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A LAW TO CONSOLIDATE AND AMEND THE LAW RELATING TO
ANTIQUITIES

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| 1. This Law may be cited as the Antiquities Law. | Short title.
Cap. 31.
48 of 1964
32 of 1973
92(I) of 1995
4(I) of 1996
33(I) of 1997. |
| 2. (1) In this Law-

“ ancient monument ” means- | Interpretation.
2(1) of 32
of 1973. |
| (a) any object, building or site specified in the First or Second Schedule to this Law; | First Schedule.
Second Schedule. |
| (b) any other object, building or site in respect of which the Council of Ministers has made an Order under section 6 of this Law,
and shall include any part of the adjoining land which may be required for the purpose of fencing, covering, or otherwise preserving the monument from injury, as also the means of access to such monument; | 2 of 48 of 1964. |
| “ antiquity ” means any object, whether movable or part of immovable property which is a work of architecture, sculpture, graphic art, painting, or generally any form of art which has through human effort been produced, sculptured, inscribed, or painted or generally made in Cyprus earlier than the year 1850 A.D. in any manner whatsoever and from any material and which has been found, discovered or excavated in Cyprus or recovered from the sea within the territorial waters of Cyprus and includes any such object or part thereof which has at a later date been added, reconstructed, readjusted or replaced subsequently: | 3 of 48 of 1964.
2(1)(a) of
32 of 1973.
2 of 4(I) of 1996. |
| Provided that for works of ecclesiastical or folk art of great archaeological or artistic, or historical value, the year 1940 A.D. shall be taken into account in place of the year 1850 A.D. irrespective of the place of manufacture or origin. | |
| “ Director ” means the Director of Antiquities; | |
| “ District Museum ” means the museum established in a District under section 20. | 2(1)(d) of
32 of 1973. |
| “ land ” includes land (with the grazing rights, and all water and water rights on, over or under such land), buildings, trees, easements and standing crops and also includes the territorial waters of the Republic; | 3 of 48 of 1964.
2(1)(b) of
32 of 1973. |

<p>“ Local Museum” means the local museum established under section 20;</p> <p>“ Minister” means the Minister of Communications and Works usually acting through the Director-General of his Ministry and includes any other public officer serving in his Ministry duly authorized by the Minister for this purpose;</p> <p>“ owner” includes-</p> <p>(a) in the case of property in the occupation of any See, Monastery or Church, the Bishop of the Diocese, the governing body of the monastery or the duly constituted committee of management of the church, for the time being, as the case may be ;</p> <p>(b) in the case of property in the occupation of any Mosque, Tekye or other Moslem religious body or institution, the High Council of Evcaf or other person administering the trusts of the same for the time being, as the case may be.</p> <p>(2) Whenever in this Law mention is made of the words “ District Museum”, the words “ or Local Museum” shall be added thereafter.</p>	<p>2(1)(d) of 32 of 1973.</p> <p>3 of 48 of 1964. 2(1)(c) of 32 of 1973.</p> <p></p> <p></p> <p></p> <p></p> <p>2(2) of 32 of 1973.</p>
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PART I.

GENERAL.

<p>3. Subject to the provisions of this Law, all antiquities lying undiscovered at the date of the coming into operation of this Law in or upon any land shall be the property of the Government.</p> <p>4. (1) Any person who accidentally discovers an antiquity whether in or upon his own land or land the property of another person or of the Government without being in possession of a licence to excavate in accordance with section 14 of this Law shall forthwith give notice of his discovery and if portable deliver the antiquity to the mukhtar of the nearest village or the nearest police station or the person in charge at the Cyprus or District or Local Museum and shall at the same time sufficiently indicate or describe the place where he found it.</p> <p>Provided that the removal of the antiquity from the place of discovery for transportation and delivery to the appropriate authorities shall not entail any illegal act of excavation if the removal was carried out without any further excavation and without any damage to the antiquity and such antiquity was delivered to the appropriate authorities intact as discovered:</p> <p>Provided further that the Minister shall have power, whenever the circumstances so justify, to grant to the finder of the antiquity a licence to possess the same under such conditions as the Minister may specify in the relevant licence.</p>	<p>Property in antiquities.</p> <p>Antiquities accidentally discovered by unlicensed persons to be delivered to the mukhtar or other authorized person. 2(2) of 32 of 1973. 3(a) of 32 of 1973. 3(a) of 4(1) of 1996.</p> <p>3 of 32 of 1973.</p>
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<p>(2) The mukhtar or other person authorized to take delivery of the antiquity shall give to the person who delivers it a receipt containing a full description as far as possible of such antiquity and shall send a duplicate of the receipt to the Director and shall, pending instructions from him, retain the antiquity in safe custody.</p> <p>(3) Any person who fails to comply with any of the provisions of subsection (1) of this section shall be guilty of an offence and shall be liable to imprisonment not exceeding one year or to a fine not exceeding one thousand pounds or to both, and any antiquity in respect of which the offence has been committed shall be delivered to the Director and the finder shall not be entitled to any payment therefor.</p> <p>5. The Minister upon receiving notice of the discovery of an antiquity as in section 4 of this Law mentioned shall consider whether such antiquity should be acquired for the Cyprus Museum or for any District Museum or Local Museum and if it appears to him that the antiquity should be so acquired, he shall pay to the finder, if the antiquity discovered is movable, such sum by way of gratuity, as he may, under the circumstances, deem fit.</p>	<p>3(b) of 4(1) of 1996.</p> <p>3(b) of 32 of 1973. 3 of 166 of 1987.</p> <p>Disposal of antiquities accidentally discovered. 4 of 48 of 1964. 4(a)(b) of 32 of 1973. 2(2) of 32 of 1973.</p>
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PART II.

