

CYPRUS

OFFICIAL TRUSTEES

CHAPTER 191 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 191.

OFFICIAL TRUSTEES.

ARRANGEMENT OF SECTIONS.

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TO PROVIDE FOR THE APPOINTMENT OF OFFICIAL TRUSTEES.

1949
Cap. 127.

[24th May, 1912.]

Short title.

1. This Law may be cited as the Official Trustees Law.

Establishment of
Official
Trustees.

2. There shall be established an office, the holders of appointments to which shall be styled Official Trustees.

How
appointed.

3. It shall be lawful for the Governor in Council at any time to appoint such persons as he may think fit as Official Trustees and to remove from such office any such person so appointed.

Notification
of appoint-
ments and
removals.

4. The full names and addresses of any persons appointed to or removed from the office of Official Trustee shall be published as soon as possible in the Gazette after such appointment or removal.

Duties.

5. Any person appointed as an Official Trustee, and whilst continuing to hold such office, shall be entitled to undertake any of the following duties—

Cap. 277.

(a) the duties of a guardian, to be appointed by any Court under the provisions of the Guardianship of Infants and Prodigals Law;

(b) the duties of executor or administrator under the will of any person.

6. Any Official Trustee may be appointed by any District Court or the Supreme Court as guardian, trustee or in any other capacity in the previous section mentioned and may at any time on application or on the motion of the Court be dismissed from such appointment.

Power of Courts to appoint Official Trustee to, and dismiss from, matter.

The District Court by which such Official Trustee is appointed or the Supreme Court may at any time make any such order in respect of such appointment or otherwise as to the Court seems right :

Provided that no Official Trustee shall be compelled to undertake any of the duties in the previous section mentioned unless he shall give his consent in writing.

7. An Official Trustee who has been appointed by any Court and has undertaken to perform any such duties as are hereinbefore mentioned shall in respect of such duties and all accounts and other matters connected with the same be deemed to be an officer of the Supreme Court and of the Court by which he is appointed.

Official Trustees to be officers of Court.

8. The Government of Cyprus will guarantee the estate of any infant or person, in respect of which estate any Official Trustee has been duly appointed, against any loss directly caused by the fraud of such Official Trustee.

Responsibility of Government

9. Every Official Trustee shall have the same liabilities towards those interested in any estate in respect of which he is acting as he would have if he were not an Official Trustee. Every Official Trustee shall give such security to the Government of Cyprus for the faithful performance of his duties as the Governor in Council may from time to time require and determine.

Liability of and security to be given by Official Trustee.

10. It shall be lawful for the Governor in Council with the advice and assistance of the Chief Justice to make from time to time by Order in Council, Rules of Court prescribing—

Rules of Court.

- (a) the fees which shall be chargeable by Official Trustees in carrying out any of the duties hereinbefore referred to ;
- (b) the regulation of any matters relating to the duties of Official Trustees in carrying out any of the duties hereinbefore referred to ;
- (c) generally the regulation of any matters required for the purposes of more effectively carrying out the provisions of this Law.