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The Law no 57(I)/2011 is cited as the “Accreditation, Standardization and Technical Notification Law of 2011”–and will be read together with Standardization, Accreditation and Technical Notification Laws of 2002 and 2010 which will be referred to as “the basic Law”. The basic Law and this Law will be referred to as the Accreditation, Standardization and Technical Notifications Law of 2011.

Compiled document (unofficial)

Law No 57(I)/2011
PART ONE
OF THE OFFICIAL GAZETTE OF THE REPUBLIC
No. 4280 of 13th April 2011

**THE ACCREDITATION, STANDARDIZATION
AND TECHNICAL NOTIFICATION LAWS OF 2002-2011**

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The Laws on Accreditation , Standardization, and Technical Notification of 2002 are issued and published in the Official Gazette of the Republic in accordance with Article 52 of the Constitution.

THE ACCREDITATION, STANDARDIZATION AND TECHNICAL NOTIFICATION LAWS OF 2002-2011

The House of Representatives enacts as follows:

PART I – INTRODUCTORY PROVISIONS

Short Title

1. The Laws shall be cited as the Accreditation, Standardization and Technical Notification Law of 2002-2011.

Interpretation

2. In this Law, unless a different interpretation is derived from the context:
 - “accreditation” means an attestation by the Organization that a conformity assessment body meets the requirements set by harmonised standards and where applicable, any additional requirements including those set out in relevant sectoral schemes, to carry out a specific conformity assessment activity;
 - “commodity” means any good, product, service, object, material or substance,
 - “recognition” means the confirmation of the competency of a laboratory to carry out product tests or inspections based on specified criteria,
 - “assessment” means the examination of a laboratory, an accreditation body, an inspection body or an environmental verifier in relation to specified criteria,
 - “assessor” means a person who carries out assessment activities,
 - “public service” has the meaning assigned to the term by article 2 of the Laws on Public Service of 1990 to 2001,
 - “Director” means the Director of the Organization who is appointed according to article 12 of this Law,
 - “inspection” means the examination of the design of a good, a process or a production unit and the determination of their compliance with specific requirements or based on professional judgment with general requirements.
 - “inspector” means a person who carries out an inspection or surveillance for the application of the principles of Good Laboratory Practice (GLP),
 - “European Commission” denotes the Commission of the European Communities,
 - “European Standardization Organizations” mean the European Committee for Standardization (CEN), the European Committee for Electrotechnical Standardization (CENELEC) and the European Telecommunications Standards Institute (ETSI),
 - “regulation in relation to services” means a general requirement in relation to access to the activities of the services and their exercise, specifically provisions for the service providers, the services or service recipients,
 - “Regulations” means regulations issued on the basis of article 27 of this Law,
 - “Cyprus Standard” means a standard which has been approved or which has been declared as a Cyprus national standard exclusively by the Board, on the basis of the provisions of this Law,
 - “Member” means a legal entity or a natural person who is registered as a member of the Organization in accordance with article 10 of this Law,
 - “Organization” means the Cyprus Organization for the Promotion of Quality which is established on

the basis of article 3 of this Law,

“Good Laboratory Practice (GLP)” means a quality system which refers to the organizational operation and the conditions under which the laboratory studies for the safety for human health and for the environment are designed, carried out, tested, recorded, filed and presented in the drafted final report,

“environmental verifier” means a natural person or a legal entity that carries out environmental verifications on the basis of defined criteria,

“product” includes industrially manufactured products, agricultural products and fishing products,

“standard” means a document of technical specifications or any other document including one or more of the following:

- (a) specification or description of a commodity including one or more of the following matters that is to say, the name of the commodity, the classification, grading, composition, weight, quantity, dimensions, properties, performance or characteristics and quality of the commodity or parts thereof;
- (b) the specifications of methods of test or measurement of the commodity or parts thereof and of the procedures for sampling and inspection as regards the matters in paragraph (a);
- (c) the specification of the packaging of a commodity or the labelling thereof;
- (d) the specification (which is called “code of practice”) of recommended methods for the production, use, maintenance, installation, assembly or operation of a commodity or group of commodities;
- (e) the specification of systems or methods for attaining greater efficacy in industry and trade.

and which is available to the public, was prepared in collaboration with all interested parties, is generally accepted by the interested parties, is based on the results of science, technology and empirical knowledge, and aims in the best possible way to ensure the well-being of the social group and has been approved by an Organization recognized at national, regional or international level.

