

**CYPRUS**

**WATER SUPPLY (MUNICIPAL AND  
OTHER AREAS)**

**CHAPTER 350 OF THE LAWS**

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A LAW TO MAKE PROVISION FOR THE CONTROL AND MANAGEMENT OF WATER SUPPLIES IN MUNICIPAL AND OTHER AREAS AND THE ESTABLISHMENT OF WATER BOARDS.

[22nd May, 1951.]

20 of 51.  
21 of 52.  
52 of 54.  
19 of 58.

1. This Law may be cited as the Water Supply (Municipal and Other Areas) Law. Short title.

PART I.

PRELIMINARY.

2. In this Law, unless the context otherwise requires— Interpretation.
- “ area of supply ” means any area within which a Board is authorized to supply water under the provisions of this Law;
- “ Board ” means a Water Board established under this Law;
- “ immovable property ” includes—
- (a) land;
  - (b) buildings and other erections, structures or fixtures affixed to any land or to any building or other erection or structure;
  - (c) trees, vines, and any other thing whatsoever planted or growing upon any land and any produce thereof before severance;
  - (d) springs, wells, bores, water and water rights whether held together with, or independently of, any land;

(e) privileges, liberties, easements and any other rights and advantages whatsoever appertaining or reputed to appertain to any land or to any building or other erection or structure;

(f) an undivided share in any property hereinbefore set out;

Cap. 240.

“municipal corporation” means a corporation established under the Municipal Corporations Law, or any Law amending or substituted for the same;

“water” means water intended for any domestic purpose but does not include water for irrigation:

Provided that, for the purposes of and in matters connected with the compulsory acquisition of immovable property, waterworks and undertakings under this Law, it shall include water for any purpose whatsoever;

“water undertaker” means any company, partnership, board, committee or other person supplying water within the area of supply;

“waterworks” means wells, bores, reservoirs, dams, weirs, tanks, cisterns, tunnels, filter beds, conduits, aqueducts, mains, pipes, fountains, sluices, valves, pumps, channels, engines and all other structures, instruments, fittings or appliances used or constructed for the storage, conveyance, treatment, supply, distribution, measurement or regulation of water which are so used or have been constructed under or for the purposes of this Law.

## PART II.

### AREAS OF SUPPLIES AND BOARDS.

Areas of  
supplies and  
Boards.

3. (1) If, with respect to any area in the Colony, including an area within the limits of a municipal corporation, the Governor in Council is satisfied that the provision of water supplies for such area or the conservation of water resources for the purpose of such provision may be thereby more effectively secured, he may, by Order, declare such area as an area of supply for the purposes of this Law and establish for such area a Board to perform duties and exercise powers as in this Law provided:

Provided that, where the proposed area of supply includes the limits of a municipal corporation in whole or in part, no Order shall be made under this subsection, except with

the consent of the council of the municipal corporation concerned.

(2) Any Order made under this section may contain such incidental, consequential and supplementary provisions as the Governor in Council may consider necessary or expedient for the effective carrying out of the order.

4. A Board shall consist of—

Constitution of Boards.

- (a) not more than three persons appointed by the Governor to hold office for four years from the date of their appointment, unless their appointment is previously terminated by the Governor; and
- (b) where the area of supply or any part thereof is within the limits of a municipal corporation, not more than three other persons nominated by the council of such corporation to hold office during the duration of the council by which they are nominated,

one of whom shall be designated by the Governor as Chairman.

5. A Board, established under the provisions of this Law, shall be a body corporate by the name of "Water Board of " (inserting a name indicating the area of supply) and by that name shall have perpetual succession and a corporate seal, in such form as may be approved by the Governor, with power to hold property, to enter into contracts, to institute and defend suits and other legal proceedings, and, generally, to do all things as may be necessary for the purpose of its establishment.

Board to be a body corporate.

6. (1) From and after the date of the establishment of a Board in an area of supply but subject to the provisions of section 7, no person shall convey or bring into the area of supply any water or shall operate as a water undertaker save under a permit from the Board and subject to such terms and conditions as to the Board may seem necessary or desirable to impose.

Prohibition of conveyance, etc., of water into areas of supply.

(2) Any person who acts in contravention of subsection (1) shall be guilty of an offence and shall be liable to imprisonment not exceeding one year or to a fine not exceeding one hundred pounds or to both such imprisonment and fine and any waterworks, other than waterworks consisting of immovable property, used in connection with the water

in respect of which the offence was committed shall be forfeited.

