



SUPPLEMENT No. 2

TO

THE CYPRUS GAZETTE No. 3285 OF 16TH JANUARY, 1947.

LEGISLATION.

THE STATUTE LAWS OF CYPRUS

No. 1 of 1947.

A LAW TO MAKE BETTER PROVISION FOR THE CONTROL
OF STEAM BOILERS, ENGINES AND RECEIVERS.

R. E. TURNBULL,]

[7th January, 1947.

Officer Administering the Government.

BE it 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 Steam Boilers, Engines, Short title.
and Receivers Law, 1947.

2. In this Law unless the context otherwise requires— Interpreta-
“boiler” includes any closed vessel in which for any tion.
purpose steam is generated under pressure greater than
atmospheric pressure and includes any oil burning
apparatus or mechanical stoker used to fire any such

vessel and any economiser used to heat water being fed to any such vessel, and any superheater used for heating steam ;

“engine” means every engine, motor or other appliance which provides mechanical energy derived from steam and includes any fly-wheel, first driving shaft and pulley attached to any such engine ;

“inspector” means any person authorized by the Director of Public Works to be an inspector for the purposes of this Law ;

“owner” includes any person in charge of, or using, any boiler, engine or receiver ;

“receiver” means any vessel or apparatus (other than a boiler or an engine) used for containing steam under pressure greater than atmospheric pressure.

Law not to apply in certain cases.

3. This Law shall not apply to any boiler, engine or receiver used—

(a) in the service of the Government ;

(b) on board ships or boats ; or

(c) exclusively for domestic purposes.

Inspectors.

4. The Director of Public Works may authorize any person in writing to be an inspector for all or any of the purposes of this Law.

Persons in possession of boiler, etc., on coming into operation of the Law to make return.

5.—(1) Every person who, at the date of the coming into operation of this Law, is in possession of a boiler, engine or receiver shall, within one month from such date, supply the Director of Public Works with a return specifying the situation and giving full description of such boiler, engine or receiver.

(2) So soon as conveniently may be after the receipt of a return as in sub-section (1) provided, the Director of Public Works shall cause the boiler, engine or receiver to be examined by an inspector with a view to issuing a certificate in respect thereof under the provisions of this Law.

(3) After the examination of the boiler, engine or receiver by an inspector as in sub-section (2) provided, the inspector, unless the boiler, engine or receiver is found to be in any way defective, shall forthwith issue and deliver to the owner a certificate in the form contained in the First Schedule to this Law subject, however, to the condition that the certificate shall only be valid and effective in accordance with the tenor thereof if the prescribed fee is paid within a period of fourteen days from the date of such certificate and that, unless such fee is so paid, such certificate shall be deemed to be cancelled as from the expiration of the said period.

First Schedule.

6. Subject to the provisions of section 5 of this Law, no person shall instal, use or operate a boiler, engine or receiver unless and until he has obtained a certificate in respect thereof under the provisions of this Law.

Installation, etc., of a boiler, etc., without certificate prohibited.

7.—(1) Any person who desires to obtain a certificate in respect of a boiler, engine or receiver as in section 6 provided, shall give notice therefor to the Director of Public Works who, so soon as conveniently may be after the receipt of the notice, shall cause the boiler, engine or receiver to be examined by an inspector with a view to issuing a certificate in respect thereof under the provisions of this Law.

Examination of boiler, etc., and issue of certificate.

(2) If, after examining a boiler, engine or receiver, in respect of which notice as in sub-section (1) provided was given, the inspector is fully satisfied that the boiler, engine or receiver is in good condition in all respects, he shall, upon payment by the owner of the prescribed fee, issue and deliver to the owner a certificate in the form contained in the First Schedule to this Law.

First Schedule.

8. Every certificate issued under the provisions of this Law—

Duration of, and conditions in, certificate.

- (a) shall be valid for a period of twelve months from the date of the issue thereof but may be renewed by endorsement for further periods of twelve months upon payment of the prescribed fee ;
- (b) may contain conditions to be specified therein for ensuring the safe working of the boiler, engine or receiver to which the certificate relates and such boiler, engine or receiver shall not be used or operated except in accordance with such conditions.

9. Any person aggrieved by the refusal of an inspector to issue or renew a certificate or by any condition contained in any certificate may, within ten days from the communication to him of such refusal or condition, appeal to the Governor whose decision thereon shall be final and conclusive.

Appeals.

10. The Governor may revoke any certificate granted under this Law on any of the following grounds :—

Power to revoke certificate.

- (a) that the certificate has been fraudulently obtained or erroneously granted ;
- (b) that the boiler, engine or receiver in respect of which it has been granted has since sustained injury or is not in good condition ;

- (c) that the pressure of steam used is greater than is allowed by the certificate ;
- (d) that the holder has been convicted for an offence under this Law.

Power of inspector to enter premises.

11. An inspector may, at all reasonable times or at any time when the machinery is in motion, enter any premises in or upon which any boiler, engine or receiver may be found for the purpose of inspecting or testing such boiler, engine or receiver ; and the owner thereof shall afford to such inspector all reasonable facilities for such inspection or testing.

Owner to produce certificate.

12. The owner of a boiler, engine or receiver, who holds a certificate therefor, shall, at all reasonable times during the currency of the certificate, produce it when called upon to do so by the Director of Public Works or his representative or any inspector.

Notice of defect.

13.—(1) If the inspector, after making an inspection, is satisfied that any boiler, engine or receiver is in a defective condition he shall, with all reasonable despatch, serve or cause to be served upon the owner of such boiler, engine or receiver a notice in the form set out in the Second Schedule to this Law or to the like effect.

Second Schedule.

