



SUPPLEMENT No. 2

TO

THE CYPRUS GAZETTE No. 3145 OF 19TH OCTOBER, 1944.

LEGISLATION.

THE STATUTE LAWS OF CYPRUS

No. 33 of 1944.

A LAW TO PROVIDE FOR THE DISCIPLINE OF THE BRITISH MILITARY ADMINISTRATION POLICE FORCE AND TO REGULATE CERTAIN MATTERS IN CONNECTION THEREWITH.

H. M. FOOT,]

[19th October, 1944.

Officer Administering the Government.

WHEREAS a force known as the British Military Administration AT(B)1 Police and Prisons Service has been formed in Cyprus under the authority of the Commander-in-Chief, Middle East Forces, for the purpose of being trained in Cyprus and thereafter maintaining public order and safety in territory occupied or to be occupied by the Armed Forces of His Majesty (hereinafter referred to as "the British Military Administration Police Force"):

AND WHEREAS it is necessary to provide for the discipline of the British Military Administration Police Force while in Cyprus and to regulate certain other matters in connection therewith:

BE it therefore enacted by His Excellency the Officer Administering the Government and Commander-in-Chief of the Colony of Cyprus as follows:—

1. This Law may be cited as the British Military Administration Police Force Discipline Law, 1944. Short title.

Interpre-
tation.

2. In this Law—

“ Army Act ” means the Army Act, 1881 (44 and 45 Vict., c.58), of the United Kingdom, and includes all acts amending or substituted for the same and all articles of war thereunder in force.

Members of
the Force
to be
subject to
Code of
Discipline.

3.—(1) Notwithstanding anything in the Army Act contained all persons who before the coming into operation of this Law have agreed or shall hereafter agree to serve in the British Military Administration Police Force shall, during their service in Cyprus and while in Cyprus, be subject in matters concerning discipline and administration to the Code of Discipline contained in the Schedule to this Law (hereinafter in this Law referred to as “ the Code of Discipline ”).

(2) The officers of the British Military Administration Police Force may exercise in Cyprus in relation to the members of the same in matters concerning discipline and administration all such powers as are conferred on them by the Code of Discipline.

(3) Any sentence of imprisonment imposed under the Code of Discipline may be served in any prison or detention barracks in Cyprus.

Indemnity
in respect
of acts done
in good faith.

4.—(1) No action, prosecution or other legal proceeding whatsoever shall be brought, instituted or maintained against any person holding office or employed in the service of the British Military Administration Police Force or against any other person acting under the authority of a person so holding office or so employed, for the purpose of maintaining discipline over members of the British Military Administration Police Force for, or on account of, or in respect of, any act, matter or thing advised, commanded, ordered, directed or done in good faith before the coming into operation of this Law for the maintenance of discipline and good order by members of the said Force.

(2) Every such person as aforesaid by whom any such act, matter or thing shall have been advised, commanded, ordered, directed or done for the purposes aforesaid, shall be freed, acquitted, discharged, released and indemnified against all and every person whomsoever in respect thereof.

(3) Every such act, matter or thing referred to in the preceding sub-section shall be presumed to have been advised, commanded, ordered, directed or done, as the case may be, in good faith until the contrary shall have been proved by the party complaining.

SCHEDULE.
CODE OF DISCIPLINE.

1. In this Schedule—

“ Commissioner of the Force ” includes its duly appointed deputy ;
 “ Force ” means the British Military Administration Police Force ;
 “ member of the Force ” means any person who has agreed, whether before or after the coming into operation of this Law, to serve in the Force.

Interpre-
tation.

2. Any member of the Force who during his service in Cyprus and while in Cyprus—

Offences
against
Police
discipline.

- (a) fails in any of the duties imposed upon him as a member of such Force ;
- (b) wrongfully exceeds or abuses any of the powers conferred upon him as a member of such Force ;
- (c) begins, raises, abets, countenances, incites or encourages any mutiny in such Force ;
- (d) causes or joins in any sedition or disturbance whatsoever in such Force ;
- (e) strikes or offers violence to anyone who is his superior in such Force ;
- (f) deserts or assists any other member of such Force to desert ;
- (g) absents himself from duty without leave ;
- (h) displays cowardice in the execution of his duty ;
- (i) fails to deliver up in good order any arms, clothing or other necessaries, the property of such Force in his charge, when called upon to do so by any Officer under whose command he is at the time, or wilfully or by culpable negligence destroys, loses, damages or otherwise disposes of any such articles ;
- (j) disobeys any of the Standing Orders of the Commissioner of such Force ;
- (k) disobeys any lawful order of his superior in such Force ;
- (l) does any act prejudicial to the good order and discipline of such Force,

shall be guilty of an offence against Police Discipline.

3. If reasonable suspicion exists that any Police Inspector, Non-commissioned Officer or Constable of the Force has committed an offence against Police Discipline, he may be arrested by any Officer, or Non-commissioned Officer of the Force of higher rank than himself and detained in any suitable place of detention for a period not exceeding twenty-four hours pending investigation of the charge by the Commissioner of the Force, and failing such investigation shall be released.

Arrest.

4.—(1) The Commissioner of the Force may summarily inquire into any offence against Police Discipline and may—

Trial of
offenders.

- (a) if the offender is an Inspector of the Force, impose on him any one or more of the following punishments :—
 - (i) stoppage of pay up to fourteen days' pay ;
 - (ii) reduction in rank ;
 - (iii) reprimand ;
- (b) if the offender is a member of the Force other than an Inspector, impose on him any one or more of the following punishments :—
 - (i) twenty-eight days' imprisonment ;
 - (ii) confinement to barracks up to fourteen days ;
 - (iii) stoppage of pay up to fourteen days' pay ;
 - (iv) reduction in rank ;
 - (v) reprimand ;

(c) in any case, recommend to the Officer Commanding the British Military Administration Police Force in Cyprus to dismiss the offender from the Force.

(2) Every punishment imposed by the Commissioner of the Force, together with full particulars of the offence in respect of which it has been imposed, shall be recorded and signed by the Commissioner of the Force.

Cost of
lost
equipment
to be made
good out of
pay.

5. In addition to any punishment for an offence under sub-paragraph (i) of paragraph 2 hereof, the offender may be ordered to make good out of his pay the cost of replacing or repairing any of the articles in connection with which the offence had been committed and such order shall thereupon be enforced accordingly.

19th October, 1944.

H. G. RICHARDS,
Acting Colonial Secretary.