Registration  
of existing  
water  
undertakers.

7. (1) A water undertaker operating in an area of supply on the date of the establishment of a Board in respect of such area may continue to operate for one month after the establishment of the Board in that area but, if he desires to continue operating as such undertaker thereafter, he shall, within the aforesaid period of one month, complete and deliver to the Chairman of the Board a declaration in the form set out in the First Schedule containing the particulars required thereunder.

First  
Schedule.

(2) Upon receipt of the declaration, the Board, if satisfied that the declarant was actually operating as a water undertaker on the aforementioned date, shall register him in a book to be kept for the purpose and issue to him a certificate of registration in such form as the Board may prescribe, which shall entitle such water undertaker, subject to the provisions of this Law, to continue to operate as such undertaker without any further permit.

(3) If any dispute arises as to whether a declarant was or was not a water undertaker actually operating on the date of the establishment of the Board, such dispute shall be referred by the Board to the Administrative Secretary, whose decision thereon shall be binding and conclusive on all parties.

(4) Any person who, in any declaration delivered to the Board as in subsection (1) provided, knowingly makes a statement which is untrue or incorrect shall be guilty of an offence and shall be liable to imprisonment for a term not exceeding three months or to a fine not exceeding twenty-five pounds or to both such imprisonment and fine.

Supply of  
water in  
municipal  
areas to be  
undertaken  
by the  
Board.

8. (1) On the establishment of a Board in an area of supply which includes the limits of a municipal corporation in whole or in part—

(a) the council of such corporation shall cease to perform and exercise any duties or powers with regard to the supply of water therein and, thereafter, the Board shall discharge all functions in connection therewith in accordance with the provisions of this Law and, for this purpose paragraph (3) of subsection (1) of section 123 of the Municipal Corporations Law, shall be

suspended in so far as it applies to the municipal corporation affected by the order declaring the area of supply;

(b) all movable and immovable property including all waterworks and assets of the council of such corporation relating to the supply of water within the area of supply shall be transferred to, and vest in, the Board without any conveyance, assignment or transfer and without payment of any compensation whatsoever;

(c) all loans contracted and all debts and liabilities of the council of such corporation relating to the supply of water by such council shall be undertaken, and shall be deemed to be loans contracted and debts and liabilities incurred, by the Board.

(2) Nothing in subsection (1) shall affect the rights of any creditor in respect of any loan, debt or liability contracted or incurred by the council of a municipal corporation to which such subsection applies:

Provided that the Board shall indemnify and keep such council indemnified against any demand, claim, action or judgment made in connection therewith.

9. (1) The Chairman of a Board may, whenever he thinks fit, and shall on a requisition by not less than two members thereof, convene a meeting of the Board;

Meetings of  
Boards.

Provided that the meeting in case of requisition shall be held not later than fourteen days from the date of the receipt of such requisition and on a prior seven days' notice.

(2) The meetings of the Board shall be held at such time and place as the Chairman may, from time to time, appoint.

(3) Save as in this Law otherwise provided, no business shall be transacted at any meeting of the Board, unless three members, at least, are present; if, on the second successive summons, three members are not present at the time and place appointed for the meeting, the Board may proceed with business if two members only are present.

(4) If, when any meeting is held, the Chairman is absent from the meeting, the members present shall elect one of the members to preside at the meeting.

(5) All questions coming before the Board shall be decided by majority of the members present and, in case

of an equality of votes, the Chairman shall have a second or casting vote.

(6) No act or proceeding of the Board shall be deemed to be invalid by reason only of any vacancy in the Board.

Minutes of  
the Board.

**10.** Minutes of the proceedings of every meeting of the Board shall be drawn up correctly and entered in a book kept for that purpose and shall be signed by the Chairman, and, when so signed, shall be received in evidence in all proceedings without further proof.

Executing  
decisions of  
Boards.

**11.** (1) It shall be the duty of the Chairman to see that all and every decision of the Board is duly executed and, where such decision necessitates the expenditure of funds, to see that such expenditure is in accordance with the approved estimates.

(2) Notices and all documents and communications from the Board shall be signed by the Chairman and communications to the Board shall be addressed to the Chairman.

### PART III.

#### FUNCTIONS OF BOARDS.

##### *General Duties and Powers.*

Duties of  
Boards.

