



# Ceylon Government Gazette

Published by Authority.

No. 5,322—FRIDAY, NOVEMBER 23, 1894.

PART I.—General : Minutes, Proclamations, Appointments,  
and General Government Notifications.

PART II.—Legal and Judicial.

PART III.—Provincial Administration.

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## Part II.—Legal and Judicial.

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## DRAFT ORDINANCES.

### MINUTE.

The following Draft of a proposed Ordinance is published for general information :—

**An Ordinance for making provision for the Supplementary Contingent Charges for the year 1894.**

Preamble.

**W**HEREAS by Ordinance No. 13 of 1893 it was enacted that a sum not exceeding Thirteen million Three hundred and forty-six thousand Three hundred and eighty-one rupees should be charged upon the revenue of this Island for the Contingent Service of the year One thousand Eight hundred and Ninety-four, and it has become necessary to make further provision for the service of the said year : It is enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :—

Rs.1,702,651.52 to be charged upon the revenue of this Island for the Supplementary Contingent Charges for the year 1894.

**1** That a sum not exceeding One million Seven hundred and Two thousand Six hundred and fifty-one rupees and fifty-two cents shall be, and the same is hereby charged upon the revenue of this Island for the services hereinafter mentioned ; and the said expenditure shall be in conformity with the details of the

estimates specified in the schedule A hereunto annexed, whereof the following is an abstract:—

	Rs.	c.
1. Charges on account of Public Debt .....	158	65
2. Pensions .....	111,200	0
4. Secretariat .....	15,275	0
5. Audit Office .....	1,537	75
6. Treasury .....	4,974	19
7. Provincial Administration .....	53,505	53
9. Customs Department .....	1,258	28
10. Port and Marine Department, Colombo .....	49,032	44
12. Botanic Gardens .....	816	50
13. Colombo Museum.....	320	22
14. Legal Departments:—		
Attorney-General .....	2,000	0
District Courts .....	4,486	97
Courts of Requests and Police Courts .....	4,798	47
Registration of Lands .....	6,100	0
Fiscals .....	6,080	51
15. Police .....	9,129	13
17. Medical Department .....	3,700	0
18. Hospitals and Dispensaries .....	42,052	0
19. Ecclesiastical .....	150	0
20. Education .....	23,321	4
22. Exchange.....	420,000	0
23. Military Expenditure .....	5,929	17
24. Miscellaneous Services .....	124,066	19
25. Colonial Store .....	4,708	81
26. Crown Agents.....	500	0
28. Post Office and Telegraphs .....	31,601	88
29. Railway Department .....	643,287	72
30. Public Works Annually Recurrent .....	6,524	30
31. Public Works Extraordinary .....	126,136	77
	<u>1,702,651</u>	<u>52</u>

Treasurer to pay the above at such times as the Governor by warrant shall order.

2 The Treasurer of the said Island shall issue and pay the said several sums to such persons, for the purposes hereinbefore mentioned, upon such days and in such proportions as the Governor for the time being, by any warrant or order in writing to be signed by him, shall from time to time order and direct; and the payments so to be made shall be charged upon and payable out of the revenues of the said Island.

And to receive credit in his accounts for the payments made in pursuance thereof.

3 The said Treasurer shall in his accounts from time to time be allowed credit for any sum or sums of money paid by him in pursuance of such warrant or order in writing as aforesaid; and the receipt or receipts of the respective persons to whom the same shall be so paid shall be a full and valid discharge to the said Treasurer in passing his said accounts for any such sum or sums as shall be therein mentioned; and he shall and may receive credit for the same accordingly.

## SCHEDULE A.

	Personal	Other	Rs. c.	Total.
	Emoluments.	Charges.		Rs. c.
	Rs. c.	Rs. c.	Rs. c.	Rs. c.
<b>No. 1.—CHARGES ON ACCOUNT OF PUBLIC DEBT.</b>				
Crown Agents ... ..	—	—	158 65	158 65
<b>No. 2.—PENSIONS.</b>				
Treasurer ... ..	—	—	85000 0	
Crown Agents ... ..	—	—	76200 0	
				111200 0
<b>No. 4.—SECRETARIAT.</b>				
Colonial Secretary ... ..	—	15275 0	—	15275 0
<b>No. 5.—AUDIT OFFICE.</b>				
Auditor-General ... ..	1537 75	—	—	1537 75
<b>No. 6.—TREASURY.</b>				
Treasurer ... ..	924 19	4050 0	—	4974 19
<b>No. 7.—PROVINCIAL ADMINISTRATION.</b>				
Government Agents ... ..	764 74	52740 79	—	53505 53
<b>No. 9.—CUSTOMS DEPARTMENT.</b>				
Principal Collector of Customs ... ..	1258 28	—	—	1258 28
<b>No. 10.—PORT AND MARINE DEPARTMENT, COLOMBO.</b>				
Engineer, Harbour Works ... ..	—	3000 0	—	
Inspector-General of Police ... ..	—	19032 44	—	
				49032 44
<b>No. 12.—BOTANIC GARDENS.</b>				
Director ... ..	—	816 50	—	816 50
<b>No. 13.—MUSEUM.</b>				
Director ... ..	320 22	—	—	320 22
<b>No. 14.—LEGAL DEPARTMENT.</b>				
Attorney-General ... ..	—	2000 0	—	2000 0
District Judges, &c. ... ..	3437 30	1049 67	—	4486 97
Commissioners of Requests and Police Magistrates ... ..	1972 3	2826 44	—	4798 47
Registrar-General of Lands ... ..	—	6100 0	—	6100 0
Fiscals ... ..	240 0	5840 51	—	6080 51
<b>No. 15.—POLICE.</b>				
Inspector-General ... ..	4100 0	5029 13	—	9129 13
Carried forward...	14554 51	144760 48	111358 65	270673 64

	Personal Emoluments.		Other Charges.		Total.			
	Rs.	c.	Rs.	c.	Rs.	c.		
Brought forward...	14554	51	144760	48	111358	65	270673	64
<b>No. 17.—MEDICAL DEPARTMENT.</b>								
Principal Civil Medical Officer ...	500	0	3200	0	—	—	3700	0
<b>No. 18.—HOSPITALS AND DISPENSARIES.</b>								
Principal Civil Medical Officer ...	—	—	42052	0	—	—	42052	0
<b>No. 19.—ECCLESIASTICAL.</b>								
... ..	—	—	150	0	—	—	150	0
<b>No. 20.—EDUCATION.</b>								
Director of Public Instruction ...	—	—	23321	4	—	—	23321	4
<b>No. 22.—EXCHANGE.</b>								
... ..	—	—	420000	0	—	—	420000	0
<b>No. 23.—MILITARY EXPENDITURE.</b>								
Treasurer ...	—	—	—	—	5929	17	5929	17
<b>No. 24.—MISCELLANEOUS SERVICES.</b>								
Treasurer ...	—	—	—	—	115366	19	124066	19
Commissioner of Stamps ...	—	—	—	—	8000	0		
Government and Agents in India ...	—	—	—	—	700	0		
<b>No. 25.—COLONIAL STORE.</b>								
Colonial Storekeeper ...	—	—	4708	81	—	—	4708	81
<b>No. 26.—CROWN AGENTS</b>								
... ..	500	0	—	—	—	—	500	0
<b>No. 28.—POST OFFICE AND TELEGRAPHS.</b>								
Postmaster-General and Director of Telegraphs ...	—	—	31601	88	—	—	31601	88
<b>No. 29.—RAILWAY DEPARTMENT.</b>								
General Manager ...	6335	0	635952	72	—	—	643287	72
	21889	51	1306746	93	241354	1		

