



THE
STATUTE LAWS OF CYPRUS,
1935.

—♦♦♦—
No. 1 OF 1935.

A LAW TO AMEND THE ELEMENTARY EDUCATION LAW, 1933. A.D. 1935.

H. R. PALMER,
Governor.

[16th January, 1935.]

1 of 1935.

BE it enacted:—

1. This Law may be cited as the Elementary Education (Amendment) Law, 1935, and shall be read as one with the Elementary Education Law, 1933, (hereinafter called "the Principal Law"), and the Principal Law and this Law may together be cited as the Elementary Education Laws, 1933 and 1935. Short title.
18 of 1933.

2. Section 72 of the Principal Law is hereby amended as follows:— Amendment
of section 72
of Law 18
of 1933.

(a) By the insertion in sub-section (1) of the following proviso at the end thereof:

"Provided further that no assessment upon an Orthodox-Christian teacher employed under the provisions of this Law shall exceed one per centum of his salary and that every such teacher shall be included only in the assessment of the town or village in which he is employed at the date of the assessment."

(b) By the deletion of sub-section (3), the subsequent sub-sections being re-numbered accordingly.

- (c) By the insertion in sub-section (5) immediately after the word "concerned" of the words "and shall remain so posted for ten days".
- (d) By the deletion in the proviso to sub-section (5) of the words "a church or".
- (e) By the addition in sub-section (9) at the end thereof of the words "and such copy shall remain so posted for two months".
- (f) By the insertion in sub-section (10) immediately after the words "list of the assessment" (line 6) of the words "as in sub-section (9) of this section provided".

Insertion of new sections 72A, 72B, 72C and 72D in Law 18 of 1933.

3. The Principal Law is hereby amended by the insertion immediately after section 72 of the following sections:—

"No action to lie against the Government.

72A. No action or other legal proceeding shall lie in any Court against the Government of the Colony in respect of any sum assessed and recovered under the provisions of section 72 of this Law or the corresponding section of any former law relating to elementary education.

Actions for illegal assessment and refund of sum illegally assessed.

72B.—(1) Any action or other legal proceeding by any person for the refund of any sum assessed and recovered under the provisions of section 72 of this Law or the corresponding section of any former law relating to elementary education on the ground that such sum has been illegally assessed upon and recovered from such person which but for the enactment of this Law would have lain against the Government of the Colony may be brought against the Town Committee or the Village Commission of the town or village, as the case may be, for the educational requirements of which the assessment was made.

(2) Any sum adjudged by any Court to be refunded to any person in any action or other legal proceeding brought against the Town Committee or Village Commission as in sub-section (1) hereof provided, together with any costs ordered by the Court to be paid to such person and any costs properly incurred in defending any such action or legal proceeding, shall be paid out of the Education (A) Fund.

Payments
out of
Education
(A) Fund for
illegal assess-
ments to be
recoverable
from town
or village
concerned.

72C. Where a payment out of the Education (A) Fund is made as in the last preceding section mentioned, the Director shall notify the Chairman of the Town Committee or Chairman of the Village Commission of the town or village for the educational requirements of which the assessment was made, and the Committee or Commission shall thereupon assess the amount so paid out of the Education (A) Fund in the same manner as if such amount had been written off as irrecoverable from past assessments and such amount when recovered shall be repaid to the Education (A) Fund.

Limitation
of actions.

72D. No claim for the refund of any amount on the ground that such amount has been illegally assessed upon and recovered from any person shall be entertained in any Court unless—

(a) in the case of an assessment made before the 23rd day of November, 1934, proceedings are commenced therefor not later than the 1st day of March, 1935 ;

(b) in the case of an assessment made after the 23rd day of November, 1934, proceedings are commenced therefor within three months from the date of payment of the amount assessed.”

This Law came into operation on 18th January, 1935.