“Accreditation Logo” means a logo, which has been adopted by the Board as an Accreditation logo on the basis of article 9 of this Law.

“Organization Logo” means the logo which is adopted by the Board as the Logo of the Organization, on the basis of article 9 of this Law.

“Board” means the Board of Governors of the Organization established under sub-article (I) of article 6 of this Law,

“draft standard” means the document with the text of the technical specifications for a specified product, which is planned to be approved in accordance with the procedure of national standardization, as this text is derived from the preparatory proceedings and is distributed for comments or public investigation,

“technical regulation” means the technical specification or any other requirement or rule in relation to the services, including national administrative provisions, the compliance of which is compulsory, de jure or de facto, or legislative, regulatory or administrative provisions prohibiting the production, import, marketing or use of a product or the provision or use of a service or the installation for the provision of such services,

“technical specification” means the specification which is included in a document which defines the required characteristics of a product, such as the levels of quality or the properties of use, safety, dimensions, including the provisions which apply for the product with regard to the sale name, the terminology, the symbols, the tests and methods of testing, the packaging, the labelling as well as the procedures of conformity assessment, including the methods and procedures for the production of agricultural products, products intended for human consumption and animal consumption, as well as medicines, as well as the methods and procedures for the production of other products, as long as they affect their characteristic features,

“standardization” means the activity which involves the process of elaborating, issuing and applying standards,

“Minister” means the Minister of Commerce, Industry and Tourism,

“inspection body” means the body that carries out an inspection,

“certification body” means the body that carries out certifications of products or services or processes according to specified criteria.

PART II – ESTABLISHMENT, OBJECTS, POWERS AND COMPETENCIES OF THE ORGANIZATION

Establishment

3. This Law establishes a legal entity to be known as “Cyprus Organization for the Promotion of Quality” CYS-CYSAB, which exercises the powers and competencies conferred to it by this Law.

Objects of the Organization

4. Subject to the provisions of article 30, the objects of this Organization shall be:
 - (a) to promote the accreditation
 - (b) to act as the national accreditation body for the purpose of the Regulation (EC) no 765/2008, to implement Chapter II and article 39 of the said Regulation and to comply, on behalf of the Republic (of Cyprus) with the obligations imposed by the said Regulation to the authorities of the Republic
 - (c) to promote the implementation of the principles of Good Laboratory Practice (GLP),
 - (c1) to act as the National Accreditation Body for the purposes of the Regulation (EC) no 765/2008 with regard to Chapter II and article 39 therein and comply, on behalf of the Republic with the requirements specified by the said Regulation to the national authorities of the Republic
 - (d) to procure the recognition of the Organization in any other State, place or international Organization,
 - (e) to promote standardization, quality control and the issue of Cyprus Standards, with a view to improving the quality of commodities, services, industrial and business efficiency and productivity, and the promotion of trade in such a way as to achieve optimum benefits in the public interest generally, including the health, safety and welfare of the public more specifically and the protection of the consumer and the environment,
 - (f) to encourage or undertake promotional work through educational and other means in connection with standardization or accreditation in all its aspects, and to establish a library of standards and matters related to standardization,
 - (g) to promote notification in matters of standards and technical regulations,
 - (h) to ensure the implementation of international agreements concluded by the Republic regarding accreditation, standardization or other related activities.

Powers and competencies of the Organization

5. Subject to the provisions of article 30, the Organization shall have the power and responsibility to take all the necessary steps in order to ensure the correct implementation of this Law and of the Regulations and to implement its objects and more specifically to:
 - (a) Manage the national accreditation system, offer accreditation services or any other form of recognition and grant the relevant certificates,