Carried forward ... 1569990 45

	Rs.	c.	Rs.	c.
Brought forward...	—		1,569,990	45
<b>No. 30.—PUBLIC WORKS ANNUALLY RECURRENT.</b>				
<b>Maintenance of Roads.</b>				
<i>Central Province.</i>				
Tolls on grant-in-aid roads ... ..	2,038	22		
<i>Southern Province.</i>				
Toll grant, minor roads ... ..	750	0		
<i>North-Western Province.</i>				
Toll grant, minor roads ... ..	468	50		
Ferry toll at Kumbukghamankada and Nanjandankari (re-vote) ...	243	50		
<b>Miscellaneous.</b>	3,500	22		
Purchase of drawing materials ... ..	300	0		
Vote to meet a surcharge (certain vouchers furnished under Recur- rent being erroneously charged to Extraordinary) ... ..	224	8		
Travelling expenses of the officers of the Public Works Department	2,500	0		
	3,024	8		
Total Public Works Annually Recurrent ...	—		6,524	30
<b>No. 31.—PUBLIC WORKS EXTRAORDINARY.</b>				
<b>New Works and Buildings.</b>				
<i>Western Province.</i>				
Completing the passenger ward, General Hospital, Colombo (re- vote) ... ..	6,885	50		
Completing the prison guards' quarters, Welikada (supply of mate- rials) (re-vote)... ..	730	0		
Temporary gun shed for the Volunteer Artillery and laying on water supply ... ..	996	2		
Fitting for signal office, new Post Office buildings ... ..	750	0		
Completing the new General Post and Telegraph Offices, Colombo...	61,341	0		
<i>Central Province.</i>				
Nurses' quarters, Kandy ... ..	51	11		
Cooly lines on the Cruden gap road ... ..	600	0		
<i>Northern Province.</i>				
Building a bungalow for the District Engineer, Mannar (balance of estimate) ... ..	830	0		
Completion of cooly lines, Mannar-Madawachchi road ... ..	170	0		
<i>Eastern Province.</i>				
Cooly lines and overseer's quarters, Badulla-Batticaloa road ...	230	0		
Completing the resthouse at Ichchilampatai ... ..	500	0		
<i>North-Central Province.</i>				
Completing certain unfinished works of 1893 in the North-Central Province (re-vote) ... ..	1,450	86		
<b>Alterations and Additions to Buildings.</b>	74,534	49		
<i>Western Province.</i>				
Excess cost of materials for new ward, Borella Convict Hospital ...	300	0		
<i>Northern Province.</i>				
Renewing the timber of the roof of the Kalaar and Puliadyirakam cholera wards, Mannar-Madawachchi road ... ..	429	0		
<i>Province of Uva.</i>				
Record shelves, Badulla court-house ... ..	770	0		
Water supply to Government buildings, Badulla ... ..	1,004	0		
<b>Special Repairs to Buildings.</b>	2,503	0		
<i>Southern Province.</i>				
Certain repairs to the Hambantota jetty ... ..	265	60		
<i>Eastern Province.</i>				
Repairs to Trincomalee kachcheri ... ..	235	0		
<b>New Roads.</b>	500	60		
<i>Western Province.</i>				
Road to St. Vincent's Orphanage, Maggona ... ..	75	0		
Consolidating the Foreshore Reclamation road ... ..	385	0		
<i>Province of Uva.</i>				
Ohiya-Horton Plains road (Government moiety) ... ..	1,797	0		
Carried forward...	2,257	0	1,576,514	75

	Rs.	c.	Rs.	c.
Brought forward...	2,257	0	1,576,514	75
<b>No. 31.—PUBLIC WORKS EXTRAORDINARY—contd.</b>				
<b>Additions and Improvements to Roads.</b>				
<i>Central Province.</i>				
Improving the approach road leading to the metal quarry on the 12th milepost, Madulkele road ... ..	375	0		
<i>Province of Uva.</i>				
Improvements of the Madulsima road ... ..	1,210	0		
	1,585	0		
<b>New Bridges.</b>				
Kelani bridge—part amount paid in excess for compensation ...	15,000	0		
<i>Central Province.</i>				
Situlu-ganga bridge at Laxapana ... ..	4,930	0		
	19,930	0		
<b>Repair of Bridges.</b>				
<i>Western Province.</i>				
Rebuilding the bridge over canal in St. Joseph's street, Negombo (balance of estimate) ... ..	600	0		
<i>Eastern Province.</i>				
Repairing the Kankaniodai bridge, South Coast road ...	4,408	0		
Repairs to bridges, Badulla-Baticaloa road ... ..	5,200	0		
	10,208	0		
<b>Lands and Buildings to be acquired.</b>				
Additional provision on account of the lands acquired in Regent street for the enlargement of the General Hospital, Colombo ...	2,357	37		
<b>Miscellaneous.</b>				
<i>Western Province.</i>				
Two cotton gins ... ..	10	0		
A steam crane ... ..	4,282	0		
<i>Central Province.</i>				
Levelling the site of the Medical Officer's quarters, Lindula) re-vote)	1,000	0		
<i>Northern Province.</i>				
Purchase of fresh materials in place of those lost and damaged by storm at Kankesanturai ... ..	458	41		
<i>Southern Province.</i>				
Acquisition of land for a cemetery at Galle ... ..	6,400	90		
<i>Eastern Province.</i>				
Completion of sinking well at Maha-oya ... ..	110	0		
	12,261	31		
Total Public Works Extraordinary ...	—		126,136	77
Total ...	—		1,702,651	52

By His Excellency the Governor's command,

Colonial Secretary's Office,  
Colombo, November 20, 1894.E. NOEL WALKER,  
Colonial Secretary.

## MINUTE.

The following Draft of a proposed Ordinance is published for general information :—

An Ordinance for making final provision for the Supplementary Contingent Charges for the year 1893.

## Preamble.

WHEREAS by an Ordinance No. 12 of 1893 it was enacted that a sum of Rs. 1,047,510.46 should be charged upon the revenue of this Island for the Supplementary Contingent Services of the year One thousand Eight hundred and Ninety-three, in addition to the sum of Rs. 12,536,817 provided by the Ordinance No. 26 of 1892: And whereas an expenditure of Rs. 202,242.22 was incurred and brought to account for the Contingent Services of the year 1893, for which provision is not made by the aforesaid Ordinances: It is enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof, as follows:—

Rs. 202,242.22 charged upon the revenue of this Island of the year 1893 for the final Supplementary Contingent Service of that year.

1 That a sum not exceeding Two hundred and two thousand two hundred and Forty-two rupees and Twenty-two cents shall be and the same is hereby charged upon the revenue of this Island of the said year 1893, for the services hereinafter mentioned; the said expenditure being in conformity with the schedule hereunto annexed, whereof the following is an abstract :—

	Rs.	c.
Pensions ... ..	36,212	26
Exchange ... ..	162,883	87
Miscellaneous Services ... ..	3,112	18
Public Works Annually Recurrent ... ..	33	91
Total ... ..	202,242	22

## SCHEDULE.

	Rs.	c.	Rs.	c.
<b>PENSIONS.</b>				
Crown Agents, London ... ..	—		36,212	26
<b>EXCHANGE.</b>				
Treasurer ... ..	—		162,883	87
<b>MISCELLANEOUS SERVICES.</b>				
Commissioner of Stamps ... ..	2,849	86		
Government and Agents in India ... ..	262	32		
			3,112	18
<b>PUBLIC WORKS ANNUALLY RECURRENT.</b>				
<i>Maintenance of Roads.</i>				
Road from Hambantota to Bundala ... ..	—		33	91
Total ... ..	202,242	22		

By His Excellency's command,

Colonial Secretary's Office,  
Colombo, November 16, 1894.

E. NOEL WALKER,  
Colonial Secretary.

## MINUTE.

The following Draft of a proposed Ordinance is published for general information :—

An Ordinance for the prevention of Accidents by Gunpowder and other Explosives.

Preamble.

WHEREAS it is expedient to amend the law relating to the prevention of accidents by gunpowder and other explosives: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

*Preliminary.*

Short title.

Commencement.

1 This Ordinance may be cited as "The Explosives Ordinance, 189," and shall come into operation at such time as the Governor shall by Proclamation in the *Government Gazette* appoint.

Repeal.

2 From and after the date on which this Ordinance shall come into operation, the Ordinance No. 12 of 1873, intituled "An Ordinance for the prevention of Accidents by Gunpowder," and the Ordinance No. 10 of 1893, intituled "An Ordinance for the prevention of Accidents by Gunpowder and other Explosives," shall be repealed.

Provided that such repeal shall not affect the past operation of, or any liability, penalty, forfeiture, or punishment under, the Ordinances hereby repealed, or any rules passed thereunder, or any investigation or legal proceeding in respect of any such liability, penalty, forfeiture, or punishment as aforesaid.

3 This Ordinance shall apply to gunpowder and other explosives as defined by this section.

The term "explosives" in this Ordinance—

- (1) Means gunpowder, nitroglycerine, dynamite, gun cotton, blasting powder, fulminate of mercury or of other metals, and every other substance or mixture, whether similar to those above-mentioned or not, used or manufactured with a view to produce a practical effect by explosion; and
- (2) Includes fog signals, fuzes, percussion caps, detonators cartridges, ammunition of all descriptions, and every adaptation or preparation of an explosive as above defined; and
- (3) Shall not apply to any chemical compound or preparation necessary for making a squib, cracker, serpent, rocket (other than a war rocket), maroon, lance, wheel, Chinese fire, Roman candle, or other article intended to produce a purely pyrotechnic effect, or to such manufactured fireworks.

Appointment of inspectors.

