



SUPPLEMENT No. 2
TO
THE SOVEREIGN BASE AREAS GAZETTE
No. 1048 of 5th May, 1995
LEGISLATION

ORDINANCE 5 OF 1995

THE AKROTIRI VILLAGE (SPECIAL PROVISIONS)
ORDINANCE, 1966

P. MILLAR
ADMINISTRATOR

4th May, 1995.

BE it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:-

1. This Ordinance may be cited as the Akrotiri (Special Provisions) (Amendment) Ordinance, 1995 and shall be read as one with the Akrotiri Village (Special Provisions) Ordinance, 1966 as amended from time to time (hereinafter referred to as "the principal Ordinance").

Short Title

Ordinances 3/66,
3 & 9/79, 4/81,
14/85, 4 & 11/89
and 4/91.

2. The principal Ordinance is hereby amended by repealing the Second Schedule thereto and substituting therefor the following new Schedule :-

Second Schedule
to the principal
Ordinance repealed
and replaced.

SECOND SCHEDULE
(SECTION 4 (4))

ELECTION OF MEMBERS OF COMMITTEE

1. For the purpose of electing the elected members of the Committee the Supervising Officer shall, subject to the provisions of paragraph 2, call a public meeting of the qualified voters.

2.- (1) The Supervising Officer, before calling a public meeting shall request the Mukhtar of Akrotiri village in writing to prepare a list of the qualified voters and the latter shall thereupon prepare, sign and seal such list in duplicate and shall forward it to the Supervising Officer within thirty days from the day on which he was requested to do so :

Provided that if for any reason no such list is prepared by the Mukhtar within the aforementioned period, the Supervising Officer shall prepare or cause such list to be prepared.

(2) The Supervising Officer shall cause a copy of such list to be posted in a conspicuous place within Akrotiri village, the person posting the same inserting therein the date of the posting. Any person desiring to make any objection to the list shall apply within ten days of its posting to the Supervising Officer stating the grounds of his objection.

(3) The Supervising Officer, after considering the objections, if any, may cause such alterations or additions to be made to the list as he shall deem necessary, and thereupon such list shall be considered as the final list of the qualified voters of Akrotiri village for the purposes of the election. The Supervising Officer shall give written notice to every person whose name has been either added to or deleted from the list.

3.(1) Upon the completion of the final list of qualified voters as in paragraph 2 provided, the Supervising Officer shall call a public meeting of such qualified voters by causing a written notice to be posted in a conspicuous place in Akrotiri village not less than fifteen days before the proposed meeting, stating the day, time, place and object of the meeting and calling upon such qualified voters to attend thereat.

(2) In the same notice, the Supervising Officer shall also stipulate the date, which shall not be less than seven days before the public meeting and also the time and place for the submission to him of written nominations on behalf of any qualified voter who wishes to put himself forward as a candidate for election at the said public meeting. The nomination paper which shall be in a form prescribed by the Supervising Officer shall be signed by the candidate and by two other qualified voters, one as a proposer and the other as a seconder.

(3) At the expiration of the date for nominations provided for in sub-paragraph 2 above, the Supervising Officer shall cause to be posted up, at a conspicuous place in Akrotiri village, a notice containing a list of the nominees and the date by when and the grounds on which objections may be made to their candidacy.

(4) The Supervising Officer shall examine the objections, if any, and shall inform the objectors of his decision within twenty four hours of the time limit set by him for objections as provided in sub-paragraph 3 above. The Supervising Officer's decision shall be final and conclusive.

(5) If as a result of his decision on any objections any nomination is declared void the Supervising Officer shall amend the list of nominees accordingly and shall inform the affected nominee(s) immediately.

(6) As soon as possible after his decision on any objections the Supervising Officer shall proceed with the preparation of ballot papers according to the list of nominees or the amended list of nominees.

(7) If the final number of nominees following the procedure detailed at sub-paragraphs 3-5 above is equal or less than the number of the elected members of the Committee such candidates shall be declared by the Supervising Officer to have been duly elected and the public meeting called for the election according to sub-paragraph (1) of paragraph 3 shall not take place.

(8) If the final number of nominees following the procedure detailed at sub-paragraphs 3-5 above is greater than the number of the elected members of the Committee, the Supervising Officer shall proceed with the holding of the public meeting and shall post up in the village a relevant notice at least three days before the date of the public meeting in which the names of the candidates shall also be inserted.

(9) The Supervising Officer shall preside at such public meeting, and, if any question is raised as to the right of a person to attend and vote thereat, the Supervising Officer may there and then make such enquiry as he may deem requisite and declare whether such person has a right to attend and vote or not, and the decision so made shall be final and an entry shall be made in the minutes of the meeting of any such question and of the decision thereon.

(10) The Supervising Officer shall keep, or cause to be kept, minutes of the proceedings of such public meeting.

(11) The Supervising Officer may adjourn any public meeting from time to time to a day and place to be publicly declared by him at the meeting, and no further notice thereof shall be necessary.

4.-(1) The qualified voters shall proceed at any such public meeting to elect as hereinafter provided, the requisite number of elected members from among the candidates as have been notified in the relevant notice mentioned in sub-paragraph (8) of paragraph 3 and have been listed in the ballot paper mentioned in sub-paragraph (6) of paragraph 3.

(2) The election at the meeting of persons proposed and seconded as candidates shall be by ballot paper as prescribed in sub-paragraph (6) of paragraph 3 to be distributed to the qualified voters present at the meeting by the Supervising Officer.

(3) Every qualified voter present shall be entitled to cast one vote for each candidate up to the number of elected members required by Section 4 of the Ordinance.

(4) At the conclusion of the voting, the Supervising Officer shall count the votes and shall declare as first elected member the candidate to whom the greatest number of votes has been given and then as second elected member the candidate to whom the next greatest number of votes has been given and so on in like manner until the required number of the elected members of the Committee have been elected.

Provided that, if for the election of the last elected member two or more candidates receive an equal number of votes, the election of such elected member shall be decided by the drawing of lots by such candidates under the supervision of the Supervising Officer and the candidate upon whom the lot shall fall, shall be declared as the member elected.

(5) Where there are more than four candidates and a person elected as a member of the Committee declines to accept his election, the person who received the next greatest number of votes shall be declared by the Supervising Officer to be a member of the Committee in the place of the candidate so declining to accept election.

(6) When the number of candidates is not greater than four and, if one or more of them declines to accept election, the Supervising Officer shall complete membership of the Committee by nominating those necessary from the other qualified voters present at the meeting.

(7) Where in any event the number of candidates is less than the number of persons required as members of the Committee, the Supervising Officer shall complete membership of the Committee by nominating those necessary from the other qualified voters present at the meeting.

(8) The names of the successful candidates whether elected in accordance with the provisions of sub-paragraph (7) of paragraph 3 or the provisions of sub-paragraphs (4), (5) and (6) of paragraph 4 shall be posted up at a prominent place in the village and published in the Gazette.

5th May, 1995
(131/4)

P.A. ROTHERAM,
Chief Officer.