



SUPPLEMENT No. 2

TO

THE CYPRUS GAZETTE No. 4229 OF 7TH MAY, 1959
LEGISLATION.

THE STATUTE LAWS OF CYPRUS

No. 13 OF 1959.

A LAW TO ENABLE EFFECT TO BE GIVEN TO AN INTERNATIONAL CONVENTION FOR THE SUPPRESSION OF COUNTERFEITING CURRENCY, SIGNED ON BEHALF OF HIS LATE MAJESTY KING GEORGE V AT GENEVA ON THE 20TH DAY OF APRIL, 1929, AND TO APPLY TO FOREIGN COIN AND CURRENCY NOTES CERTAIN LAWS RELATING TO COIN AND CURRENCY NOTES WHICH ARE LEGAL TENDER IN THE COLONY, AND TO ASSIMILATE THE PENALTIES IN RESPECT OF CERTAIN OFFENCES RELATING TO COUNTERFEIT COIN AND CURRENCY NOTES.

HUGH FOOT,]
Governor.

[29th April, 1959.

WHEREAS a Convention for the Suppression of Counterfeiting Currency was signed on behalf of His late Majesty King George V at Geneva on the 20th day of April, 1929 :

And whereas it is expedient to give effect to the said Convention, and to apply to foreign coin and currency notes certain Laws relating to coin and currency notes which are legal tender in the Colony and to assimilate the penalties in respect of certain offences relating to counterfeit coin and currency notes :

BE it, therefore, 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 Counterfeit Currency (Convention) Law, 1959. Short title.

Forfeiture and disposal of forged banknotes and plant used for forging banknotes.
 Cap. 13
 27 of 1949
 12 of 1951
 28 of 1952
 4 of 1953
 45 of 1953
 28 of 1954
 20 of 1955
 13 of 1956
 27 of 1958.

Application of certain provisions of the Criminal Code, to foreign coin.

Cap. 13
 27 of 1949
 12 of 1951
 28 of 1952
 4 of 1953
 45 of 1953
 28 of 1954
 20 of 1955
 13 of 1956
 27 of 1958.

Prohibition of making or having in possession paper or implements for forging banknotes, and forfeiture of such paper or implements.

Cap. 13
 27 of 1949
 12 of 1951
 28 of 1952
 4 of 1953
 45 of 1953
 28 of 1954
 20 of 1955
 13 of 1956
 27 of 1958.

Assimilation of penalties for forged foreign and Cyprus coin.

Cap. 13
 27 of 1949
 12 of 1951
 28 of 1952
 4 of 1953
 45 of 1953
 28 of 1954
 20 of 1955
 13 of 1956
 27 of 1958.

2. Where a person has been convicted in respect of a forged banknote for any of the offences specified in sections 330 and 339 of the Criminal Code, the banknote and any machinery, implement, utensil or material, as the case may be, used or intended to be used for the forgery of the banknote, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorized by him for the purpose, by order of the Court which convicted the offender ; and accordingly the provisions of the said Code specified in the first column of Part I of the First Schedule to this Law shall be amended in the manner shown in the second column of the said Part of the said Schedule.

3. The provisions of sections 342, 345, 346, 348 and 349 of the Criminal Code, shall apply in relation to foreign coin as they apply in relation to coin which is lawfully used as money within the Colony ; and accordingly the provision of the said Code specified in the first column of Part II of the First Schedule to this Law shall be amended in the manner shown in the second column of that Part of the said Schedule.

4. It shall not be lawful for any person, without lawful authority or excuse, to make or use or knowingly have in his custody or possession any paper intended to resemble and pass as special paper such as is provided and used for making any banknote or any implement for forging any banknote, and where a person has been convicted for any offence in respect of such paper or implement, the paper or implement, as the case may be, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorized by him for the purpose, by order of the Court which convicted the offender ; and accordingly the provisions of Part VIII of the Criminal Code, shall be amended by the insertion therein, immediately after section 341 of a new section 341A as set out in the Second Schedule to this Law.

5. The penalties specified in sections 343, 344 and 347 of the Criminal Code, in respect of foreign coin shall be assimilated to the penalties therein prescribed in respect of coin which is lawfully used as money within the Colony ; and accordingly the provisions of the said Code specified in the first column of the Third Schedule to this Law shall be amended in the manner shown in the second column of the said Schedule.

6. Where a person has been convicted in respect of any offence under sections 343, 344, 345, 346, 347, 348, 349 or 350 of the Criminal Code, the counterfeit coin and any metal, stamp, mould, tool, implement, machine, press, filings or clippings, as the case may be, used or intended to be used in relation to the offence, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorized by him for the purpose, by order of the Court which convicted the offender; and accordingly the provisions of Part VIII of the said Code shall be amended by the insertion therein, immediately after section 350, of a new section 350A as set out in the Fourth Schedule to this Law.