- (b) Prepare, frame, revise, amend and apply schemes for accreditation, recognition and Good Laboratory Practice and grant the relevant certificates,
- (c) Prepare and approve Cyprus national standards and manage the national standardization system,
- (d) Approve or adopt any international, European standard or any standard of a third State as a Cyprus Standard as well as refer to any international or national standard of a third State through a relevant report,
- (e) Publish and provide for the indexing of all Cyprus national standards in order to make them available for public reference,
- (f) Prepare, adopt, revise, withdraw or amend standards and codes of practice,
- (g) Offer information services with regard to standards and other technical specifications or regulations,
- (h) Become, with the approval of the Council of Ministers, a member of any international body or Organization concerned with the objectives, powers and competencies of the Organization,
- (i) Take steps or create or secure the necessary facilities for the notification of any interested parties and the public in general for matters related to accreditation and standardization,
- (j) Advise the Republic on matters of standardization or accreditation, represent it at international meetings on matters of standardization or accreditation and further international co-operation in these areas,
- (k) Co-ordinate all activities relative to the objectives of the Organization throughout the Republic and co-operate with other services and Organizations involved in related sectors of activity, in order to secure a uniform and unified approach to matters relating to accreditation and standardization,
- (l) Take every other legal measure, as the Organization considers expedient or conducive to the attainment of any of its objectives thereof.

PART III – APPOINTMENT, POWERS AND DUTIES OF THE BOARD OF GOVERNORS OF THE ORGANIZATION

Board of Governors

- 6.–(1) The Organization is governed by a Board of Governors and acts through the Board which is composed by:
- (a) Seven citizens of the Republic, including persons that to the judgement of the Council of Ministers are representing major interests affected by the operation of the Organization and the implementation of this Law, including the interests of traders and industrialists, consumers and scientific associations, and
 - (b) Six members of the public service, one of whom must be a Legal Officer
- (2) The members of the Board are appointed by the Council of Ministers who also nominates among the members of the Board its Chairman and Vice Chairman. The Council of Ministers ensures that the members of the Board have if possible some experience in the fields of accreditation and quality assurance and in general matters of quality of products and services.
- (3) The term of office of the members of the Board is for three years. The Council of Ministers may after a justified decision, terminate the appointment of any member of the Board. Any member of the Board, may at any time before the expiration of his term of office, submit in writing his resignation to the Council of Ministers. The Council of Ministers may reject the resignation of any of the members of the public service.
- (4) The Board may legally act notwithstanding any vacancy in it, provided that the remaining members constitute a quorum.

- (5) Provided that the provisions of sub-article (2) are adhered to, in the event of a vacancy in the Board, this shall be filled within two months; however, the term of office of the new member shall expire at the same time as that of the remaining members of the Board.
- (6) All matters related to the meetings and procedures of the Board shall be regulated with a Board decision.
- (7) During Board meetings minutes are maintained, which having been approved by the Board shall be signed by the Chairman.
- (8) The quorum necessary for the valid transaction of the proceedings of the Board shall be seven members present, at least three of whom must be members of the public service.
- (9) The decisions of the Board are taken by simple majority, but in case of equity of votes the Chairman of the Board has a second or casting vote.
- (10) The Board acts, conducts its meetings and decides as the National Accreditation Body on matters pertaining to the activity of accreditation, recognition or Good Laboratory Practice (GLP).
- (11) The Board meets whenever the Chairman or at least three members request it.
- (12) The Chairman, Vice-Chairman and members of the Board and the Director receive an allowance as designated by the Council of Ministers.

Powers and Duties of the Board

- 7.-(1) For achieving the objectives of the Organization, in addition to any other powers and duties assigned to it by virtue of the provisions of this Law and any other general directives that may be issued by the Minister, the Board shall –
- (a) prepare, frame, revise, amend and implement schemes for recognition or accreditation
 - (b) set up technical or other committees for accreditation which shall be composed of experts in various fields, based on criteria designated by the Board which secure their technical competence, impartiality, integrity and confidentiality
 - (c) establish by notification published in the Official Gazette of the Republic, the accreditation criteria as defined in the relevant Cyprus Standards and the reasons and conditions as well as the process by which an accreditation certificate granted on the basis of this Law may be suspended or withdrawn
 - (d) Grant accreditation certificates and may suspend or withdrawn a certificate it has granted,
 - (e) Establish and publicize the recognition criteria,
 - (f) Prepare, frame, revise, amend and implement schemes for inspecting the implementation of Good Laboratory Practice (GLP) in laboratories and issue the relative certificates,
 - (g) Approve Mutual Recognition Agreements, which are established between the Organization and any other national accreditation body,
 - (h) Prepare an income and expenditure budget for the Organization which it submits to the Minister in order to be included in the Ministry's budget,
 - (i) Ensure the establishment and operation in the Organization of a quality management system in accordance with the European and international standards,
 - (j) arrange all matters relating to the publicizing of certificates, codes, reports, bulletins, documents and records relevant to standards, the accreditation activity and the registration of members,
 - (k) Ensure the conduct of research and studies relative to the objectives of this Law,
 - (l) Secure the provision of facilities or take any other desirable measures for the advancement of the objectives of the Organization, and more specifically may use the services of external partners, consultants, assessors as well as inspectors against a fee, for activities of standardization, recognition, accreditation and good laboratory practice (GLP), accordingly,