4 The Government may from time to time appoint, remove, and re-appoint any fit persons to be inspectors of explosives for the purposes of this Ordinance, and assign them their duties.

Every order appointing an inspector shall be published in the *Government Gazette*.

5 An inspector of explosives shall have power to make such examination and inquiry as may be necessary to ascertain whether this Ordinance is complied with, and for that purpose—

- (1) He may enter, inspect, and examine any magazine or store of any explosive, and every part thereof, at all times by day and night, but so as not to unnecessarily impede or obstruct the work in such magazine or store, and may make inquiries as to the observance of this Ordinance, and all matters and things relating to the safety of the public or of the persons employed in or about such magazine or store; and



- (2) He may enter, inspect, and examine any premises registered under this Ordinance, and every part thereof in which any explosive is kept, or is reasonably supposed by him to be kept, at all reasonable times by day; and
- (3) He may require the occupier of any magazine, store, or premises which he is entitled, under this section, to enter, or a person employed by such occupier therein, to give him samples of any explosive or ingredients of an explosive therein, or of any substance therein the keeping of which is restricted or regulated by this Ordinance, or of any substance therein which the inspector believes to be an explosive, or such ingredients or substance.

The occupier of every such magazine, store, and registered premises, his agents and servants, shall furnish the means required by the inspector as necessary for every such entry, inspection, examination, and inquiry.

Any person who fails to permit an inspector to enter, inspect, examine, or make inquiries in pursuance of this section, or to comply with any requisition of such inspector in pursuance of this section, or who in any manner obstructs such inspector in the execution of his duties under this Ordinance, shall be liable to a penalty not exceeding one thousand rupees for each offence.

Offences under this Ordinance to be cognizable and bailable and triable in police courts.

6 Every offence under this Ordinance shall be cognizable and bailable, and may be inquired into, tried, and determined by the police court of the district in which the offence was committed wholly or in part, and such court shall have jurisdiction to award the maximum punishment or penalty prescribed therefor, and to declare and adjudge all explosives and ingredients liable to forfeiture under this Ordinance to be forfeited, and to condemn the same, whatever may be the amount or value thereof, anything in "The Criminal Procedure Code, 1883," to the contrary notwithstanding.

Any party feeling aggrieved by any order made by a police court under this section may appeal therefrom to the Supreme Court in manner provided by chapter XXXI. of "The Criminal Procedure Code, 1883."

7 This Ordinance shall not apply to any store, premises, wharf, place, or explosive under the control of the military, navy, or volunteers or other department of Government, or otherwise held for the service of the Crown or of the Government, or for the use of Her Majesty's army, navy, or volunteers.

8 The manufacture of gunpowder or other explosive shall not, nor shall any process of such manufacture be carried on in this island.

If any person manufactures gunpowder or other explosives, or carries on any process of such manufacture at any place in this island, all or any part of such articles or the ingredients thereof which may be found either in or about such place may be forfeited; and the person so manufacturing shall be liable to a penalty not exceeding one thousand rupees a day for every day during which he so manufactures.

Provided that nothing in this section shall apply to the making of a small quantity of explosives for the purpose of chemical experiment, and not for practical or general use or for sale.

#### PART I.

##### *Relating to Gunpowder.*

9 Gunpowder shall not be kept in any place except as follows; that is to say,

- (1) Except in a magazine or store for gunpowder either lawfully existing or licensed under this Ordinance for keeping gunpowder; or
- (2) Except in premises registered under this Ordinance for keeping gunpowder.

Provided that this section shall not apply—

- (1) To a person keeping for his private use and not for sale gunpowder to an amount not exceeding on the same premises fifteen pounds ; or
- (2) To the keeping of any gunpowder by a carrier or other person for the purpose of conveyance when the same is being conveyed or kept in accordance with the provisions of this Ordinance with respect to the conveyance of gunpowder. ●

Any gunpowder kept in any place other than as above in this section mentioned shall be deemed to be kept in an unauthorized place.

Where any gunpowder is kept in any unauthorized place—

- (1) All or any part of the gunpowder found in such place may be forfeited ; or
- (2) The occupier of such place, and also the owner of, or other person guilty of keeping the gunpowder, shall each be liable to a penalty not exceeding one rupee for every pound of gunpowder so kept.

10 Any person may apply for a license for a gunpowder store to the government agent of the province in which the store is situated, stating his name, address, and calling, the proposed site and construction of the store, and the amount of gunpowder he proposes to store therein ; and the government agent shall, as soon as practicable, if the proposed site, construction of the store, and amount of gunpowder are in accordance with the regulations made by the Governor in manner hereinafter mentioned, grant to the applicant, on payment of a stamp duty of Rs. 2·50, the license applied for.

The government agent may reject the application if the applicant is not, in his opinion, a fit person to keep gunpowder, and on such rejection it shall be the duty of the government agent to furnish to the applicant in writing the reasons of such rejection. Thereupon the applicant may appeal to the Governor in Executive Council, who, after such inquiry, local or other as he may think necessary, may refuse or order the issue of the license applied for with or without conditions.

11 The Governor may from time to time, with the advice of the Executive Council, make regulations to—

- (1) Regulate the construction, materials, and fittings of gunpowder stores ; and
- (2) Prescribe the buildings and works from which gunpowder stores are to be separated, and the distances by which they are to be separated ; and
- (3) Prescribe the maximum amount of gunpowder, not exceeding two tons, to be kept in stores, graduated according to their construction and situation, and their distances from the said buildings and works.

12 In every gunpowder store the following general rules shall be observed ; that is to say,

- (1) The regulations relating to stores, so far as they apply to such stores, shall be duly observed ;
- (2) There shall not be at the same time in the store an amount of gunpowder exceeding the amount specified in the license ; and
- (3) The stores shall be used only for the keeping of gunpowder and receptacles for, or tools or implements for work connected with, the keeping of such gunpowder ; and
- (4) The interior of the store and the benches, shelves, and fittings therein shall be so constructed or so lined or covered as to prevent the exposure of any iron, steel, or similar substance in such manner as to come into contact with the gunpowder, and such interior, benches, shelves, and fittings shall, so far as is reasonably practicable, be kept free from grit and otherwise clean ; and

- (5) The store shall have attached thereto a sufficient lightning conductor, unless it is made by excavation; and
- (6) Before repairs are done to or in any part of a store the store shall, so far as practicable, be cleaned by the removal of all gunpowder, and the thorough washing out of the store; and after such cleaning these rules shall cease to apply to the store until gunpowder is again taken there; and
- (7) Except after such cleaning all tools and implements used in or in any repairs to the store shall be made only of wood, copper, or brass, or some soft metal or material, or shall be covered with some safe and suitable material; and
- (8) Due provision shall be made by the use of suitable working clothes without pockets, suitable shoes, searching, and otherwise, or by some of such means, for preventing the introduction into the store of fire, lucifer matches, or any substance or article likely to cause explosion or fire, or any iron, steel, or grit; but this rule shall not prevent the introduction of an artificial light of such construction, position, or character as not to cause any danger of fire or explosion; and
- (9) No person shall smoke in any part of the store; and
- (10) Any person under the age of sixteen years shall not be employed in or enter the store except in the presence and under the supervision of some grown-up person.

In the event of any breach (by act or default) of the general rules in any store—

- (a) All or any part of the gunpowder in respect to which, or being in the store when the offence was committed, may be forfeited; and
- (b) The occupier shall be liable to a penalty not exceeding one hundred rupees, and in addition (in the case of a second offence) one hundred rupees for every day during which such breach continues.

Non-transferability, renewal, and forms of store licenses.

13 A store license shall be valid only for the person named in it, and shall annually, unless the circumstances have so changed that the grant of a new license would not be authorized by this Ordinance, on application by post or otherwise, and payment of a stamp duty of fifty cents, be renewed by the government agent by endorsement or otherwise for that year, and unless so renewed shall expire.

Store licenses shall be in the form from time to time directed by the Governor.

Special rules for regulation of workmen in stores.

14 Every occupier of a store may, with the sanction of the Governor, make, and when made may, with the like sanction, repeal, alter, or add to special rules for the regulation of the persons managing or employed in or about such store, with a view to secure the observance of this Ordinance therein, and the safety and proper discipline of the said persons and the safety of the public.

There may be annexed to any breach of special rules made in pursuance of this section such penalties not exceeding twenty rupees for each offence as may be deemed just.

15 An existing gunpowder store shall not be deemed to be a lawfully existing store unless, on application made to the government agent, it is certified by him that such store may be continued.

The occupier of the store desirous of obtaining a continuing certificate shall, before the expiration of three months after the date when this Ordinance shall come into operation, submit an application for such certificate to the government agent, stating his name, address, and calling, and the situation and construction of the store, and accompanied by such particulars respecting the store as may be necessary to enable the government agent to make out the certificate.