Forfeiture and disposal of counterfeit coin and plant used for counterfeiting coin.
Cap. 13
27 of 1949
12 of 1951
28 of 1952
4 of 1953
45 of 1953
28 of 1954
20 of 1955
13 of 1956
27 of 1958.

7. It shall not be lawful for any person, without lawful authority or excuse, to make or use or knowingly have in his custody or possession any paper intended to resemble and pass as special paper such as is provided and used for making any currency note or any implement for forging any currency note, and where a person has been convicted for any offence in respect of such paper or implement, the paper or implement, as the case may be, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorized by him for the purpose, by order of the Court which convicted the offender; and accordingly the provisions of the Currency Law, shall be amended by the substitution of the new section set out in the Fifth Schedule to this Law for section 18 of the said Law.

Prohibition of making or having in possession paper or implements for forging currency notes, and forfeiture of such paper or implements.

Cap. 69
28 of 1955
17 of 1958.

8. The provisions of sections 15, 16, 17 and 18 of the Currency Law, shall apply in relation to currency notes issued by the Government of any State outside the Colony as they apply in relation to currency notes issued by the Government of the Colony; and accordingly—

Application of certain provisions of the Currency Law to currency notes issued abroad.
Cap. 69
28 of 1955
17 of 1958.

- (a) sub-section (4) of section 16 of the Currency Law shall be repealed; and
- (b) the section set out in the Sixth Schedule to this Law shall be substituted for section 17 of the Currency Law; and
- (c) the provisions of the Currency Law shall be amended by the insertion therein, immediately after section 18 of the Currency Law as substituted by section 7 of this Law, of a new section 18A as set out in the Seventh Schedule to this Law.

9. It shall not be lawful for any person to import into, or export from, the Colony any forged or counterfeited or altered currency notes and accordingly the provisions of the Currency Law, shall be amended by the insertion therein, immediately after section 18A as inserted therein by section 8 of this Law, of a new section 18B as set out in the Eighth Schedule to this Law.

Prohibition of importation and exportation of forged currency notes.
Cap. 69
28 of 1955
17 of 1958.

Forfeiture and disposal of forged or illegally dealt with currency notes and of plant used for forged currency notes.
Cap. 69
28 of 1955
17 of 1958.

10. Where a person has been convicted in respect of any offence under section 15, 16 or 17 of the Currency Law, or under section 18B thereof as inserted therein by section 9 of this Law, the currency note and any machinery, implement, utensil or material, as the case may be, used or intended to be used in relation to the offence, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorized by him for the purpose, by order of the Court which convicted the offender ; and accordingly—

- (a) the provisions of the Currency Law shall be amended by the insertion therein, immediately after section 18B thereof, of a new section 18c as set out in the Ninth Schedule to this Law ; and
- (b) the provision of the Currency Law specified in the first column of the Tenth Schedule to this Law shall be amended in the manner shown in the second column of the said Schedule.

Assimilation of penalty for forged currency notes and banknotes.
Cap. 69
28 of 1955
17 of 1958.
Cap. 13
27 of 1949
12 of 1951
28 of 1952
4 of 1953
45 of 1953
28 of 1954
20 of 1955
13 of 1956
27 of 1958.
Date of coming into operation and repeal.
28 of 1936.

11. The penalty specified in section 15 of the Currency Law, in respect of forged currency notes shall be assimilated to the penalty prescribed in section 330 of the Criminal Code, in respect of forged banknotes; and accordingly the provision of the Currency Law specified in the first column of the Eleventh Schedule to this Law shall be amended in the manner shown in the second column of that Schedule.

12. This Law shall come into operation on a day to be fixed by the Governor by notice in the *Gazette* and thereupon the Counterfeit Currency (Convention) Law, 1936, shall be repealed.

FIRST SCHEDULE.

AMENDMENTS TO THE CRIMINAL CODE (CAP. 13 AND LAWS 27 OF 1949, 12 OF 1951, 28 OF 1952, 4 OF 1953, 45 OF 1953, 28 OF 1954, 20 OF 1955, 13 OF 1956 AND 27 OF 1958).

PART I.

(Section 2.)

Provision of Code	Amendments.
Sections 330 and 339.	The following words shall be inserted at the end thereof :— “ Any forged banknote and any machinery, implement, utensil or material, as the case may be, used or intended to be used for the forgery of the banknote, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorized by him for the purpose, by order of the Court which convicted the offender.”.

PART II.

(Section 3.)

