



SUPPLEMENT No. 2

TO

**THE CYPRUS GAZETTE No. 3313 OF 3RD JULY, 1947.
LEGISLATION.**

THE STATUTE LAWS OF CYPRUS

No. 12 OF 1947.

A LAW TO REPEAL THE BICYCLES (CONTROL) LAW, 1943.

WINSTER,] [24th June, 1947.
Governor.

BE it enacted by His Excellency the Governor and Commander-in-Chief of the Colony of Cyprus as follows :—

- 1. This Law may be cited as the Bicycles (Control) Short title.
Repeal Law, 1947.
- 2. The Bicycles (Control) Law, 1943, is hereby repealed. Repeal
of Law 10
of 1943.

R. E. TURNBULL,
24th June, 1947. Colonial Secretary.

No. 13 OF 1947.

**A LAW TO AMEND THE ELEMENTARY EDUCATION LAWS,
1933 TO 1944.**

WINSTER,] [24th June, 1947.
Governor.

BE it enacted by His Excellency the Governor and Commander-in-Chief of the Colony of Cyprus as follows :—

- 1. This Law may be cited as the Elementary Education Short title.
(Amendment) Law, 1947, and shall be read as one with 18 of 1933
the Elementary Education Laws, 1933 to 1944, (herein- 1 of 1935
after referred to as " the principal Law "), and the principal 4 of 1936
Law and this Law may together be cited as the Elementary 14 of 1937
Education Laws, 1933 to 1947. 27 of 1937
3 of 1944

2. The following sections of the principal Law (as set Amendment
out in section 21 of Law 3 of 1944) are hereby amended or or
substituted as follows :— substitution
of certain
sections of
the principal
Law.

(A) by the deletion in section 42c of the words " one seven hundred and twentieth " (lines 5 and 6) and the substitution therefor of the words " one six-hundredth " ;

(B) by the deletion of section 42G and the substitution therefor of the following section:—

“Pension when granted.

42G.—(1) No pension or gratuity shall be granted to any teacher except on his retirement from the service in any one of the following cases—

- (a) on or after attaining the age of fifty-five years or, in any case in which the Governor requires a teacher to retire before attaining that age, on being required so to retire;
- (b) on medical evidence to the satisfaction of the Governor in Council that he is incapable by reason of some infirmity of mind or body of discharging his duties as teacher and that such infirmity is likely to be permanent;
- (c) on compulsory retirement for the purpose of facilitating improvement in the organization of elementary schools by which greater efficiency or economy may be effected;
- (d) on the abolition of his post;
- (e) in the case of removal on the ground of inefficiency as in sub-section (2) hereof provided.

(2) Where a teacher is removed from his post on the ground of his inability to discharge efficiently the duties thereof, and a pension, gratuity or other allowance cannot otherwise be granted to him under the provisions of this Law, the Governor in Council may, if he considers it justifiable having regard to all the circumstances of the case, grant such a pension, gratuity or other allowance as he thinks just and proper, but in no case exceeding in amount that for which the teacher would be eligible if he were suffering from some infirmity of mind or body likely to be permanent.”;

(C) by the deletion of section 42H and the substitution therefor of the following section:—

“Age of retirement.

42H.—(1) Every teacher on the Permanent Staff Register who attains the age of fifty-five years shall retire and cease to be a teacher on the Permanent Staff Register and the name of such teacher shall be removed from the Permanent Staff Register:

Provided that—

(i) if any teacher attains the age of fifty-five years after the commencement but before the end of the school year in which the teacher is employed, such teacher may, with the permission of the Director, continue to be employed as, and receive the salary of, a teacher and the name of such teacher shall remain on the Permanent Staff Register until the end of such school year as if such teacher had not attained such age, and the service of such teacher during any period of such continued employment shall be treated as service under this Law and shall be taken into account in the computation of any pension or gratuity;

(ii) it shall be lawful for the Governor to require any teacher to retire at any time after attaining the age of fifty years;

(iii) the Governor may allow any teacher to remain in the service for such time, after attaining the age of fifty-five years, as to the Governor may seem fit.

(2) The Director may for the purposes of this Part of this Law at any time require any teacher on the Permanent Staff Register to produce to him proof of age in such form as may be prescribed by the Governor, and the name of any teacher who shall fail to produce such proof to the satisfaction of the Director may, with the sanction of the Governor, be removed from the Permanent Staff Register.”;

(D) by the deletion of the proviso to section 42i and the substitution therefor of the following proviso:—

“ Provided that no addition shall be made under this section so as to entitle a teacher to a higher pension than the maximum two-thirds, or to a higher pension than that to which such teacher would have been entitled by length of service on reaching the age of fifty-five years.”;

(E) by the deletion of the second proviso to section 42J and the substitution therefor of the following proviso :—

“ Provided also that the total amount of the additional pension shall not exceed the maximum five-sixths or the pension to which such teacher would have been entitled by length of service on reaching the age of fifty-five years.”.

Date of commencement and saving.

3.—(1) Subject to sub-section (2) hereof, this Law shall be deemed to have come into operation on the 1st day of January, 1945, and shall apply to—

- (a) every teacher whose name was on the Permanent Staff Register on that date and who has not made an election under section 49A of the principal Law (as set out in section 23 of Law 3 of 1944);
- (b) every teacher whose name was on the Permanent Staff Register on that date and continues to be on that Register on the date of the publication of this Law in the *Gazette* and who has made an election under section 49A of the principal Law (as set out in section 23 of Law 3 of 1944);
- (c) any teacher whose name was entered in the Permanent Staff Register between the 1st day of January, 1945, and the date of the publication of this Law in the *Gazette*;
- (d) any teacher whose name is entered in the Permanent Staff Register after the publication of this Law in the *Gazette*.

(2) Nothing in this Law shall apply to any teacher who comes under paragraph (a), (b) or (c) of sub-section (1) hereof who shall elect in writing to be delivered to the Director on or before the 30th September, 1947, not to come under the provisions of this Law and all matters relating to the pension or gratuity and the age of retirement of any such teacher shall be regulated and determined as if this Law had not been enacted:

Provided that nothing in this sub-section contained shall apply to the amendment of section 42J of the principal Law (as now set out in paragraph (E) of section 2 of this Law) whereby the words “ five-sixths ” have been substituted for the words “ two-thirds ” which occurred in the said section of the principal Law before the amendment as aforesaid.

R. E. TURNBULL,
Colonial Secretary.

24th June, 1947.