- (m) Propose to the Council of Ministers the fees for the services provided by the Organization,
 - (n) Take any other lawful measure for the advancement of the objectives and interests of the Organization, including the impartiality of the Organization staff of any commercial, financial or other pressure that may influence the activities of standardization, accreditation, recognition or inspection of the implementation of Good Laboratory Practice.
- (2) Subject to the provisions of article 30, the Board
- (a) approves Cyprus national standards and adopt any international, European or national standard of another state as a Cyprus standard,
 - (b) approves standardization programmes and update these programmes,
 - (c) sets up technical and other committees on matters of drafting and adoption of standards and is responsible for the operation and co-ordination of such committees, on the basis of criteria set by the Board which include among others the following:
 - a. access and participation of all interested parties,
 - b. independence and impartiality of the members, and
 - c. general acceptance of the standards,
- (3) Through internal regulations the Board shall define the procedures for the preparation and approval of standards, in adhering to the provision of Part V.
- (4) For achieving the objectives of the Organization and exercising its powers under this Law, the Board acts in consultation with any authority, body or service exercising authority under any Law in force relating to accreditation.
- (5) The Board is responsible for the safe custody of the logo of the Organization,
- (6) The provisions of this article shall neither prejudice nor affect the provisions of article 30.

Chairman of the Board

- 8.-** (1) The Chairman of the Board represents the Organization in all its relations with third parties, extrajudicial and judicial matters, signs on behalf of the Organization any agreement concluded by the Organization, convenes and presides over the meetings of the Board, forms and distributes the agenda of the Board meetings and signs the minutes, following their approval by the Board.
- (2) In the event of the Chairman and the Vice-Chairman being absent or unable to undertake any duties, the most senior by age member exercises all the powers and duties of the Chairman specified under this Law, unless the Board decides otherwise.

Organization Logo and Accreditation Logo

- 9.-**(1) The Board has the power, with a notification published in the Official Gazette of the Republic, to adopt any logo as the Organization Logo or Accreditation Logo and in the same way to withdraw or amend any such logo(s).
- (2) No logo that is identical to any commercial logo which is already registered under any other Law or which resembles any such logo, so that it may be mistaken for that, may be declared as the Organization Logo or the Accreditation Logo.
- (3) No logo that is identical to any other logo which has been duly declared to be the Organization Logo or the Accreditation Logo or which resembles any such logos, so that it may be mistaken for that, may not be registered or used as a commercial logo.
- (4) No-one may affix the Organization Logo or the Accreditation Logo on any document or make any use of such logos, unless a licence has been issued by the Organization
- (5) The Board has the power to issue or reject the issuing of a licence for the use of an accreditation logo on the basis of sub-article (4) and any such licence may be issued for such a period and on such terms the Board shall specify.

- (6) The Organization has the power to withdraw or temporarily suspend a licence in the event of the licence-holder violating any of the provisions of the present Law or the Regulations or any of the terms included in the said licence.

Members of the Organization

10. Any legal entity or natural person may become a member of the Organization in accordance with the terms and requirements specified in the Regulations.

Records

11. The Board shall keep as many and any such records it deems expedient relating to standardization, accreditation of Members, and may publish in the Official Gazette of the Republic a copy of the said records.

