

25. If a creditor is dissatisfied with the decision of the trustee in respect of a proof, the Court may, on the application of the creditor, reverse or vary the decision.

26. The Court may also expunge or reduce a proof upon the application of a creditor if the trustee declines to interfere in the matter, or in the case of a composition or scheme, upon the application of the debtor.

27. For the purpose of any of his duties in relation to proofs, the trustee may administer oaths and take affidavits.

28. The official receiver, before the appointment of a trustee, shall have all the powers of a trustee with respect to the examination, admission, and rejection of proofs, and any act or decision of his in relation thereto shall be subject to the like appeal.

THIRD SCHEDULE.

ENACTMENTS REPEALED.

The Ottoman Commercial Code, Book Second.

The Bankruptcy Law, 1911.

The Relief of Insolvent Farmers Law, 1919.

*This Law was published in the Cyprus Gazette No. 2056
of the 19th May, 1930.*

No. 9 OF 1930.

TO PROMOTE PUBLIC HEALTH BY THE ACQUISITION AND RECLAMATION OF MARSH AREAS FOR AGRICULTURAL AND OTHER PURPOSES. A.D. 1930.
9 of 1930.

RONALD STORRS.]

[May 13, 1930.]

Be it enacted:—

1. This Law may be cited as the Public Health (Marsh Areas) Law, 1930. Short title.

2. In this Law:—

“Marsh Area” means any area declared to be a marsh area by the Governor under the provisions of this Law;

“Land” includes land, whether covered by water or not, buildings, trees, easements, standing crops, grazing rights, water and water rights;

“Government” means the Government of the Colony of Cyprus;

Inter-
pretation.

“ Persons interested ” include all persons claiming an interest in compensation to be made on account of the acquisition of land under this Law ; and a person shall be deemed to be interested in land if he is interested in an easement affecting the land.

Power to
Governor to
declare
marsh areas.

3. The Governor may by notification to be published in the *Cyprus Gazette* declare any area to be a marsh area and authorise the acquisition and reclamation thereof, and from and after the date of the publication of such notification this Law shall be applicable to such marsh area.

Preparation
of plan,
particulars
and estimate.

4.—(1) From and after the publication of the notification aforesaid the Director of Public Works or other officer appointed for the purpose by the Governor shall prepare or cause to be prepared a detailed plan of the marsh area, together with a statement of particulars of the dimensions and boundaries of, and the names of all the persons interested in, any land lying within the marsh area and an estimate of the cost and expense for the acquisition and reclamation of such marsh area.

(2) A copy of the plan, particulars and estimate aforesaid shall be transmitted by the Director of Public Works or other officer appointed by the Governor as aforesaid to the Director of Land Registration and Surveys.

Special
survey may
be made.

5.—(1) Whenever the Director of Public Works or other officer appointed by the Governor as aforesaid considers that a special survey of the marsh area is required the Director of Land Registration and Surveys shall, at his request, cause a special survey to be made and shall, at least two months before making such survey, cause a notice to be published in the *Cyprus Gazette* and to be posted in every village within the boundaries of which the marsh area or any part thereof is situate, calling upon all persons interested to appear and point out to the surveyor their land and the boundaries thereof.

(2) A copy of any special survey made as aforesaid shall be transmitted by the Director of Land Registration and Surveys to the Director of Public Works or other officer appointed by the Governor as aforesaid.

Copy of plan
and particu-
lars to be
deposited
with
Mukhtars,
etc.
Objections
and how to
be made.

6.—(1) The Director of Land Registration and Surveys shall,

(a) cause a copy of the plan and particulars aforesaid to be deposited with the Mukhtar of every village interested in the marsh area to which the plan and particulars refer, and

(b) when any land in question belongs to the Evcaf or any ecclesiastical body in Cyprus cause a notification that the plan and particulars have been so deposited to be sent to the Delegates of Evcaf or to the head of the ecclesiastical body concerned, and

(c) cause a notification to be published in the *Cyprus Gazette* and to be posted in every village within the boundaries of which the marsh area or any part thereof is situate, to the effect that the copies of the plan and particulars have been so deposited and calling upon all persons who claim any land within the marsh area to submit to him within a period of three months from the date of the publication of the notification in the *Cyprus Gazette*, their claims in writing together with any title deeds or other document or evidence on which they rely to establish their claims.

(2) No claim shall be valid or shall be entertained by the Director of Land Registration and Surveys unless made within the period prescribed in this section.

7. The Director of Land Registration and Surveys shall inquire into and decide upon all claims made under section 6 of this Law and shall cause to be deposited with the Mukhtar of every village interested in the marsh area a final plan and particulars recording the claims made and the claims allowed, if any, and shall cause a notification to be published in the *Cyprus Gazette* and to be posted in every village within the boundaries of which the marsh area or any part thereof is situate, to the effect that such final plan and particulars as aforesaid have been so deposited and calling upon all persons who may be dissatisfied with his decision to bring their objections within a period of three months from the date of the publication in the *Cyprus Gazette* of the notification referred to in this section.

Inquiry and decision on claims, deposit of final plan, etc., and objections thereto.

8.—(1) Every such objection shall be brought by an application claiming the rectification of the final plan and particulars deposited under section 7 of this Law to be commenced in the competent District Court by the person objecting as applicant against the Director of Land Registration and Surveys as respondent and the decision of every such Court on any such objection may be appealed from in the same manner and subject to the same restrictions as though it was a decision in an ordinary civil action.

