason of the matter contained therein its sale and circulation would, having regard to the existence of the state of emergency, be prejudicial to the successful prosecution of measures taken or to be taken to forward the termination of the state of emergency in the Colony ; or

Power of Governor to prohibit sale and circulation of publications.

- (b) such publication contains any incitement to violence or counsels disobedience to the law or any lawful order ; or
  - (c) such publication contains matter which is calculated or likely to lead to a breach of the peace or to promote violence, ill-will or hostility between different races or classes of the population or between members of the public and members of the security forces.
- (2) An Order made under paragraph (1) of this Regulation may—
- (a) in the case of a periodical publication prohibit the sale or circulation of any past or future issues thereof ;
  - (b) in the case of a publication which has or appears or purports to have issued from a specified publishing house, agency or other source, prohibit the sale or circulation of any other publication which may at any time whether before or after the date of such Order have or appear to purport to have issued from such specified publishing house, agency or other source :

Provided that no such prohibition as is mentioned in this paragraph shall be included in an order made under this Regulation unless the Governor is satisfied that there is systematic publication in such periodical publication or any publications issuing from such publishing house, agency or other source, as the case may be, of matter of the kind described in sub-paragraph (a), (b) or (c) of paragraph (1) of this Regulation.

Advisory  
Committee.

4.—(1) The proprietor of any publication the sale and circulation of which is prohibited by Order under Regulation 3 may, within one month of the publication of the Order in the *Gazette*, make an objection against the Order or the making of the Order, as the case may be, in the manner hereinafter provided, but pending the decision of the Governor upon such objection the Order (if made) shall remain of full force and effect.

(2) For the purposes of paragraph (1) of this Regulation there shall be an Advisory Committee (hereinafter in this Regulation called "the Committee") consisting of persons appointed by the Governor; and the Chairman of the Committee shall be a person who holds or has held judicial office. Such Chairman and any two persons so appointed shall be sufficient to form a quorum of the Committee.

(3) The functions of the Committee shall be to consider and make recommendations to the Governor with respect to any objections against an Order under Regulation 3 of these Regulations which are duly made to the Committee by or on behalf of the proprietor of the publication to which such Order relates. It shall be the duty of the Chairman to inform the objector of the grounds on which such Order has been made and to furnish him with such particulars as are, in the opinion of the Chairman, sufficient to enable him to present his case.

(4) The Governor may make rules as to the manner in which objections against such an Order as aforesaid may be made to the Committee, and such rules shall contain provisions for enabling the person making such objections to make the same either in person or by advocate or, with the leave of the Committee, by an agent; and the proprietor of every publication shall be informed of the right to make objections under this Regulation.

Printing,  
publishing,  
etc., of  
prohibited  
publications.

5. Any person who prints, publishes, sells, offers for sale, distributes or reproduces a publication the sale and circulation of which has been prohibited by an Order made under Regulation 3 of these Regulations or any extract therefrom shall be guilty of an offence and shall be liable upon conviction to imprisonment for a term not exceeding two years or to a fine not exceeding two hundred and fifty pounds or to both such imprisonment and fine :

Provided that no person shall be convicted of an offence under this Regulation if he proves that the publication in respect of which he is charged

was printed, published, sold, offered for sale, distributed or reproduced, as the case may be, without his consent and without his knowledge and through no want of due care or caution on his part.

6. Any person who without a lawful excuse has in his possession any publication the sale and circulation of which is prohibited by an Order made under Regulation 3 of these Regulations or any extract therefrom shall be guilty of an offence and shall be liable upon conviction to imprisonment for a term not exceeding six months or to a fine not exceeding one hundred and fifty pounds or to both such imprisonment and fine. Possession of prohibited publication.

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Made at Nicosia, this 23rd day of November, 1956.