The government agent shall, as soon as practicable, on payment of a stamp duty of Rs. 2.50, grant the continuing certificate, inserting therein such particulars as may appear to him to be sufficient to identify the store, and the maximum quantity of gunpowder which the store may hold.

Registration of premises with the government agent for purposes of retail sale.

16 A person desirous of having his premises registered for the keeping of gunpowder for purposes of retail sale shall apply to the government agent stating his name and calling, and the situation of said premises, and the government agent, if satisfied that such premises may be registered, shall cause the same to be registered, and shall issue a certificate to that effect on payment of a stamp duty of 50 cents. Such registration shall not be taken to justify any person other than the person named in the certificate to keep gunpowder in such premises, and shall be annually renewed on payment of a like duty of fifty cents.

General rules for registered premises.

17 The following general rules shall be observed with respect to registered premises :

- (1) The gunpowder shall be kept in a house or building or in a fire-proof safe, such safe, if not within a house or building, to be at a safe distance from any highway, street, public thoroughfare, or public place ; and
- (2) The amount of gunpowder shall not—
  - (a) If it is kept in a substantially constructed building exclusively appropriated for the purpose, and detached from a dwelling-house, or in a fire-proof safe outside a dwelling-house and detached therefrom, and at a safe distance from any highway, street, public thoroughfare, or public place, exceed two hundred pounds ; and
  - (b) If it is kept inside a dwelling-house, or in any building other than as last aforesaid, exceed fifty pounds, unless it is kept in a fire-proof safe within such house or building, in which case the amount shall not exceed one hundred pounds ; and
- (3) An article or substance of an inflammable nature shall not be kept in a fire-proof safe with the gunpowder, and in every case shall be kept at a safe distance from the gunpowder, or the safe containing the same ; and
- (4) Neither the building exclusively appropriated for the purpose of keeping gunpowder nor the fire-proof safe shall have any exposed iron or steel in the interior thereof ; and
- (5) All gunpowder exceeding one pound in amount shall be kept in a substantial case, bag, canister, or other receptacle made and closed so as to prevent the gunpowder from escaping.

In the event of any breach (by any act or default) of the foregoing rules—

- (a) All or any part of the gunpowder in respect to which, or being in any house, building, place, safe, or receptacle in respect to which the offence was committed, may be forfeited ; and
- (b) The person registered shall be guilty of an offence and liable on conviction to a fine not exceeding one rupee for every pound of gunpowder in respect of which, or being on the premises in which the offence was committed.

Restriction on sale of gunpowder in highways, &c.

18 Gunpowder shall not be hawked, sold, or exposed for sale upon any highway, street, public thoroughfare, or public place.

If any gunpowder is hawked, sold, or exposed for sale in contravention of this section—

- (1) The person hawking, selling, or exposing for sale the same shall be liable to a penalty not exceeding twenty rupees ; and

- (2) All or any part of the gunpowder which is so hawked or exposed for sale, or is found in the possession of any person convicted under this section, may be forfeited.

Penalty for sale of gunpowder to children.

19 Gunpowder shall not be sold to any child apparently under the age of thirteen years; and any person selling gunpowder in contravention of this section shall be liable to a penalty not exceeding fifty rupees.

20 All gunpowder exceeding one pound in weight, when publicly exposed for sale or sold, shall be in a substantial case, bag, canister, or other receptacle made and closed so as to prevent the gunpowder from escaping, and except when the same is sold to any person employed by or on the property occupied by the vendor for immediate use in the service of the vendor or on such property, the outermost receptacle containing such gunpowder shall have affixed the word "gunpowder" in conspicuous characters by means of a band or securely attached label or other mark.

If any gunpowder is sold or exposed for sale in contravention of this section—

- (1) The person selling or exposing for sale the same shall be liable to a penalty not exceeding twenty rupees;
- (2) All or any part of the gunpowder so exposed for sale may be forfeited.

Gunpowder not to be sold without a license.

21 It shall not be lawful for any person to sell gunpowder in this colony unless such person shall have previously obtained a license from the government agent of the province, or the assistant government agent of the district, within which such person proposes to sell gunpowder.

Every such license shall be substantially in the form A in the second schedule to this Ordinance annexed, and shall bear a stamp duty of five rupees. Provided that it shall be lawful for a government agent or assistant government agent to refuse to issue a license if he shall consider that a sufficient number of licenses have been issued in the neighbourhood, or that the applicant is not a fit person, or that he has not provided registered premises for the keeping of gunpowder; and the government agent or assistant government agent may at any time recall and cancel such license should he see fit to do.

General rules as to packing of gunpowder for conveyance.

22 The following general rules shall be observed with respect to the packing of gunpowder for conveyance:

- (1) The gunpowder, if not exceeding five pounds in amount, shall be contained in a substantial case, bag, canister, or other receptacle made and closed so as to prevent the gunpowder from escaping; and
- (2) The gunpowder, if exceeding five pounds in amount, shall be contained either in a single package or a double package. A single package shall be a box, barrel, or case of such strength, construction, and character as may be for the time being approved by the inspector of explosives as being of such strength, construction, and character that it will not be broken or accidentally opened, or become defective or insecure whilst being conveyed, and will not allow the gunpowder to escape. If the gunpowder is packed in a double package the inner package shall be a substantial case, bag, canister, or other receptacle made and closed so as to prevent the gunpowder from escaping, and the outer package shall be a box, barrel, or case of wood or metal or other solid material, and shall be of such strength, construction, and character that it will not be broken or accidentally opened, or become defective or insecure whilst being conveyed, and will not allow the gunpowder to escape; and

- (3) The interior of every package, whether single or double, shall be kept free from grit and otherwise clean; and
- (4) Every package, whether single or double, when actually used for the package of gunpowder, shall not be used for any other purpose; and
- (5) There shall not be any iron or steel in the construction of any such single package or inner or outer package, unless the same is effectually covered with tin, zinc, or other material; and
- (6) The amount of gunpowder in any single package, or if there is a double package in any one outer package, shall not exceed one hundred pounds, except with the consent of and under conditions approved by an inspector of explosives; and
- (7) On the outermost package there shall be affixed the word "gunpowder" in conspicuous characters by means of a band or securely attached label or other mark.

In the event of any breach (by any act or default) of any general rule in this section, the gunpowder in respect of which the breach is committed may be forfeited, and the person guilty of such breach shall be liable to a penalty not exceeding two hundred rupees.

23 The Governor in Executive Council may from time to time make, and when made repeal, alter, and add to rules for the purpose of rescinding, altering, or adding to the general rules contained in this section, and the rules so made by the Governor in Executive Council shall have the same effect as if they were enacted in this section.

#### PART II.

##### *Relating to other Explosives.*

24 Subject to the provisions contained in this part of the Ordinance, the provisions of part I. relating to gunpowder shall apply to every other description of explosives as if the provisions of part I. were herein re-enacted, substituting each description of the other explosives for gunpowder.

25 The following modifications and additions shall be made in and to Part I. of this Ordinance so as to apply to explosives other than gunpowder:

- (1) The general rules made by the Governor in Executive Council for stores and registered premises intended for explosives other than gunpowder shall be substituted for the general rules in Part I. relating to stores and registered premises intended for gunpowder;
- (2) The Governor in Executive Council may from time to time alter the general rules relating to packing provided in Part I. of this Ordinance for the purpose of adapting the same to the packing of any explosives other than gunpowder; and

For the maximum quantity limited by Part I. to be kept for private use and not for sale, or in a store, and for the minimum quantity limited by Part I. to be exposed for sale or to be sold, there shall be substituted in the case of explosives other than gunpowder the following quantities, namely:

- (a) Where such explosives consist of safety cartridges made with gunpowder, an amount not more than five times the maximum or minimum quantity of the gunpowder mentioned; and
  - (b) In the case of any other explosive, the amount determined by the Governor in Executive Council; and
- (4) Two or more descriptions of explosives shall not be kept in the same store or registered premises, except such descriptions as may be prescribed in that behalf; and when so kept shall be kept subject to the conditions and restrictions prescribed by the Governor in Executive Council; and

- (5) Where any explosive other than gunpowder is allowed to be kept in the same store or registered premises with gunpowder, the maximum quantity of gunpowder to be kept therein shall be the quantity prescribed by the Governor in Executive Council in lieu of the quantity fixed by Part I. ; and
- (6) Where any explosive other than gunpowder is allowed to be kept in the same store or registered premises with gunpowder, the general rules prescribed by the Governor in Executive Council shall be observed instead of the general rules in Part I. ; and
- (7) There shall be on the outermost package containing the explosive, in lieu of the word "gunpowder," the name of the explosive, with the addition of the word "explosive," and if such name is materially false, the person selling or exposing for sale such explosive, and also the owner of the explosive, shall be liable to a penalty not exceeding five hundred rupees ; and

