

6 OF 1908.⁽¹⁾

TO PROVIDE FOR THE MAINTENANCE OF PUBLIC HEALTH IN THE
VILLAGE OF PLATRES.

C. A. KING-HARMAN.]

[May 16, 1908.

1. This Law may be cited as the Platres Public Health Law, Short title.
1908.

2. For the purposes of this Law—

Definitions.

(a) "Board" means the Public Health Board of Platres as established under this Law.

(b) "Commissioner" means and includes any person who at any time material to this Law is lawfully discharging the duties of the Commissioner of the District of Limassol.

(c) "Platres" means and includes all that area in and over which the Village Commission or other Village Authority of the village of Pano Platres exercises any authority or function under the provisions of the Public Health (Villages) Law, 1892, or otherwise and any other additional area which the High Commissioner may at any time by Proclamation declare to be added to such area for the purposes of this Law.

3. Save as in this Law hereinafter expressly provided the provisions of all Laws now in force relative to the formation, maintenance, duties, obligations and functions of the Village Commission or any other Village Authority of Platres shall remain of full force and effect.

Application
of Law.

4. In every year for a period from and including the 1st day of June until and including the 31st day of October all the duties, powers, obligations and functions of the Village Commission or any Village Authority of Platres so far as such relate to the duties and powers conferred and imposed upon such Village Commission or Village Authority under the provisions of the Public Health (Villages) Law, 1892, and any amendment thereof or material thereto shall be divested from such Village Commission or Village Authority and shall be vested in a Public Health Board to be established in manner hereinafter provided.

Establishment
of a Public
Health Board.

⁽¹⁾ Ss. 2-28 were formerly ss. 3-29.

Constitution of Board.

5. The Board shall be annually constituted as follows:—

- (a) The Commissioner.
- (b) The Mukhtar and the members of the Village Commission, or two of the members, who shall be chosen by the Village Commission, if there shall be more than two members thereof.
- (c) Two persons chosen by the Municipal Council of Limassol.
- (d) One person nominated by the High Commissioner.

Names to be sent to Commissioner.

6. Within seven days prior to the 1st day of May in every year the said Municipal Council and the Mukhtar of the Village shall inform the Commissioner of the names of the persons chosen by the Municipal Council and the Village Commission respectively.

Notification of constitution of Board.

7. On or before the 1st day of June in every year a notice shall be published in the *Cyprus Gazette* notifying the full names, addresses and occupations of all the members of the Board which will hold office during the prescribed ensuing period of the current year.

First meeting in June.

8. The Board shall hold its first meeting not later than the 10th day of June in each year.

Meetings at least once a month.

9. The Board shall hold a meeting at least once a month but meetings may be held as often as may in the discretion of the Chairman be deemed advisable.

Chairman and Deputy Chairman.

10. The Commissioner shall be Chairman of the Board and preside at all meetings of the Board but if unable to be present at any such meeting then he may appoint the member nominated by the High Commissioner or one of the members chosen by the Municipal Council of Limassol to act as Chairman at such meeting.

Meetings to be convened by Chairman.

11. All meetings of the Board shall be convened by the Chairman who shall give at least forty-eight hours' clear notice in writing of such meeting to each member of the Board except in cases of urgency.

Quorum.

12. No meeting of the Board shall be held to be valid unless at least four members of the Board are present.

Voting.

13. Each member of the Board shall have one vote at meetings of the Board except the Chairman who shall have a casting vote only but the acting Chairman at any meeting shall in addition to his original vote have a casting vote which shall be given in case the votes given by the members of the Board are equally divided.

14. No resolution brought forward for the consideration of the Board at any meeting which shall or may if passed by the Board impose any pecuniary liability upon any person shall be valid unless at least three members of the Board vote in favour of such resolution.

Approval of three members necessary for imposing rates, etc.

15. In the event of the Chairman or any other member of the Board being for any reason unable or unwilling to act as a member of the Board for any period of more than six consecutive weeks the High Commissioner may either at the request of the Chairman or of the member so unable or unwilling so to act or in his own discretion cancel the appointment of such Chairman or member and appoint another person in the place thereof.

Vacancies, how filled.

16. The Board shall cause a minute of its proceedings and of the names of its members who attend each meeting to be duly kept in a book provided for that purpose and every such entry therein made shall be signed by the Chairman or acting Chairman of the Board presiding at the meeting at which such proceedings took place and any such entry purporting to be so signed shall be received as evidence in all Courts without proof of such meeting having been duly convened or held or of the persons attending such meeting having been or being members of the Board, such facts being presumed correct until the contrary is proved.