**12.** (1) Subject to the provisions of this Law, it shall be the duty of every Board within the area of supply in which the Board is functioning to—

- (a) provide and maintain a good and sufficient supply of water and to keep or cause to be kept cleansed and in good repair all waterworks connected therewith;
- (b) so far as is reasonably practicable and subject to such regulations as may be made with regard to the laying of main pipes and connections therewith, to secure that every house and other buildings has available a sufficient supply of water;
- (c) erect such public fountains as may be reasonably required for the needs of the public;
- (d) furnish the Governor with such information relating to water supplies in the area of supply or water resources in, or available for, that area as the Governor may require.



- (2) For the purposes of subsection (1), a Board may—
- (a) carry out a survey of the existing water supplies in the area of supply and of the water resources in, or available for, that area and of the existing consumption of, and demand for, water;
  - (b) prepare an estimate of the water requirements of the area of supply;
  - (c) take, from time to time, such steps as may be necessary for ascertaining the sufficiency and wholesomeness of the water supplies and, generally, for effectively carrying out their functions under this Law;
  - (d) supply, within the area of supply, water for any purposes other than domestic, if by such supply the water for domestic purposes within the area of supply is not likely to be diminished or affected;
  - (e) supply water for any purpose to any area outside the area of supply, if by such supply the water in the area of supply is not likely to be diminished or affected.

**13.** For the purpose of providing their area of supply, or any part thereof, with a supply of water, a Board may, subject to the provisions of this Law—

General powers of the Board.

- (a) construct, take or lease, or, with the approval of the Governor, purchase by agreement any waterworks wherever situated;
- (b) with the approval of the Governor, purchase by agreement any immovable property, waterworks or undertaking of any water undertaker wherever situated;
- (c) impose water rates or charges for the supply of water and for any services rendered in connection therewith;
- (d) contract with any person for a supply of water to the Board.

**14.** The Board may, with the approval of the Governor, appoint such officers and servants as may be necessary for the efficient exercise of the powers and duties vested in, and imposed on, the Board by this Law:

Power to Board to appoint officers.

Provided that such officers and servants shall hold office during the pleasure of the Board and shall receive

such remuneration as the Board, with the approval of the Governor, shall determine.

Power to enter upon land and compensation for damage.

**15.** (1) Any person appointed by the Board for the purpose of carrying out any repairs or improvements to any waterworks may, by himself, his agents or contractors, subject to a written authorization by the Chairman and after giving notice to the owner and the occupier of any land, enter upon such land for the purpose of carrying out the work and cut down or remove all such trees, hedges, dry walls or other things as it may be necessary to be cut down or removed for such purpose.

(2) For all property destroyed or damaged in the exercise of the powers conferred by subsection (1), compensation shall be paid to the owner thereof by the Board.

(3) Such compensation, if not otherwise agreed upon, shall be determined by two referees, one to be appointed by the Board and one by the other party interested and, if such referees fail to agree, it shall be determined by the Director of Lands and Surveys, whose decision thereon shall be final and conclusive.

Power to break open streets.

**16.** Any person appointed by the Board for the purpose of carrying out any work under this Law may, by himself, his agents or contractors, subject to a written authorization by the Chairman, open and break up any road or pavement:

Provided that such person shall complete or cause the work to be completed with all convenient speed and shall, at the cost and expense of the Board, fill in the ground and reinstate and make good the road or pavement so opened or broken up and carry away the rubbish occasioned thereby, and shall, at all times whilst any such road or pavement shall be so opened or broken up, cause the same to be fenced and guarded and shall cause a light sufficient for the warning of passengers to be set up and kept thereat every night during which such road or pavement shall be continued open or broken up.

Laying of pipes.

**17.** Where the intended work consists only in the laying of pipes on or under any land or in the construction of any underground channel under any land, other than land covered with buildings, or in repairing or renewing any such pipes or channel, it shall not be necessary to acquire any land in connection therewith but in every such case the Board shall, before laying such pipes or constructing

such channel or repairing or renewing any such pipe or channel, serve on the owner and on the occupier of the land or affix on the land by means of a notice board, a notice of their intention together with a description of the intended work; and, if within fourteen days after the service or affixing of the notice, the owner and the occupier fail to give their consent or if they attach to their consent any conditions to which the Board objects, the Administrative Secretary may give his consent for the laying of such pipes or the construction of such channel or the repairing or renewing of such pipes or channel, either unconditionally or subject to such terms and conditions, including the payment of compensation as he thinks just, and such consent shall be sufficient authority for the carrying out of the intended work in accordance with the terms and conditions thereof.

