

CAP. 107.

CYPRUS

DEPARTURES (REGULATION)

CHAPTER 107 OF THE LAWS

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1959

CHAPTER 107.

DEPARTURES (REGULATION).

ARRANGEMENT OF SECTIONS.

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A LAW TO REGULATE AND CONTROL THE DEPARTURE
FROM THE COLONY OF NATIVES OF THE COLONY.

1949 Cap. 75.

[7th February, 1948.]

Short title.

1. This Law may be cited as the Departure from the Colony of Natives of the Colony (Regulation) Law.

Interpretation.

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2. In this Law—

- “ native of the Colony ” means any person who—
- (a) was born in the Colony or of parents who at the time of his birth were ordinarily resident in the Colony ; or
 - (b) obtained the status of a British subject by virtue of the Cyprus (Annexation) Orders in Council, 1914 to 1943; or by reason of the grant by the Governor of a certificate of naturalization under the British Nationality and Status of Aliens Act, 1914 ; or
 - (c) is the wife of a person to whom any of the foregoing paragraphs applies not living apart from such person under a decree of a competent Court or of a deed of separation ; or
 - (d) is a child, stepchild or adopted child having been adopted in a manner recognized by law, under the age of eighteen years, of a person to whom any of the foregoing paragraphs applies ;

“passport” means a valid passport or other document for travel purposes issued by a competent authority establishing the nationality (if any) and identity of the person to whom it refers;

“person” means a native of the Colony.

3. No person shall depart from the Colony by sea or air for the purpose of proceeding to any country outside the Colony unless such person is in possession—

Prohibition against departure from the Colony without passport.
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- (a) of a passport, valid for the country to which such person is proceeding, and
- (b) a passage ticket for a country in respect of which such passport is valid :

Provided that the Commissioner may at his discretion grant a permit in writing to any person to depart from the Colony without complying with any of the requirements of this section.

4. Any police officer who has reasonable grounds for believing that a person is about to depart from the Colony for the purpose of proceeding to any country outside the Colony—

Power to police officers to require production of passport or passage ticket or permit and to interrogate persons.

- (a) may require such person to produce to him any passport or passage ticket or permit in writing from the Commissioner in his possession, and
- (b) may put to such person such questions as may be necessary for ascertaining whether such person intends to depart from the Colony.

5. (1) Any person who—

Offences and penalties.

- (a) acts or attempts to act in contravention of the provisions of section 3; or
- (b) aids or abets another person to act or attempt to act in contravention of the provisions of section 3; or
- (c) refuses to produce to a police officer any passport or passage ticket or permit in writing from the Commissioner in his possession after being required to do so under the provisions of paragraph (a); of section 4 or
- (d) refuses to answer or answers falsely any question put to him by a police officer under the provisions of paragraph (b), of section 4

shall be guilty of an offence against this Law and shall be liable to imprisonment for three months or to a fine of fifty pounds or to both.

(2) If the Court before which any person is brought for any contravention of section 3 finds such person guilty of such contravention, such Court shall, in addition to the penalty it may consider fit to impose on such person, order such person to pay to Government by way of compensation the expenses (if any) incurred by Government on account of, or in connection with the repatriation of such person to the Colony.

(3) For the purposes of subsection (2) a certificate under the hand of the Accountant-General stating that the amount of expenses specified therein has been incurred by Government on account of, or in connection with, the repatriation to the Colony of any person named therein shall be admissible in evidence and shall be conclusive evidence that the amount so specified has been expended by Government.

Power of
arrest with-
out warrant.

6. Any police officer may arrest without warrant any person—

- (a) who commits or attempts to commit an offence against this Law; or
- (b) whom he suspects on reasonable grounds of having committed or of having attempted to commit an offence against this Law.