

CYPRUS

USURY (FARMERS)

CHAPTER 101 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 101.

USURY (FARMERS).

ARRANGEMENT OF SECTIONS.

Section	Page
1 Short title	2
2 Interpretation	2
3 Compound interest	2
4 Remedy for excessive interest	2

FOR THE PREVENTION OF USURY.

1949
Cap. 178.
25 of 57

[29th April, 1919.]

Short title.

1. This Law may be cited as the Usury (Farmers) Law.

Interpre-
tation.

2. In this Law—

“farmer” includes fruit grower and grazier ;

“interest” includes money paid by way of interest and any sum charged for expenses, inquiries, fines, bonus, premium or renewals, or any other charge or payment made whether in cash or in kind in respect of any loan.

Compound
interest.

3. No interest shall become payable on interest due on any loan to a farmer until one year after such interest has become due.

Remedy for
excessive
interest.

4. Where proceedings are taken in any Court by a lender for the recovery of any money lent or advanced to a farmer, or for the enforcement of any agreement or security in respect of money lent or advanced, and there is evidence which satisfies the Court that the interest charged in respect of the sum actually lent or advanced is excessive, or that the amounts charged for expenses, inquiries, fines, bonus, premium, renewals or any other charges, are excessive or that the transaction is in any respect harsh and unconscionable, the Court may re-open the transaction and take an account between the lender and the farmer and may, notwithstanding any account stated, or bond, mortgage, or any agreement purporting to create an obligation, relieve the farmer of payment of any sum in excess of the sum

adjudged by the Court to be fairly due, and if any excess over such sum has been paid or allowed on account by the farmer, may order the lender to repay it, and may set aside, or revise, or alter, any security given or agreement made in respect of money lent or advanced by the lender, and if the lender has parted with the security may order him to indemnify the farmer in respect thereof. Any Court in which proceedings might be taken for the recovery of money lent or advanced by a lender to a farmer shall have, and may at the instance of the farmer exercise, like powers as may be exercised under this section where proceedings are taken by the lender for the recovery of the money lent or advanced, and the Court shall have power, notwithstanding any agreement to the contrary, to entertain an application by the farmer notwithstanding that the time for repayment of the money lent or advanced may not have arrived.