*Compulsory Acquisition of Immovable Property and Waterworks.*

18. (1) If any immovable property or waterworks, whether within their area of supply or outside, required for any purpose within the duties or powers of a Board cannot be acquired by agreement, the Board may, by resolution passed by not less than three members thereof, decide that the immovable property or waterworks be acquired compulsorily for the purpose specified therein. Copy of such resolution and of the minutes relating thereto, together with a plan of such immovable property or waterworks and particulars as regards its owner, estimated value, description and any other matter as may be necessary for the purpose, shall be forwarded by the Chairman to the Governor for his consideration as hereinafter provided.

Compulsory acquisition of immovable property or waterworks.

(2) The Chairman, before submitting for the consideration of the Governor the documents mentioned in subsection (1), shall cause a notice in the form set out in the Second Schedule to be published in the Gazette and also to be posted at a conspicuous place within the area in which the immovable property or waterworks to be acquired are situated.

Second Schedule.

(3) At the expiration of the period set out in the notice, the Chairman shall forward to the Governor the documents mentioned in subsection (1), together with any objection or statement made against the proposed acquisition.

undertaking and the right to sue for, recover and give receipts for such debts and monies shall be transferred to, and vest in, the Board;

(c) the rights and liabilities of the former water undertaker under any contract in respect of a work in connection with the undertaking which is in the course of construction, extension or repair shall be transferred to, and vest in, the Board;

2 of 21/52.

(d) the rights and liabilities of the former water undertaker under any contract in respect of the supply of water shall be transferred to, and vest in, the Board.

Compensation on acquisition of undertaking.

Cap. 4.

21. (1) Where an undertaking of a water undertaker has been acquired by the Board under sections 19 and 20, the compensation payable by the Board in respect of the acquisition, if not otherwise agreed upon, shall be determined by arbitration under the Arbitration Law, or any Law amending or substituted for the same, in accordance with the principles set out in subsection (2), by reference to two arbitrators, one to be appointed by each party and every such reference shall be deemed to constitute an arbitration agreement within the meaning of the said Law.

(2) In determining the compensation to be paid under subsection (1), the arbitrators shall, subject to the provisions of section 22, have regard to the following amongst other considerations, and to the bearing of any such consideration upon the others, namely:—

(a) the fair market value at the date of acquisition of the immovable property, waterworks, materials and plant of the undertakers suitable to, and used by, them for the purposes of the undertaking, due regard being had to the nature and condition of such immovable property, waterworks, materials and plant and to the state of repair thereof;

3(a) and (b) of 21/52.

(b) the value, as assessed by the arbitrators, of any book debts and other monies and of any rights and liabilities transferred to the Board by operation of paragraphs (b), (c) and (d) of section 20;

3(a) and (b) of 21/52.

(c) any amount collected by way of premiums by the undertakers in connection with the undertaking.

(3) Where the compensation for the acquisition of any undertaking is determined by arbitration in accordance with the provisions of this section, the Board shall pay interest at the rate of five per centum per annum upon the amount of such compensation or any outstanding balance thereof from the date of the acquisition until the date of payment by the Board of such compensation or balance.

(4) Where any property of any undertaking which is compulsorily acquired under the provisions of this Law is subject to any mortgage or any other legal charge whatsoever, the compensation or such part thereof as may be sufficient to discharge the mortgage or other charge, shall be paid to the mortgagee or person in whose favour the charge operates in satisfaction in whole or in part of the sum secured by the mortgage or which is subject to the charge.

22. Where there are persons having a share in, or any other right over, the water of any undertaking which is compulsorily acquired under the provisions of this Law, the following provisions shall have effect:—

Compensation water.

(a) the Board shall, subject to its other commitments and obligations under this Law, continue to supply every such person, during the period for which such person would have been entitled thereto, with the same quantity of water supplied to him, at the time of the acquisition, for his reasonable domestic needs, by the former water undertaker. 3 of 52/54.

For the purpose of this paragraph the quantity of water supplied by the former water undertaker to such person at the time of the acquisition for his reasonable domestic needs shall be deemed to be, in default of agreement, the share which he was entitled to receive, in the total quantity of water actually supplied by the former water undertaker to the persons entitled thereto at the time of the acquisition;

(b) the person so supplied shall pay the same rates or charges paid by him at the time of the acquisition for the period for which such person was entitled to pay such rates or charges to the former water undertaker: 3 of 52/54.