ANCIENT MONUMENTS.

<p>6. (1) The Council of Ministers may, on the recommendation of the Director, from time to time by Order in the Gazette-</p> <p>(a) declare any object, building or site which he considers to be of public interest by reason of the historic, architectural, traditional, artistic or archaeological interest attaching thereto to be an ancient monument and shall at the same time declare whether such monument shall be added to the First or to the Second Schedule to this Law, as the case may be;</p> <p>(b) direct that any ancient monument specified in, or added to, either Schedule be transferred to the other Schedule to this Law.</p> <p>(2) No object, building or site shall be declared an ancient monument unless the Director gives notice in the Gazette of the proposed declaration not less than one month before the making of the Order, and any person whose interests may be prejudicially affected by the proposed declaration may, within the period of one month aforesaid, lodge an objection for consideration by the Council of Ministers whose decision thereon shall be final and conclusive.</p>	<p>Power to Council of Ministers to declare ancient monuments. 2 of 48 of 1964.</p>
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7. The ancient monuments specified in the First Schedule to this Law together with such other ancient monuments as may from time to time be added thereto shall be the property of the Government.	Ancient monuments in the First Schedule to be the property of the Government. First Schedule.	(b) writes, draws, or carves any writing, drawing or figure on an ancient monument or antiquity,	5 of 48 of 1964.
8. (1) No person beneficially interested in any ancient monument specified in the Second Schedule to this Law, or in any other ancient monument as may from time to time be added thereto shall make any alterations, additions or repairs affecting its architectural character to such ancient monument or shall demolish the same or fell any tree growing within the boundaries of the same or shall do any other act which might damage or destroy the archaeological importance and stratification of the ancient monument save in accordance with the terms of a permit in writing from the Director previously obtained.	Owner not to alter character of ancient monuments without permission. Second Schedule. 5 of 32 of 1973. 2 of 48 of 1964.	shall be guilty of an offence and shall be liable to imprisonment not exceeding one year or to a fine not exceeding one thousand pounds or to both.	6 of 32 of 1973. 3 of 166 of 1987.
(2) The Director may, with the approval of the Council of Ministers grant to any person beneficially interested in any ancient monument to which this section applies, such sum as to the Director may seem fit for the purpose of assisting such person in the maintenance, preservation or restoration of such monument.	2 of 48 of 1964.	(2) If any animal is found trespassing in or on any ancient monument specified in the First Schedule to this Law or any other ancient monument as may, from time to time, be added thereto under the provisions of this Law, both the owner of the animal and the person, if any, in whose charge it was at the time of the trespass shall be guilty of an offence and shall be liable to imprisonment not exceeding three months or to a fine not exceeding a hundred and fifty pounds or to both and the Court trying the offence shall, in addition, have power to award such compensation by way of damages as the Court may think fit, within the limits of its powers regarding the award of compensation.	
(3) Any person who has a grievance in relation to any term imposed by the Director in any permit issued under this section is entitled to file within one month from the date of notification of the decision of the Director a hierarchical recourse to the Council of Ministers.	4 of 4(l) of 1996.	(3) Any person who places or causes to be placed or who leaves any refuse, rubbish or litter in or on any ancient monument specified in the First Schedule to this Law or any other ancient monument as may, from time to time, be added thereto under the provisions of this Law, shall be guilty of an offence and shall be liable to imprisonment not exceeding three months or to a fine not exceeding a hundred and fifty pounds or to both and the Court that has tried the case may, in addition to any sentence which it has imposed, order the said person to remove at his own expense any rubbish, garbage or litter in relation to which the offence was committed or to pay to the Director all costs incurred or to be incurred for their removal.	3 of 166 of 1987. 5(a) of 4(l) of 1996.
(4) Any person who acts in contravention of subsection (1) of this section shall be guilty of an offence and shall be liable to a fine not exceeding fifty pounds and the ancient monument in respect of which the offence has been committed shall upon conviction vest in the Government.	4 of 166 of 1987.	(4) Any person who possesses or uses equipment for metal detection in archaeological sites, ancient monuments or near ancient monuments, or uses such equipment in order to find or detect antiquities, shall be guilty of an offence and shall be liable to imprisonment not exceeding three months or to a fine not exceeding three hundred pounds or to both.	5 of 4(l) of 1996.
9. Where any object, building or site which is privately owned is declared to be an ancient monument and inserted in the First Schedule to this Law, or where any ancient monument specified in the Second Schedule is added to the First Schedule compensation shall be payable to the owner in the like manner and in accordance with the provisions of the law for the time being in force relating to the compulsory acquisition of land for public purposes: Provided that in assessing any compensation payable for such monument no regard shall be had to its historic, architectural, traditional, artistic or archaeological value unless the owner can prove that he paid in good faith a higher price for the monument on account of such value.	Compensation for private property declared an ancient monument.	11. (1) The Council of Ministers, with a view to ensuring that buildings in the neighbourhood of an ancient monument shall as regards height and style of architecture be in keeping with the character and style of such monument and that the amenities thereof may be preserved, may by notice to be published in the Gazette order that, within such area as may be specified in such notice no building shall be erected, reconstructed, repaired or demolished and no tree shall be felled and no advertisement board shall be placed save in accordance with the terms of a permit in writing from the District Officer previously obtained.	Power to Council of Ministers to control the erection, etc., of buildings in the neighbourhood of ancient monument. 2 of 48 of 1964. 7(a) of 32 of 1973. 6 of 4 (l) of 1996.
10. (1) Any person whether beneficially interested in it or not who-	Offences.	(2) Before issuing a permit under this section the District Officer shall require the applicant to submit for the consideration of the District Officer and the Director such plans, sections and drawings as to them may seem fit and the District Officer in granting or not such	2 of 48 of 1964. 6(a) of 48 of 1964. 7(b) of 32 of 1973.
(a) destroys, injures or defaces an ancient monument or antiquity;	5 of 48 of 1964.		

