

CYPRUS

IMMOVABLE PROPERTY (VAKF
IDJARETEIN AND ARAZI MEVKOUFE
TAKHSISAT CONVERSION)

CHAPTER 225 OF THE LAWS

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1959

CHAPTER 225.

IMMOVABLE PROPERTY (CONVERSION).

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A LAW TO PROVIDE FOR THE CONVERSION OF THE CATEGORIES OF IMMOVABLE PROPERTY HITHERTO KNOWN AS VAKF IDJARETEIN AND ARAZI MEVKOUFE TAKHSISAT INTO MULK AND ARAZI MIRIE RESPECTIVELY AND FOR MATTERS INCIDENTAL THERETO.

1949,
Cap. 232.

[1st May, 1944.]

Short title.

1. This Law may be cited as the Immovable Property (Vakf Idjaretein and Arazi Mevkoufé Takhsisat Conversion) Law.

Conversion of " Vakf Idjaretein " into " mulk " and charges payable therefor.

2. (1) All immovable property hitherto known as " Vakf Idjaretein " and privately possessed as such at the date of the coming into operation of this Law shall thereafter be held and enjoyed as property of the category known as " mulk," subject to the provisions of any Law for the time being in force relating to property of such category.

(2) All immovable property mentioned in subsection (1) of this section shall cease to be liable to the payment of annual rent and shall, in lieu thereof, be liable to the payment to Government, as part of the revenue of the Colony, of the following charges payable as in subsection (3) of this section provided—

- (a) three per centum on the registered value of such property, where there has been no extension of inheritance;
- (b) two per centum on the registered value of such property, where there has been an extension of inheritance.

(3) (a) The charges mentioned in subsection (2) of this section shall be payable in five equal annual instalments, the first of which shall be due on the 13th day of March next following the date on which this Law comes into operation, and the remaining four on the 13th day of March in each of the succeeding four years, and every such instalment may be recovered in the manner provided by the Tax Collection Law.

Cap. 329.

(b) The payment of the said charges shall have priority over all other charges and incumbrances whatsoever, whether accruing before or after this Law comes into operation, and where property liable to such payment is to be sold for the satisfaction of any other charge or incumbrance, the sale shall be subject to a reserve price which shall not be less than any balance of the said charges remaining unpaid, notwithstanding that such balance has not become due and payable.

(c) Where any request is made for any registration relative to property liable to the payment of any of the said charges before it has been recovered in full, no registration shall be made except upon the payment of any balance of the said charges remaining unpaid, notwithstanding that such balance has not become due and payable.

3. All immovable property hitherto known as "Arazi Mevkoufé Takhsisat" and privately possessed as such at the date of the coming into operation of this Law shall thereafter be held and enjoyed as property of the category known as "arazi mirié," subject to the provisions of any Law for the time being in force relating to property of such category.

Conversion of "Arazi Mevkoufé Takhsisat" into "arazi mirié."

4. From and after the date of the coming into operation of this Law all fees, dues, charges, and other moneys hitherto payable to the High Council of Evcaf in respect of any registration, transfer, mortgage, devolution by inheritance or otherwise, or escheat of any immovable property to which this Law applies shall be paid into the revenue of the Colony:

Fees, etc., hitherto payable to Evcaf to be paid into revenue. 48 (4) of Cap. 337. 2nd Sch. of 24/59.

Provided that the Government shall, by way of compensation, including the loss of annual rents hitherto payable for Vakf Idjaretein, pay to the said High Council annually on the 1st day of January in every year an amount of two thousand, two hundred and thirty pounds.

"Arazi mirié" and "mulk" to be read for "Arazi Mevkoufé" and "Vakf Idjaretein."

5. Whenever in any Law or public instrument in force in the Colony or in any book or document whatsoever in use in any Department the words "Arazi Mevkoufé" (meaning Arazi Mevkoufé Takhsisat) or "Vakf Idjaretein" occur to denote immovable property of the categories hitherto known by those names, the words "arazi mirié" and "mulk" shall be read in place and stead thereof, respectively.

Saving.

6. Nothing in this Law shall affect the devolution by inheritance of immovable property of the category hitherto known as "Vakf Idjaretein" which is converted into mulk by this Law but such devolution shall continue in the same manner as if this Law had not been passed:

Provided that all such property shall devolve as if there had been an extension of inheritance in every case.