

CHAPTER 171

ELECTRICITY DEVELOPMENT

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CALLED THE ELECTRICITY AUTHORITY OF CYPRUS AND FOR THE
EXERCISE AND PERFORMANCE BY SUCH BODY OF FUNCTIONS RELATING
TO THE GENERATION AND SUPPLY OF ELECTRICITY AND CERTAIN OTHER
MATTERS.
2 of 81(I) of 2004**

PART I
PRELIMINARY

- Short title. 1. This Law shall be cited as the Electricity Development Law.
Cap. 171.
10 of 1960
16 of 1960
24 of 1963
45 of 1969
53 of 1977
31 of 1979
116 of 1990
40(I) of 1995
15(I) of 1996
75(I) of 1998
143(I) of 1999
158(I) of 2000
136(I) of 2002
11(I) of 2004
81(I) of 2004
164(I) of 2004
116(I) of 2006
150(I) of 2011.
- Interpretation. 2. (1) In this Law, unless the context or the text otherwise indicates or requires:
- “apparatus” means electrical apparatus and includes all apparatus, machines, consuming devices and fittings in which conductors are used or of which they form a part;
- “Authority installation” or “Authority undertaking” means an

	installation or undertaking the property of, or operated by, the Authority;
	“Authority” means the Electricity Authority of Cyprus established under Article 3;
3(e) of 81(l) of 2004.	“authorization holder” has the meaning given to this term in Article 2 of the Law Regulating the Electricity Market of 2003;
3(b) of 81(l) of 2004.	“authorized person”. Deleted.
3(b) of 81(l) of 2004.	“authorized undertakers’ or “undertaker”. Deleted.
3 of 24/63	“bulk supply”. Deleted.
3(d) of 81(l) of 2004.	“Chairman” means the person designated to be the Chairman of the Authority under Article 5;
	“Chief Inspector” means the Chief Electrical Inspector appointed under Article 10;
	“conductor” means an electrical conductor arranged to be electrically connected to a system;
	“conversion” means the conversion of alternating current to direct current or vice versa by static or dynamic means;
3(e) of 81(l) of 2004. 122(l) of 2003.	“Distribution System Owner” has the meaning given to this term in Article 2 of the Law Regulating the Electricity Market of 2003;
	“electric generator” means a rotating machine of any type for changing mechanical energy into electrical energy;
Cap. 170.	“Electricity Law” means the Electricity Law and includes any law amending or replacing the same;
	“generating station” means any station for generating electricity, including any buildings and plant used for this purpose, and the site thereof, and includes a site intended to be used for a generating station, but does not include any station for transforming, converting or distributing energy;
3(e) of 81(l) of 2004.	“generator” has the meaning given to this term in Article 2 of the Law Regulating the Electricity Market or 2003;
	“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, 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 hereinabove set out;

“Inspector” means an Electrical Inspector appointed under Article 10 and includes the Chief Inspector;

“installation” means the whole of any plant or apparatus under one ownership, or, where a management is prescribed, in the care of the management, designed for the supply or use, or both, as the case may be, of electricity, including energy sources, if any, with all necessary plant, buildings and land in connection therewith, conductors, supply lines and consuming apparatus, if any;

Cap. 240.
Cap. 259.
Cap. 243.

“local authority enactment” means the Municipalities Law, the Public Health (Villages) Law, and the Villages (Administration and Improvement) Law or any Law amending or replacing any of these Laws;

“local authority” means the council of a municipality, a Village Health Commission and the Board of an Improvement Area operating under any local authority enactment, as the case may be, in force for the time being;

“management” means the authorized person for the time being placed in charge of an undertaking or installation by the Authority, by an authorized undertaker, by the owner or by a contractor;

“member of the Authority” includes the Chairman, the Vice Chairman, a temporary Chairman, a temporary Vice Chairman and temporary member of the Authority;

3(c) of 81(l) of
2004.
3 of 24/63.

“Minister” means the Minister of Commerce, Industry and Tourism;

- Cap. 240. "municipality" means a municipality established under the Municipalities Law or under any other Law amending or replacing the same;
- "property" includes movable and immovable property;
- 3 of 24/63. "Republic" means the Republic of Cyprus.
- 3(a) of 81(I) of 2004. "supply line" means a conductor or conductors or other means of transmitting or distributing electricity, together with any casing, coating, covering, tube, pipe, insulator or post enclosing, surrounding or supporting the same or any part thereof, or any building or apparatus connected therewith for the purpose of transforming, transmitting, conveying or distributing electricity;
- "system" means an electrical system in which all the conductors and apparatus are electrically or magnetically connected;
- "transformation" means the transformation of voltage from a lower to a higher voltage or vice versa.
- 3(e) of 81(I) of 2004. "Transmission System Owner" has the meaning given to this term in Article 2 of the Law Regulating the Electricity Market of 2003;

PART II ELECTRICITY AUTHORITY

Constitution of the Electricity Authority

- Establishment and incorporation of the Electricity Authority. 3. There is hereby established a body to be called the Electricity Authority of Cyprus which shall be a body corporate with perpetual succession and a common seal and with power to acquire, hold and dispose of property, to enter into contracts, to sue and be sued in its said name and to do all things necessary for the purposes of this Law;
- 2 of 24/63. Provided that during the subsistence of a guarantee given under Article 20, the Authority shall not alienate, mortgage, charge or demise any of its immovable property without the approval of the Council of Ministers.
- Common seal 4. (1) The common seal of the Authority may from time to time be broken, changed, altered and made anew as the Authority deems fit, and until a seal is provided, a stamp bearing the inscription "Electricity Authority of Cyprus" may be used as the common seal.

