

**CAP. 138.**

**CYPRUS**

**HOTELS**

**CHAPTER 138 OF THE LAWS**

1959 EDITION

PRINTED BY

C. F. ROWORTH LIMITED, 54, GRAFTON WAY, LONDON, W.1.

*[Appointed by the Government of Cyprus the Government Printers of this Edition of Laws within the meaning of the Evidence (Colonial Statutes) Act, 1907.]*

1959

## CHAPTER 138.

## HOTELS.

## ARRANGEMENT OF SECTIONS

<i>Section</i>		<i>Page</i>
	PART I. PRELIMINARY.	
1	Short title .. .. .	2
2	Interpretation .. .	2
	PART II. LICENSING OF HOTELS.	
3	Hotels Board .. .. .	3
4	Licence .. .. .	4
5	Conditions under which the licence shall be granted .. .	4
6	Transfer of licence .. .. .	4
7	Cancellation of licence .. .. .	5
8	Re-classification of hotels .. .. .	5
9	Appeal to the Governor in Council .. .. .	5
10	Register of guests .. .. .	6
11	Fees .. .. .	7
12	Power to make Regulations .. .. .	7
	PART III. RIGHTS AND LIABILITIES OF HOTEL-KEEPERS.	
13	Hotel-keeper's lien .. .. .	8
14	Hotel-keeper not to be liable for loss, except in certain cases .. .	8
	PART IV. MISCELLANEOUS.	
15	Saving .. .. .	9
	First Schedule Licence .. .. .	9
	Second Schedule Licence .. .. .	10

A LAW TO CONSOLIDATE AND AMEND THE LAW RELATING  
TO THE LICENSING OF HOTELS.

1949  
Cap. 104.  
33 of 52.  
37 of 56.

[1st October, 1935.]

## PART I.

## PRELIMINARY.

Short title.

1. This Law may be cited as the Hotels Law.

Interpreta-  
tion.  
2 of 37/56.

2. In this Law—

“ hotel ” means any building or premises, howsoever described, used for the accommodation of the public

in which lodgings are provided and provisions are supplied by the keeper or manager thereof ;

“ hotel-keeper ” means any person to whom a licence to keep or manage a hotel has been issued under section 4 of this Law and shall include any person to whom a licence has been transferred under section 6 of this Law.

## PART II.

### LICENSING OF HOTELS.

3. (1) There shall be established a Board constituted as in subsection (2) provided (in this Law referred to as “ the Hotels Board ”), which shall exercise the functions and perform the duties entrusted to such Board by this Law or any Regulations made thereunder.

Hotels  
Board.  
2 of 33/52.

(2) The Hotels Board shall consist of—

- (a) a Chairman and such other persons as the Governor may appoint to hold office for a period of three years from the date of their appointment, unless their appointment is previously terminated by the Governor ; and
- (b) a person nominated by the Pancyprian Hotel Keepers' Association to hold office for a period of three years from the date of his nomination, unless his nomination is previously terminated by the said Association :

Provided that, when dealing with any hotel situated within the limits of a municipal corporation, the Hotels Board shall include as a member one additional person nominated by the council of such corporation to hold office during the duration of the council by which he was nominated.

(3) Any member of the Hotels Board may resign his membership upon giving notice thereof in writing—

- (a) in the case of a member appointed by the Governor, other than the Chairman, to the Governor through the Chairman and, in the case of the Chairman, to the Governor through the Administrative Secretary ;
- (b) in the case of a member nominated by the Pancyprian Hotel Keepers' Association, to such Association through the Chairman ;

(c) in the case of a member nominated by a municipal council, to such council through the Chairman.

(4) If any vacancy occurs such vacancy shall be filled by the Governor in the case of a member appointed by him, or by the Pancyprian Hotel Keepers' Association or the municipal council concerned in the case of a member nominated by such Association or council, as the case may be.

(5) No act or proceeding of the Hotels Board shall be deemed to be invalid by reason only of any vacancy in the Hotels Board.

Licence.

4. (1) No person shall keep or manage a hotel unless he shall have previously obtained a licence from the Hotels Board specifying the premises in respect of which the licence is granted.

First  
Schedule.

(2) Every such licence shall be in the form set out in the First Schedule to this Law and shall be issued on or after the first day of January in every year and shall expire on the thirty-first day of December next following the date of issue.

(3) Any person who shall keep or manage a hotel save under a licence as in subsection (1) hereof, shall be guilty of an offence and shall be liable to a fine not exceeding fifty pounds.

