



Ceylon Government Gazette

Published by Authority.

No. 6,684 — FRIDAY, NOVEMBER 27, 1914.

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

PART II.—Legal and Judicial.

PART III.—Provincial Administration.

PART IV.—Land Settlement.

PART V.—Mercantile, Marine, Municipal, Local, &c

Separate paging is given to each Part in order that it may be filed separately.

Part II.—Legal and Judicial.

	PAGE		PAGE
Passed Ordinances	905	Notices in Testamentary Actions	912
Draft Ordinances	887	Notices in Insolvency Cases	915
Notices from Supreme Court Registry	—	Notices of Fiscal's Sales	916
Notices from Council of Legal Education	—	Notices from District and Minor Courts	—
Notifications of Criminal Sessions of Supreme Court	—	Lists of Articled Clerks	—
Lists of Jurors and Assessors	—		

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance to repeal "The Vehicles Ordinances, 1901 to 1913," and "The Motor Car Ordinance, 1908," and to enact another Ordinance in their place.

TABLE OF SECTIONS.

CHAPTER I.

Preliminary.

Preamble.

Section.

- 1 Short title.
- 2 Commencement of Ordinance.
- 3 Repeal.
- 4 Interpretation clause: "Vehicle," "cart," "carriage," "coach," "proper authority."

CHAPTER II.

Licensing of Vehicles.

- 5 Application for a license.
- 6 Proper authority to issue license after inquiry.
- 7 Licenses to be issued in duplicate.
- 8 References to headmen.
- 9 Register of license.
- 10 Numbering of licensed vehicles.
- 11 Owner to keep original and driver to keep duplicate.
- 12 Notice of transfer to be given.
- 13 Notice to be given of vehicle destroyed or rendered unfit for use.

Section.

- 14 Proper authority may issue license in place of one lost or destroyed.
- 15 New license for the succeeding year.
- 16 New license not to issue till previous license has been returned.
- 17 Power to refuse or revoke license.

CHAPTER III.

By-laws.

- 18 Governor in Executive Council may make by-laws as to vehicles.
- 19 Rates and fares in respect of tramways constructed under agreement with Municipal Council of Colombo to be regulated by that agreement.
- 20 By-laws to be published in the *Gazette*.
- 21 Penalty for breach of by-laws.
- 22 Special by-laws relating to mechanically propelled vehicles.
- 23 Rules exempting mechanically propelled vehicles imported by holders of international passes.

CHAPTER IV.

Liabilities of Owners of Vehicles.

- 24 Liabilities of owners of licensed vehicles.
- 25 Not liable for loss of certain goods above fifty rupees unless delivered as such.
- 26 Increased rate of charges for such goods.
- 27 Carriers to give receipt.
- 28 No publication of notice to limit liability in respect of other goods to have effect.
- 29 Any owner may be sued.
- 30 Parties entitled to damages may also recover extra charges.
- 31 Owner liable for thefts committed by his servants, &c.
- 32 Owner liable to such damages only as proved.

CHAPTER V.

Delivery of Goods.

- 33 Parcels brought by coaches to be delivered within six hours.
- 34 Within forty-eight hours if distance be beyond four miles.
- 35 Parcels directed to be left till called for.
- 36 Proviso for parcels not directed to be left till called for.
- 37 Rate of cooly hire for parcels not exceeding fifty pounds.
- 38 Penalty on taking more than the above rates.
- 39 Goods sent by carts to be delivered within twenty-four hours.

CHAPTER VI.

General.

- 40 Light.
- 41 Bicycle rider to give notice by ringing a bell.
- 42 Persons under seventeen not to drive.
- 43 Rules of roads.

CHAPTER VII.

Offences.

- 44 Penalties for commission of certain acts.
- 45 Further penalties in case of licensed vehicle.
- 46 Further penalty in case of licensed carriage or cart.
- 47 Further penalties in respect of licensed carts or coaches.
- 48 Misbehaviour of person in charge of vehicle.
- 49 Penalty on person refusing to pay hire or defacing or injuring any vehicle.
- 50 Proof of license to be on the accused.
- 51 Informer's share of penalty.
- 52 Limitation of prosecution.

CHAPTER VIII.

Taxation of mechanically propelled Vehicles.

- 53 Taxation of mechanically propelled vehicles.
- 54 Enforcement of tax.
- 55 Appropriation of stamp duty or tax.

CHAPTER IX.

Transitory Provisions.

- 56 Transitory provisions as to existing rules and taxes.

An Ordinance to repeal "The Vehicles Ordinances, 1901 to 1913," and "The Motor Car Ordinance, 1908," and to enact another Ordinance in their place.