(2) All contracts, documents and other deeds requiring the seal of the Authority shall be sealed with the seal of the Authority in the presence of the Chairman or Vice Chairman of the Authority, and of the Secretary of the Authority or some other person authorized by the Authority to act in that behalf, who shall both sign every such contract, document or other deed to which such seal is affixed, and such signing shall be sufficient evidence that such seal was duly and properly affixed and that the same is the lawful seal of the Authority.

Constitution of the Authority.
2(a) of 10/60.
2 of 24/63.

5. (1) The Authority shall consist of not more than seven members appointed by the Council of Ministers (hereinafter referred to as "the members"), two of whom shall be designated by the Council of Ministers as Chairman and Vice Chairman.

Provided that members need not be persons whose full time services shall be required.

2(c) of 10/60.

(2) The members shall hold office for a period of at least five years subject to such conditions as the Council of Ministers may determine.

Provided that the Council of Minister may at any time remove any such member from office without assigning any reason therefor.

(3) In case of incapacity from illness or any other temporary cause or temporary absence from the Republic of any member, the Council of Ministers may appoint some other person to act as a temporary member during the time such incapacity or absence continues.

(4) The Authority may act notwithstanding any vacancy in its membership.

2(b) of 10/60.

(5) The Chairman or Vice Chairman may, by instrument in writing, authorize any person to exercise any power or perform any function, other than the functions referred to in clause (2) of Article 4, conferred on the Chairman or the Vice Chairman by or under this Law.

Remuneration and allowances payable to members of the Authority.

6. There shall be paid to the members of the Authority, out of the funds of the Authority, such remuneration (whether by way of salaries or fees) and such allowances for expenses as the Council of Ministers may decide.

Disqualification, disposal and disclosure of interests of

7. (1) A person shall be disqualified for being appointed as member of the Authority so long as he is a member of the Executive Council.

members of the
Authority.

(2) Every member shall, within three months after his appointment, sell or dispose of all shares in any electricity undertaking which, at the time of his appointment, he owns or he is directly or indirectly interested in for his own benefit; and it shall not be lawful for any member of the Authority whilst he holds office to purchase, or become interested in, for his own benefit, any shares in any electricity undertaking, and if any member of the Authority under any will or succession becomes entitled for his own benefit to any shares in any electricity undertaking he shall sell or dispose of them within three months after he has so become entitled thereto.

(3) A member of the Authority who retains, purchases, takes or becomes or remains interested in any shares in any electricity undertaking in contravention of the provisions of this Article shall be disqualified from, and be deemed to have vacated, his office as such member.

(4) A member of the Authority, if he is interested in any company or undertaking, with which the Authority has made or proposes to make any contract shall disclose to the Authority the fact and nature of his interest and shall not take part in any deliberation or decision of the Authority relating to such contract, and such disclosure shall be forthwith recorded in the minutes of the Authority.

(5) In this Article, the expression "shares in any electricity undertaking" means any stock, shares, debentures, debenture stock, bonds or other securities of any company engaged in the generation, distribution or supply of electricity or the manufacture of or wholesale or retail dealing in electrical apparatus and includes any share or interest in any unincorporated undertaking similarly engaged but shall not include any stock, shares, debentures, debenture stock, bonds or other securities or any company whose business, as a generator, supplier or distributor of electricity consists in the generation, supply or distribution of electricity for consumption solely by such company.

Meeting of the
Authority.
4 of 24/63.

8. (1) The Chairman and, in his absence, the Vice Chairman shall invite the members of the Authority to a meeting when this is necessary following the submission of an application in writing signed by at least three members and he is obliged within three days from receiving the application to invite the members of the Authority to a meeting to be held within ten days from receiving the application.

(2) If the Chairman or, as the case may be, the Vice

Chairman shall not convene a meeting in accordance with the previous clause, three of the members may invite the Chairman, the Vice Chairman and the members in a meeting with a notice in writing signed by them.

(3) Four out of the members present together with the chairman of the meeting shall form a quorum for the carrying of any business.

(4) The Chairman, or in his absence, the Vice Chairman shall preside at such meetings. In case of absence of the Chairman or of the Vice Chairman, the members present may elect one of them to preside at the meeting.

(5) The decisions on all the matters or issues arising or emerging at the meetings shall be taken by a majority of votes. In case of equality, the chairman of the meeting shall have a second or casting vote in addition to his own vote.

Transfer of powers of the Authorities.
2 of 250/90.

8A. The Authority may, on the terms and conditions set out thereby, transfer the exercise of any of the functions or administrative powers thereof under this or any other Law to any of its members or to the Director-General or his Alternate or to a committee by a member or members thereof and the Director-General or other officers or employees of the Authority.

(2) No transfers shall be allowed under this Article in the cases where the exercise of a function or power may result in the transferee or any member of a committee to which the transfer is made, being confronted with his financial or other interests.

Procedure of the Authority. 9.

Subject to the provisions of this Law, the Authority may make standing orders regulating its own procedure generally, and, in particular, regarding the holding of meetings, the notice to be given of such meetings, the proceedings thereat, the keeping of minutes, and the opening, keeping, closing and audit of accounts.

