

ANTIQUITIES ORDER NO. I OF 1953

MADE IN VIRTUE OF ARTICLE 34 OF THE ANTIQUITIES LAW NO. 33 OF 1953.

This Order shall be known as the Antiquities Order 1953, and shall come into force from the date of its publication in the Official Gazette.

PART I

1. For the purpose of this part, the historic site of Jerash shall be divided into two areas; firstly, the eastern area being that part lying to the east of the Wadi Jerash; secondly the western area being that part lying to the west of the said Wadi.

2. (1) The following acts are forbidden in the Western area :-

- (a) Erection of any building other than a temporary hut for the purpose of guarding crops,
- (b) Grazing of any animal unless the same be securely attached to some fixture in the ground in such a way as for it to be impossible for the animal in the course of grazing to touch any monument or other antiquity;
- (c) Committal of a nuisance;
- (d) Lighting of fires or burning of dry herbage
- (e) Walking or climbing upon any monument, mosaic or other antiquity in such a manner as might cause damage to the said antiquities.
- (f) Disfiguring or damaging any monument, mosaic or other antiquity.
- (g) Planting of trees

(2) No stone shall be removed from the Western area without a permit in writing from the Director of Antiquities.

3. The proposed erection of any new building in the Eastern area shall be notified to the Director, at least 10 days notice in writing being given, and he shall appoint an official of the Department to inspect the proposed site and to certify that no damage to monuments or other antiquities will be caused.

4. No transaction affecting property within the historic site of Jerash shall be carried out in the Land Registry unless ten days previous notice thereof shall have been given in writing to the Director.

5. Any official of the Department may enter any house in the historic site of Jerash during the day time, accompanied by the Mukhtar or an elder of the quarter, for the purpose of inspecting any antiquity therein, and such official shall be at liberty to make a copy of any inscription or carving found on any such antiquity or to take photographs of the same. If any antiquity is discovered lying in a yard or garden where it is likely to be damaged, it may be removed to a place of safety at the expense of the Government.

6. When any house or building within the historic site of Jerash is to be demolished, 10 days notice in writing shall be given to the Director, who shall appoint an official to be present at the demolition with the right to remove any antiquity which has been used in the construction thereof and retain possession of the same on behalf of the Government.

PART II

CONDITIONS UNDER WHICH EXCAVATION LICENCES MAY BE GRANTED.

1. A licence to excavate shall be valid until the 31st of March of the year in which it is issued, unless it is otherwise specially endorsed by the Director of Antiquities.
2. The holders of licences to excavate who desire to continue their excavations after their licences become invalid shall apply for the renewal of such licences.
3. An application for a licence to excavate or a renewal of such licence shall be made in writing to the Director at least one month before the licence or the renewal is required.
4. Licences to excavate shall be produced on demand to any district or police officer and to any officer of the Department of Antiquities.
5. A licence to excavate shall be subject to the following conditions, in addition to those prescribed in section 18 of the Antiquities Law, and to any other special conditions contained in the licence:-
 - (a) the antiquities found in the course of excavation may be divided between the Department and the holder of a licence at the end of each season's work, or in such manner as the Director may decide,
 - (b) the holder of the licence shall inform the Department in writing of the date on which he desires the division to be made, not less than fourteen days prior to that date, and shall submit at the same time:-
 - (1) a complete list of all the antiquities discovered, sufficiently descriptive to make it possible to identify each object and showing the number allotted to each by the excavator; such number being legibly written on the object or on a label securely attached to it; together with a complete set of all drawings, photographs and plans; and
 - (2) a note explaining the excavator's system of numbering, accompanied by such sketch plans, sections and other information as will provide a record of all architectural remains and of the circumstances attending the discovery of each object, such as position in the excavation and associated objects.
 - (c) No division shall take place until the information prescribed above has been given, and no licence to export antiquities shall be granted until a division is made;
 - (d) the information will not be communicated or published by the Department without the consent of the excavator until a period of two years has elapsed after the close of his excavation;
 - (e) the excavator shall not subject antiquities discovered by him in the course of his excavations to any chemical or electrolytic process of cleaning unless he has previously obtained permission in writing to do so from the Director; provided that the excavator may employ preservative measures, such as the use of paraffin wax, to consolidate objects.