Preamble.

WHEREAS it is expedient to repeal "The Vehicles Ordinances, 1901 to 1913," and "The Motor Car Ordinance, 1908," and to replace them by the Ordinance following: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

CHAPTER I.

Preliminary.

Short title.

1 This Ordinance may be cited for all purposes as "The Vehicles Ordinance, No. of 1914."

Commencement of Ordinance.

2 This Ordinance shall come into operation on such date as the Governor shall, by Proclamation to be published in the "Government Gazette," appoint.

Repeal.

3 The Ordinances specified in the first column of the first schedule hereto shall be severally repealed to the extent mentioned in the third column thereof.

Interpretation clause: "Vehicle."

4 The term "vehicle" includes carriages, carts, coaches, tram cars, and *mechanically propelled vehicles*, and every artificial contrivance used or capable of being used as a means of transportation on land.

"Cart."

The term "cart" means every vehicle drawn by a bullock or bullocks.

"Carriage."

The term "carriage" means every other vehicle.

"Coach."

The term "coach" means any vehicle which plies for hire in any public street, road, or place, in which the passengers or any of them are charged and pay separate and distinct, or at the rate of separate and distinct, fares for their respective places or seats therein, and includes mail coaches and tram cars.

"Proper authority."

The term "proper authority" shall mean within any province or district the Government Agent or Assistant Government Agent thereof, or any officer authorized in writing by the Government Agent or Assistant Government Agent to act as such within such province or district, but in any town where a Municipal Council, Local Board, or Sanitary Board has been established, or may hereafter be established, the Chairman of such Council or Board, and in the town of Nuwara Eliya the Assistant Government Agent of Nuwara Eliya.

CHAPTER II.

Licensing of Vehicles.

Application for a license.

5 The owner of every vehicle which shall be used for the purpose of conveying or transporting by land passengers, goods, produce, or merchandise from any place to any other place for hire or reward, shall subscribe and present to the proper authority of the district within which such *vehicle is ordinarily used or to be used* a declaration of ownership substantially in the form A in the second schedule hereto, and shall apply for a license authorizing such owner to use such vehicle for the purpose or purposes set out in the license.

Proper authority to issue license after inquiry.

6 On receipt of such application the proper authority shall satisfy himself that the said declaration is true, and that the vehicle in respect of which the license is applied for is in good order and fit to be hired for the purpose intended, and thereafter shall issue to the owner of such vehicle a license in the form B in the second schedule hereto.

Licenses to be issued in duplicate.

7 (1) Every such license shall be issued in duplicate, one part to be marked "original" and the other part to be marked "duplicate," and the part marked "original" shall bear a stamp of such value as the Governor in Executive Council may from time to time direct by notification in the "Government Gazette," such stamp to be supplied by the party applying for the license.

Proviso.

Provided that such value shall not exceed the rate applicable to such vehicle mentioned in the second column of the third schedule hereto annexed.

(2) Every such license and every renewal thereof shall be in force until the 31st day of December for the year for which the same shall be granted.

Provided that if on or before the 31st day of December in the year for which the license was granted the owner shall have applied for a new license under section 15, the license shall continue in force until the 31st day of March of the succeeding year, unless a license for such succeeding year shall have been earlier issued.

Provided further that if a new license is issued before the expiration of the year of the existing license, such existing license shall cease to be in force, and the new license shall be deemed to be in force from the date of its issue.

(3) Each license shall state the number of persons authorized to be carried, and in the case of carts the weight to be carried, and the number of animals to be carried therein.

Proviso.

Provided that if any license already granted shall extend to and include any portion of the time for which a license may be granted for the first year after this Ordinance shall come into operation, a proportionate reduction in the stamp duty may be made in the license for such first year.

References to headmen.

8 The proper authority may, if to him it shall appear necessary, cause reference to be made to any headman or other person to ascertain the truth of any statement in any declaration of ownership, and to delay granting the license until the result of such reference is ascertained.

Register of license.

9 The proper authority shall keep a book in which shall be registered all the particulars stated in the licenses granted by him; and every entry in such register shall be numbered in accordance with the number of the license to which it has reference. Any authenticated copy or extract from such register shall be deemed *prima facie* evidence of the facts therein stated.

Extract therefrom *prima facie* evidence.

Numbering of licensed vehicles.

10 (1) At the time when any vehicle shall be licensed, or when the license issued in respect thereof shall be renewed, the proper authority shall see that a number corresponding to that under which such vehicle is entered in the register is painted, branded, stamped, or cut as he shall consider best on some conspicuous part thereof, or shall cause such number to be so painted, branded, stamped, or cut, and shall thereafter issue to the applicant the license aforesaid.