permit shall act in consultation with the Director and in case of disagreement between them the matter shall be referred to the Minister and the Minister of Interior for the taking of a final decision. In any such permit there may be imposed such terms regarding the preservation of the character and style of the ancient monument as may be specified in the permit.

(3) Any person who is dissatisfied with any term imposed by the District Officer in any permit issued under this section may, within one month from the date of notification of the decision of the District Officer, appeal to the Council of Ministers.

(4) Any person who-

- (a) erects, reconstructs, repairs or demolishes, any building contrary to the provisions of subsection (1) of this section;
- (b) in erecting, reconstructing, repairing or demolishing any building deviates from the approved plan, section or drawing,

shall be guilty of an offence and shall be liable to a fine not exceeding two hundred and fifty pounds and in addition to such punishment the Court trying the offence may order such person to demolish or reconstruct in accordance with the instructions of the District Officer within such time as may be specified in the order any building in respect of which the offence has been committed.

Provided that if the person convicted fails or neglects to carry out the order of the Court he shall be liable to a further fine not exceeding twenty-five pounds for every day during which the default continues and the District Officer may cause the building to be demolished or reconstructed in such manner as to him may seem fit and the cost of so doing shall be recoverable by the District Officer from the person convicted as a civil debt.

11A. - (1) The Court trying a case against any person charged with an offence committed contrary to the provisions of subsection (4) of section 8 or of subsection (4) of section 11, may in an ex parte application order the suspension of any work concerning the alteration, addition, repair, demolition, erection or reconstruction until the final determination of the case in relation to which the charge concerned has been brought.

(2) The issue of such an order by the Court is subject to the provisions of the Civil Procedure Law, the Courts of Justice Law and the Civil Procedure Rules.

(3) If any person against whom an order has been made under subsection (1) omits or neglects to comply with it within the time limit specified by the Director, the order may be executed and the costs for its execution shall be borne by the person against whom the order was made and the said costs shall be considered as a sentence within the meaning of the Criminal Procedure Law.

2 of 48 of 1964.

6(b) of 48 of 1964

7(c) of 32 of 1973.

7(c) of 32 of 1973.

4 of 166 of 1987.

6(c) of 48 of 1964.

2 of 48 of 1964.

4 of 166 of 1987.

2 of 48 of 1964.

2 of 48 of 1964.

Power of the Court to order the suspension of works.

7 of 4(1) of 1996.

Cap. 155.

93 of 1972

(4) Any person against whom an order has been made under subsection (1) and who refuses or neglects to comply therewith, shall be guilty of an offence and shall be liable to imprisonment for a period not exceeding three months or to a fine not exceeding five hundred pounds or to both.

2 of 1975
12 of 1975
41 of 1978
162 of 1989
142 of 1991
9 of 1992.

12. Where the Council of Ministers is satisfied that in order to preserve the amenities of an ancient monument it is desirable that no building should be erected upon any land in the proximity of such ancient monument or that any building in the proximity thereof should be demolished, the Council of Ministers may direct that such land or building be acquired on payment of such amount by way of compensation as may be agreed upon and in default of agreement the amount of compensation shall be determined in the like manner and in accordance with the law for the time being in force relating to the compulsory acquisition of immovable property:

Compulsory acquisition of land in the proximity of ancient monument.
2 of 48 of 1964.

Provided that in assessing any compensation payable for such land or building no regard shall be had to any artificial rise in the value thereof due to any speculative dealings which may have taken place in regard to such land or buildings after the commencement of this Law.

