

REPUBLIC



OF CYPRUS

103 (I) of 2012

THE ANTIQUITIES (AMENDMENT) LAW, 2012

(English translation)

Office of the Law Commissioner

Nicosia,

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NOTE FOR THE READER

This publication of the Office of the Law Commissioner is an English translation of Law No. 103(I) of 2012 enacted in Greek.

However useful the English translation of the Law is in practice, it does not replace the original text of the Law since only the Greek text of the Law published in the Official Gazette of the Republic of Cyprus is authentic.

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Number 103 (I) of 2012

A LAW TO AMEND THE ANTIQUITIES LAW

The House of Representatives enacts as follows:

Short title.

Cap.31

1. This Law may be cited as the Antiquities (Amendment) Law, 2012, and shall be read as one with the Antiquities Law (hereinafter referred to as "the principal Law").

48 of 1964
32 of 1973
92 (I) of 1995
4 (I) of 1996
33(I) of 1997
120 (I) of 2005
41 (I) of 2006.

Amendment of section 2 of the principal law.

2. Subsection (1) of section 2 of the principal law is amended by the addition, in the appropriate alphabetical order, of the following new terms and definitions:

“metal detectors” (thereinafter “detectors”) means those devices that have the ability to locate one or more kinds of metal on land, subsoil, sea-bed or bottom of rivers, lakes, swamps, or in constructions;

“Detecting or prospecting devices for the exploration of subsoil, sea-bed or bottom ”(hereinafter “devices”) means the devices or other methods of natural science and technology that allow the measuring of physical marameters (electric resistance, electric susceptibility, density, temperature and other) and/or the exploration of land, subsoil, sea-bed or bottom of rivers and lakes, in particular, for the discovery of antiquities, ancient ruins, archaeological deposits, shipwrecks on any other variations that have been caused by human intervention”.

Amendment of section 4 of the principal law.

3. Subsection (3) of section 4 for the principal Law is hereby amended by the substitution of the sentence “not exceeding one year or to a fine not exceeding one thousand pounds or to both”(third and fourth line) with the sentence “not exceeding three(3)years or to a fine not exceeding thirty thousand Euros (€30.000) or to both”.

Amendment of section 10 of the principal law.

4. Section 10 of the principal Law is hereby amended by the substitution of subsection (4) thereof, with the following new section (4):

“(4) Any person in possession of detectors or other devices, without a license in writing obtained by the Director of the Department of Antiquities or/and who uses detectors or other devices within such areas other than those that may be specified by the Minister by a notice published in the Official Gazette of the Republic, shall be guilty of an offence and shall be liable to imprisonment not exceeding three(3)years or to a fine not exceeding thirty thousand Euros (€30.000)or to both such imprisonment and fine:

Provided that the provisions of this section shall not apply to-

- a. a person who uses a detector or device in his capacity as a member of the Public Service or a public corporate body or the security forces or the armed forces of the Republic of Cyprus in exercising his duties;
- b. a person who uses detector or device for the purposes of his profession and at his place of work; The burden of proof shall lie with the said person;

Provided further that, the Minister shall, by a notice in the Official Gazette of the Republic, specify the areas wherein the use of detectors or other devices is permitted, having taken taking into consideration the views of the Department of Antiquities and consulted with representatives of the University of Cyprus, the Technological University of Cyprus, the Association of Cypriot Archaeologists and the Cyprus Metal Detecting Society.

Amendment of the principal law by the addition of new section 34B.

5. The principal Law is hereby amended by the addition, immediately after section 34A, of the following new section 34A: -

“Regulations for the supply in the market, the license for possession and use of metal detectors or/ and devices and other related matters. 34.B The supply of detectors or devices in the market, the license for possession and use thereof by the Department of Antiquities, and any other matter related to the discovery of antiquities by the use of detectors or other devices, shall be regulated by Regulations made by the Council of Ministers and published in the Official Gazette of the Republic.”.

REPUBLIC OF CYPRUS

The Antiquities Law

And the Antiquities Regulations

**FORM OF POSSESSION OF METAL DETECTORS AND TRACING OR PROSPECTING
INSTRUMENTS OF THE SUBSTRATUM OR/AND THE SEABED OR/AND THE BOTTOM OF
RIVERS AND LAKES**

FOR OFFICIAL USE

APPLICATION NO.		RECEIPT DATE		RECORD NO.	
1. OWNER (FULL NAME):					
POSTAL ADDRESS:		#			
OWNER'S ID NO.:		E-MAIL ADDRESS:		TELEPHONE NO.:	
2. CHARACTERISTICS OF METAL DETECTOR OR OTHER TRACING OR PROSPECTING INSTRUMENT:					
MODEL DESCRIPTION:					
SELLER/ MANUFACTURER INFORMATION:			DATE OF PURCHASE:		
3. APPLICABLE ONLY FOR RENEWAL:					
RECORD NO.:			ISSUE DATE OF POSSESSION LICENSE:		
4. SOLEMN DECLARATION: Being personally responsible and fully aware of the penalties imposed by the Antiquities Law I declare that the information provided above is true and that I have not been irreversibly convicted for felonies that are reported in Regulation 26 of the Antiquities Regulations.					
SIGNATURE:			DATE:		

THE PRESENT FORM OF POSSESSION TO BE SENT TO THE FOLLOWING ADDRESS:

**Director of the Department of Antiquities
1, Museum St.
P.O. Box 22024
1516 Nicosia
Cyprus**