

**THE GAZETTE OF THE DEMOCRATIC  
SOCIALIST REPUBLIC OF  
SRI LANKA**

**Part II of May 20, 2016**

**SUPPLEMENT**

*(Issued on 23. 05. 2016)*



**LAW COMMISSION (AMENDMENT)**

**A**

**BILL**

**to amend the Law Commission Act, No. 3 of 1969**

*Ordered to be published by the Minister of Justice*

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*STATEMENT OF LEGAL EFFECT*

*Clause 2:* This clause amends section 2 of the Law Commission Act, No. 3 of 1969 (hereinafter referred to as the “principal enactment”) and the legal effect of the section as amended is to change the composition of the Law Commission.

*Clause 3:* This clause amends section 8 of the principal enactment and the legal effect of the section as amended is to change the designation “Commissioner” into “member of the Commission”.

*Clause 4:* This clause amends section 11 of the principal enactment and the legal effect of the section as amended is to change the designation “The Permanent Secretary to the Ministry” into “Secretary to the Ministry”.

*Clause 5:* This clause amends section 12 of the principal enactment and is consequential to the amendments made by clause 8.

*Clause 6:* This clause amends section 13 of the principal enactment and is consequential to the amendments made by clause 8.

*Law Commission (Amendment)*

L. D.—O. 52/2015.

AN ACT TO AMEND THE LAW COMMISSION  
ACT, NO. 3 OF 1969

BE it enacted by the Parliament of the Democratic Socialist  
Republic of Sri Lanka as follows:—

1. This Act may be cited as the Law Commission Short title.  
(Amendment) Act, No. of 2016.

5 2. Section 2 of the Law Commission Act, No. 3 of 1969 Replacement  
(hereinafter referred to as the “principal enactment”) as last of section 2  
amended by Act, No. 11 of 1978 is hereby repealed and the of Act, No. 3  
as following section substituted therefor:— of 1969.

10 “Establishment and constitution of the Law Commission. 2. (1) There shall be established a  
Commission which shall be called the Law  
Commission, and which shall consist of—

(a) the following *ex-officio* members:—

15 (i) the Secretary to the Ministry  
of the Minister assigned the  
subject of Justice or his  
nominee not below the rank  
of a Senior Assistant Secretary;

20 (ii) an officer not below the rank  
of an Additional Solicitor-  
General nominated by the  
Attorney-General; and

25 (iii) the Legal Draftsman or his  
nominee not below the rank  
of a Senior Assistant Legal  
Draftsman; and

(b) not less than ten and not more than  
fourteen other members appointed  
by the President (hereinafter referred  
to as the “appointed member”) from  
among persons appearing to the  
President to be suitably qualified for  
such appointment and the majority  
of whom shall be persons who have  
held or hold judicial office, or have  
experience as attorneys-at-law or  
teachers in law, or are academically  
qualified in law.

(2) The President shall appoint one of the  
members of the Commission to be the Chairman  
of the Commission.

(3) An appointed member shall, unless he  
earlier vacates his office, hold office for such  
period, not exceeding five years, as may be  
determined by the President at the time of his  
appointment, and shall be eligible for  
reappointment:

Provided, however, that if an appointed  
member vacates his office prior to the  
expiration of his term of office, his successor  
shall, unless he earlier vacates his office, hold  
office only for the unexpired portion of the  
term of the member whom he succeeds.

(4) An appointed member may resign his  
office by writing under his hand addressed to  
the President.

(5) There shall be paid to the members of  
the Commission for their services such  
remuneration as may be determined by the  
Minister, with the prior concurrence of the  
Minister assigned the subject of Finance.”.

3. Section 8 of the principal enactment is hereby amended by the substitution for the words “any Commissioner” of the words “any member of the Commission”. Amendment of section 8 of the principal enactment.
- 5 4. Section 11 of the principal enactment is hereby amended by the substitution for the words “The Permanent Secretary to the Ministry” of the words “The Secretary to the Ministry”. Amendment of section 11 of the principal enactment.
- 10 5. Section 12 of the principal enactment is hereby amended by the substitution for the words “the Commissioners” of the words “the members of the Commission”. Amendment of section 12 of the principal enactment.
- 15 6. Section 13 of the principal enactment is hereby amended by the repeal of the definition of the expression “Commissioner”. Amendment of section 13 of the principal enactment.
7. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail. Sinhala text to prevail in case of inconsistency.

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