(2) Every inspector shall keep a copy of every notice served by him under the provisions of sub-section (1) and endorse thereon the date of the service thereof ; and the production of any such copy so endorsed and certified as correct by the inspector, who has served or caused the notice to be served, shall be *prima facie* evidence in any Court of Law of the facts stated in such notice and of the due service thereof.

Owner not to use boiler, etc., until defect remedied.

14. The owner of any boiler, engine or receiver, on whom a notice of defect has been served as provided in sub-section (1) of section 13 of this Law, shall not thereafter use such boiler, engine or receiver until the inspector endorses the notice with a statement to the effect that the defect has been remedied to his satisfaction.

Extensive repairs, etc., to be notified.

15. Before any extensive repair is effected to any boiler, engine or receiver or before any boiler, engine or receiver is re-arranged or altered in any way or is removed from the situation mentioned in the certificate, the owner shall give notice thereof in writing to the Director of Public Works who may suspend the certificate or make such other arrangements in respect of the boiler, engine or receiver as to him may seem fit, pending the repair, re-arrangement, alteration or the installation of such boiler, engine or receiver in its new situation.

16.—(1) The owner of a boiler, engine or receiver shall forthwith report to the Commissioner of Labour any accident in connection therewith involving the death of, or an injury to, any person and the Commissioner of Labour may thereupon hold an enquiry into the circumstances of such accident.

Report of accidents and enquiries relating thereto.

(2) The report of the owner shall contain the particulars set out in the Third Schedule to this Law.

Third Schedule.

(3) For the purposes of an enquiry held under the provisions of this section, the Commissioner of Labour shall have all the powers of a magistrate in summary trials.

(4) At the close of the enquiry the Commissioner of Labour shall state in writing his opinion as to the nature and origin of the accident and shall transmit the opinion to the Governor, together with all the depositions taken and the documents produced at the enquiry.

17. Any person who—

Offences.

(a) uses a boiler, engine or receiver without, or contrary to the terms of, a certificate ;

(b) after a notice of defect has been served upon him under the provisions of section 13 of this Law, uses the boiler, engine or receiver contrary to the provisions of section 14 of this Law ;

(c) contravenes any of the provisions of section 5, 15 or 16 of this Law,

shall be guilty of an offence and shall be liable to a fine not exceeding fifty pounds.

18.—(1) The Governor may make regulations for any of the following purposes :—

Regulations.

(a) for prescribing the manner in which boilers, engines and receivers may be inspected or tested including the preparations to be made for emptying and cooling down boilers and receivers, opening manhole and mudhole doors, cleaning out grates, flues and other similar operations ;

(b) for regulating the pressure of steam under which any boiler, engine or receiver may be worked ;

(c) for prescribing the fees to be paid for the inspection and testing of boilers, engines and receivers and for the issue of certificates in respect thereof ;

(d) for prescribing the sites upon and type of building in which boilers, engines and receivers may be erected and the conditions of their erection ;

(e) generally for the better carrying into effect of the purposes of this Law.

(2) Any regulations made under this section may provide penalties for the breach thereof, not exceeding twenty five pounds for each offence.

Saving.

19. Nothing in this Law shall be deemed to exempt any person from any civil or criminal liability under any other Law :

Provided that as regards criminal liability no person shall be punished twice for the same offence.

Date of coming into operation and repeal. 5 of 1907.

20. This Law shall come into operation on a date to be fixed by the Governor by notice in the *Gazette* and thereupon the Steam Boilers Law, 1907, shall be repealed.

FIRST SCHEDULE.

THE STEAM BOILERS, ENGINES AND RECEIVERS LAW, 1947. (Sections 5 and 7).

No.....

CERTIFICATE.

I, hereby certify that I have examined the boiler/engine/receiver hereinafter described and that I am fully satisfied that the boiler/engine/receiver is in good condition.

Name of owner :.....

Situation of boiler/engine/receiver :.....

Description of boiler, and size :.....

Description of receiver :.....

Description of engine and power :.....

Where and when made :.....

Maximum pressure of steam allowed in boiler/engine/receiver : pounds per square inch.

This certificate is valid for a period of twelve months from the date hereof (*provided the prescribed fee is paid within 14 days from the date hereof).

Dated this..... day of..... 194....

* Delete where not applicable.

Inspector.

SECOND SCHEDULE.

THE STEAM BOILERS, ENGINES AND RECEIVERS LAW, 1947. (Section 13).

NOTICE OF DEFECT.

To.....

Notice is hereby given that the boiler/engine/receiver under certificate No..... dated..... situated at..... upon inspection has been found to be defective in the following respects, that is to say :—

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.....
.....

The boiler/engine/receiver is not to be used until this notice is endorsed under the provisions of section 14 of the Law with a statement to the effect that the defect has been remedied to my satisfaction.

Dated this..... day of..... 194....

Inspector.

THIRD SCHEDULE.

THE STEAM BOILERS, ENGINES AND RECEIVERS LAW, 1947.
(Section 16).

REPORT OF ACCIDENT.

To the Commissioner of Labour.

1. Address of premises, works or place where the accident occurred :.....
 2. Date and time of accident :.....
 3. Number of persons killed :.....
 4. Number of persons injured and nature of injuries :.....
 5. General description of the boiler/engine/receiver :.....
 6. Purposes for which the boiler/engine/receiver was used :.....
 7. Part of boiler/engine/receiver which failed and extent of failure generally :
 8. Pressure at which the boiler/engine/receiver was worked.....
..... pounds per square inch.
 9. Date and number of last certificate and name of inspector by whom issued :.....
 10. Residential address of owner :.....
- Dated this day of 194....

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Signature of owner.

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M. V. SPURWAY,

Acting Colonial Secretary.

7th January, 1947.