PART IV – DIRECTOR, STAFF AND OPERATION OF THE ORGANIZATION

Director

- 12.-(1) The Board of Governors specifies, with an internal regulation, the profile for the Director of the Organization and submits to the Minister proposal for the persons fulfilling the criteria for appointment as Director.
- (2) The Council of Ministers appoints the Director to act with the power and authorization provided by this Law and Regulations based on it.
- (3) The Director manages all services of the Organization and takes action on all issues and activities under the control and supervision of the Board of Governors; upon the approval by the Board of Governors, the Director can designate any of his/her responsibilities to a member of the staff of the Organization.
- (4) The Director is the Secretary of the Board and of all Committees set up under this Law, and may participate in the deliberations of the Board or of the said Committees, but has no right to vote.

Provision of Staff and Facilities

13. -(1) The Organization is assisted by the staff of the Ministry of Commerce, Industry and Tourism or any other employees seconded at the aforementioned Ministry, who are designated by the Minister by notification in the Official Gazette of the Republic as officers, assessors or inspectors of the Organization, as well as by other partners, working on contract with the Republic or the Organization.
- (2) The Minister takes steps for providing the Board with such facilities and services as may appear necessary for the proper and effective performance of the functions of the Board and the smooth running of its business, including the provision of accommodation and staff.
- (3) The Board may submit suggestions to the Minister for the staffing of the Organization.

Budget and Report

- 14.-(1) Before the beginning of every financial year, the Board draws up the income and expenditure budget of the Organization, including the salaries of the Director and the staff appointed by the

Council of Ministers and the Minister under articles 12 and 13, and it submits it to the Minister.

(2) The management of the approved part of the budget which refers to sub-article (1) is exercised by the Board. Authorising Officer is the Director.

(3) As soon as possible following the end of every year, the Board is bound to submit to the Minister an annual report regarding the provision of services and exercise of the duties of the Organization during the past year.

Income and Expenditure

15.-(1) The funds necessary for the implementation of the Law and the operation of the Organization are paid by the Consolidated Fund of the Republic.

PART V – NOTIFICATION PROCEDURE IN THE FIELD OF STANDARDIZATION

Notification Procedure

16. – (1) The Board must notify the European Commission, the European Standardization Organizations and the national Standardization Organizations of other States, which are specified in an order of the Minister, in respect of any new issues on which it shall decide, by incorporating them in the Standardization programme, to establish a Cyprus Standard or to amend an existing one, except in the case of an identical or equivalent transfer of an international or European standard.

(2) The contents of sub-article (1) contain specific information regarding whether the standard-

(a) Is not an equivalent transfer of an international standard,

(b) Is a new national standard,

(c) Is the amendment of a national standard

(3) The Board shall notify the European Commission and the Organizations mentioned in sub-article (1), at their request, the draft standards and shall inform them regarding the follow up accorded to their observations regarding such draft standards.

(4) The Board shall make public the draft standards, with a view to also gathering observations from interested parties residing in European Union member-states.

(5) The European Commission and any Organization mentioned in sub-article (1), may participate actively or passively in the planned proceedings of the Organization, by the dispatch of an observer,

(6) The Board shall not oppose the examination, on a European level and in accordance with the regulations of the European Standardization Organizations, of a Standardization issue, which forms part of their work programme, and shall not proceed to any actions capable of prejudging the taking of a pertinent decision.

(7) A Cyprus standard, approved in breach of this article, shall be considered invalid.

(8) The provisions of this article shall neither prejudice nor affect the provisions of article 30.

PART VI – PROVISIONS AS TO OFFENCES

Offences

17. A person is guilty of an offence if –

- (a) He counterfeits any standard, certificate or document approved on the basis of this Law or the Regulations.
- (b) He counterfeits any mark or any Logo designated on the basis of this Law.
- (c) He prevents or hinders the Director or any officer, assessor or inspector or person authorised by the Organization or the Minister in the exercise of their duties or powers or deliberately refuses to comply with any request or requirement of the person in question.
- (d) Violates any prohibition or condition prescribed in sub-article (3) or (4) of article 9.
- (e) Gives information to the Board or to any officer, assessor or inspector, which the Board or the officer or assessor or inspector may require in the exercise of their duties, and which the person giving the information either knows, or has reason to believe, to be incorrect or inexact or false.
- (f) Violates the prohibition contained in sub-article (2) of article 25.
- (g) Claims an accreditation status or otherwise refers to such a status with regard to the services he/she provides without any documentation based on a valid accreditation certificate issued by the Organization or any other equivalent national accreditation body recognized by the European cooperation for Accreditation (successfully peer evaluated).

