

No. 12 OF 1935.

A LAW TO CONSOLIDATE AND AMEND THE LAW RELATING TO THE LICENSING OF HOTELS. A.D. 1935.
12 of 1935.

H. R. PALMER,]
Governor.

[11th April, 1935.

BE it enacted :—

PART I.

PRELIMINARY.

1. This Law may be cited as the Hotels Law, 1935. Short title.
2. In this Law, unless the context otherwise requires— Interpreta-
tion.
“ hotel-keeper ” means any person to whom a licence to keep or manage a hotel has been issued under section 4 of this Law and shall include any person to whom a licence has been transferred under section 6 of this Law.

PART II.

LICENSING OF HOTELS.

3.—(1) There shall be established a board constituted of such persons as the Governor may from time to time appoint (in this Law referred to as “ the Hotels Board ”), which shall exercise the functions and perform the duties entrusted to such Board by this Law or any regulations made thereunder. Hotels
Board.

(2) Every member of the Hotels Board shall hold office for a period of three years from the date of his appointment: Provided that the Governor may at any time revoke any such appointment.

(3) Any vacancy in the Hotels Board shall be filled by the Governor.

4.—(1) No person shall keep or manage a hotel unless he shall have previously obtained a licence from the Hotels Board specifying the premises in respect of which the licence is granted. Licence.

(2) Every such licence shall be in the form set out in the First Schedule to this Law and shall be issued on or after the first day of January in every year and shall expire on the thirty-first day of December next following the date of issue.

(3) Any person who shall keep or manage a hotel save under a licence as in sub-section (1) hereof, shall be guilty of an offence and shall be liable to a fine not exceeding fifty pounds.

Conditions under which the licence shall be granted.

5. No licence shall be granted by the Hotels Board unless the person applying satisfies the Hotels Board that—

- (a) he is of good character and a fit and proper person to keep and manage a hotel ; and
- (b) the premises in respect of which application is made are structurally adapted for use as a hotel ; and
- (c) proper provision has been made in all respects for the sanitation of the premises.

Transfer of licence.

6. A licence to keep or manage a hotel may, with the consent of the Hotels Board previously obtained, be transferred to the name of any person who possesses the qualifications contained in paragraph (a) of section 5 of this Law.

Cancellation of a licence.

7. Where it is made to appear to the Hotels Board that a hotel is being kept in an unclean or insanitary condition or is being conducted in an unsatisfactory manner the Hotels Board may require the hotel-keeper by notice in writing to remedy the defect within such period not being less than one month as may be specified in such notice and if the hotel-keeper shall fail to remedy the defect to the satisfaction of the Hotels Board within the prescribed period the Hotels Board may cancel the licence granted in respect of such hotel :

Provided that the cancellation of such licence shall not take effect until the expiration of ten days from the date of such cancellation.

Re-classification of hotels.

8.—(1) Where it is made to appear to the Hotels Board that a hotel is not being kept or managed in a manner conformable to the standard of a hotel of the class in which such hotel is classified, the Hotels Board may, upon giving notice therefor to the hotel-keeper, remove the name of such hotel from such class and place it in a lower class :

Provided that the decision of the Hotels Board in that behalf shall not take effect until the expiration of ten days from the date of such notice.

(2) Every such re-classification when effected shall be published by the Hotels Board in the *Cyprus Gazette*.

Appeal to the Governor in Council.

9. Any person aggrieved by—

- (a) the refusal of the Hotels Board to grant a licence or to permit the transfer of a licence ;
 - (b) the cancellation of his licence by the Hotels Board ;
 - (c) the re-classification of a hotel by the Hotels Board,
- may, within ten days from the date of such refusal, cancellation or re-classification, appeal to the Governor in Council whose decision thereon shall be final and conclusive.

10.—(1) Every hotel-keeper shall keep a register wherein he shall enter the name of every guest who stays in his hotel together with such other particulars as may be prescribed by regulations and he shall produce such register for inspection whenever so requested by any member of the Hotels Board or any police officer. Register of guests.