Provision of Code	Amendments
Section 342.	There shall be inserted in the definition of the term "current" after the words "within the Colony" the words "or lawfully used as money in any country or State outside the Colony."

SECOND SCHEDULE.

(Section 4.)

NEW SECTION TO BE INSERTED IN PART VIII OF THE CRIMINAL CODE,
IMMEDIATELY AFTER SECTION 341 THEREOF.

Cap. 13

27 of 1949

12 of 1951

28 of 1952

4 of 1953

45 of 1953

28 of 1954

13 of 1956

27 of 1958.

" Making,
using or
having in
possession
paper or
implements
for forging
banknotes.

341A.—(1) Any person who, without lawful authority or excuse (the proof whereof shall lie on the accused),—

- (a) makes, uses or knowingly has in his custody or possession any paper intended to resemble and pass as special paper such as is provided and used for making any banknote ; or
- (b) makes, uses or knowingly has in his custody or possession any frame, mould or instrument for making such paper, or for producing in or on such paper any words, figures, letters, marks, lines or devices peculiar to and used in or on any such paper ; or
- (c) engraves or in anywise makes upon any plate, wood, stone, or other material, any words, figures, letters, marks, lines or devices, the print whereof resembles in whole or in part any words, figures, letters, marks, lines or devices peculiar to and used in or on any banknote ; or
- (d) uses or knowingly has in his custody or possession any plate, wood, stone or other material, upon which any such words, figures, letters, marks, lines or devices have been engraved or in anywise made as aforesaid ; or
- (e) uses or knowingly has in his custody or possession any paper upon which any such words, figures, letters, marks, lines or devices have been printed or in anywise made as aforesaid,

is guilty of a felony and is liable to imprisonment for seven years.

(2) Where a person has been convicted in respect of any offence under sub-section (1), the paper, frame, mould, instrument, plate, wood, stone or other material, as the case may be, in respect of which the offence has been committed, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorized by him for the purpose, by order of the Court which convicted the offender."

THIRD SCHEDULE.

(Section 5.)

AMENDMENTS TO THE CRIMINAL CODE.

Cap. 13

27 of 1949
12 of 1951
28 of 1952
4 of 1953
45 of 1953
28 of 1954
20 of 1955
13 of 1956
27 of 1958.

Provision of Code.	Amendments.
Sections 343 and 344.	The words "If the offence is committed with respect to current coin, he is liable to imprisonment for life. If the offence is committed with respect to coin of a foreign Sovereign or State, he is liable to imprisonment for seven years." shall be repealed; and there shall be inserted after the words "a felony" the words "and is liable to imprisonment for life."
Section 347.	The words "If the offence is committed with respect to current coin, he is liable to imprisonment for two years. If the offence is committed with respect to coin of a foreign Sovereign or State, he is liable to imprisonment for one year." shall be repealed; and there shall be inserted after the words "a misdemeanour" the words "and is liable to imprisonment for two years."

FOURTH SCHEDULE.

(Section 6.)

NEW SECTION TO BE INSERTED IN PART VIII OF THE CRIMINAL CODE,
IMMEDIATELY AFTER SECTION 350 THEREOF.

Cap. 13

27 of 1949
12 of 1951
28 of 1952
4 of 1953
45 of 1953
28 of 1954
20 of 1955
13 of 1956
27 of 1958.

"Forfeitures.	350A. Where a person has been convicted in respect of any offence under section 343, 344, 345, 346, 347, 348, 349 or 350 of this Code, the counterfeit coin and any metal, stamp, mould, tool, instrument, machine, press, filings or clippings, as the case may be, used or intended to be used in relation to the offence, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorized by him for the purpose, by order of the Court which convicted the offender."
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FIFTH SCHEDULE.

(Section 7.)

NEW SECTION TO BE SUBSTITUTED FOR SECTION 18 OF THE CURRENCY LAW.

Cap. 69

28 of 1955
17 of 1958.

"Making, using or possessing Paper or Implements for notes and mutilating notes.	18.—(1) Whosoever, without lawful authority or excuse (the proof whereof shall lie on the person accused), shall— (a) make, use or knowingly have in his custody or possession any paper intended to resemble and pass as special paper such as is provided and used for making any currency note; or (b) make, use or knowingly have in his custody or possession any frame, mould or instrument for making such paper, or for producing in or on such paper any facsimile of the signature of the Commissioner or any words, figures, letters, marks, lines or devices peculiar to and used in or on any such paper; or
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- (c) engrave or in anywise make upon any plate, wood, stone or other material any facsimile of the signature of the Commissioner or any words, figures, letters, marks, lines or devices, the prints whereof resemble in whole or in part the signature of the Commissioner or any words, figures, letters, marks, lines or devices peculiar to and used in or on any currency note ; or
- (d) use or knowingly have in his custody or possession any plate, wood, stone or other material upon which any such facsimile of the signature of the Commissioner or any such words, figures, letters, marks, lines or devices have been engraved or in anywise made as aforesaid ; or
- (e) use or knowingly have in his custody or possession any paper upon which any such facsimile of the signature of the Commissioner or any such words, figures, letters, marks, lines or devices have been printed or in anywise made as aforesaid,

shall be guilty of an offence and shall on conviction be liable to imprisonment for any period not exceeding seven years.