Provided that if the quantity of the water supplied is more than that supplied to him at the

time of the acquisition or if its quality is improved, the Board may impose such additional rates or charges, as it may deem fit, but so that the rates or charges payable by such person shall not exceed the rates or charges payable under this Law by any person, who had no share in, or any other right over, the water of the undertaking:

Provided further that, where no uniform rates or charges were paid, at the time of the acquisition, to the former water undertaker by all persons supplied with water, such person shall be deemed to have paid as rates or charges, for the purposes of this paragraph, an amount representing his share in the total amount actually paid in respect of the annual rates or charges to the former water undertaker at the time of the acquisition;

- (c) the fair market value at the date of the acquisition of the water so supplied, shall be taken into account in estimating the compensation payable under section 21 and shall be deducted therefrom accordingly;
- (d) if any dispute arises as to the quantity of water to be supplied by the Board, such dispute shall be referred by the Board to the Director of Lands and Surveys for his decision:

Provided that any party aggrieved by the decision may, within twenty-one days from the communication to him of such decision, appeal to the President of the District Court of the district in which the water is found and the decision of such President shall be final and conclusive on all parties.

*Power to dispose of Undertaking.*

Power to  
the Board of  
dispose of  
an under-  
taking by  
agreement.  
4 of 52/54.

**23.** If an undertaking of a water undertaker vested in a Board by virtue of the provisions of this Law is no longer required for the discharge of any of the functions of the Board under this Law, or if it appears to the Board to be impracticable or inexpedient to retain such undertaking the Board may, with the authority of the Governor in Council, dispose of such undertaking to any person under such terms and conditions as may be agreed upon between the parties.

24. (1) If within three years from the date of the acquisition by a Board of the undertaking of a water undertaker under the provisions of this Law and before the compensation therefor is agreed upon or determined, it appears to such Board that, having regard, amongst other considerations, to the amount of the compensation involved and the impracticability or inexpediency of the retention of such undertaking, it will be against public interest to continue to retain such undertaking, the Board may, with the authority of the Governor in Council, propose the return of such undertaking to the former water undertaker under the immediately following provisions of this section.

Power to the Board to propose return of undertaking. 4 of 52/54.

(2) The Board in such a case shall give to the former water undertaker at least one month's notice informing him of its intention to return the undertaking to him and calling upon him to declare, within such period, whether he is willing to accept the return to him of the undertaking on such terms as may be agreed upon or, in default of agreement, as may be determined by arbitration.

(3) If the water undertaker expresses his willingness to accept the return to him of the undertaking then in default of agreement as to the terms of such return the following provisions shall have effect:—

(a) the matter shall be referred to arbitration under the Arbitration Law, or any other Law amending or substituted for the same, of two arbitrators, one to be appointed by each party, and every such reference shall be deemed to constitute an arbitration agreement within the meaning of the Law; Cap. 4.

(b) in determining the terms of the return of the undertaking the arbitrators shall take into consideration the following:—

(i) the condition of the physical assets at the date of the acquisition and at the date of the return due regard being given to fair wear and tear;

(ii) the rights and liabilities of the former water undertaker vested in the Board and the value of any book debts or other monies and of the rights and liabilities proposed to be returned, and any necessary adjustment required for the purpose;

## PART V.

## MISCELLANEOUS.

Power to  
Governor in  
Council to  
abolish an  
area of  
supply.

**32.** The Governor in Council may, by Order published in the Gazette, abolish any area of supply and give such incidental, consequential and supplementary directions as to him may seem fit for the effective carrying out of the order including directions for the winding up of the affairs of such area and for the disposal of any assets and liabilities of such area.

Collection  
of rates or  
charges.

**33.** (1) If any rates or charges payable under this Law or any Regulations made thereunder, though properly due, remain unpaid, the Chairman of the Board may forward to the Comptroller of Inland Revenue a certificate under his hand recording the names of the persons who have failed to pay such rates or charges as specified therein and the Comptroller, upon receipt of such certificate, shall issue a warrant authorizing the collection of such rates or charges, together with an increase of twenty-five per centum over the rates or charges due.

Cap. 329.

(2) Every such warrant shall be in the like form with the necessary modifications as a warrant issued under the Tax Collection Law, and shall be enforced and the like proceedings may be had thereon as if it were a warrant issued under the said Law.

