

## No. 35 OF 1935.

A LAW TO PROVIDE FOR THE MANAGEMENT AND CONTROL  
OF THE ENGLISH SCHOOL.

A.D. 1935.

35 of 1935.

H. R. PALMER,]

[4th December, 1935.

*Governor.*

WHEREAS the Reverend Frank Darvall Newham, Officer of the Most Excellent Order of the British Empire, Master of Arts, Honorary Canon of St. George's Cathedral, Jerusalem, (in this Law called "the Grantor" which expression, where the context so admits, shall include his heirs, executors administrators and assigns) founded in the year 1900 at Nicosia an educational establishment known as the English School (in this Law called "the English School"):

And whereas the Grantor has at his own cost and expense maintained and managed the English School since the date of its foundation and has endowed it with property of considerable value:

And whereas by an Indenture dated the 12th day of May, 1930, (in this Law called "the Indenture"), it was agreed to the effect following, that is to say,—

- (a) that in consideration of the sum of six thousand pounds to be paid to the Grantor by a Board of Trustees therein named (in this Law called "the Board") the Grantor would grant and convey to the Board all the immovable property described in the Indenture;
- (b) that the Grantor would, upon payment of the said sum of six thousand pounds, deliver to the Board all the movable property forming the furniture and equipment of the English School;
- (c) that, upon payment of the said sum of six thousand pounds, the Board should take over the management and control of the English School and should manage and control the same in manner prescribed by the Indenture:

And whereas the immovable property described in the Indenture has been conveyed to and is now vested in the Board:

And whereas out of the said sum of six thousand pounds a sum of four thousand and five hundred pounds has been paid to the Grantor by the Board:

And whereas the Grantor and the Board desire to place the English School on a more permanent foundation for the benefit of the youth of the Colony :

And whereas the Governor has paid to the Grantor the sum of one thousand and five hundred pounds, being the balance of the said sum of six thousand pounds due to the Grantor :

And whereas the Grantor, the Board and the Governor have agreed that the said movable and immovable property and the management and control of the English School should vest in the Governor :

And whereas doubts have arisen as to the proper mode of vesting the said movable and immovable property and the management and control of the English School in the Governor :

BE it therefore enacted :—

Short title.

1. This Law may be cited as the English School (Management and Control) Law, 1935.

Vesting  
immovable  
property in  
Governor.

2.—(1) The ownership of the immovable property now standing registered in the name of the Board under two Certificates of Registration bearing numbers 510 and 606, and dated the 15th day of November, 1930, is hereby vested in the Governor, and the Director of Land Registration and Surveys is hereby empowered to register the said immovable property in the name of the Governor.

(2) Subject to the provisions of section 5, the Governor may at any time after registration thereof in his name sell, exchange or otherwise dispose of the said immovable property or any part thereof.

Assignment  
of movable  
property to  
Governor  
and taking  
over English  
School.

3.—(1) Within one month from the date of a notification to the Grantor by or on behalf of the Governor, not being later than the 1st day of August, 1936, the Grantor shall assign and deliver to the Governor all the movable property forming the furniture and equipment of the English School at the date of the notification, whereupon the Governor—

(a) shall take over, and shall continue to carry on, the English School as a school in its present form or in such other form as the Governor may from time to time determine :

Provided that—

(i) the chief medium of instruction in the school shall be English ;

(ii) the character of the school shall be Christian but undenominational and all pupils (including Moslems) shall have facilities for practising their own form of religion ;

(b) shall manage and control the English School as in section 4 prescribed.

(2) Pending the assignment and delivery of the movable property to the Governor as in sub-section (1) provided the Grantor shall continue to carry on the English School as heretofore and shall be responsible for the management and maintenance thereof.

(3) Subject to the provisions of section 5, the Governor may at any time after the assignment and delivery thereof sell, exchange or otherwise dispose of the said movable property or any part thereof.

4.—(1) The English School, either in its present form or in such modified form as may be determined by the Governor under the provisions of section 3 (1) (a), shall be managed and controlled by a Board of Management which shall consist of—

Board of Management.

(a) the Director of Education ;

(b) the Grantor ;

(c) a fit and proper person appointed by the Governor.

(2) The Governor may at any time revoke any appointment made by him under the provisions of this section.

(3) All vacancies on the Board of Management whether due to death, illness, resignation, absence from the Colony or other cause whatsoever shall be filled by the Governor.

(4) The Director of Education shall be the Chairman of the Board of Management.

(5) The Board of Management shall conduct their meetings and proceedings and shall manage and control the English School in accordance with regulations made by them and approved by the Governor.

5.—(1) If at any time after the Board of Management has assumed the management and control of the English School the Governor, on the advice of the Board of Management, considers it no longer necessary for the English School to continue to function as a school, the Governor may, by writing under his hand, direct that the English School be closed, and thereupon it shall be closed.

Power to close the English School.

(2) Upon the closing of the English School as in sub-section (1) provided, the Governor may, by writing under his hand, direct—

(a) that the immovable and movable property mentioned in sections 2 and 3, or the proceeds of the whole or such part thereof as may have been disposed of before the closing of the English School be utilized for such purpose, being for the benefit of the youth of the Colony, as the Governor may determine, or

(b) that the said immovable and movable property (if the same has not been disposed of before the date of such closing) be sold and the proceeds thereof be applied to such purpose aforesaid and in such manner as the Governor may determine.

*This Law came into operation on 6th December, 1935.*

NO. 36 OF 1935.

A.D. 1935.  
36 of 1935.

A LAW TO AMEND THE CYPRUS COURTS OF JUSTICE  
ORDERS AND LAWS, 1927 TO 1935.

H. R. PALMER,]  
Governor.

[21st December, 1935.

BE it enacted:—

Short title.

45 of 1934.  
14 of 1935.

1. This Law may be cited as the Cyprus Courts of Justice Order, 1927, (Amendment No. 2), Law, 1935, and shall be read as one with the Cyprus Courts of Justice Orders and Laws, 1927 to 1935, (hereinafter called "the Order"), and the Order and this Law may together be cited as the Cyprus Courts of Justice Orders and Laws, 1927 to (No. 2) 1935.

Amendment  
of clause  
17 (2) of the  
Order.

2. Sub-clause (2) of clause 17 of the Order is hereby amended by the deletion of the words from "The Governor in Council may also establish" (lines 4 and 5) to the end of the sub-clause.

Amendment  
of clause 17  
(3) of the  
Order.

3. Sub-clause (3) of clause 17 of the Order is hereby amended by the deletion of the words "Sheri Tribunal of Appeal" and by the substitution therefor of the words "Supreme Court who may summon the Fetva Emini as an assessor at the hearing thereof".