**Importation.**

- (8) With respect to the importation from any place out of the colony of either dynamite, or gun-cotton, or any explosive (other than gunpowder, cartridges made with gunpowder, percussion caps, fireworks, and any explosive prescribed by the Governor in Executive Council), the following provisions shall have effect ; that is to say,
  - (a) The owner and master of any ship having on board any such explosive shall not permit the same to be unloaded and delivered to any person who does not hold a license to import the same from the Governor in Executive Council, and any transshipment shall, for the purpose of this section, be deemed to be delivery ; and
  - (b) The Governor in Executive Council may grant an importation license for any such explosive, and may annex thereto any prohibitions and restrictions with respect to the composition and quality of the explosive, and the unloading, landing, delivery, and conveyance thereof, and such further provisions and restrictions as he may think fit for the protection of the public from danger ; and
  - (c) The license shall be of such duration as the Governor in Executive Council may fix, and shall be available only for the person named in the license ; and
  - (d) In the event of any breach by any act or default of the provisions of this section with respect to the importation of an explosive, or of the provisions of any importation license, all or any part of the explosive with respect to which such breach is committed, or being in any ship or boat in connection with which such breach is committed, may be forfeited, and the owner and master of such ship or boat, and the licensee or person to whom the explosive is delivered, shall each be liable to a penalty not exceeding one thousand rupees, and to a further penalty not exceeding one rupee for every pound of such explosive ; and
  - (e) The customs officers shall have the same power with respect to any such explosive, and the ship containing the same, as they have for the time being with respect to any article on the importation of which restrictions are for the time being imposed by the law relating to the customs, and the ship containing the same, and the enactments for the time being in force relating to the customs or any such article or ship shall apply accordingly.

26 Nothing in this Ordinance shall apply to the filling or conveying for private use, and not for sale, of any safety cartridges to the amount allowed by this Ordinance to be kept for private use.

27 Notwithstanding anything in this Ordinance, the Governor, with the advice of the Executive Council, from time to time by special order, may prohibit, either absolutely or subject to conditions, the keeping, importing from any place out of the colony, conveying, and selling of any dangerous explosive.

Provided that such order shall not absolutely prohibit anything which may be lawfully done in pursuance of any continuing certificate under this Ordinance.

Any explosive kept in contravention of any such order shall be deemed to be conveyed in contravention of a by-law made under this Ordinance with respect to the conveyance of explosives.

If any explosive is imported or sold in contravention of any such order—

- (1) All or any part of such explosives may be forfeited ;  
and
- (2) The owner or master of the ship in which it was imported shall be liable to a penalty not exceeding five rupees for every pound of such explosive brought in the ship ; and
- (3) The person to whom it was delivered, and the person selling the same, shall be liable to a penalty not exceeding five rupees for every pound of such explosive delivered or sold or found in his possession.

28 The customs officers shall have the same power with respect to any such explosive and the ship containing the same as they have with respect to any article prohibited to be imported by the law relating to customs and the ship containing the same ; and the enactments for the time being in force relating to customs and any such article and ship shall apply accordingly.

SCHEDULE A.

SCHEDULE B.

By His Excellency's command,

Colonial Secretary's Office,  
Colombo, November 10, 1894.

E. NOEL WALKER,  
Colonial Secretary.



## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary } In the Matter of the Goods and Chattels  
Jurisdiction. } of Nelundenidewage Mathesiya,  
No. C/518. } deceased.

THIS matter coming on for disposal before P. W. Conolly, Esq., Acting District Judge of Colombo, on the 30th day of October, 1894, in the presence of W. P. Banasinghe, Proctor, on the part of the petitioner Suduhakurudewage Francina, of Nittambuwa in the Udugaba pattu of Siyane korale; and the affidavit of the said Suduhakurudewage Francina, dated 28th September, 1894, having been read: It is ordered that the said Suduhakurudewage Francina be and she hereby declared entitled to have letters of administration to the estate of Nelundenidewage Mathesiya, deceased, issued to her, as widow of the said deceased, unless the respondents—1, Nelundenidewage Magirisiya; 2, Nelundenidewage Maria, wife of Newgaladewage Babanisa; 3, Nelundenidewage Edorisa; 4, Nelundenidewage Suvarisa; 5, Nelundenidewage Rabi, wife of Manittipuradewage Buyya; 6, Nelundenidewage Saralina; and 7, Nelundenidewage Sedirisiya, all of Nittambuwa in the Udugahapattu of Siyane korale—shall, on or before the 29th day of November, 1894, show sufficient cause to the satisfaction of this court to the contrary.

P. W. CONOLLY,  
Acting District Judge.

The 30th day of October, 1894.

In the District Court of Colombo.

*Order Nisi.*

Testamentary } In the Matter of the Goods and Chattels  
Jurisdiction. } of Jayaweera Aratchige Don Haramanis Appuhami, late of Peliyagoda in the Ragampattu of Alutkuru korale, deceased.

THIS matter coming on for disposal before P. W. Conolly, Esq., Acting District Judge of Colombo, on the 1st day of November, 1894, in the presence of W. P. Ranasinghe, Proctor, on the part of the petitioner Hettiaratchige Sariccihami, of Peliyagoda in the Ragampattu of Alutkuru korale; and the affidavit of the said Hettiaratchige Sariccihami, dated 9th October, 1894, having been read: It is ordered that the said Hettiaratchige Sariccihami be and she is hereby declared entitled to have letters of administration to the estate of Jayaweera Aratchige Don Harmanis Appuhami, deceased, issued to her, as widow of the said deceased, unless the respondent Jayaweera Aratchige Menchinona Hamine of Peliyagoda in the Ragampattu of Alutkuru korale, shall, on or before the 29th day of November, 1894, show sufficient cause to the satisfaction of this court to the contrary.

P. W. CONOLLY,  
Acting District Judge.

The 1st day of November, 1894.

In the District Court of Colombo.

*Order Nisi.*

Testamentary } In the Matter of the Estate and Effects  
Jurisdiction. } of William Rumbold, of Vellino Cusimano Posta al Pino, Florence, Italy, deceased.

THIS matter coming on for disposal before Joseph Grenier, Esq., Acting District Judge of Colombo, on the 20th day of November, 1894, in the presence of F. J. & R. F. de Saram, Proctors, on the part of the petitioner George Barclay Leechman, of Colombo; and the affidavits of the said George Barclay Leechman, dated 16th November, 1894, and of Sir Horace Rumbold, Baronet, dated 1st October, 1894, having been read: It is ordered that the petitioner, George Barclay Leechman, be and he is hereby declared entitled to have letters of administration to the estate of William Rumbold, deceased,

issued to him, as the attorney of Sir Horace Rumbold, the heir of the said deceased, limited to the purpose of conveying to the said Sir Horace Rumbold all that the undivided moiety of the said deceased of and in the estate called Melfort, situated at Pussellawa in the Central Province of this Island, and of and in all other the lands and hereditaments thereto belonging, in accordance with and pursuant to the terms of a certain draft conveyance schedule to a certain power of attorney, dated the 27th day of August, 1893, and executed by the said William Rumbold and Sir Horace Rumbold, and filed of record herein, and executing all transfers, deeds, instruments, and writings necessary in that behalf, unless any person shall, on or before the 13th day of December, 1894, show sufficient cause to the satisfaction of this court to the contrary.

JOSEPH GRENIER,  
Acting District Judge.

The 20th day of November, 1894.

In the District Court of Kandy.

Testamentary } In the Matter of the Estate of Pana  
Jurisdiction. } Lana Awenna Roona Rawenna Mana  
No. 1,856. } Periya Palany Cangany, of Mount  
Class III. } Vernon estate, deceased.

Rawenna Mana Nalla Tamby Ambalakaren ... Petitioner.  
And

1, Rawenna Mana Meenatchy; 2, Pana Lana Awenna Roona Paina Reena Natchy; 3, Pana Lana Awenna Roona Paina Reena Pussallie; 4, Pana Lana Awenna Roona Paina Reena Pusala Themen; 5, Pana Lana Awenna Roona Paina Reena Letchimen; 6, Pana Lana Awenna Roona Paina Reena Palaniyayi; 7, Pana Lana Awenna Roona Paina Reena Walliamma, all of Malayadipati in Seweliwooruwattam of Tirumayam Taluka in Pudukotai Sheema of Trichnopoly Zillah in India; and 8, Pana Lana Awenna Roona Paina Reena Periya Ramasamy Cangany, minor by his guardian *ad litem* Wettuwel Pandarem of Mount Vernon estate..... Respondents.

