



SUPPLEMENT No. 3
TO
THE SOVEREIGN BASE AREAS GAZETTE
No. 1664 of 28th September 2012
SUBSIDIARY LEGISLATION

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PUBLIC INSTRUMENTS (PUBLICATION) ORDER 2012

The Attorney-General and Legal Adviser makes the following Order in exercise of the power in section 55(4) of the Interpretation Ordinance 2012(a).

Citation

1. This Order may be cited as the Public Instruments (Publication) Order 2012.

Commencement

2. This Order comes into force on 1 October 2012.

Instruments prescribed for purposes of section 55(1)(d) of Interpretation Ordinance 2012

3. Instruments of the kind set out in the Schedule are prescribed for the purposes of section 55(1)(d) of the Interpretation Ordinance 2012.

SCHEDULE

(article 3)

INSTRUMENTS TO BE PUBLISHED AND NUMBERED AS PUBLIC INSTRUMENTS

1. Proclamations of the Administrator to which section 55(1)(a) of the Interpretation Ordinance 2012 does not otherwise apply.
2. Instruments having legislative effect (other than Ordinances and instruments made under Ordinances) made by the Administrator or a public officer under a power conferred by any of the following—
 - (a) an Act of the United Kingdom Parliament;
 - (b) an instrument made under an Act of the United Kingdom Parliament;
 - (c) an Order of Her Majesty in Council.
3. Notifications under sections 3 and 7 of the Land Acquisition Ordinance(b).
4. Practice directions of the Resident Judge's Court.
5. Practice directions of the Senior Judges' Court.

Dated this 28th day of September 2012.

J. E. Hudson,
Attorney-General and Legal Adviser,
Sovereign Base Areas.

(SBA/AG/2/CG/181/1)

Notes

(a) Ordinance 8/12.

(b) Cap. 226, Laws of Cyprus, 1959 ed. Legislation of the former colony of Cyprus has effect in the Areas by virtue of article 5 of the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960. Schedule 2 to the Interpretation Ordinance 2012 provides for the interpretation of such legislation.

EXPLANATORY NOTE

(This note does not form part of the Order)

1. This explanatory note relates to the Public Instruments (Publication) Order 2012 (the “Order”). It has been prepared by the Office of the Attorney-General and Legal Adviser in order to assist the reader and should be read in conjunction with the Order.

2. Article 3 of, and the Schedule to, the Order prescribe the following instruments for the purposes of section 55(1)(d) of the Interpretation Ordinance 2012—

- proclamations of the Administrator;
- legislation for the Areas authorised by or under an Act of the United Kingdom Parliament or an Order in Council made under the royal prerogative;
- notifications under sections 3 and 7 of the Land Acquisition Ordinance;
- practice directions of the Resident Judge’s Court and the Senior Judges’ Court.

3. Section 55 of the Interpretation Ordinance 2012 requires that such instruments be sent to the Attorney-General and Legal Adviser as soon as they are made and that they be published in the Gazette and numbered as part of the annual series of public instruments published by the Administration. (Section 55 also provides for other categories of instrument to be published as public instruments.)

**SUPPLIES AND SERVICES (EXTENSION OF USE OF LAND AS A TEMPORARY
BURIAL GROUND AT PARAMALI) ORDER 2012**

This Order is made exercising the powers conferred on the Competent Authority under regulation 63 of the Defence Regulations as set out in the First Schedule to the Supplies and Services (Transitional Powers) (Cyprus) Order 1946(a).

The Chief Officer is appointed by the Administrator as the Competent Authority for the purposes of the Defence Regulations by Public Instrument number 53 of 1988.

The Chief Officer, with the approval of the Administrator, is satisfied that the land which is subject to this Order should continue to be used for public purposes for an additional period beyond the extension provided for in Supplies and Services (Use of Land as a Temporary Burial Ground at Paramali) Order 2010(b).

Accordingly, the Chief Officer makes the following Order-

Citation, commencement and expiry

1. (1) This Order may be cited as the Supplies and Services (Extension of Use of Land as a Temporary Burial Ground at Paramali) Order 2012 and comes into force on 1 October 2012.

(2) This Order expires on 31 August 2014.

Interpretation

2. In this Order—

“the burial ground” means the land described in the Schedule; and

“rights” includes any right of way or any other right enjoyed by any person whether by virtue of any interest in the land or otherwise.

Continued use of burial ground

3. (1) The burial ground is to continue to be used as a temporary place of interment of the dead who are buried there at the date of this Order.

(2) Subject to paragraph (3), no person may exercise any rights over the burial ground while this Order is in force.

(3) A person may use the burial ground for such acts as may be necessary in connection with its use as such.

(4) The burial ground is to be returned to the persons entitled to it on the date that this Order expires free of any erection, structure or construction made after the date that the burial ground was first requisitioned.

(5) The persons having an interest in the burial ground are to be paid compensation for its use and occupation under this Order.

Schedule

An area of land comprising approximately 3345 square metres, being the whole of plot no. 58 of Republican Sheet/Plans 58/1 and 53/57, at Paramali village and shown in red colour on the plan labelled "SBA/AK/PA/TBG/RO" and kept at the Area Office Akrotiri.

Dated this 28th day of September 2012.

(SBA/AG/2/MI/450/3)

J. S. Wright,
Chief Officer,
Sovereign Base Areas.

Notes

- (a) Public Instrument 64/46, Subsidiary Legislation (Cyprus), as applied to the Areas by the Sovereign Base Areas of Akrotiri and Dhekelia Order in Council 1960 (SI 1960/1369, United Kingdom). The Interpretation Ordinance 2012 (Ordinance 8/12) makes provision for the interpretation of such legislation. The Supplies and Services (Transitional Powers) (Cyprus) Order 1946 was continued in force by the Supplies and Services (Transitional Powers) (Continuation) Ordinance (Cap 175A, Statute Laws of Cyprus revised edition 1959).
- (b) Public Instrument 31/10.

EXPLANATORY NOTE

(This note is not part of the Order)

1. This explanatory note relates to the Supplies and Services (Use of Land as a Temporary Burial Ground at Paramali) Order 2012 (“the Order”). It has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Order. It does not form part of the Order.
2. The Order is made under powers contained in the Supplies and Services (Transitional Powers) (Cyprus) Order 1946 and replaces the Supplies and Services (Use of Land as a Temporary Burial Ground at Paramali) Order 2010.
3. The Order designates the land described in the Schedule and situated at Paramali, as a burial ground. The Order expires on 31 August 2014.