Hearing of objection.

Provided that the District Court shall have unlimited jurisdiction to hear and dispose of all applications under this section.

(2) No such objection shall be entertained by the District Court unless brought within the period prescribed in section 7 of this Law.

Plan and particulars to be binding on all persons.

9. At the expiration of the period of three months from the date of the publication of the notification in the *Cyprus Gazette* as in section 7 of this Law provided, the final plan and particulars except so far as it may have been thus objected to shall be binding and conclusive on all persons affected thereby.

Sanction by Governor of acquisition and vesting of marsh area in Government.

10. If the Governor approves the final plan and particulars referred to in section 7 of this Law, he may at any time after all objections thereto, if any, have been heard and determined by the Court, by order to be published in the *Cyprus Gazette* sanction the acquisition of the marsh area or any part thereof, and thereupon the marsh area or part thereof shall, subject only to the payment of compensation to be ascertained in manner hereinafter provided, vest absolutely in the Government free from all encumbrances, and the said order shall be sufficient authority to the Director of Land Registration and Surveys to cancel or amend all registrations existing within such marsh area or part thereof and to cause the registration of the whole of such area or part thereof to be made in the name of the Government.

Compensation and reference to District Court.

11. If within one month from the date of the publication of the Order in the *Cyprus Gazette* referred to in section 10 of this Law, the persons interested do not agree with the Director of Land Registration and Surveys as to the sum to be paid by way of compensation for the acquisition of the land within the marsh area, the Director of Land Registration and Surveys shall apply to the competent District Court to refer the determination of the amount of compensation to arbitrators; and the Court shall thereupon order that a notice be sent to the persons interested and shall fix a day for the appearance of the parties before the Court.

Appointment of arbitrators and umpire.

12. On the day so fixed, if all the parties appear and each party names an arbitrator on his behalf, the Court shall appoint the arbitrators, and, in the event of the arbitrators failing to agree, the Court may appoint an umpire to decide between them.

If any party fails to appear or refuses to appoint an arbitrator the Court shall appoint an arbitrator on his behalf ; and if the arbitrators fail to file their award within the time or extended time limited by the Court, the Court shall appoint a sole arbitrator.

On appointing any arbitrator or umpire, the Court may limit the time within which the award may be filed, and may extend it from time to time.

13. The District Court may make any order it may think right as to the amount of fees and expenses to be paid to the arbitrators or umpire in connection with their award, and may direct by whom they are to be paid.

Fees to
arbitrators
or umpire.

14. When the award of the arbitrators or of the umpire has been filed, the Court shall, on the application of any party to the proceedings, fix a date for the parties to appear before the Court, and shall for this purpose cause a notice to be served on each party interested.

Publication
of award.

At the time so fixed the Court shall make known to the parties the award of the arbitrators or umpire, which shall for all purposes be final and conclusive, and shall order the Director of Land Registration and Surveys to pay the sum awarded to the persons interested in the land.

Provided that the Court may order that the whole or any portion of the sum awarded, as hereinbefore mentioned, be paid to any mortgagee of the land, in satisfaction in whole or in part of the sum secured by the mortgage, or to any lessee of the land as compensation in respect of the determination of his tenancy, or to any judgment creditor who has registered his judgment in the manner provided by law, in satisfaction in whole or in part of the sum due under his judgment.

Provided also that if any person refuses to accept any sum ordered to be paid to him under the provisions of this section, or is absent from Cyprus, the Director of Land Registration and Surveys may pay the sum into Court.

15. It shall be the duty of the Government to take all such steps and execute all such works as may be considered necessary for the purpose of reclaiming land within a marsh area acquired under the provisions of this Law. Provided that the Government may entrust to any person the reclamation of such land under such terms and conditions as to the Governor seem fit.

Duty of
Government
to reclaim.

Power of Government to sell, etc.

16. The Government may after reclamation sell, lease, or exchange any land within a marsh area acquired under the provisions of this Law.

Power to order that persons absent from Cyprus or under disability be represented.

17. Whenever it appears to the Court that any person who is interested in any land within a marsh area acquired or to be acquired, is, on account of being absent from Cyprus or on account of being under any disability, likely to be under any disadvantage in bringing forward his claim to compensation under the provisions of this Law, the Court may, on the application of the Director of Land Registration and Surveys or of its own motion, order that that person be duly represented, and may generally give such directions as may secure the proper and just determination of his claim.

This Law was published in the Cyprus Gazette No. 2057 of the 21st May, 1930.

No. 10 OF 1930.

A.D. 1930.

TO PROVIDE FOR THE REGISTRATION OF CLUBS.

10 of 1930.

RONALD STORRS.]

[May 13, 1930.

BE it enacted:—

Short title

1. This Law may be cited as the Registration of Clubs Law, 1930.

Interpretation.

2. In this Law :—

The expression “Club” means a society of not less than twenty persons associated together for social intercourse or for purposes of mutual entertainment and convenience or for any other lawful purpose except the acquisition of gain. Provided that no official, educational, ecclesiastical or religious institution and no lodge or chapter of Freemasons shall be deemed to be a club under this Law ;

The expression “Club Premises” means any house or part of a house or room or shop or any other building habitually used for the purposes of any club, whether licensed for the sale of any intoxicating liquor by retail or not ;

The expression “Secretary” in relation to a club includes any officer of the club or other person performing the duties of a secretary ;