PART III.

EXCAVATIONS.

13. The Director may carry out excavations for the purpose of discovering antiquities.

Power to Director to excavate.

14. (1) No person shall excavate or cause excavations to be made whether on his own land or elsewhere for the purpose of discovering antiquities without a licence in writing in that behalf first obtained from the Director in accordance with the provisions of this Law.

Licence to excavate.

(2) Any person who-

- (a) excavates or attempts to excavate or causes any excavations to be made in contravention of the provisions of subsection (1) of this section;
- (b) knowingly or having reasonable grounds for believing that any antiquities have been excavated in contravention of subsection (1) of this section, purchases, removes or otherwise deals with the same, whether on his own account or on behalf of any other person,

shall be guilty of an offence and shall be liable to imprisonment not exceeding thirty six months or to a fine not exceeding one thousand five hundred pounds or to both and any antiquity in respect of which the offence has been committed shall be delivered to the Director and the finder shall not be entitled to any payment therefor.

7 of 48 of 1964.
3 of 166 of 1987.

15. (1) No licence to excavate shall be granted unless the applicant satisfies the Director that-

- (a) he is by training and experience competent to carry out excavations in accordance with the most recent scientific methods;
- (b) he is recommended by an archaeological society or institution of repute;
- (c) adequate provision has been made for the scientific publication of the results of any previous excavation on which the applicant has been engaged;
- (d) he, or the person, society or institution on whose behalf he acts is prepared to expend on the proposed excavations a sum of money which in the opinion of the Director is sufficient to obtain satisfactory results;
- (e) the proposed excavations will not cause any damage or inconvenience to the inhabitants of the place where it is proposed to excavate or to any place dedicated to religion or to any cemetery, school, watercourse, irrigation work, or public road, or that if such damage is likely to be caused, adequate provision has been made for the payment of compensation therefor.

Qualifications of applicants for licence.

16. (1) Every licence to excavate shall state the period during which it shall remain in force which period shall not exceed two years, and every such licence shall be deemed to be subject to the following conditions:-

- (a) if the land within which the licence is granted is private property, the holder of the licence or the person, society or institution on whose behalf he acts shall arrange with the owner as to the terms upon which he may enter upon the land for the purpose of excavation:
 Provided that if in the opinion of the Council of Ministers negotiations for an agreement upon reasonable terms have failed, the Council of Ministers may, on behalf and at the cost of the holder of the licence or the person, society or institution on whose behalf he acts acquire the land in whole or in part in accordance with the provisions of section 17;
- (b) the holder of the licence shall take all reasonable measures for the preservation of the antiquities discovered by him and shall keep a detailed diary and plans of the excavation conducted and shall be under the obligation to take photographs;
- (c) all antiquities which the holder of the licence or the person, society or institution on whose behalf he acts may discover throughout the duration of the excavations shall vest in the Cyprus Museum together with the originals of the diaries, plans and negatives of the photographs without any payment whatsoever.
 Provided that, after previously reviewing the progress of the excavations carried out by the holder of the licence or the person or society or institution on whose behalf he acts,

Conditions of licence.

2 of 48 of 1964.

2 of 48 of 1964.

2(a) of 92(I) of 1995.

8(a) of 48 of 1964.

2(b) of 92(I) 1995.

8(b) of 48 of 1964..

the Director may require that a specified part or parts of the general archaeological site (settlement, town, cemetery) in which the land in respect of which the licence is granted is situated, be reserved for future excavations. The Director may consult with the holder of the licence or the person, society or institution on whose behalf he acts, on the extent and scientific adequacy of the part or parts to be so reserved;

- (d) the holder of the licence shall furnish plans and photographs of his excavations to the Director, and shall, when requested by the Director, furnish him with lists of all the antiquities discovered and any additional information relating thereto which the Director may require;
- (e) the holder of the licence or the person, society or institution on whose behalf he acts shall supply the Director with two copies of any preliminary reports relating to his excavations;
- (f) the holder of the licence or the person, society or institution on whose behalf he acts shall publish within a period of two years after the completion of his excavations (unless this period be extended by the Director) an adequate scientific report on the results of his excavations, and shall supply the Director with two copies of such report and of any other publications relating thereto;
- (g) in case of breach of any of the conditions upon which the licence is granted, the Director, with the approval of the Council of Ministers, may suspend or cancel such licence, and where the licence is cancelled the holder of the licence or the person, society or institution on whose behalf he acts shall forfeit his claim to any share of the antiquities excavated by him;
- (h) in the event of cancellation of the licence or upon failure of the holder of the licence or the person, society or institution on whose behalf he acts to comply with the provisions of condition(f), the Director shall be entitled to publish a report on the results of the excavations and for this purpose may make use of any preliminary reports supplied by the holder of the licence;
- (i) any other conditions which the Council of Ministers may by Regulations from time to time prescribe.

2 of 48 of 1964.

2 of 48 of 1964.

(2) Upon the expiration of the period for which a licence is granted the Director may renew such licence for a further period not exceeding two years, either upon the same terms or upon such other terms as he may think fit.