THIS matter coming on for disposal before John Henricus de Saram, Esq., District Judge of Kandy, on the 6th day of November, 1894, in the presence of Mr. Siddi Lebbe, Proctor, on the part of the petitioner Rawenna Mana Nalla Tamby Ambalakaren; and the affidavit of Pidaren Kangany, dated the 31st day of October, 1894, having been read:

It is declared that the said Rawenna Mana Nalla Tamby Ambalakaren is the son-in-law of Pana Lana Awenna Roona Rawenna Mana Periya Palany Kangany, deceased, and as such is entitled to have letters of administration to the estate of Pana Lana Awenna Roona Rawenna Mana Periya Palany Kangany, deceased, issued to him, unless the respondents above-named shall, on or before the 14th day of December, 1894, show sufficient cause to the satisfaction of this court to the contrary.

J. H. DE SARAM,  
The 6th day of November, 1894. District Judge.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary } In the Matter of the Estate of the late  
Jurisdiction. } Sinnatamby Vaittilingam, of Vannar-  
No. 637. } ponne, deceased.

Chellammah, widow of Vaittilingam, of Vannarponne .....Petitioner.  
Vs.

1, Tangamuttu, wife of Murugesar; 2, Murugar Sinnatamby; and 3, Arumugam Chellappah, all of Cantharodai .....Respondents.

THIS matter of the petition of Chellammah, widow of Vaittilingam, of Vannarponne, praying for letters

of administration for the estate of her late husband Sinnatamby Vaittilingam, of Vannarponne, coming on for disposal before F. J. de Livera, Esq., District Judge, on the 8th day of November, 1894, in the presence of Mr. S. T. Arnold, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated the 8th day of November, 1894, having been read: It is ordered that the petitioner be and she is hereby declared to be entitled, as widow of the said deceased intestate, to have letters of administration for the estate of the said deceased intestate issued to her, unless the respondents or any other persons shall, on or before the 11th day of December, 1894, show sufficient cause to the satisfaction of this court to the contrary.

F. J. DE LIVERA,  
Acting District Judge.

Jaffna, November 8, 1894.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary } In the Matter of the Goods and  
Jurisdiction } Chattels and Estate and Property  
No. 636. } of Venayagar Sinnattamby, late  
of Sudumaly, deceased.

Sinnappillai, widow of Venayagar Sinnattamby, of Sudumaly ... Petitioner.

Vs.

1, Muttupillai, wife of Valupillai Nannitamby; 2, Ponnupillai, wife of Vayramuttu Sinnattamby; 3, Parupadipillai, widow of Vayravanadar Arumugam; 4, Sinnappillai, wife of Kaderavalu Sinnattamby, all of Sudumaly ..... Respondents.

THIS matter of the petition of Sinnappillai, widow of Venayagar Sinnattamby, of Sudumaly, praying for letters of administration to the estate of the above-named deceased Venayagar Sinnattamby, of Sudumaly, coming on for disposal before F. J. de Livera, Esq., District Judge, on the 1st day of November, 1894, in the presence of Mr. S. P. Lawton, Proctor, on the part of the petitioner; and the affidavit of the petitioner, dated 1st day of November, 1894, having been read: It is declared that the petitioner is the lawful widow and one of the heirs of the said intestate, and as such is entitled to have letters of administration issued to her, unless the respondents or any other person shall, on or before the 13th day of December, 1894, show sufficient cause to the satisfaction of this court to the contrary.

F. J. DE LIVERA,  
District Judge.

November 1, 1894.

In the District Court of Galle.

*Order Nisi.*

Testamentary } In the Matter of the Estate of the late  
Jurisdiction } Assalage Don Andris Appu alias  
No. 3,068. } Siman, deceased, of Pitarambe.

THIS matter coming on for disposal before Henry Luttrell Moysey, Esq., District Judge of Galle, on the 4th day of September, 1894, on the motion of Mr. D. O. D. S. Gunasekera, Proctor, on the part of the petitioner Assalage Hendrick Appu alias Juan of Pitarambe; and the affidavit of the said Assalage Hendrick Appu alias Juan, dated 17th day of May, 1894, having been read:

It is declared that the said Assalage Hendrick Appu alias Juan, of Pitarambe, is the son of the said deceased Assalage Don Andris Appu alias Siman, and that as such he is entitled to have letters of administration of the estate of the said deceased issued to him accordingly, unless the respondent Assalage Angohamy, wife of Culappu Tantirege Siman Appu alias Nicholas Appu, of Alawatu-goda in Bentara, shall, on or before the 18th day of October, 1894, show sufficient cause to the satisfaction of this court to the contrary.

H. L. MOYSEY,  
District Judge.

The 4th day of September, 1894.

October 18, 1894.

The *Order Nisi* is extended to the 6th day of November, 1894, and it is hereby declared that, unless the respondent therein named shall, on or before that day show cause, the petitioner will be declared entitled to have letters of administration to the estate of the deceased Assalage Don Andris Appu alias Siman issued to him.

H. L. MOYSEY,  
District Judge.

November 6, 1894.

The *Order Nisi* is extended to the 26th day of November, 1894, and it is hereby declared that, unless the respondent therein named shall on or before that day show cause, the petitioner will be declared entitled to have letters of administration to the estate of the deceased Assalage Don Andris Appu alias Siman issued to him.

H. L. MOYSEY,  
District Judge.

In the District Court of Galle.

*Order Nisi.*

Testamentary } In the Matter of the Estate of the  
Jurisdiction } Last Will and Testament of Nana-  
No. 3,043. } yakkara Liyanage Don Dias de Silva,  
deceased, of Hatuwapiyadigama.

THIS matter coming on for disposal before Henry Luttrell Moysey, Esq., District Judge of Galle, on the 19th day of September, 1894, on the motion of Mr. W. E. de Vos, Proctor, on the part of the petitioners (1) Nanayakkara Liyanage Salman de Silva, (2) Nanayakkara Liyanage Carolis de Silva, both of Hatuwapiyadigama; and the affidavit of the said petitioners Nanayakkara Liyanage Salman de Silva and Nanayakkara Liyanage Carolis de Silva, both of Hatuwapiyadigama, dated 14th day of September, 1894, having been read:

It is ordered that the will of Nanayakkara Liyanage Don Dias de Silva, deceased, dated 4th day of March, 1894, and now filed in this case, be and the same is hereby declared proved.

It is further declared that the said Nanayakkara Liyanage Salman de Silva and Nanayakkara Liyanage Carolis de Silva, both of Hatuwapiyadigama, are the executors named in the said will, and that they as such are entitled to have probate of the same issued to them accordingly.

H. L. MOYSEY,  
District Judge.

The 19th day of September, 1894.

In the District Court of Ratnapura.

*Order Nisi.*

Testamentary } In the Matter of the Last Will and  
Jurisdiction } Testament of John Herbert Fearnley  
No. 439. } Hamilton, late of Ratnapura, deceased.

THIS matter coming on for disposal before K. W. B. Macleod, Esq., District Judge of Ratnapura, on the 5th day of November, 1894, in the presence of Mr. D. J. Jayetileke, Proctor, on the part of the petitioner George Frederick Halliley, of Mutwal, Colombo; and the affidavit of the said George Frederick Halliley having been read, and the last will and testament of John Herbert Fearnley Hamilton, deceased, and power of attorney in favour of George Frederick Halliley having been produced: It is ordered that the will of John Herbert Fearnley Hamilton, deceased, dated 22nd day of February, 189, be and the same is hereby declared proved.

It is further declared that the said George Frederick Halliley is the attorney of Alice Allen, the executrix named in the said will, and as such he is entitled to have letters of administration with the will annexed issued to him, unless sufficient cause to the satisfaction of the court be shown to the contrary by any person or persons on or before the 5th day of December, 1894.

K. MACLEOD,  
Acting District Judge.

The 5th day of November, 1894.

## NOTICES OF INSOLVENCY.

## In the District Court of Colombo.

No. 1,816. In the matter of the insolvency of Ranney Don Joseph, of Weddemulla.

WHEREAS the above-named Ranney Don Joseph, of Weddemulla, was on November 12, 1894, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on December 13, 1894, and January 17, 1895, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,

Colombo, November 12, 1894. J. B. Misso,  
Secretary.

No. 1,805. In the matter of the insolvency of Seena Parido, of No. 8, Wekanda, Slave Island in Colombo.

NOTICE is hereby given that a public sitting of this court will be held on December 13, 1894, for the allowance to the insolvent of his certificate of conformity.

By order of court,

Colombo, November 17, 1894. J. B. Misso,  
Secretary.