POWERS OF THE MINISTER

Powers of the Minister in respect of the Authority.
5 of 24/63. 9A.

(1) The Minister may, following an advisory opinion of the Authority, issue thereto instructions of a general nature as to the exercise of its functions, which are necessary for the general interest of the Republic, and the Authority must apply such instructions.

(2) The Authority must furnish the Minister, upon his request, reports, accounts and other information relating to its

ownership and activities. The Authority must also provide the Minister any facility in view of checking this information, at the time and place duly required by him.

Officers and Servants of the Authority

- Officers and servants of the Authority.
2(a) of 11(I) of 2004.
4(a)(b) of 81(I) of 2004.
10. (1) The Authority shall appoint a Director-General of the Electricity Authority of Cyprus, a Secretary and such other officers, agents and servants as the Authority may, from time to time, determine, and, in particular, may appoint and employ such Electrical Inspectors as may be necessary for the purpose of inspecting electrical plant, apparatus and works of the Authority and of performing such other duties as may be required by the Authority, and may in like manner appoint an officer as Chief Electrical Inspector to supervise the methods and details of such inspection as aforesaid, and to perform such other duties as may be required by the Authority.
- Powers of Director-General.
6 of 24/63.
2(b) of 11(I) of 2004.
- (2) The Director-General of the Electricity Authority of Cyprus is the supreme executing body of the Authority and manages the daily activities thereof in accordance with the Authority's policy and with the instructions at the time being issued by the Authority to him.
- 2(c) of 11(I) of 2004.
- (3) The Director-General of the Electricity Authority of Cyprus shall have and may exercise all the powers vested in an Inspector by this Law and, with the approval of the Council of Ministers, may exercise all or any of the powers vested in an Inspector by the Electricity Law and by any Regulations issued thereunder.
- Cap. 170.
- Members, officers and servants of the Authority deemed to be public officers.
Cap. 154.
Cap. 313.
11. (1) All members, officers and servants of the Authority shall be deemed to be employed in the public service within the meaning of the Criminal Code.
- (2) The Public Officers Protection Law shall apply to any action, prosecution or other proceedings against the Authority, or against any member, officer or servant thereof in respect of any act, neglect or default done or committed by him in such capacity.

General Functions of the Authority

- General Functions.
5(a) of 81(I) of 2004.
5(b) of 81(I) of
12. (1) Subject to the provisions of this Law and of the Law Regulating the Electricity Market Law of 2003, it shall be the duty of the Authority to:

2004. 5(c) of 81(l) of 2004.	<p>(a) generate, transmit, distribute and supply electricity;</p> <p>(b) maintain and work any Authority installation or undertaking;</p> <p>(c) carry on any business usually associated with an electricity undertaking;</p> <p>(d) promote and encourage the use of electricity and especially the use thereof for agricultural, industrial and manufacturing purposes;</p> <p>(e) promote and encourage the development of the natural resources of the Republic in connection with the generation of electricity;</p>
5(d) of 81(l) of 2004.	<p>(f) issue regulations in accordance with the provisions of Article 44;</p>
5(e) of 81(l) of 2004.	<p>(g) Deleted.</p> <p>(2) For the purposes of clause (1), the Authority may:</p>
5(f) of 81(l) of 2004.	<p>(a) Deleted.</p> <p>(b) purchase electricity for any of the purposes of clause (1);</p> <p>(c) carry on all such activities as may appear to it requisite, advantageous or convenient for or in connection with the discharge of its duties under clause (1).</p>
2 of 158(l) of 2000.	<p>(3) Further to the Authority's duties referred to in clause (1), the Authority may, with the approval of the Minister, carry on activities in sectors relating to the exploitation and development of its assets, its technical capacities, plants, services and technologies.</p>
Cap. 170. 5(g)(h) of 81(l) of 2004.	<p>(4) Save as otherwise provided in this Law, the Authority shall, for the purposes of clause (1), be subject to the same obligations and perform the same duties imposed by the Electricity Law and the Law Regulating the Electricity Market Law of 2003 and shall enjoy all the rights and exercise all the powers conferred by the same, on an authorization holder.</p>
6 of 81(l) of 2004. Republic-wide electrification scheme. Cap. 170.	<p>13. Repealed.</p>

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| 6 of 81(l) of 2004.
Transfer of existing contracts, etc. of Government to the Authority. | 14. | Repealed. |
| 6 of 81(l) of 2004.
Duty of the Authority to supply electricity to power users. | 15. | Repealed. |
| 6 of 81(l) of 2004.
Power to the Authority to require information. | 16. | Repealed. |
| Power to the Authority to sell, etc. electrical fittings.
7(a)(b) of 81(l) of 2004. | 17. | (1) Subject to the provisions of this Article, the Authority may supply, sell or let on hire, electric fittings, apparatus and appliances for lighting, heating and motive power, and for all other purposes for which electricity can or may be used (in this Article referred to as “electrical fittings”) and may install, connect, repair, maintain and remove the same and with respect thereto may demand and take such remuneration or rents and charges and may make such terms and conditions as may be agreed upon. |
| 7(c) of 81(l) of 2004. | | (2) The Authority shall adjust in accordance with clause (1) its charges to be made by it so as to meet any expenditure incurred by it in the exercise of the powers thereof, including interest upon and sinking fund charges in respect of money borrowed for the purposes of the said clause. |
| | | (3) The Authority may maintain shops and showrooms for the display, sale and hire of electrical fittings and conduct displays, exhibitions and demonstrations of electrical fittings, and generally do all things (including advertising) incidental to the provision, sale and letting on hire of electrical fittings and the promotion and encouragement of the use of electricity. |

CONTRACTS, ETC.