17. Where the Director has decided to carry out excavations or the Council of Ministers is otherwise satisfied, either before, during or after the carrying out of such excavations, that the compulsory acquisition of any land is necessary for the purposes of such excavations, such acquisition shall be effected in accordance with the provisions of the Compulsory Acquisition of Property Law, 1962.

Compulsory acquisition of land for excavations. 9 of 48 of 1964. 15 of 1962.

18. (1) Save with the permission in writing of the Director, no person shall, during any excavations destroy, damage, remove or conceal any antiquities or any human, animal or other remains discovered during such excavations.

Control over antiquities, etc., discovered during excavations.

(2) Any person who acts in contravention of any of the provisions of subsection (1) of this section shall be guilty of an offence and shall be liable to imprisonment not exceeding one year or to a fine not exceeding one thousand pounds or to both.

8 of 32 of 1973.
3 of 166 of 1987.

PART IV.

MUSEUMS AND ADVISORY BODIES

19. All the antiquities and objects of art which are now contained in the Cyprus Museum at Nicosia and all antiquities which may hereafter be acquired by the Government under the provisions of this Law, shall be held by the Government for the benefit of the inhabitants of the Republic.

Antiquities, etc., to be held for the benefit of the inhabitants of the Republic.

20. In addition to the Cyprus Museum at Nicosia the Council of Ministers may establish District Museums in any District in the Republic or other Local Museums in any place within the Republic.

District Museums.
2 of 48 of 1964.
9 of 32 of 1973.

21. The Cyprus Museum and all District Museums established under the provisions of section 20 of this Law shall be under the control and management of the Director.

Control and management of Museums.
2(2) of 32 of 1973.

22. (1) There shall be established a Board to be called "the Antiquities Advisory Board" which shall consist of the Director as Chairman and such persons not exceeding nine as the Council of Ministers may appoint in addition to the Chairman.

Antiquities Advisory Board.
2 of 48 of 1964.
2 of 33(I) of 1997.

(2) Every member of the Board other than the Chairman shall hold office for a period of three years from the date of his appointment.

(3) The Board shall meet at such place and times as the Chairman may appoint provided that a meeting shall be held at least once in every half-year.

(4) The Board shall deliberate and advise upon matters relating to or connected with ancient monuments and antiquities.

23. (1) There shall be established in every District a District Antiquities Committee consisting of the Commissioner of the District as Chairman and of such other persons not exceeding seven as may be appointed by the Council of Ministers.

District Antiquities Committees.
2 of 48 of 1964.
3 of 33(I) of 1997.

Provided that the Antiquities Advisory Board shall be the District Antiquities Committee for Nicosia District.

(2) Every member of such Committee other than the District Officer shall hold office for a period of three years from the date of his appointment.

2 of 48 of 1964.

(3) The Committee shall meet at such place and times as the Chairman may appoint provided that a meeting shall be held at least once in every half-year.

(4) The Committee shall deliberate and advise upon matters relating to or connected with ancient monuments and antiquities found within the district and may make such report thereon to the Director as they think fit.

PART V.

8 of 4(1) of 1996.

RENT CONTROL.

23A. The Rent Control Laws, except the provisions relating to the eviction of a tenant from a shop, shall not apply to any ancient monument that is listed in the Second Schedule in relation to which the Director certifies that all necessary works have been carried out for its preservation or that no preservation is necessary.

Exemption of ancient monuments of Second Schedule from the Rent Control Laws.
23 of 1983
51 of 1983
39 of 1984
79 of 1986
94 of 1986
135 of 1988
51 of 1989
138 of 1991
67(I) of 1992
2(I) of 1993
102(I) of 1995.

23B. (1) Notwithstanding the provisions of the Rent Control Laws, the Rent Control Tribunal shall issue a decision or an order for the recovery of possession of an ancient monument that is listed in the Second Schedule and for the eviction of a statutory tenant, in case the Director certifies that the recovery of possession is required for the carrying out of preservation work.

Eviction from and recovery of possession of ancient monument of Second Schedule.
23 of 1983
51 of 1983
39 of 1984
79 of 1986
94 of 1986
135 of 1988
51 of 1989
138 of 1991
67(I) of 1992
2(I) of 1993
102(I) of 1995.

(2) The provisions of section 14 of the Rent Control Laws, except the provision for the payment of a fair rent, shall apply mutatis mutandis in the cases where a decision or order is issued for the

recovery of possession by virtue of the provisions of subsection (1) above.

(3) If there is no agreement between the parties, the rent for the new tenancy shall be fixed by the Court. The rent shall be the current rent of the free market or where the Court considers it absolutely essential, taking into account the financial situation of the tenant and the difference between the current rent and the rent paid before eviction, it may prescribe a lower rent which under no circumstances shall be lower than seventy five per cent (75%) of the current rent.

PART VI.

TAX EXEMPTIONS.