PART III

THE ISSUE OF PERMITS TO BUILD IN ANTIQUITY SITES

1. All applications to build, remove stones, or clear ancient caves or wells must be made on the printed forms supplied by the Department of Antiquities.
2. Permits shall be valid for a period of six months only from date of issue, and shall be renewable upon application, at the discretion of the Director of Antiquities.
3. The following fees shall be charged for said permits:-
 - (a) J.D. 1 for an area of one dunum or less
 - (b) A further of J.D. 1 for every additional half dunum, or part thereof.
 - (c) For use of an ancient cave or well JD. 5
 - (d) For every ancient stone removed from a site or used in building:-
 - 10 fils for nari stone
 - 25 fils for any other stone
4. Any expenses involved in making a special inspection of a site for the purpose of building thereon shall be defrayed by the applicant.
5. The Director reserves the right to refuse any application which he considers unsuitable.

PART IV

DEALING IN ANTIQUITIES.

1. No person may sell or otherwise deal in any antiquities, unless he has been granted a licence to do so in accordance with the terms of article (2) hereof, and has paid the prescribed fees.
2. Licences to sell or deal in antiquities shall be issued by the Minister or such other official authorised thereunto by him.
3. A fee of J.D. 10 shall be payable in respect to each licence at the time of issue.
4. Licences to sell or deal in antiquities shall be personal to the holder and not transferrable.
5. Licences shall be valid for a period of one year as from the date of issue and may be renewed from year to year.
6. Licences shall be produced on demand to any official of the Department of Antiquities or any member of the Police.
7. Holders of licences to sell or deal in antiquities may not sell or deal in antiquities in any place other than that set forth in the licence.
8. (1) Every person to whom a licence has been issued to sell or deal in antiquities, shall keep a register of all antiquities in his possession, or bought for sale, or sold by him. This register shall contain the following particulars:-
 - (a) a brief description of each antiquity, together with a serial number corresponding to the number attached to the antiquity itself.
 - (b) Particulars as to where the antiquity was found and how it came into possession of the dealer.
 - (c) the date on which the antiquity was purchased or came into his possession.
 - (d) the amount paid, or other consideration given by the vendor for the purchase of the antiquity.
- (2) All antiquities acquired by the licensee for sale shall first be offered to the Department of Antiquities before being placed on sale to the public.
9. The Director and all officials of the Department of Antiquities shall have the right to inspect all the antiquities in the possession of the licensee, and to demand the production of the register referred to in the preceding article at any time, and to satisfy themselves that the entries in the register correspond with the antiquity itself.
10. The officer making the inspection as provided in the foregoing clause shall sign the register and insert the date of the inspection. He shall also write such observations in the register as he shall think fit, and shall append a note as to the manner in which the licensee has carried out the terms of the Order.
11. A copy of all entries in the register shall be sent to the Director of Antiquities as on the last day of each month to which such entries relate.
12. In the event of any person contravening any of the terms of this Order, the licence granted to him may be revoked by the Director of Antiquities without prejudice to any other legal proceedings which may be taken against the offender.

ANTIQUITY SITES VISITING FEES. 53

1. Save as otherwise mentioned herein the following fees shall be payable by persons visiting the undermentioned Historic Sites :-

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| (a) For a visit to the Historic Site of Wadi Musa (Petra) | J.D. | Fils
400 |
| (b) For a visit to the Historic Sites of Jerash, Palace of Hisham, Tell el Sultan (ancient Jericho) and Sabastia (Samaria). | | 050 |

2. The following are exempted from the payment of fees under this Order :-

- (a) His Majesty the King, and members of the Royal family.
- (b) The Prime Minister or his deputy and those who accompany them.
- (c) The Ministers and those who accompany them
- (d) Any diplomatic envoy or Consul accredited to the Hashemite Kingdom of Jordan.
- (e) Guests of the Government and persons delegated by the Government to accompany them and such distinguished persons as the Minister of Education may think fit.
- (f) The staff of the Department of Antiquities.
- (g) Archaeological Expeditions licenced to operate in Jordan and their staff and employees, provided they hold a certificate signed by the Director of Antiquities.
- (h) Licenced tourist guides.
- (i) Government officials on duty.
- (j) School children in conducted parties and the conductor of such parties, provided each party is in possession of a certificate signed by the Minister of Education.
- (k) Residents of the town or village in which the historical site is included.
- (l) Bona fide archaeologists provided they hold a certificate signed by the Director of Antiquities.

3. The fees payable to guides and the owners of horses or other animals issued by visitors to Petra will be fixed in accordance with instructions issued by the Officer Commanding the Arab Legion and will be paid by visitors through the Arab Legion and not direct.

4. The Minister of Education may at his discretion, exempt any person or group of persons from the payment of fees.

5. Any person contravening the terms of any part of this Order shall be subject to the penalties provided in section 32 of the Antiquities Law of 1953.

Minister of Education
AHMAD TUQAN