Minutes to be kept.

17. The Board shall during its period of office have and exercise all the duties, powers, obligations and functions conferred and imposed upon the Village Commission or other Village Authority of Platres under the provisions of the Public Health (Villages) Law, 1892, and any amendment thereof or material thereto.

Duties and powers.

18. In addition to the duties conferred upon the Board as in the preceding section of this Law mentioned the Board shall during its period of office have and exercise the following express duties:—

Extraordinary duties.

(1.) To provide for the removal of all night soil and refuse from every house in Platres; .

(2.) To provide that all drains, urinals, privies and cesspits within Platres shall be so constructed and kept as not to be a nuisance or injurious to health;

(3.) To keep all roads, paths, streets and public places in Platres sufficiently lighted at night;

- (4.) To do all such acts as may be necessary for the preservation of the public health in Platres or which may tend to promote the comfort and convenience of the people residing therein.

Extraordin-
ary powers

19. In addition to the powers conferred upon the Board by virtue of section eighteen of this Law the Board shall during its period of office have the express power of fixing, regulating, taking, receiving, recovering by due process of Law and applying for the purposes of this Law the following rates and fees:—

- (1.) Fees to be taken for the slaughtering of any animals at Platres;
- (2.) Fees to be paid by way of stallages, rents and tolls in respect of the use by any person of any public place in Platres used as a market;
- (3.) Fees to be taken from any owner or occupier of any house in Platres in respect of the removal from such house of night soil and refuse;
- (4.) Fees to be taken in respect of any trade or profession or the hawking of any goods carried on in Platres;
- (5.) Fees to be taken in respect of the issue of permits for building in Platres;
- (6.) Fees to be taken from the owner of any house in Platres from the letting of which to any person or persons such owner derives pecuniary gain or from the owners of such houses as are used for summer visits.

Provided always that all such fees so fixed shall be subject to the approval and consent of the High Commissioner before they shall have legal force and effect.

Power to
make Bye-
Laws.

20. The Board shall have power to make Bye-laws for the carrying out of all or any of the provisions of this Law but every such Bye-Law shall be subject to the approval of the High Commissioner.

Bye-Laws to
be published
in *Gazette*.

21. All Bye-laws made and approved under section 20 of this Law shall be published in the *Cyprus Gazette* and shall have the force of Law from the date of such publication.

Penalty for
contravention
of Bye-Laws.

22. Every person who by any act or omission shall contravene any Bye-Law duly made under this Law shall be guilty of an

offence and shall be liable for each such offence to a fine not exceeding one pound or in default of payment to imprisonment for a period not exceeding ten days, and it shall be the duty of the Chairman of the Board to institute proceedings in respect of such offences. All such fines so recovered shall be paid into and form part of the Platres Public Health Fund hereinafter established.

23. The Village Fund of Platres as constituted under the provisions of the Public Health (Villages) Law, 1892, shall be on the 1st day of June in each year handed over to the Board by the Village Commission or other Village Authority of Platres and shall be administered by the Board during its period of office. The Board shall upon the expiry of its term of office hand back any unexpended portion of such Village Fund to such Village Commission or other Village Authority.

Village Fund
to be under
control of
Board.

24. The funds raised by the Board under the extraordinary powers conferred upon the Board under the provisions of this Law shall be administered as a separate fund called the Platres Public Health Fund. If at the expiration of its period of office such funds so raised have not been fully spent any unexpended portion thereof shall be handed to the Commissioner who shall retain the same until the 1st day of June in the following year when such surplus shall be handed over by the Commissioner to the incoming Board for the purposes of this Law.

Platres Public
Health Fund.

25. All moneys of the Village Fund of Platres and of the Platres Public Health Fund shall at all times material to this Law be under the custody of the Chairman of the Board.

Custody of
Funds.

26. The accounts of the administration of such fund shall be audited annually on or before the 1st day of December in each year by any two competent persons appointed in that behalf by the Chief Secretary.

Annual audit.

27. In all proceedings under this Law the Chairman of the Board may sue and be sued in his capacity as such and all legal expenses incurred by the Board in carrying out this Law and the expenses of the annual audit of the Platres Public Health Fund shall be defrayed out of the Platres Public Health Fund.

Legal
provisions.