No. 1,812. In the matter of the insolvency of Marcellus Perera, of Skinner's road south, in Colombo.

NOTICE is hereby given that a public sitting of this court will be held on December 13, 1894, for the allowance to the insolvent of his certificate of conformity.

By order of court,

Colombo, November 17, 1894. J. B. Misso,  
Secretary.

No. 1,813. In the matter of the insolvency of Yar Mohamed, of Slave Island, Colombo.

NOTICE is hereby given that a public sitting of this court will be held on December 13, 1894, for the allowance to the insolvent of his certificate of conformity.

By order of court,

Colombo, November 17, 1894. J. B. Misso,  
Secretary.

## In the District Court of Kandy.

No. 1,352. In the matter of the insolvency of Rowland Boustead, of Wattagama.

WHEREAS the above-named Rowland Boustead was on November 15, 1894, adjudged insolvent by the District Court of Kandy, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on December 14, 1894, and January 11, 1895, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,

Kandy, November 20, 1894. W. M. DE SILVA,  
for Secretary.

No. 1,353. In the matter of the insolvency of Pona Vella Kannu Assary, of Gampola.

WHEREAS the above-named Pona Vella Kannu Assary was on November 19, 1894, adjudged insolvent by the District Court of Kandy, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on January 11, 1895, and January 25, 1895, for the said insolvent to surrender and conform; and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,

Kandy, November 20, 1894. W. M. DE SILVA,  
for Secretary.

## NOTICES OF FISCALS' SALES.

**Western Province.**

In the District Court of Colombo.

Hettiakandage Santiago Fernando, of Moratuwa.....Plaintiff.  
No. C/2,859. Vs.  
Ahamado Lebbe Marikar Mariambu Natchia, widow of Meera Lebbe Marikar Uduma Lebbe Marikar, of Vauxhall street in Colombo.....Defendant.

NOTICE is hereby given that on Tuesday, December 18, 1894, at 1 o'clock in the afternoon, will be sold by public auction at the premises the following property decreed by the decree entered in the above case, viz. :—

An allotment of land with the houses constructed thereon, situated to the west of Cemetery lane, Slave Island in Colombo; bounded on the north by the property of Cottiyodege Juan Perera, on the east by the Churchyard lane, on the south by the property of Tamby Nury, and on the west by the land said to belong to the Crown, containing in extent 19.92 square perches.

Fiscal's Office, J. S. DRIEBERG,  
Colombo, November 21, 1894. Deputy Fiscal.

In the District Court of Colombo.

Hettiakandage Santiago Fernando, of Moratuwa.....Plaintiff.  
No. C/2,861. Vs.  
1, Ahamado Lebbe Marikar Mariambu Natchia, of Vauxhall street in Colombo, widow of the late Meera Lebbe Marikar, deceased; and 2, Ahamado Lebbe Marikar Mohammed Lebbe Marikar, of Colombo.....Defendants.

NOTICE is hereby given that on Tuesday, December 18, 1894, at 3.15 in the afternoon, will be sold by public auction at the premises the following property decreed by the decree entered in the above case, viz. :—

All that part of a garden called Casie Chettywatta, situated at Maradana within the gravets of Colombo, with all the buildings thereon; bounded on the north and west by the other part of this garden of Segoe Lebbe Ahamado Lebbe Marikar, on the east by the lake, and on the south by the other part of this garden of Kadu Natchia, wife of Meedin Lebbe, containing in extent 8.59 square perches more or less.

2. Another part of the said garden called Casie Chettywatta, and all the buildings thereon; and bounded on the north by the other part of this garden of Ruke Gattoo Natchia, wife of Mohamado, on the east by the lake, on the south by the property of J. M. Robertson, Esq., and on the west by the garden of Segoe Lebbe Ahamado Lebbe Marikar, containing in extent 8.86 square perches, which said two portions of land now form one property, and bear assessment No. 6, situate at Vauxhall street in Colombo; and bounded on the north by the property of Muttutantrige Siman Fernando, on the east by the lake, on the south by the house No. 7, on the west by the property of Segoe Lebbe Ahamado Lebbe Marikar, containing in extent 17.45 square perches.

Fiscal's Office, J. S. DRIEBERG,  
Colombo, November 21, 1894. Deputy Fiscal.

In the District Court of Colombo.

K. R. M. Parkirisamy Nayaker, of Main street in the Pettah of Colombo.....Plaintiff.  
Ahamado Lebbe Omer Lebbe Marikar, of Colombo... Substituted Plaintiff.  
No. 3,918/C. Vs.  
Ena Oduma Lebbe Marikar, of Maradana, Colombo.....Defendant.

NOTICE is hereby given that on Saturday, December 15, 1894, at 1.30 in the afternoon, will be

sold by public auction at the premises, the right, title and interest of the said defendant in the following property, viz. :—

The house and land bearing assessment No. 174, situated at 2nd Division, Maradana, within the gravets of Colombo; bounded on the north by the boutique bearing No. 175 belonging to Colenda Marikar Esie Lebbe Hadjiar, on the east by the property of Ahamado Lebbe Ibrahim Lebbe, on the south by boutique bearing No. 173 belonging to Colenda Marikar Esie Lebbe Hadjiar, and on the west by the high road, containing in extent  $\frac{1}{4}$  of an acre more or less.

Fiscal's Office, J. S. DRIEBERG,  
Colombo, November 21, 1894. Deputy Fiscal.

In the District Court of Colombo.

Joseph Peter Mendis Gunawardena Wijesinghe and his wife 2, Elizabeth de Abrew Abeyasinghe, administratrix of the estate of Dedrick de Soyza Gunatilleka Rajapaksa, late of Colombo, deceased.....Plaintiffs.  
No. 6,063/C. Vs.

Mahamarakkalage Abraham Fernando, of Moratuwa, also of the Turkish Baths, Hospital street, Fort, Colombo.....Defendant.

NOTICE is hereby given that on Wednesday, December 19, 1894, at 4 o'clock in the afternoon, will be sold by public auction at the premises the following property specially mortgaged and hypothecated, viz. :—

All that piece or portion of land with the house and other buildings thereon, bearing assessment No. 40, situated at Darley road in Maradana, Cinnamon Gardens, within the Municipal limits of Colombo; bounded on the north by the remaining portion of the same property, on the south by Mrs. Rudd's property, on the east by the high road, and on the north-west by the lake, containing in extent 1 rood and 6.94 square perches.

Fiscal's Office, J. S. DRIEBERG,  
Colombo, November 21, 1894. Deputy Fiscal.

In the District Court of Colombo.

Muttu Natchia, widow of Mohideen Bawa Ibrahim Lebbe, of New Moor street in Colombo.....Plaintiff.  
No. 6,196/C. Vs.

1, Cadija Umma, wife of Casila Marikar Levena Marikar; 2, Muttu Natchia, widow of Packeer Lebbe Mohideen Bawa, both of Messenger street in Colombo.....Defendants.

NOTICE is hereby given that on Thursday, December 20, 1894, at 4 o'clock in the afternoon, will be sold by public auction at the premises the following property specially mortgaged, viz. :—

All that land with the buildings standing thereon, situated at Messenger street within the Municipality of Colombo, and bearing assessment No. 98; bounded on the north by the road, on the south by the garden of Salema Lebbe Oduma Lebbe Marikar, on the east by the house and garden of Tangatchy Natchia now belonging to Salema Lebbe Samsy Lebbe Hadjiar, and on the west by the house and garden of Tangatchy Natchia, the wife of Segoe Lebbe Samsy Lebbe, containing in extent 25.24 square perches.

Fiscal's Office, J. S. DRIEBERG,  
Colombo, November 21, 1894. Deputy Fiscal.

In the District Court of Colombo.

Hewadewage Theodoris Fernando, Mudalali,  
of Cinnamon Gardens, Colombo ..... Plaintiff.  
No. 4,152/C. Vs.  
Ahamado Lebbe Marikar Mohomadu Lebbe  
Marikar, of No. 7, Vauxhall street, Slave  
Island, Colombo.....Defendants.

NOTICE is hereby given that on Tuesday, December 18, 1894, at 4 o'clock in the afternoon, will be sold by public auction at the premises the following property, specially mortgaged with the plaintiff, viz. :—

All that house and ground bearing assessment No. 7, situated at Vauxhall street in Slave Island, within the Municipality of Colombo; bounded on the north by the property of the late Sego Lebbe Sinne Lebbe Marikar, on the east by the Colombo lake, on the south by the property of Mariambu Natchia, and on the west by the property of I. C. Marikar *alias* I. L. Marikar; containing in extent 1 rood and 37.60 square perches, together with all gas fittings, right, easement, and appurtenances thereof.