Conditions  
under which  
the licence  
shall be  
granted.

5. (1) No licence shall be granted by the Hotels Board unless the person applying satisfies the Hotels Board that—

(a) he is of good character and a fit and proper person to keep and manage a hotel ; and

(b) the premises in respect of which application is made are structurally adapted for use as a hotel ; and

(c) proper provision has been made in all respects for the sanitation of the premises.

3 of 37/56.

(2) No hotel shall be licensed under a name which, in the opinion of the Hotels Board, is undesirable, unsuitable or misleading.

Transfer  
of licence.

6. A licence to keep or manage a hotel may, with the consent of the Hotels Board previously obtained, be transferred to the name of any person who possesses the qualifications contained in paragraph (a) of subsection (1) of section 5 of this Law.

7. Where it is made to appear to the Hotels Board that a hotel is being kept in an unclean or insanitary condition or is being conducted in an unsatisfactory manner the Hotels Board may require the hotel-keeper by notice in writing to remedy the defect within such period not being less than one month as may be specified in such notice and if the hotel-keeper shall fail to remedy the defect to the satisfaction of the Hotels Board within the prescribed period the Hotels Board may cancel the licence granted in respect of such hotel :

Cancellation of a licence.

Provided—

3 of 28/38.

- (a) that the cancellation of such licence shall not take effect until the expiration of ten days from the date of such cancellation ; and
- (b) that where an appeal has been made against the cancellation of such licence within the period of ten days prescribed by section 9, such cancellation shall not take effect unless and until the appeal has been determined and the Governor in Council confirms such cancellation.

8. (1) Where it is made to appear to the Hotels Board that a hotel is not being kept or managed in a manner conformable to the standard of a hotel of the class in which such hotel is classified, the Hotels Board may, upon giving notice therefor to the hotel-keeper, remove the name of such hotel from such class and place it in a lower class :

Re-classification of hotels.

Provided—

4 of 28/38.

- (a) that the re-classification of such hotel shall not take effect until the expiration of ten days from the date of the notice therefor ; and
- (b) that where an appeal has been made against the re-classification of such hotel within the period of ten days prescribed by section 9, such re-classification shall not take effect unless and until the appeal has been determined and the Governor in Council confirms such re-classification.

(2) Every such re-classification when effected shall be published by the Hotels Board in the *Gazette*.

9. Any person aggrieved by—

- (a) the refusal of the Hotels Board to grant a licence or to permit the transfer of a licence ;

Appeal to the Governor in Council.

(b) the cancellation of his licence by the Hotels Board ;  
 (c) the re-classification of a hotel by the Hotels Board,  
 may, within ten days from the date of such refusal,  
 cancellation or re-classification, appeal to the Governor in  
 Council whose decision thereon shall be final and conclusive.

Register  
 of guests.  
 2 of 17/43.

**10.** (1) Every hotel-keeper shall keep a register wherein he shall cause every guest who stays in his hotel to write his name together with such other particulars as may be prescribed by Regulations :

Provided that if any guest is illiterate the hotel-keeper shall write the name himself or shall cause the name to be written by some literate person.

(2) Every hotel-keeper shall—

(a) present the register kept as in subsection (1) of this section provided to every guest who proposes to stay in his hotel and shall request such guest to write his name in such register together with such other particulars as may be prescribed by Regulations ;

(b) present such register for inspection whenever so requested by any member of the Hotels Board or any police officer.

(3) (a) Any hotel-keeper who—

(i) fails to keep a register as in subsection (1) of this section provided ; or

(ii) fails, neglects or refuses to comply with any of the requirements of subsection (2) of this section,

shall be guilty of an offence and shall be liable to a fine not exceeding ten pounds.

(b) Any person who—

(i) refuses to write his name in any register kept as in subsection (1) of this section provided ;  
 or

(ii) makes in any such register any statement or entry knowing the same to be false,

shall be guilty of an offence and shall be liable to a fine not exceeding twenty-five pounds or to imprisonment not exceeding three months or to both such fine and imprisonment.

11. The fees set out in the Second Schedule to this Law shall be charged and paid in respect of the several matters specified therein :

Fees.  
Second  
Schedule.

Provided that the fee for any licence issued after the thirtieth day of June in any year shall be the half of such fee.

12. (1) The Governor in Council may from time to time make Regulations to be published in the *Gazette*—

Power to  
make  
Regulations.

(a) providing for the classification of hotels and the issue of certificates of classification in respect thereof and prescribing the fees to be paid therefor and the requirements for hotels in each class ;

5 of 28/38.