23C. (1) For the determination of the taxable income of an owner of an ancient monument listed in the Second Schedule all expenses that have been incurred wholly and exclusively for the preservation of the monument, shall be deducted if the Director certifies that the expenses have been incurred for the completion of the preservation works of the monument or that the monument does not require any such preservation.

(2) No deduction shall be granted, under subsection (1), to the extent that the sum of the expenses exceeds the sum per square meter of the monument prescribed by the Council of Ministers by Order published in the Official Gazette of the Republic.

23D. In addition to the incomes set out in section 8 of the Income Tax Laws, income earned by way of rent of an ancient monument listed in the Second Schedule shall be exempted if the Director certifies that all necessary works for the preservation of the monument have been carried out or that the monument does not require any such preservation.

Deduction from taxable income.
8 of 4(I) of 1996.

Exemption from income tax of incomes from ancient monuments of Second Schedule.
58 of 1961
4 of 1963
21 of 1966
60 of 1969
47 of 1973
37 of 1975
12 of 1976
15 of 1977
8 of 1979
40 of 1979
24 of 1981
41 of 1983
33 of 1984
76 of 1984
14 of 1985
73 of 1985
180 of 1986
163 of 1987
301 of 1987
26 of 1988

23E. All fees and charges that are imposed at the time of the declaration of transfer of an ancient monument that is listed in the Second Schedule, in accordance with the Lands and Surveys Department (Fees and Charges) Law, shall be returned to the person to whom the transfer has been made, if within four years from the date of the declaration of transfer that person presents to the Director of the Lands and Surveys Department a certificate issued by the Director that he has completed the preservation works of the monument or that the monument does not require any such preservation.

23F. No tax shall be imposed or collected by virtue of the provisions of the Immovable Property (Taxation) Laws in respect of any ancient monument listed in the Second Schedule, if its owner presents to the Director of the Inland Revenue Department a certificate issued by the Director that all works of preservation of the monument have been completed or that the monument does not require any such preservation.

109 of 1988
133 of 1988
173 of 1988
233 of 1988
14 of 1989
39 of 1989
101 of 1989
137 of 1989
77 of 1990
225 of 1990
226 of 1990
245 of 1990
58 of 1991
174 of 1991
240 of 1991
45(I) of 1992
115(I) of 1992
38(I) of 1993
103(I) of 1994
103(I) of 1995.

Exemption from transfer fees and charges.
Cap.219.
10 of 1965
81 of 1970
61 of 1973
31 of 1976
66 of 1979
15 of 1980
2 of 1982
34 of 1987
193 of 1991
82 (I) of 1992
10(I) of 1993
84(I) of 1995.

Exemption from immovable property tax.
24 of 1980
60 of 1980
68 of 1980
25 of 1981
10 of 1984
33 of 1987
239 of 1991.
72(I) of 1994.

PART VII.

8 of 4(I) of 1996

MISCELLANEOUS.

24. Notwithstanding anything in this Law contained no church, mosque or site used for religious observances, being the property of a religious community or the Evcaf Department, shall be inserted in the First Schedule or acquired under any provision of this Law.
25. Any compensation payable under the provisions of section 9 or 12 of this Law may at the option of the Council of Ministers be paid by yearly instalments not exceeding five, provided that where payment is made by instalments interest at the rate of six per centum per annum shall be payable on outstanding instalments.
26. (1) No person shall deal in antiquities unless he is the holder of a dealer's licence granted by the Director.
- (2) The permit referred to in subsection (1) shall be issued subject to the terms that may be imposed by the Director.
- (3) The permit referred to in subsection (1) may be revoked by the Director for the following reasons:
- (a) if this was obtained by fraud or misrepresentation or concealment of material facts, or for non-compliance with any of the terms subject to which it was issued;
 - (b) for breach by its holder of any of the terms imposed;
 - (c) for breach by its holder of the provisions of the present Law or of the Regulations issued by virtue of this Law.
- (4) In the case of sale of any antiquity the Director has the right to purchase the antiquity by paying to the seller the price at which he agreed to sell to the proposed buyer.
- (5) It is prohibited for any person to sell or otherwise dispose or otherwise deal in any antiquity which forms part of a private collection, if the Director is of the opinion that the collection is of important historical or archaeological value as a whole.
- (6) No-one can acquire an antiquity except from-
- (a) the Cyprus Museum;
 - (b) the holder of a permit under subsection(1);
 - (c) a person possessing the antiquity legally.
- (7) Any person contravening sub-section (1),(5) or (6) shall be guilty of an offence and shall be liable to imprisonment not exceeding three years or to a fine not exceeding one thousand five hundred pounds or to both such penalties and the Court trying the case may order that any antiquity in respect of which the offence has been committed be forfeited.

Exemption for churches, mosques, etc.

Payment of compensation by instalments.
2 of 48 of 1964.

Dealers to be licensed.
10 of 32 of 1973.
9(a),(b) of 4(I) of 1996.

10(2) of 32 of 1973.
3 of 166 of 1987.
9(b) of 4(I) of 1996.

27. (1) No person shall export any antiquity from the Republic without a licence to export first obtained from the Committee consisting of the Director, the Curator of Archaeological Museums and Surveys and by the Curator of Monuments.