Fiscal's Office, J. S. DRIEBERG,  
Colombo, November 21, 1894. Deputy Fiscal.

In the Court of Requests of Colombo.

Ana Moideen Pulle ..... Plaintiff.  
No. 487. Vs.  
H. de Costa, of Churchyard lane, Slave  
Island, Colombo..... Defendant.

NOTICE is hereby given that on Tuesday, December 18, 1894, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

An undivided one-third of the house and premises bearing assessment No. 30, situated at Malay street in Slave Island, Colombo; bounded on the north by ditch lane, on the east by the property of Aserappa and others, on the south by the property of Arisy Marikar Hadjiar, and on the west by Malay street, containing in extent half an acre more or less.

Fiscal's Office, J. S. DRIEBERG,  
Colombo, November 21, 1894. Deputy Fiscal.

In the District Court of Colombo.

S. Allia Marikkar, of Walgama in the Adi-  
kari pattu of Siyane korale..... Plaintiff.  
No. 5,966/C. Vs.  
Casie Lebbe Cader Lebbe, of Galkapana-  
watta, Grandpass, Colombo..... Defendant.

NOTICE is hereby given that on Thursday, December 13, 1894, at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz. :—

All that land called Ambagahawatta, situated at Kandane in the Gangaboda pattu of Siyane korale east; bounded on the east by the road leading from Pasyala to

Hanwella and the garden of G. Suwaris Appu, on the south and west by the ditch of this garden, the owita ground, and field of Casie Lebbe Cader Lebbe, and on the north by the gardens of Tambi Lebbe Suna Assen Lebbe and Kalumenika, containing in extent 40 acres more or less.

S. D. BANDARANAIKE,  
Deputy Fiscal's Office, Deputy Fiscal,  
Veyangoda, November 20, 1894.

North-Western Province.

In the District Court of Chilaw.

Kuna Lana Kavanna Kulandawalen Chetty,  
by his attorney Kuna Lana Kavanna Vel-  
lappa Chetty, of Madampe..... Plaintiff.  
No. 995. Vs.

1, Meera Lebbe Manamma; 2, Assana Marik-  
kar Ibrahim Naina Marikkar, both of Ma-  
dampe..... Defendants.

NOTICE is hereby given that on Saturday, December 15, 1894, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

1. The land called Beligahawatta, situated at Marakkalagama in Madampe, together with the house standing thereon; bounded on the north by lands of the defendants and others, east by the land belonging to the heirs of the late Karutta Tamby and others, south by lands belonging to Neina Marakkar and others, and on the west by the lands belonging to Mammadu Tamby and others, of about six seers of kurakkan sowing extent.

2. Three-fourths share of Dangahawatta, situate at Marakkalagama in Madampe; bounded on the north by land of Kasila Marakkar, east by garden of Kasila Marakkar and others, south by the garden called Beligahawatta, and on the west by garden belonging to the heirs of Ibrahim Kankanama, of about one seer of kurakkan sowing extent.

3. The land called Palliyalangawatta, situate at Marakkalagama in Madampe; bounded on the north by the garden of Pakkeer Tamby Asana Marikkan and others, east by land belonging to the heirs of Ibrahim Kankanama, south by land of Mammadu Tamby and others, and on the west by the garden called Palliyawatta, of about two seers of kurakkan sowing extent.

4. The Gala land situate near Wehena burial ground in Madampe; bounded on the north and east by the paddy lands belonging to Mr. Joseph Panditasekara, south by the lands belonging to Pakir Umma, and on the west by the Moorish burial ground, of about two seers of kurakkan sowing extent.

Amount to be levied Rs. 1,974-37, with interest on Rs. 1,500 at 16½ per cent. per annum from September 8, 1894.

C. B. PAULICKPULLEY,  
Deputy Fiscal's Office, Fiscal's Marshal,  
Chilaw, November 19, 1894.

BY virtue of a Mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said Court for the District of Negombo will be holden at the Court-house at Negombo on Monday, December 10, 1894, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above-mentioned, and not to depart without leave asked and granted.

Fiscal's Office,  
Colombo, November 22, 1894.

J. S. DRIEBERG,  
for Fiscal.

இலங்கை அரசாங்கத்தின் மூலக்கிரமத்தின்படி நாம் பிரசுரித்தபடித்துவதாவது: நீர்கொழும்பு டிபாயஸ்தலத்திலே மேற்சொல்லிய சுப்பிரீங்கோட்டாரால் நீர்கொழும்பு டிஸ்ட்ரிக்ட்சேர்ந்த கிறிமினெஸ் வழக்குவிசாரணை, அச்சு அண்டி டிசம்பர் மாசம் 10 தேதியாகிய திங்கட்கிழமைகாலமே கக மணி தொடங்கி அன்றும் அதற்கடுத்த நாட்களிலும் நடத்தப்படும். ஆதலால் அவ்விசாரணையிற் காரியகருமமுள்ள வர்களெல்லோரும் சொல்லப்பட்ட நேரத்திலே சொல்லப்பட்ட இடத்திலே வெளிப்பட்டு அவ்விடத்தினின்றும் உத்தரவின்றி நீங்காதிருக்கக்கடவர்கள்.

අවසර ඉල්ලා ලබාගෙන මිස එයින් පිටතට යන්ට නුදුඑවන් බවත් මෙයින් සැමදෙනාටම දන්වන්නෙමි.

ජේ. ඇස්. ඩීර්බර්ග්,  
පිස්කල්කාන වෙනුවට.  
වර්ෂී 1894 ක්වු නොවැම්බු මස 22 වෙනි  
දින කොලඹ පිස්කල් කන්තෝරුවේදීය.

இலங்கைத்தீவிற்கு சங்கைபோந்த சுப்பிரீங்கோட்டாரது கட்டளையின்படி நாம் பிரசுரித்தபடித்துவதாவது: நீர்கொழும்பு டிபாயஸ்தலத்திலே மேற்சொல்லிய சுப்பிரீங்கோட்டாரால் நீர்கொழும்பு டிஸ்ட்ரிக்ட்சேர்ந்த கிறிமினெஸ் வழக்குவிசாரணை, அச்சு அண்டி டிசம்பர் மாசம் 10 தேதியாகிய திங்கட்கிழமைகாலமே கக மணி தொடங்கி அன்றும் அதற்கடுத்த நாட்களிலும் நடத்தப்படும். ஆதலால் அவ்விசாரணையிற் காரியகருமமுள்ள வர்களெல்லோரும் சொல்லப்பட்ட நேரத்திலே சொல்லப்பட்ட இடத்திலே வெளிப்பட்டு அவ்விடத்தினின்றும் உத்தரவின்றி நீங்காதிருக்கக்கடவர்கள்.

இங்ஙனம், ஜெ. எஸ். டிரிபெர்க்,  
கொழும்பு பிஸ்கால் கந்தோர், பிஸ்காலுக்காக,  
அச்சு ம் (வர) நொவம்பர்மீ 22 ந் 2.

DRAFT ORDINANCES.

Continued from page 218.

MINUTE.

The following Draft of a proposed Ordinance is published for general information :—

An Ordinance to amend the Law providing for the granting of Pensions to Widows and Children of Deceased Public Officers of this Colony.

Preamble.

WHEREAS doubts have arisen as to the liability of public officers to contribute to the Widows' and Orphans' Pension Fund in case the abatement of 4 per cent. from the salaries of such officers is not made by the Treasurer, as provided in section 12 of the Ordinance No. 20 of 1885, and it is expedient to remove such doubts and to amend the law in regard thereto: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

To be read as one with the principal Ordinance.  
Amendment of section 12 of principal Ordinance.

1 This Ordinance shall be construed and read as one with "The Widows' and Orphans' Pension Fund Ordinance, 1885," hereinafter called "the principal Ordinance."

2 To section 12 of the principal Ordinance shall be added the following words:

"In case any abatement as herein provided is not made, it shall be the duty of the public officer to pay to the Treasurer, within fifteen days of the receipt of his salary, as his contribution, a sum equal to an abatement of 4 per cent. from his salary; and all arrears of such contribution since the passing of the principal Ordinance shall be taken to be a debt due to the directors of the fund, and shall be payable, forthwith or by such instalments as the directors may determine, together with interest thereon at 6 per cent. per annum, or lesser rate as they may determine, on such sum, anything in the Ordinance No. 22 of 1871 to the contrary notwithstanding. And it shall be lawful for the Treasurer to deduct from any salary which may be due, or become due, to any officer so indebted, the whole or any part of such debt, on an order to that effect passed by the directors of the fund."

By His Excellency's command,  
E. NOEL WALKER,  
Colonial Secretary.

Colonial Secretary's Office,  
Colombo, November 23, 1894.