Offences committed by persons exercising power

18. - The members of the Board, the Director, the assessors, the inspectors and persons exercising power pursuant to this Law, are subject to the provisions of the Criminal Code, concerning public servants.

Employer's liability

- 19.** – (1) An employer who knows or has reason to believe that any person in his employment has, in the course of such employment, contravened any provision of this Law or any Regulations, must within seven days from the date on which he-
- (a) Received knowledge of the contravention, or
 - (b) Had reason to believe that the contravention has taken place,
- notify the Organization of the offender's name, the date and other details of such contravention.
- (2). A person, who violates of the provisions of sub-article (1), is guilty of an offence.

Offences committed by companies and liability of officers thereof

- 20.** – (1) When the person committing an offence in breach of the provisions of this Law or the Regulations issued in pursuance thereof, is a company registered in accordance with the Companies Laws or with the Limited or Unlimited Companies and Trade Marks Laws, in addition to the company itself, the offence in question is also being committed by any person having the management and liability towards the company at the time of commission of the offence.
- (2) No person shall be criminally liable on the basis of the provisions of sub-article (1), if that person is able to prove that the offence was committed without his knowledge or that he took all due diligence to prevent the commission of such offence.
- (3) Notwithstanding the contents of sub-article (1), when in violation of the provisions of this Law an offence has been committed by a company and it is proven that this offence was committed with the consent, tolerance or complicity, or that it is attributable to the negligence of, any Managing

Director, Director, Secretary or other Officer of the company, the said Managing Director, Director, Secretary or other Officer of the company shall also be guilty of the offence in question.

Defence due to actions in good faith by an employee

21. – In criminal proceedings for an offence pursuant to this Law or the regulations, it shall be a defence for the accused if he is able to prove that during the commission of the offence –

(a) His relationship towards the employer was that of an employee,

(b) He acted in good faith in obeying the commands or instructions of the employer in question, and that he provided full details on his employer when so required to do by the prosecuting authority or on its account.

Penalties

22. - A person committing an offence pursuant to articles 17 or 19 shall be liable to a term of imprisonment for a period not exceeding twelve months or to a pecuniary fine not exceeding nine thousand euro (€ 9.000) or to both these penalties.

PART VII – HIERARCHICAL RECOURSE

Hierarchical recourse

23. – (1) Any person whose lawful interests have been prejudiced as a result of a decision, action or omission of the Organization, may apply to a reviewing committee, appointed on the basis of sub-article (2).

(2) The Minister appoints a review committee to examine the application. Such a committee is composed of three members, who cannot be members of the Board.

(3) The recourse is made in writing within a peremptory time limit of thirty days from issuance of the decision or action on the part of the Organization, or in case of an omission, from the day on which this came to the notice of the applicant.

(4) The review committee examines the recourse and, having heard the interested parties or having given them the opportunity to set forward their views, decides on its fate in accordance with sub-article (5).

(5) The reviewing committee may –

(a) Ratify or revoke the challenged decision, action or omission,

(b) Amend the decision, action or omission or issue a new decision in replacement of the challenged decision, action or omission.

(c) Refer the case to the Board for re-examination in the light of any instructions or observations.

(6) Any person not satisfied with the decision of the review committee may seek recourse in the Supreme Court, but until such time as the Court's ruling is issued in case of recourse to it, or, in case of non recourse to it, until expiry of the deadline as provided in sub-article (3) for the lodging of an application, the Board's decision shall not be enforceable.

PART VIII – MISCELLANEOUS PROVISIONS

Protection of the Organization and its staff

24. – No action or claim may be raised regarding any losses that may arise in respect of any service offered by the Organization or any person employed by it, against the Organization or any person employed by it, provided that both the Organization and any person employed by it acted within the framework of their legal duties and in good faith.

Restriction in the use of the term “standard”

25. – (1) No business name and no trade mark containing the term “standard” as a noun or any form of this term, may be registered pursuant to any Law.

(2) No person may carry on activities under a name, or use any trade mark, which contains the term “standard” as a noun or any form of this term:

It is understood that nothing contained in this article shall apply with regard to a trade name or trade mark registered under any law prior to 24th December 1975.