(2) Whosoever, without lawful authority or excuse (the proof of which shall lie on the person accused), mutilates or in any way defaces any currency note whether by writing, printing, drawing or stamping thereon or by attaching or affixing thereto anything in the nature or form of an advertisement, shall be guilty of an offence and shall on conviction be liable to a fine not exceeding twenty pounds.

(3) Where a person has been convicted in respect of any offence under sub-section (1) hereof, the paper, frame, mould, instrument, plate, wood, stone or other material, as the case may be, in respect of which the offence has been committed, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorised by him for the purpose, by order of the Court which convicted the offender.”.

SIXTH SCHEDULE.

(Section 8.)

NEW SECTION TO BE SUBSTITUTED FOR SECTION 17 OF THE CURRENCY LAW. Cap. 69
28 of 1955
17 of 1958.

“ Possession of counterfeited or incomplete notes. 17. Whosoever, without lawful authority or excuse (the proof whereof shall lie on the person accused), shall have in his possession, knowing the same to be forged, counterfeited, altered, unfinished or incomplete, any forged, counterfeited, altered, unfinished or incomplete currency note, shall be guilty of an offence and shall on conviction be liable to imprisonment for any period not exceeding seven years.”.

SEVENTH SCHEDULE.

(Section 8.)

NEW SECTION TO BE INSERTED IN THE CURRENCY LAW, IMMEDIATELY AFTER SECTION 18 THEREOF. Cap. 69
28 of 1955
17 of 1958.

“ Definition of ‘ currency note ’ in sections 15, 16, 17, 18 and 18B. 18A. The expression ‘ currency note ’ in sections 15, 16, 17, 18 and 18B of this Law means a note issued under this Part of this Law, or the Cyprus Currency Notes Order in Council, 1928, or the Cyprus Currency Notes Order and Law, 1928 and 1935, and includes any note of a similar character (by whatever name called) issued by or on behalf of the Government of any country outside Cyprus, which is legal tender in the country in which it is issued.”.

EIGHTH SCHEDULE.

(Section 9.)

Cap. 69
28 of 1955
17 of 1958.

NEW SECTION TO BE INSERTED IN THE CURRENCY LAW, IMMEDIATELY AFTER SECTION 18A THEREOF.

“ Importation and exportation of forged currency notes prohibited.

18B. Whosoever shall import into, or export from, the Colony any currency note which is forged or counterfeited or altered, knowing it to be forged or counterfeited or altered, shall be guilty of an offence and shall on conviction be liable to imprisonment for life.”

NINTH SCHEDULE.

(Section 10.)

Cap. 69
28 of 1955
17 of 1958.

NEW SECTION TO BE INSERTED IN THE CURRENCY LAW, IMMEDIATELY AFTER SECTION 18B THEREOF.

“ Forfeitures.

18C. Where a person has been convicted in respect of any offence under section 15, 16, 17 or 18B of this Law, the currency note and any machinery, implement, utensil or material, as the case may be, used or intended to be used in relation to the offence, shall be forfeited and shall be delivered up to the Administrative Secretary, or to any person authorized by him for the purpose, by order of the Court which convicted the offender.”

TENTH SCHEDULE.

(Section 10.)

Cap. 69
28 of 1955
17 of 1958.

AMENDMENT TO THE CURRENCY LAW.

Provision of Currency Law.	Amendment.
Section 16 (1).	The words “, and it shall be lawful for the Court to order the document in respect of which the offence was committed and any copies of that document and any plates, blocks, dies, or other instruments used for or capable of being used for printing or reproducing any such document which are in the possession of such offender to be destroyed ” (lines 6 to 11) shall be repealed.

ELEVENTH SCHEDULE.

(Section 11.)

Cap. 69
28 of 1955
17 of 1958.

AMENDMENT TO THE CURRENCY LAW.

Provision of Currency Law.	Amendment.
Section 15.	The words “ for life ” shall be substituted for the words “ for any period not exceeding fifteen years ” (lines 6 and 7).

29th April, 1959.

A. F. J. REDDAWAY,
Administrative Secretary.