Power to  
Board to  
require  
information.

**34.** The Board may require any water undertaker to give to the Board such information relating to his supply of water, and the accounts in respect thereof, as the Board considers necessary, and any person or any of his servants or agents, who, on being required to do so, fails, without reasonable excuse, to give to the Board such information as aforesaid, shall be guilty of an offence and shall be liable on conviction to a fine not exceeding fifty pounds, and, in the case of continued failure or refusal, to a fine not exceeding ten pounds for every day or part of a day on which such failure or refusal is continued after the first day on which a conviction is had.

Power to  
Board to cut  
off supply.

**35.** If any rates or charges payable under this Law or any Regulations made thereunder are not paid when properly due under this Law or any Regulations made thereunder, the Board may, without prejudice to their right to proceed as in section 33 provided, cut off the supply of water to the premises and recover the expenses



reasonably incurred by the Board in so doing in the same manner as if they were a rate or charge due.

**36.** (1) The Chairman of a Board or any person authorized by him in writing in that behalf, may, without warrant, enter any premises at any time between the hours of sunrise and sunset or, in the case of any business premises, at any hour when the business is usually carried on, for the purpose of ascertaining whether the provisions of this Law or any regulations made thereunder are being complied with.

Power to enter premises.

(2) Any person who prevents or obstructs any person mentioned in subsection (1) in the exercise of the powers conferred upon him by that subsection shall be guilty of an offence and shall be liable to imprisonment not exceeding one month or to a fine not exceeding ten pounds or to both such imprisonment and fine.

**37.** Any Board may, with the consent of the Governor, sell, lease or exchange any immovable property, water-works or undertaking compulsorily acquired under the provisions of this Law which is found not to be required for the purposes in respect of which it has been acquired.

Power to Board to sell, etc., immovable property etc. compulsorily acquired.

**38.** Any person who obstructs any officer or servant of the Board in carrying out any of the provisions of this Law or any regulations made thereunder shall be guilty of an offence and shall be liable to imprisonment not exceeding one month or to a fine not exceeding ten pounds or to both such imprisonment and fine.

Obstructing officers or servants of a Board in the execution of their duties.

**39.** The Chairman may, at any time by writing under his hand, depute to any person all or any of the duties, powers and authorities vested in him by the provisions of this Law.

Power to depute duties, powers and authorities.

**40.** (1) A Board may make Regulations for all or any of the following purposes, that is to say:—

Regulations.

- (a) regulating the laying of main pipes and the connection therewith of the various houses and other buildings by the users of water within the area of supply and the distribution of the water to such houses and other buildings;
- (b) prescribing the size, nature, materials, strength and workmanship and the mode of arrangement, connection and disconnection of the pipes and

other fittings used for the purpose of the water supply and providing for the control and test of such pipes or fittings;

- (c) regulating the use of the water and preventing any waste, undue consumption, misuse, erroneous measurement or contamination of such water;
- (d) providing for the maintenance of the water supply within their area of supply and of any works connected therewith;
- (e) regulating the supply and use of water in case of drought or other emergency;
- (f) subject to the provisions of this Law, prescribing the rates or charges to be levied in connection with the supply or use of water and the time or times at which such rates or charges shall be paid;
- (g) providing for and regulating the licensing of water-works fitters;
- (h) generally, for the better carrying out of the provisions of this Law.

(2) Regulations under this section shall not be inconsistent with the provisions of this or any other Law and shall be subject to the approval of the Governor and shall not come into operation until they have been approved by him and published in the Gazette.

(3) Any Regulations made under subsection (1) may prescribe a penalty of a fine not exceeding twenty-five pounds for any breach thereof, to be paid into the fund of the Board.

(4) The Chairman of the Board may, at his discretion, compound any offence against the provisions of any regulations by accepting from the person who has committed or who is reasonably suspected of having committed such offence a payment of money not exceeding the maximum monetary penalty prescribed in sub-section (3) and the amount so collected shall be paid into the fund of the Board.

Court to  
order pay-  
ment of fees  
or duties not  
paid.

**41.** Whenever a person is convicted of an offence against this Law or any Regulations made thereunder, the Court trying the offence shall, in addition to any other punishment it may consider fit to impose on such person, order such person to pay any rates or charges due in respect of the matter to which the offence relates.