Export of antiquities.
10(a) of 4(I) of 1996.

(2) Subject to the provisions of subsection (3) the permit required under subsection (1) may be granted only for the export of an antiquity for the purpose-

10(b) of 4(I) of 1996.

- (a) of its temporary exhibition in a museum or institution or other exhibition;
- (b) of its long term loan for the purpose of exhibition to a museum or university or other institution;
- (c) of the study and scientific analysis of excavation material, ceramic fossils and samples of various findings.

(3) It is not allowed to grant a permit for the export of a private collection.

10(b) of 4(I) of 1996.

(4) Any person who shall export or attempt to export or who shall aid, counsel or procure any other person to export or attempt to export any antiquity without such a licence shall be guilty of an offence and shall be liable to imprisonment not exceeding three years or to a fine not exceeding one thousand pounds or to both and any antiquity the property of such person in respect of which the offence has been committed may be forfeited by order of the Court trying the case.

10(b) of 4(I) of 1996
11(a) of 32 of 1973.
3 of 166 of 1987.
11(b) of 32 of 1973.

28. The Committee provided for in section 27 may prohibit the export of any antiquity the retention of which in the Republic it considers desirable in the public interest:

Power to the Committee to prohibit export of antiquities.

Provided that he shall not prohibit the export of-

11(a)(b) of 4(I) of 1996.

- (a) any antiquity imported into the Republic upon which import duty is proved to his satisfaction to have been paid;
- (b) any antiquity used for or devoted to a religious purpose which it is proved to his satisfaction is being exported by a religious or ecclesiastical body for a religious or ecclesiastical purpose, except if it is proved that the original export permit was obtained by false pretences or fraud or concealment of material facts.

29. The Committee referred to in section 27 may, with the approval of the Council of Ministers, dispose of by sale, exchange or otherwise any antiquity the property of the Government which is not required for the Cyprus Museum or any District or Local Museum.

Sale, etc., of antiquities not required for Museums.
2 of 48 of 1964.
2(2) of 32 of 1973.
12 of 4(I) of 1996.

30. The Council of Ministers may make loans of antiquities belonging to the Government, to the governing bodies of museums or learned societies outside the Republic:

Loans of antiquities to museums etc., outside the Republic.

Provided that the party to whom the loan is made shall at their own expense make adequate provision for the preservation, insurance and return of such antiquities.

2 of 48 of 1964.

31. (1) The Council of Ministers may appoint a Director and such experts, officers, agents and other persons as may be necessary for the proper carrying out of the objects of this Law.

Appointment of experts, etc.
2 of 48 of 1964.

(2) The Director may delegate the exercise of any power vested in him under this Law to any other person.

32. (1) Every person in possession of an antiquity shall, at the request of the Director, at all reasonable times, permit the same to be inspected and studied by the Director at the place where such antiquity is kept or deposited and shall give him all reasonable facilities for making drawings, photographs or reproductions thereof by making casts or by any other means:

Inspection of antiquities by Director.
12 of 32 of 1973.

Provided that no drawings, photographs or reproductions shall be sold without the consent of the person in possession of such antiquity.

(2) Any person who contravenes sub-section (1) shall be guilty of an offence and shall be liable to imprisonment not exceeding six months or to a fine not exceeding four hundred and fifty pounds or to both such imprisonment and fine.

12 of 32 of 1973.
3 of 166 of 1987.

33. (1) Every person in possession of antiquities at the date of the coming into operation of this Law shall, within a period of six months from the 1st July 1973, furnish the Director with a list describing such antiquities to the best of his ability.

List of antiquities to be furnished to Director.
13(a) of 32 of 1973.

(2) Notwithstanding that any antiquity specified in a list furnished to the Director under the provisions of this Law is not contained in a list furnished earlier, either by virtue of the provisions of the Laws repealed by this Law or by virtue of provisions of this Law repealed and substituted by new provisions or has been obtained or acquired in contravention of any provisions referred to above, the Republic shall have no claim to such antiquity and no proceedings in respect of such antiquity shall be taken against any person or his heir, general or special, in possession of such antiquity:

13(b) of 32 of 1973.

Provided that the Minister shall have power, whenever upon the advice of the Director he is of opinion that an antiquity included in any such list furnished under the provisions of any law for the time being in force is absolutely necessary for the purposes of the Cyprus Museum, to order, subject to the provisions of sub-section (5), the delivery thereof to the Museum in question and the person possessing it shall be bound to deliver the same in compliance with the order:

Provided further that in case of a piece of work of ecclesiastical or folk art no such order shall be made unless the work is of the highest archaeological or artistic or historical importance.

Any person who fails to comply with any order made under the provisions of this sub-section shall be guilty of an offence and shall be liable to imprisonment not exceeding one year or to a fine not exceeding one thousand pounds or to both such imprisonment and fine.

3 of 166 of 1987.