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| Form of contracts.
7 of 24/63. | 17A. | (1) The contracts entered into by the Authority shall have the following form:

(a) All contracts entered into by the Authority, other than a proxy, shall be made either in writing and shall bear the common seal of the Authority, or in writing and signed by a person with full capacity to perform legal acts who is duly |
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authorized to sign on behalf and for the account of the Authority;

(b) Proxies issued by the Authority shall bear its common seal.

(c) All contracts entered into by the Authority concerning the daily activities of the Authority or are relevant thereto, shall be made in writing or orally by the Director-General or by a person authorized for this purpose by the Authority.

(2) All contracts entered into by the Authority in accordance with this Article, either drawn prior to entry into force of this Law or during its entry into force or after, shall be legally valid and binding upon the Authority and its successors as well as upon any other contracting party.

(3) A contract entered into in accordance with this Article shall be amended or terminated in such manner and entered into under this Article.

(4) In this Article, the terms "contracts" shall include agreements, bonds, promissory notes, debentures, stock, debenture stock and other documents or securities of any kind.

PART III GENERAL FINANCIAL PROVISIONS

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| Power to the Authority to borrow. | 18. | For the purpose of enabling the Authority to carry out its functions under this Law, the Authority may, with the consent of the Council of Ministers, borrow money in such manner and subject to such conditions as the Council of Ministers may deem fit to impose. |
| Power to the Authority to issue securities. | 19. | <p>(1) The Authority may, for the purpose of raising money which it is authorized to borrow under this Law and subject to Article 39, for the payment of any compensation payable under this Law, issue stock, debentures or other securities (hereinafter in this Law referred to as "securities").</p> <p>(2) All such securities and interest thereon shall be charged on the undertaking and on all the revenues of the Authority.</p> <p>(3) Subject to the provisions of this Law, any securities issued by the Authority under the powers of this Law shall be issued, transferred, dealt with and redeemed according to Regulations issued by the Council of Ministers:</p> |
| 8 of 24/63. | | Provided that the provisions of this clause shall not apply to |

securities issued by the Authority under the terms, and in accordance with the terms, of any loan contract concluded under the guarantee of the Republic, or for which the Republic appears as a guarantor.

- Loans granted to the Authority by the International Bank for Reconstruction and Development and power to the Authority to issue and deliver bonds and promissory notes to the Bank, etc. 9 of 24/63.
- 19A. (1) The principal as well as the interests and other charges upon loans granted to the Authority by the International Bank for Reconstruction and Development (hereinafter called "the Bank") under any loan contract entered into between the Authority and the Bank (hereinafter called "loan contract") shall burden the undertaking as well as all the revenues of the Authority.
- (2) The Authority must, for the purposes of such loan (hereinafter called "the loan") and in accordance with the terms of any loan contract entered into with the Bank, issue and deliver to the Bank or following an order thereof bonds with or without interest coupons or promissory notes instead of bonds, for which the Republic appears as a guarantor, in such manner and as the Bank so requires, and as soon as such request is made by the Bank, the Authority must issue and deliver to the Bank or in accordance with an order thereof new bonds, in accordance with the terms of the loan contract or of the loan, in exchange of bonds issued and delivered thereto up to this day.
- (3) The principal of these bonds and promissory notes as well as the interests and other charges thereon shall burden the undertaking as well as all the revenues of the Authority.
- (4) The charges prescribed under this Article shall be paid proportionally any other charge established or to be established by the Authority upon the undertaking and the revenues thereof.
- Power to the Government to guarantee loans to the Authority. 10 of 24/63.
20. The Government may guarantee, in such manner and upon such terms as it may think fit, the proper and exact payment by the Authority of the principal, interest and other charges of any loan raised or to be raised by the Authority, the principal and the interest on bonds, promissory notes and other securities, issued or delivered by the Authority under the terms of any loan or contract loan, and the premium, which may exist and which must be paid upon repayment prior to the expiry of any part of the principal of a loan, or upon settlement of such bonds, promissory notes and other securities prior to their expiry.
- Expenses of the Authority
21. All sums received by the Authority shall be paid into a separate fund, and out of that fund the remuneration (by way of salaries or fees) and allowances of the members of the

11 of 24/63.	<p>Authority (including superannuation allowances and gratuities, if any, in the case of full-time members) and the salaries, remuneration, superannuation, allowance and gratuities of the officers and servants of the Authority, and all expenses incurred by the Authority, shall be paid including repayment by the Authority of the principal, interests, premium amount and charges which must be paid by the Authority with regard to any loan, bonds, promissory notes, securities, debentures, debenture stock or other securities issued or delivered by the Authority.</p>
Investment of moneys.	<p>22. All moneys of the Authority not immediately required to be expended in meeting any obligations or for the discharge of any functions of the Authority may be invested in such securities as may be approved by the Council of Ministers.</p>
<p>2 of 116(l) of 2006. Contribution to the Consolidated Fund of the Republic.</p>	<p>23. Deleted by Article 2 of 150(l) of 2011.</p>
<p>Accounts and audit. 9(a) of 81(l) of 2004.</p>	<p>24. (1) Subject to the provisions of the Law Regulating the Electricity Market of 2003, the Authority shall cause proper accounts and books in relation thereto to be kept, and shall prepare an annual statement of accounts.</p> <p>(2) Separate accounts shall be kept in relation to moneys received and expended by the Authority in connection with the manufacture, production, sale and letting on hire of electrical equipment.</p> <p>(3) The accounts of the Authority and their officers shall be audited by an auditor or auditors appointed annually by the Authority.</p>
<p>9(b) of 81(l) of 2004.</p>	<p>As soon as the accounts of the Authority have been audited, the Authority shall send a copy thereof to the Minister together with a copy of the auditor's report.</p> <p>(4) The auditor's fees and any expenses of the audit shall be paid by the Authority.</p>
<p>2 of 164(l) of 2004. 10 of 81(l) of 2004. Exemption from taxation and stamp duties. 2 of 136(l) of 2002.</p>	<p>25. Repealed.</p>