(b) regulating the distribution among the staff of any tips voluntarily paid to the hotel-keeper by guests or of any charge for service made by the hotel-keeper on the bill ;

(c) fixing the maximum charges or enabling the Hotels Board to fix the maximum charges, which may be made by a hotel-keeper for accommodation, meals and drinks to guests staying in, or visiting, his hotel and providing for the posting up by hotel-keepers of lists giving particulars of the maximum charges for accommodation, meals and drinks to such guests :

3 of 17/43.

Provided that different maximum prices shall be fixed for different hotels regard being had to the class to which a hotel belongs ;

(d) providing for returns to be supplied from time to time by hotel-keepers to the Hotels Board or to any person authorised by the Hotels Board in that behalf, showing the number of guests staying at their hotel or for any other purpose which may be prescribed.

3 of 17/43.

3(a) of 33/52.

(e) regulating the hours of employment of any person employed in any capacity in connection with the business of a hotel ;

3 of 17/43.

(f) prescribing the form of the register to be kept under section 10 of this Law ;

(g) providing for the appointment of inspectors and prescribing their powers and duties ;

3(b) of 33/52.

(h) generally for the better carrying out of the purposes of this Law and for the good and efficient working of hotels.

(2) Such Regulations may impose penalties for the breach thereof not exceeding a fine of fifty pounds and may provide for the cancellation by the Court trying the offence of the licence of any hotel-keeper who is convicted of any contravention of such Regulations.

### PART III.

#### RIGHTS AND LIABILITIES OF HOTEL-KEEPERS.

Hotel-keeper's lien.

13. A hotel-keeper shall have the right to retain any goods which a guest brings into the hotel until such guest shall have paid any charges lawfully made by the hotel-keeper :

Provided that the hotel-keeper shall not have a right to take any clothes from the person of a guest.

Hotel-keeper not to be liable for loss, except in certain cases.

14. (1) No hotel-keeper shall be liable to any guest for any loss of or injury to goods or property brought to his hotel to a greater amount than the sum of twenty pounds except where—

(a) such goods or property shall have been stolen, lost or injured through the wilful act, default or neglect of such hotel-keeper or any servant in his employ :

(b) such goods or property shall have been deposited expressly for safe custody with such hotel-keeper :

Provided always that in the case of such deposit it shall be lawful for such hotel-keeper to require as a condition of his liability that such goods or property shall be deposited in a box or other receptacle, fastened and sealed by the person depositing the same.

(2) Every hotel-keeper shall cause at least one copy of this section to be exhibited at all times in a conspicuous part of the hall or entrance to his hotel and any hotel-keeper who fails to do so shall be guilty of an offence and shall be liable to a fine not exceeding twenty pounds.



## PART IV.

## MISCELLANEOUS.

15. (1) Nothing in this Law shall be deemed to affect the provisions of the Sale of Intoxicating Liquors Law, or any Law amending or substituted for the same. Saving.  
Cap. 144.

(2) Nothing in this Law shall be deemed to apply to any monastery or to any house or premises exclusively used for the boarding of pupils of an elementary school prescribed under the provisions of the Elementary Education Law, or a secondary school registered under the provisions of the Secondary Education Law, or to any house or premises exclusively used for the accommodation or boarding of persons by a charitable institution. 6 of 28/38.  
Cap. 166.  
Cap. 169.

## FIRST SCHEDULE.

(Section 4 (2).)

*The Hotels Law, Cap. 138.*

## LICENCE.

A.B. , of , is hereby licensed to keep or manage the premises known as and situated at as a hotel in accordance with the provisions of the Hotels Law.

This licence expires on the 31st day of December, 19 . Fee paid £

Dated the day of 19 .

(Signed)

Hotels Board.

## SECOND SCHEDULE.

(Section 11.)

## FEES.

7 of 28/38.	1. For a licence to keep or manage a hotel, where the value of the premises used as a hotel—	£ Mils.
	(a) does not exceed £500 a fee of .. .. .	- 250
	(b) exceeds £500 but does not exceed £1,000 a fee of ..	- 500
	(c) exceeds £1,000 but does not exceed £2,000 a fee of ..	1 0
	(d) exceeds £2,000, for every £1,000 or part thereof a fee of £2: Provided that the total fee shall in no case exceed £10.	
	2. For a duplicate copy (a) of a licence to keep or manage a hotel, or (b) of a certificate of classification, a fee of ..	100