(3) After the expiration of the period of six months as aforesaid any person having in his possession any antiquity which has not been contained in any list furnished under this section shall, unless he satisfies the Court that he has acquired the same lawfully under the conditions of this Law, be guilty of an offence and shall be liable to a fine not exceeding two hundred and fifty pounds and any antiquity in respect of which the offence has been committed shall be forfeited.

13(c) of 32 of 1973.

(4) Any person who disposes of and every person to whom there is disposed any antiquity contained in a list furnished by him under the provisions of this section shall, within fourteen days, notify the Director of such disposal. The notification shall contain a description of the antiquity and the name and address of the person to whom it has been disposed. Any person who fails to comply with or contravenes any of the provisions of this sub-section or who knowingly describes falsely any antiquity in any notification shall be guilty of an offence and shall be liable to imprisonment for a term not exceeding one year or to a fine not exceeding three hundred pounds or to both such imprisonment and fine.

4 of 166 of 1987.

13(a) of
4(I) of 1996.

10 of 48 of 1964.

13(d) of 32 of 1973.

(5) Whenever it shall be considered that a certain antiquity lawfully possessed is indispensable for the purposes of the Cyprus Museum, the Minister shall have discretionary power either to make an order for the delivery of the antiquity for these purposes, or to allow the person in possession thereof to continue to have it in his custody, on condition that he shall not dispose of it and upon such other terms as the Minister may specify, provided that the Minister shall have the right of control and supervision of the antiquity.

13(e) of 32 of 1973.

In case an order for the delivery of such antiquity is made by the Minister then if such antiquity has been acquired prior to the 10th September, 1964, a reasonable and just compensation shall be paid to the owner thereof and if after the 10th September, 1964, a reasonable sum by way of gratuity may be paid to the person in possession thereof for the keeping and preservation of the antiquity by him till then.

(6) The Director shall issue to any person legally possessing an antiquity, a perpetual licence, in accordance with the prescribed form upon payment of the prescribed fees.

13(b) of
4(I) of 1996.

33A.(1) Any person in possession of an antiquity not included in the list submitted to the Director under section 33, shall not be criminally liable if within six months from the date of the coming into force of this Law he declares the said antiquity to the Director.

14 of 4(I) of 1996.
Exemption from criminal liability.

(2) In any case where an antiquity is declared to the Director under this section, the Minister may, if the Director considers the antiquity to be required for the purposes of the Cyprus Museum-

- (a) issue an order of delivery of the antiquity for these purposes;
- (b) permit the possessor to continue having it in his possession subject to the terms which the Minister may impose.

(3) Where any antiquity is ordered by the Minister to be delivered following a report by the Director of the Department of Antiquities a reasonable sum shall be paid to the possessor as reward for the safekeeping and maintenance of the antiquity until its delivery.

34. All forfeitures under this Law shall be delivered to the Director who may utilize them for any of the purposes of this Law or for any other purpose in the interests of archaeology.

Disposal of forfeitures.

34A. Notwithstanding the provisions of any other Law, the competent district court shall have power to try any offence committed in contravention of the provisions of this Law.

Extension of criminal jurisdiction of district court.
14 of 32 of 1973.

35. The Council of Ministers may make Regulations to be published in the Gazette for all or any of the following purposes, that is to say-

Regulations.
2 of 48 of 1964.

- (a) regulating the issue of the permits provided under this Law;
- (b) specifying the terms which may be imposed in a permit issued or granted under this Law as well as the fees and charges for the issue or grant of a permit;
- (c) regulating the form and the duration of the validity of the permits issued under this Law;
- (d) regulating the duties and the obligations of the holders of permits issued under this Law;
- (e) regulating the issue of permits for the use of ancient monuments and museums for public performances, cultural events, exhibitions and ceremonies, and the imposition of a charge or fee for this use;
- (f) regulating the taking and manufacture of, or the trading in, photographs, films, copies, casts or miniatures of ancient monuments and antiquities and prescribing the fees and charges to be paid for the taking and manufacture of, or trading in, the same;
- (g) providing for criminal offences and for the imposition of fines not exceeding five hundred pounds in relation to their commission;
- (h) prescribing conditions to be contained in a licence to

15(a)(b)(c) of 4(I) of 1996.

excavate in addition to those specified in section 16 of this Law;

- (i) regulating the days and hours upon which the Cyprus Museum or any District Museum or Local Museum or any ancient monument specified in the First Schedule shall be open to the public and prescribing whether admission shall be free of charge or upon the payment of a fee and fixing such fee (if any);
- (j) establishing a fund (to be called "The Antiquities Fund") into which the moneys standing to the credit of the Cyprus Antiquities Fund established under the Antiquities Laws, 1905 to 1928 and all legacies, donations and subscriptions shall be paid and prescribing the objects for which and the manner in which the moneys in such Fund may be expended;
- (k) generally for the better carrying out of the provisions of this Law.

2 of 32 of 1973.

36. Nothing in this Law shall affect the validity of any licence to excavate granted under the provisions of the Laws hereby repealed and every such licence shall subject to the provisions of the Law under which it was granted be valid and effective for the unexpired term thereof as if this Law had not been enacted.

Saving of licences.