Annual Report
11 of 81(l) of
2004.

26. Subject to the provisions of the Law Regulating the Electricity Market of 2003, the Authority shall, as soon as practicable after the end of each financial year, cause to be made and forward to the Minister a report dealing generally with all the activities of the Authority during the preceding financial year, and containing such information relating to the proceedings and policy of the Authority as can be made public without detriment to the interests of the Authority.

2 of 53/77.

The Council of Ministers shall cause to submit the soonest possible a copy of the annual report of the Authority to the House of Representatives for information purposes.

PART IV ACQUISITION OF PROPERTY AND OF UNDERTAKINGS AND RELATED MATTERS

Acquisition of immovable property

Power to acquire
immovable
property.
12 of 81(l) of
2004.

27. (1) The Authority may acquire immovable property for the purpose of any of its functions under this Law as Transmission System Owner and Distribution System Owner, and, if any such immovable property cannot be acquired by agreement, the Authority shall cause a notice in the form set out in the Second Schedule to be published in the Official Gazette of the Republic and also to be posted at a conspicuous place in the town or village in which the immovable property to be acquired is situated in the form set out in the Second Schedule.

Second
Schedule.

(2) At the expiration of the period set out in the notice, the Authority shall forward to the Council of Ministers a plan of the immovable property to be acquired together with particulars as regards its owners, estimated value, description and other matter as may be necessary for the purpose, together with any objection or statement made against the proposed acquisition.

(3) If the Council of Ministers approves the plan submitted and considers it expedient, having regard to all the circumstances, that the Authority should be permitted to acquire the immovable property in question, it may, by notification published in the Official Gazette of the Republic, approve the acquisition of such immovable property; and, thereupon, the immovable property shall vest absolutely in the Authority free from all encumbrances and the Director of Lands and Surveys shall cause amendments of registration to be effected in accordance with the plan and particulars so approved by the Council of Ministers; and if the owner of the

immovable property does not agree with the Authority as to the sum which, subject to approval by the Council of Ministers, shall be paid as compensation for it, the sum shall be determined in accordance with the provisions of any Law in force for the time being, providing for the acquisition of land for public purposes.

Acquisition of Undertakings

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| 13 of 81(I) of 2004.
Power to acquire undertakings. | 28. | Repealed. |
| 13 of 81(I) of 2004.
Compensation in respect of undertakings acquired by a local authority. | 29. | Repealed. |
| 13 of 81(I) of 2004.
Compensation in respect of undertaking acquired by any person other than a local authority. | 30. | Repealed. |

General

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| 13 of 81(I) of 2004.
Transfer to the Authority of rights of local authorities to acquire or purchase undertakings.
Cap. 170. | 31. | Repealed. |
| 13 of 81(I) of 2004.
Provisions as to transfer of officers and servants to the Authority. | 32. | Repealed. |
| 13 of 81(I) of 2004.
Compensation for alteration of | 33. | Repealed. |

terms of employment.		
13 of 81(l) of 2004. Power to prescribe sources of water.	34.	Repealed.
14 of 81(l) of 2004. Entry upon land and premises for surveys and other purposes.	35.	<p>(1) Any person authorized by the Authority may, at all reasonable times, enter upon any land and, subject to twenty-four hours' prior notice in writing to the owner of the premises, enter upon any premises, and there to do such acts as may be reasonably necessary for the purpose of survey, examination or investigation, preliminary or incidental to the exercise of any of the functions of the Authority as Distribution System Owner or as Transmission System Owner in accordance with the provisions of the Law Regulating the Electricity Market of 2003.</p> <p>(2) The Authority shall pay compensation, in accordance with the provisions of Article 37, for any injury caused by such entry or by doing the acts referred to in clause (1).</p>
Power to enter upon land. 15(a)(b)(c)(d)(e) of 81(l) of 2004.	36.	<p>For the purpose of constructing an electric transmission or distribution line, or maintaining or repairing any such lines, any person authorized by the Authority in that behalf may, at all reasonable times, enter upon any land and may carry out all necessary works and repairs, and may, in the course thereof, fell or lop trees, remove vegetation and do all other things necessary to such purpose:</p> <p>Provided that the Authority shall pay compensation for any injury caused by such entry or by doing the aforesaid acts or things in accordance with the provisions of Article 37.</p>
Compensation payable under Articles 35 and 36. 16(a) of 81(l) of 2004. 16(b) of 81(l) of 2004.	37.	<p>In case there shall be no agreement between the Authority and the owner of the premises, the amount of compensation, if any, payable under the provisions of Articles 35 and 36, shall be calculated by a person appointed by the Council of Ministers:</p> <p>Provided that no further compensation shall be allowed for the felling or lopping of trees or removal of vegetation where such action is necessary for the maintenance of the electric transmission or distribution line and such trees or vegetation have grown or been allowed to grow since the payment of compensation under Article 38 in such a manner as to obstruct or interfere with the said electric lines or posts or apparatus:</p>
16 (c) of 81(l) of 2004.		