Inspections

26. – (1) Subject to the provisions of sub-article (2), any person authorised by the Minister may during all working hours and on presentation of his credentials, if so requested, -

(a) Enter any premises for inspection, if there is reasonable suspicion that an offence has been committed under this Law or the Regulations or to ascertain whether the terms of use of any certificate issued by the Organization are being upheld.

(b) Carry out an inspection, take, or confiscate samples, documents, books or goods which it is believed may be needed for purposes of evidence in criminal proceedings regarding an offence under this Law or the Regulations or to ascertain whether the terms of use of any certificate issued by the Organization are being upheld.

(2) Entry into a residence, against the wishes of the tenant shall be permitted only with a court order.

Regulations

27. – (1) The Council of Ministers may, having consulted the Organization, issue regulations for the better implementation of the provisions of this Law and in particular to determine –

(a) The fees for the services offered by the Organization,

(b) The duties and responsibilities of the Ministries and the Organization and the procedures stemming from the Republic’s international undertakings in matters of notification regarding technical regulations and to determine the technical regulations *de facto*, other requirements and services,

(c) The procedures and terms for the registration of Members,

(d) The measures necessary for the implementation and realisation of international agreements that have been entered into by the Republic and which relate to issues coming within the objectives, powers or competencies of the Organization,

(e) The procedures for inspection and verification of the principles of Good Laboratory Practice,

(f) The powers of officers, assessors and inspectors.

(2) Regulations issued under this article may provide that the breach of any provision is an offence and provide for each offence a sentence of imprisonment not exceeding twelve months or a pecuniary fine not exceeding exceeding nine thousand euro (€ 9.000) or both these penalties.

(3) Regulations issued under this article may provide that these shall enter into force on a date to be specified by the Minister with notification to the Official Gazette of the Republic.

PART IX – FINAL PROVISIONS

Abolition and reservations

- 28.** – (1) Subject to the remaining provisions of this article, the Cyprus Standards and Control of Quality Laws of 1975 to 1996 are hereby withdrawn.
- (2) Any regulations, notifications or other normative acts made or issued in pursuance of the withdrawn laws and which were valid immediately prior to the entry into force of this Law, are considered to have been made or issued in pursuance of this Law or the Regulations until they are rescinded by notice from the Minister.
- (3) Any standard approved in pursuance of the withdrawn laws, which was valid and in force immediately prior to the entry into force of this Law, are considered to have been approved in pursuance to the relevant provisions of this Law and will continue to be valid, unless and until it is revoked, suspended or expires pursuant to the provisions of this Law.
- (4) Any certificate of compliance with the provisions of any Cyprus standards, issued on the basis of the withdrawn laws, shall continue to be valid, and supervisions, until expiry of the certificate in question, shall be undertaken by a company to be set up by the Republic with the purpose of offering certification services.
- (5) The Board which existed pursuant to the withdrawn laws immediately prior to the entry into force of this Law, will continue to function and to exercise the responsibilities and duties of the Board which shall be established pursuant to article 6 of this Law, and its current members shall continue to hold their positions as if they had been appointed in pursuance of this Law until expiry of the term of office for which they had been appointed.
- (6) Any register kept pursuant to the withdrawn laws shall be considered to form a part of the corresponding register kept as a part of this Law.
- (7) Every document, which refers to any provision of the withdrawn laws, shall be construed as referring to the corresponding provision of this Law, if any.
- (8) All appointments of director, inspectors and officers, pursuant to the withdrawn laws, which were made and were valid immediately prior to the entry into force of this Law, shall be considered to have been made pursuant to this Law and shall continue to have equivalent validity.

Transitional provision

29. – Applications to the Board the examination of which is pending upon entry into force of this Law shall be dealt with and decided upon in pursuance of the provisions of this Law.

Special provisions with regard to Standardization

30. - (1) Notwithstanding the remaining provisions of this Law, the powers and responsibilities concerning the work of Standardization and the notification procedure in the area of Standardization shall belong to the Cyprus Organization for Standardization:

It is understood that the Company may by its decision terminate such an assignment at any time.

(2)) In this article –

“Cyprus Organization for Standardization” means the Organization established, according to the Companies Registrant Law, on the 14th December 2004 (registration number HE 130280).

