

CYPRUS

PRISON DISCIPLINE

CHAPTER 286 OF THE LAWS

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1959

CHAPTER 286.

PRISON DISCIPLINE.

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DISCIPLINE IN PRISONS.

1949
Cap. 266.
1 of 53.

[4th February, 1879.]

Short title.

1. This Law may be cited as the Prison Discipline Law.

Governor
may set
apart
buildings for
prisons.

2. There shall be in the Colony set apart as prisons such buildings as the Governor may from time to time by a notice issued in the Gazette approve for that purpose.

Appoint-
ment of
prison
officials.

3. The Governor may, subject to the provisions of this Law, appoint such officers with such powers and authority as he may think fit, to superintend and perform other duties in and connected with prisons.

Regulations
for prison
discipline.

4. The Governor in Council may make Regulations for the proper custody and support of prisoners, for the nature and amount of labour to be performed by them, for the classification of prisoners according to their different sentences, for the punishment of offences committed by prisoners, and for the maintenance of good order and discipline in prisons. All such Regulations, before coming into force, shall be published in the Gazette.

Conveying
prohibited
articles into

5. (1) Any person who conveys or attempts to convey any article whatever into or out of any prison contrary to

the Regulations thereof shall be liable to imprisonment or out of
not exceeding three months or to a fine not exceeding prison.
twenty pounds or to both such imprisonment and fine. 2 of 1/53.

(2) For the purposes of this section, a person shall be deemed to convey an article into a prison if he conveys it to a prisoner outside the prison or deposits it at any place outside the prison with intent that it shall come into the possession of a prisoner.

6. The Governor in Council may from time to time make Regulations for the duties and conduct of the officers and other persons employed in prisons, and for the maintenance of good order and discipline among such officers and other persons employed in prisons and prescribe punishments for breaches of such Regulations; and all Regulations, with the prescribed punishments, made under the provisions of this Law shall have the same effect and force as if they were enacted in this Law. Regulations for discipline of officers.

7. All offences for breaches of Regulations made under section 6 may be tried summarily by the Governor of the Prison in which, or with respect to which, the offence was alleged to have been committed; and the Governor of the Prison may impose the punishments applicable to such offences as prescribed by the Regulations. Governor of prison has power to try summarily offences against Regulations.

8. Any person authorized to inquire into and award punishment for offences committed by prisoners, or to hold investigations into matters arising out of the discipline and management of prisons, may, in any such inquiry or investigation, take evidence upon oath or affirmation. Power to take evidence on oath or affirmation in inquiries into prison offences and prison discipline.

Whoever in any such inquiry or investigation wilfully makes any false statement on oath or affirmation shall be liable to the same punishment as though he had given false evidence in a judicial proceeding.

9. (1) Regulations made under section 4 may make provision whereby, in such circumstances as may be prescribed by the Regulations, a person serving a sentence of imprisonment may be granted remission of such part of that sentence as may be so prescribed on the ground of his industry and good conduct; and on the discharge of a person from a prison in pursuance of any such remission as aforesaid his sentence shall expire. Remission for good conduct and release on licence of young persons. 3 of 1/53.

(2) If it appears to the Governor that a person serving a sentence of imprisonment was under the age of twenty-one years at the commencement of his sentence, he may direct that instead of being granted remission of his sentence under the Regulations he shall, at any time on or after the day on which he could have been discharged if the remission had been granted, be released on licence under the provisions of the Schedule to this Law.

Schedule.

(3) For the purposes of this section, a person committed to prison in default of payment of a penalty shall be treated as undergoing a sentence of imprisonment for the term for which he is committed, and consecutive terms of imprisonment shall be treated as one term.

Regulations may provide for temporary release of prisoners.
3 of 1/53.

10. Regulations made under section 4 may make provision for the temporary release, under such terms and conditions as may therein be provided, of persons serving a sentence of imprisonment.

Release on licence of persons serving imprisonment for life.
3 of 1/53.

11. (1) The Governor may at any time if he thinks fit release on licence a person serving a term of imprisonment for life subject to compliance with such conditions, if any, as the Governor may from time to time determine.

(2) The Governor may at any time by Order recall to prison a person released on licence under this section but without prejudice to the power of the Governor to release him on licence again; and where any person is so recalled his licence shall cease to have effect and he shall, if at large, be deemed to be unlawfully at large and may be arrested by any police officer without warrant and taken back to the prison in which he was serving sentence at the time of his release on licence.

Saving.
4 of 1/53.

12. (1) Any person who, having been sentenced to imprisonment for life, is on the 4th of February, 1953 the holder of a licence granted under the provisions of the Convicts (Licence) Law, which has not been forfeited or revoked, shall be deemed to have been released on licence under section 11.

1949
Cap. 262.

(2) Any person who, having been sentenced to imprisonment for a term less than life, is on the 4th February, 1953 the holder of a licence granted under the provisions of the Convicts (Licence) Law, which has not been forfeited or revoked, shall be treated as if his sentence has expired.

SCHEDULE.

(Section 9 (2).)

RELEASE OF YOUNG OFFENDERS FROM PRISON ON LICENCE.

1. A person released on licence under section 9 shall, until the expiration of his sentence, be under the supervision of such person as may be specified in the licence and shall comply with such other requirements as may be so specified:

Provided that the Governor may at any time modify or cancel any such requirements.

2. If before the expiration of his sentence the Governor is satisfied that a person released as aforesaid has failed to comply with any requirement for the time being specified in the licence, he may by Order recall him to a prison; and thereupon he shall be liable to be detained in the prison until the expiration of his sentence and, if at large, shall be deemed to be unlawfully at large and may be arrested by any police officer without warrant and taken back to the prison in which he was serving sentence at the time of his release on licence.

3. The Governor may release on licence a person detained in a prison under paragraph 2 of this Schedule at any time before the expiration of his sentence; and the foregoing provisions of this Schedule shall apply in the case of a person released under this paragraph as they apply in the case of a person released under section 9.

4. Where the unexpired part of the sentence of a person released under the said section 9 is less than six months, the provisions of this Schedule shall apply to him subject to the following modifications:—

- (a) the period for which he is under supervision under paragraph 1 of this Schedule, and is liable to recall under paragraph 2 of this Schedule, shall be a period of six months from the date of his release under the said section 9;
- (b) if he is recalled under paragraph 2 of this Schedule, the period for which he may be detained thereunder shall be whichever is the shorter of the following, that is to say:—
 - (i) the remainder of the said period of six months; or
 - (ii) the part of his sentence which was unexpired on the date of his release under the said section 9, reduced by any time during which he has been so detained since that date; and he may be released on licence under paragraph 3 of this Schedule at any time before the expiration of that period.