42. For the purposes of this Law and notwithstanding the provisions of the Nicosia Water Supply (Arab Ahmet and Silikdar Vakfs) Management Laws on the establishment of a Board in an area of supply which includes an area in which the Water Commission under the aforesaid Laws is operating, the Governor in Council may direct that such Commission shall cease to perform and exercise any duties or powers with regard to the water to which the provisions of the said Laws apply and, thereupon, the provisions of the said Laws shall be suspended and—

Provisions  
with regard  
to Arab  
Ahmet and  
Silikdar  
Water  
Supply.  
Cap. 345.

- (a) the Board shall discharge all functions in connection with the supply of the above-mentioned water in accordance with the provisions of this Law;
- (b) all movable and immovable property, including all waterworks and assets of the Water Commission shall be transferred to, and vest in, the Board without any conveyance, assignment or transfer and without payment of any compensation whatsoever;
- (c) all loans contracted and all debts and liabilities of the Water Commission shall be undertaken, and shall be deemed to be loans contracted and debts and liabilities incurred by the Board:

Provided that the Board shall continue—

- (i) to supply the High Council of Evcaf with a quantity of water sufficient for the reasonable requirements of the Mosques and other Moslem religious institutions and the baths and other Vakf property of the Evcaf Office, having regard to the quantity of the water which such Mosques, other institutions, baths and other Vakf property were receiving at the time of the making of the Order in Council under the provisions of this section and to the Board's other commitments and obligations under this Law;
- (ii) upon payment of the rates or charges payable under this Law, to supply every person to which section 10 of the said Laws applies, with a quantity of water sufficient for his reasonable domestic needs, having regard to the quantity of water which such person was receiving at the time of the making of the Order in Council under

the provisions of this section, and to the Board's other commitments and obligations under this Law.

## PART VI.

19 of 58.

POWERS OF THE WATER BOARD OF NICOSIA TO UNDERTAKE DUTIES WITH RESPECT TO THE PROVISION OF WATER SUPPLIES OUTSIDE ITS AREA OF SUPPLY.

Water Board of Nicosia may undertake duties outside its area.

43. (1) Subject to the provisions of subsection (2) and notwithstanding anything contained in this Law, the Water Board of Nicosia established under the provisions of this Law, may exercise any power or undertake any duty for and on behalf of the Government with respect to the provision of water supplies in any area not being an area declared to be area of supply under the provisions of section 3.

(2) No power may be exercised and no duty may be undertaken with respect to any area pursuant to the provisions of subsection (1) except with the consent of the Governor and subject to such terms and conditions as the Governor shall approve.

## FIRST SCHEDULE.

(Section 7 (1).)

Cap. 350.

## THE WATER SUPPLY (MUNICIPAL AND OTHER AREAS) LAW.

*Declaration.*

I/We the undersigned \_\_\_\_\_, of \_\_\_\_\_ hereby declare as follows:—

1. On the \_\_\_\_\_ I/we was/were actually operating as water undertaker(s) within the following area:—

2. The sources of the water sold or disposed of by my/our water undertaking on the above date were

3. A plan attached hereto is a true plan of my/our waterworks and shows all my/our pipe lines with the sizes of the pipes marked thereon as existing on the above date.

4. The following is a list of all persons who were using water from

my/our water undertaking on the above date together with particulars as to the quantity or share, rates or fees in respect thereof:—

Name of person	Address	Quantity or share of water	Particulars of rates or fees.

Dated this                      day of                      , 19                      .

*The Declarant(s).*

SECOND SCHEDULE.

(Section 18 (2).)

THE WATER SUPPLY (MUNICIPAL AND OTHER AREAS) LAWS. Cap. 350.

Notice is hereby given that the following immovable property/waterworks (*describe property to be acquired*) is required by the Water Board of                      for                      (*set out the purpose*).

Any person claiming to have any right or interest in the said immovable property/waterworks, who objects to the acquisition thereof, is required within six weeks from the date of the posting of this notice to send to me a statement of his right and interest and of the evidence thereof, and of any claim made by him in respect of such right or interest.

The Water Board of                      is willing to treat for the acquisition of the said immovable property/waterworks.

A plan showing the immovable property described above is available for inspection at                      .

More particulars with regard to the waterworks may also be obtained at                      .

Dated this                      day of                      , 19                      .

*Chairman of the Water Board of*

Posted this                      day of                      , 19                      .

(Sgd.)