Provided further that no compensation shall be payable by the Authority in respect of any tree within ten feet of the centre line of any road constructed or maintained by the Public Works Department or by any local authority, unless it is proved that such tree was in existence prior to the construction of the road.

Payment of compensation, etc. by the Authority.

38. (1) Compensation or other moneys payable under the provisions of this Part in respect of any property or undertaking acquired by the Authority under the provisions of this Part shall be discharged as soon as the amount has been agreed or otherwise finally determined under the provisions of this Law together with interest thereon at the rate of four per cent per annum as from the date of the acquisition to the date of final payment:

Provided that where any sum is paid or offered for payment by the Authority on account of such compensation or other moneys, such interest shall be payable on the amount of such compensation or other moneys from the date of acquisition to the date of such payment or offer and thereafter on any balance to the date of final payment:

Provided further that in the case of any property or undertaking acquired by the Authority under the provisions of this Part on or before the first day of January 1954, no such interest shall be payable in respect of any compensation or other moneys agreed to and paid in full settlement thereof.

(2) Where any property or undertaking acquired as aforesaid 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 the 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.

Discharge of compensation, etc. by issue of securities.

39. The Authority may, with the consent of the persons entitled thereto, discharge the whole or any part of any compensation or other moneys payable under this Part in respect of any undertaking, generating station, or transmission line, or any other property, acquired by the Authority under this Part by the issue to or creation in favour of the persons entitled thereto of such amount of securities as are equivalent in value to the whole or part, as the case may be, of the compensation or other moneys in respect of which the securities are issued or created.

Determination of compensation by arbitration.

40. Except as otherwise provided in this Law, in all cases where compensation is payable under this Law, the amount of such

Cap. 4.
Third Schedule. compensation shall, in default of agreement, be determined by arbitration under the provisions of the Arbitration Law or any Law amending or substituting the same, as modified by the provisions of the Third Schedule.

PART V
MISCELLANEOUS

17 of 81(l) of 2004.
Stand-by supplies.
Cap. 170. 41. Repealed.

17 of 81(l) of 2004.
Reduction or cessation of supply, liability. 42. Repealed.

Service of notice, etc. 2 of 45/69. 42A. Every notice or announcement required or for which there is authorization to be given, delivered or served by the Authority under the provisions of this Law or under any regulations or orders issued thereunder, may be given, delivered or served by post by a letter addressed to the last known place of residence of the person to whom the notice or announcement is addressed:

Provided that, where this is practically possible, the notice or announcement shall be made or served with a registered letter:

Provided further that where the person to whom the notice or announcement is required to be given, delivered or served:

(a) is a minor, mentally ill or is prohibited by a competent Court to manage his affairs, the notice or announcement shall be addressed to the last known place of residence of his guardian, or in case he has no guardian, to such person as the Court may, following an application submitted therefor by the Authority, determine;

(b) is absent from Cyprus, in addition to the letter addressed to his last known place of residence in Cyprus, a copy of the aforementioned notice or announcement shall be posted in the town or village in which the immovable property is situated;

(c) is a company, the above notice or announcement shall be left or sent by post to the company's registered address.

(2) The letter must be drafted:

(a) in Greek, if the mother tongue of the person to whom it is addressed is Greek;

(b) in Turkish, if the mother tongue of the person to whom it is addressed is Turkish;

(c) in English, in any other case.

(3) The date on which the notice or announcement was given, delivered or served shall be deemed to be the date of posting the letter, and a certificate issued by the person who posted this letter stating the date on which this was posted, shall be deemed a *prima facie* evidence that the letter was posted.

(4) Where it is required to post the notice under the provisions of this Law:

(a) if the affected property is situated in another town, the notice shall be placed on the notice board of the Office of the District Officer of that town;

(b) if the affected property is situated in a village, the notice shall be posted at a conspicuous place in the village,

and every certificate issued by the person who placed or posted this notice, which states the date of placing or posting the same, shall be deemed a *prima facie* evidence that this was placed or posted.

(5) If it is not practically possible, following a reasonable investigation in order to establish the name or address of the person to whom the above notice or announcement must be given, delivered or served, who is a person with some interest in the land or premises, this shall be deemed as given, delivered or served if addressed to him by his description as the person who has the said interest in the land or premises to which it refers and which must be named, or in case there is no person on the land or in the premises to whom the above notice or announcement may be given, delivered or served, this shall be placed on a board placed on this land or posted at a conspicuous place in these premises.

Law.
Cap. 170.

17 of 81(l) of 2004. 43A. Repealed.

Power to the Authority to collect amounts due to public authorities or persons.
2 of 31/79.

PART VI
REGULATIONS, ETC.

Regulations. 44. The Authority may, with the approval of the Council of Ministers, make regulations, not inconsistent with the provisions of this Law, or any other Law in force at the time, to be published in the Official Gazette of the Republic, for the better carrying of this Law into effect and, without prejudice to the generality of the powers hereby conferred, regulations shall be made in respect of all or any of the following matters:

2 of 16/60.
18(a) of 81(l) of 2004.