(2) Any hotel-keeper who—

(a) fails to keep a register as in sub-section (1) of this section provided ; or

(b) fails or refuses to produce the register for inspection whenever so requested by any member of the Hotels Board or any police officer,

shall be guilty of an offence and shall be liable to a fine not exceeding ten pounds.

11. The fees set out in the Second Schedule to this Law shall be charged and paid in respect of the several matters specified therein : Fees.

Provided that the fee for any licence issued after the thirtieth day of June in any year shall be the half of such fee.

12.—(1) The Governor in Council may from time to time make regulations to be published in the *Cyprus Gazette*— Power to make regulations.

(a) providing for the classification of hotels and the requirements for hotels in each class ;

(b) regulating the distribution among the staff of any tips voluntarily paid to the hotel-keeper by guests or of any charge for service made by the hotel-keeper on the bill ;

(c) providing for lists to be made by a hotel-keeper giving particulars of the minimum and maximum charges for accommodation and meals at his hotel and for the posting up of such lists ;

(d) prescribing the form of the register to be kept under section 10 of this Law.

(e) generally for the better carrying out of the purposes of this Law and for the good and efficient working of hotels.

(2) Such regulations may impose penalties for the breach thereof not exceeding a fine of fifty pounds and may provide for the cancellation by the Court trying the offence of the licence of any hotel-keeper who is convicted of any contravention of such regulations.

PART III.

RIGHTS AND LIABILITIES OF HOTEL-KEEPERS.

Hotel-keeper's lien.

13. A hotel-keeper shall have the right to retain any goods which a guest brings into the hotel until such guest shall have paid any charges lawfully made by the hotel-keeper :

Provided that the hotel-keeper shall not have a right to take any clothes from the person of a guest.

Hotel-keeper not to be liable for loss, except in certain cases.

14.—(1) No hotel-keeper shall be liable to any guest for any loss of or injury to goods or property brought to his hotel, to a greater amount than the sum of twenty pounds except where—

(a) such goods or property shall have been stolen, lost or injured through the wilful act, default or neglect of such hotel-keeper or any servant in his employ ;

(b) such goods or property shall have been deposited expressly for safe custody with such hotel-keeper :

Provided always that in the case of such deposit it shall be lawful for such hotel-keeper to require as a condition of his liability that such goods or property shall be deposited in a box or other receptacle, fastened and sealed by the person depositing the same.

(2) Every hotel-keeper shall cause at least one copy of this section to be exhibited at all times in a conspicuous part of the hall or entrance to his hotel and any hotel-keeper who fails to do so shall be guilty of an offence and shall be liable to a fine not exceeding twenty pounds.

PART IV.

MISCELLANEOUS.

Saving.

10 of 1889.
20 of 1926.
27 of 1930.
30 of 1934.

15. Nothing in this Law shall be deemed to affect the provisions of the Licensing Laws, 1889 to 1934, or any Law amending or substituted for the same.

Date of coming into operation and repeal.
16 of 1930.

16. This Law shall come into operation on a date to be fixed by the Governor by notice in the *Cyprus Gazette* and thereupon the Hotels (Licensing) Law, 1930, and section 361 of the Cyprus Criminal Code Order in Council, 1928, shall be repealed :

Provided that any licence issued under the provisions of the Law hereby repealed shall be deemed to be a licence issued under the provisions of this Law and shall be valid and effective up to the 31st day of December, 1935.

FIRST SCHEDULE.

(SECTION 4 (2).)

The Hotels Law, 1935.

LICENCE.

A.B. of is hereby licensed to keep or manage the premises known as and situated at as a hotel in accordance with the provisions of the Hotels Law, 1935.

This licence expires on the 31st day of December, 19....
 Fee paid £.....

Dated the.....day of.....19.....

(Signed).....

.....

Hotels Board.

SECOND SCHEDULE.

(SECTION 11.)

FEES FOR A LICENCE TO KEEP OR MANAGE
A HOTEL.

When the value of the premises used as a hotel—

(a) does not exceed £500, a fee of 5s.

(b) exceeds £500 but does not exceed £1,000, a
 fee of 10s.

(c) exceeds £1,000, for every £1,000 or part thereof a fee
 of 20s.: Provided that the total fee shall in no
 case exceed £10.

This Law came into operation on 1st October, 1935.