(a) the establishment and constitution of a provident fund and a scheme for the payment of such superannuation allowances and gratuities to such of the members, officers and servants of the Authority and, upon such terms and conditions as may be specified in the regulations;

18(b) of 81(l) of 2004. (b) Repealed.

18(b) of 81(l) of 2004. (c) Repealed.

18(b) of 81(l) of 2004. (d) Repealed.

(e) to regulate the methods of wiring of premises, the types of apparatus that may be used, and such other matters as may appear expedient;

(f) to perform all acts necessary for the proper management of the supply of electricity.

2 of 15(l) of 1996. (2) Regulations issued under this Article, regulating staff matters, including terms of employment and staff assessment, may have a retroactive effect:

Provided that, if regulations are enacted with retroactive effect, the said regulations shall apply for decisions, acts or omissions within the meaning of Article 146.1 of the

Constitution in relation to which, either the deadline of Article 146.3 of the Constitution has not elapsed on the date of publication of the regulations or an application for revocation is pending before the Supreme Court or, in case a decision shall have already been issued for the application for revocation, the appeal deadline has not elapsed or an appeal contesting the decision is pending.

- 174(I) of 2014
- Special provision regarding the criteria for determining the beneficiaries working as farmers in rural areas for purposes of electricity supply
45. Special provision regarding the criteria for determining the beneficiaries working as farmers in rural areas for purposes of electricity supply
- Notwithstanding the provisions of the Basic Law or the regulations there under, the sub-item (a) of sub-item (1) of point 2 of the Sixth Schedule of the Electricity Development (Amended) Regulations of 2014, is hereby replaced as follows:
- (a) every natural person who -
- (i) is a citizen of the Republic of Cyprus or another Member State of the European Union
 - (ii) is a permanent resident of rural areas and is engaged with agriculture in the broadest sense and
 - (iii) is registered with the Social Security Department, hereinafter referred to as SSD, on and around the 30th June 2013 as farmer and continues to practice the profession at least for the next five (5) years from the date of payment of his capital contribution to the Electricity Authority Cyprus and includes a person who is retired and was registered in the SSD as a farmer.
- Special provisions. 40(I) of 1995.
2. Irrespective of any other provisions of the basic law or the regulations issued thereunder, the Authority may appoint on a permanent basis a person not being a Cypriot citizen, provided he/she is a spouse or child of a citizen of the Republic, has its usual place of residence in Cyprus and meets all other requirements of this Law.
- 20 of 81(I) of 2004.
20. This Law shall enter into force upon the accession of the Republic to the European Union.

FIRST SCHEDULE

(Article 13).

Repealed.

19 of 81(I) of 2004.

SECOND SCHEDULE

(Article 27).

The Electricity Development Law, Cap. 171.

Notice is hereby given that the following immovable property (describe immovable property, giving measurements and showing boundaries whenever practicable) is required by the Authority for within the power of the said Authority.

Any person claiming to have any right or interest in the said immovable property is required within six weeks from the date 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 Authority is willing to treat for the acquisition of the said immovable property.

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

The day of 19.....

Chairman of the Electricity Authority of Cyprus

THIRD SCHEDULE
(Article 40).

1. In this Law:

“the Law” means the Arbitration Law (Cap.4) or any Law amending or substituting the same;

“the Court” means the District Court of the district where the property acquired or the head office of the undertaking acquired is situated, consisting of the President of such Court and one or two members thereof.

2. The arbitration shall be by reference to two arbitrators, to be one appointed by each party and every such reference shall be deemed to constitute an agreement within the meaning of the Law.
3. If the arbitrators fail to agree the Court shall be an umpire to decide between them.
4. (1) When acting as an umpire, the Court shall have the same powers and shall conduct the inquiry as nearly as may be as if sitting as a Court for the hearing of a civil action.

(2) At any such enquiry, the Court may receive in evidence without further proof:

- (a) the award or the awards of the arbitrators;
- (b) any statement made before the arbitrators by any person who had appeared before them;

- (c) any document produced before the arbitrators.
5. Any person interested may be represented before the Court or the arbitrators by an advocate.
 6. Any order of the Court made in an inquiry when acting as an umpire shall be deemed to be a judgment of a Court in a civil action and shall be subject to appeal as any such judgment.

2 of 143(I) of 1999.

Replacement of the
Sixth Schedule of
the Electricity
Development
Regulations,
Government
Gazette.

Annex 3:

18.3.1954

21.7.1955

27.12.1956

19.12.1957.

Official Gazette,

Annex 3 (I):

6.3.1974

30.6.1975

29.4.1977

25.8.1978

29.12.1979

27.6.1980

24.10.1980

3.1.1981

30.1.1981

10.2.1984

1.6.1984

31.10.1986

11.5.1990

22.11.1991

17.12.1993.

SIXTH SCHEDULE CAPITAL CONTRIBUTION OF HOUSEHOLD AND OTHER APPLICANTS IN RURAL AREAS

1. Rural Areas:

Rural Areas are deemed to be:

- (a) areas with community councils;
- (b) the municipalities of Athienou, Deryneia, Idalion, Lefkara and Pegeia for household purposes; and
- (c) all areas of the Republic of Cyprus for agricultural, animal farming and

fish-culture purposes.

2. Eligible applicants:

An eligible applicant is:

- (a) Any Cypriot citizen residing permanently in a rural area as referred to above which will be used as a private, permanent residence and/or bequeathed to his children for permanent resident provided the load required is for normal household needs (single-phase 40A or three-phase 30A);
- (b) Any Cypriot citizen residing permanently in Cyprus whom premises are used for agricultural, animal farming or fish-culture purposes;
- (c) All refugees, irrespective of their place of residence, provided that they shall submit proof of their refugee status and of their ownership of the property which will be used as their permanent residence; and
- (d) The church authorities, to which chapels belong, provided that they are situated within the aforementioned rural areas.

3. Approved premises:

- (a) Premises for animal farming purposes are deemed to be the premises for rearing sheep and goats, cattle, pigs, rabbits and birds and the related premises and the equipment in the same area (common meter) such as feed mills, pumping stations with drilling permits, etc.
- (b) Premises for agricultural purposes are deemed to be:
 - (i) Glasshouses: This term also includes auxiliary (in the same area as the common meter) establishments and premises which house sorting machines, heating systems, freezers, warehouses and possibly office room;
 - (ii) Packing centres and other related premises (of producers, group of producers and cooperative societies); and
 - (iii) Pumping stations for the creation of commercial plantations and the irrigation of crops.
- (c) Premises for fish-culture purposes are deemed to be the fisheries with a licensed pumping station.
- (d) Chapels form part of our cultural heritage provided they are situated in rural areas.

4. Required documentation:

Together with their application for electrification of their premises, the above applicants should produce:

- (a) Household applicants:
 - (i) A certificate from the local District Officer confirming that they are permanent residents of a rural area and that the property shall be used as a permanent residence and/or bequeathed to their children for use as a permanent residence:
 - (ii) A registration certificate for the building plot and a building permit in the applicant's name or other evidence clearly showing that the applicant is the owner of the land.

In case of dispute, the issue shall be referred for final decision to a two-member committee comprised of a representative of the home District Officer and a representative of EAC.

- (b) Applicants for agricultural, animal farming and fish-culture purposes:
 - (i) A certificate from the competent Department of the Ministry of Agriculture, Natural Resources and Environment stating that the applicants are eligible under the Rural Policy in force of the above Ministry:

Provided that the power supply is in line with their actual needs in electric load for the electrification of their agricultural, animal farming or fish-culture facilities.

In case of dispute, the issue shall be referred for final decision to a three-member committee comprised of representatives of the Ministry of Agriculture, Natural Resources and Environment, of the Electricity Authority of Cyprus and of rural organizations.

For the purposes of this sub-paragraph, the irrigation departments/associations, cooperative companies or other groups of producers with legal existence and deal with the production or trading of agricultural or animal farming or fish-produce products are deemed to be beneficiaries. The irrigation departments/associations shall produce a certificate from the home District Officer that they do not receive any other government grant for the same purpose;

- (ii) Building permit (the existing premises for which it is not required to produce a building permit by the competent authority are excluded);
- (iii) A certificate of registration or a sales agreement submitted to the Department of Land and Surveys in respect of the plot on which the animal farming or agricultural or fish-produce premises have been erected in the name of the applicant or his/her spouse or a copy of a

long-term lease agreement submitted to the Department of Land and Surveys in respect of the plot on which the premises have been erected:

Provided that the refugees holders of an agricultural parcel of a Turkish-Cypriot land shall not be obliged to produce a certificate of registration or a copy of a long-term lease agreement, but only a written consent by the Guardian of Turkish Cypriot Properties or a representative of him that he agrees in respect of these premises on the Turkish Cypriot land.

- (iv) A water pumping permit where water pumps are involved.
- (c) Applicants for chapels forming part of our cultural heritage:
 - (i) A building permit (where deemed necessary) and a certificate of registration of the plot on which the chapel has been erected; and
 - (ii) A certificate from the competent authority that the chapel forms part of our cultural heritage.

5. Applicants' contribution:

Applicants' contribution shall be proportional to the amount of capital contribution which would normally be required for the electrification of their premises, irrespective of the mode of supply and the distance, from low or medium voltage networks (11kV) of the Authority as follows:

- (a) For household purposes and chapels:

Amount of capital contribution normally required to be paid by the applicant for the electrification of his premises: Contribution of eligible applicant:

_____	_____
0 - £1.000	£250
£1.001 - £5.000	£250 + 15% on the amount over £1.000 to £5.000
£5.001 - £10.000	£850 + 20% on the amount over £5.000 to £10.000
Over £10.001	£1.850 + the amount over £10.000

- (b) For agricultural, animal farming and fish-culture purposes:

Amount of capital contribution normally required to be paid by the applicant for the electrification of his premises: Contribution of eligible applicant:

0 - £1.000	£250
£1.001 - £5.000	£250 + 10% on the amount over £1.000 to £5.000
£5.001 - £10.000	£650 + 15% on the amount over £5.000 to £10.000
£10.001 - £20.000	£1.400 + 20% on the amount over £10.000 to £20.000
Over £20.001	£3.400 + the amount over £20.000:

Provided that the holders/owners of animal farming premises situated within the approved areas/zones and which are subject to government grant shall be exempted from the above contribution, provided however the charge is equal to or less than the contribution provided for under this Law;

Provided further that the farmers or stock breeders or fish hatchers who receive grants under the EAC's Agricultural Policy Scheme shall not be entitled for a second time to be supplied with power in respect of a second plot or premises, unless one year has elapsed from the date of electrification of the first plot of their premises.