(2) The proper authority shall also issue to him a plate to be fixed upon the vehicle as hereinafter provided. The plate shall have legibly painted or marked on it a number corresponding to the number mentioned in the license of the vehicle; and the year in which the license is granted or renewed shall be indicated on the plate by means of figures, letters, or colours.

(3) The plate shall be fixed upon the vehicle in such a manner that the year and the number shall be at all times plainly and distinctly visible.

(4) In the case of carts, the plate shall be fixed on the off or right side of the frame, opposite to and within the circumference of the wheel and in front of the axle, but the Governor in Executive Council may by by-law made under section 18 direct that in any specified part of the Island the plate may be fixed in some other position.

(5) The plate shall be kept and continued so fixed so long as the license shall remain in force.

Provided that when any plate has during the period of the license become indistinct or defaced by use or otherwise, the owner shall return the same to the proper authority, and shall be entitled, on making a payment of twenty-five cents, to receive a fresh plate, and the above provisions shall apply to such fresh plate.

(6) Any owner who fails to return as aforesaid any plate which has become indistinct or defaced shall be guilty of an offence, and shall be liable to the punishment prescribed by section 44 of this Ordinance.

Owner to keep original and driver to keep duplicate.

11 The original of the license shall be retained by the owner of the vehicle, but the driver of the vehicle shall have the duplicate of such license, and be ready to produce the same whenever thereunto required.

Notice of transfer to be given.

12 (1) In case any vehicle licensed as aforesaid shall be transferred to another by sale, gift, or otherwise, the transferor and transferee shall notify the same to the proper authority within fourteen days from the date of such transfer; in order that such transfer may be entered in the register and a new license *in original and duplicate* issued to the transferee, *in exchange for the license in original and duplicate issued to the transferor.*

(2) Such new license shall be on unstamped paper, and shall *have the same duration as the license issued to the transferor.*

Notice to be given of vehicle destroyed or rendered unfit for use.

13 If any licensed vehicle shall be destroyed or rendered wholly unfit for use, the owner thereof shall within fourteen days notify the fact to the proper authority, in order that the number may be erased from the register, and shall at the same time return to the proper authority the original and duplicate license issued for such vehicle, together with the plate placed and fixed upon such vehicle.

Proper authority may issue license in place of one lost or destroyed.

14 The proper authority may, on his being satisfied by affidavit that any license has been lost or destroyed by accident or otherwise, issue an exemplification of the license on the application of the owner of the vehicle.

New license for the succeeding year.

15 (1) *The owner of any licensed vehicle may apply to the proper authority on or before the 31st day of December of the year for which the license was issued for the issue of a new license for the following year, and when so applying shall return to the proper authority the original of the license held by him.*

(2) *On the receipt of such application the proper authority, if a new license is not at the time available, shall deliver to the applicant a certificate in such form as may be ordered by the proper authority or prescribed by by-law under the Ordinance to the effect that a new license has been applied for.*

(3) *The proper authority may issue a new license and a plate in respect of such license as provided for in section 10, and such plate shall be fixed on the vehicle as provided for in the said section.*

(4) *On the issue of the new license the owner shall return to the proper authority at the time of such issue the duplicate of the license held by him and the plate issued to him in respect of such license.*

(5) *If no such application shall have been made, the owner shall return to the proper authority the original and the duplicate license, together with the plate issued to him in respect of such license, within seven days after the expiration of the period for which the same were issued.*

(6) *The proper authority may dispense with the requirements of this section as to the return of the original and duplicate license and the plate or any of them, if the non-return of such original or duplicate license or the plate has been accounted for to his satisfaction.*

New license not to issue till previous license has been returned.

16 No new license shall be issued for any previously licensed vehicle under the provisions of this Ordinance unless and until the original and duplicate license previously issued for such vehicle have been returned by the owner to the proper authority, or the non-return of such original or duplicate, or of both, as the case may be, has been accounted for to the satisfaction of the proper authority.

Power to refuse or revoke license.

17 (1) It shall be lawful for the proper authority to cancel, withdraw, or suspend the license after the same shall have been issued, if the owner of any vehicle shall not keep the vehicle or the animals drawing it in good order and condition, or if such authority has reason to believe that the vehicle is out of repair and not fit to be used for the purpose for which it was licensed, or if the owner shall allow the same to be driven by any person not competent to drive by reason of want of skill or otherwise, or if such owner shall commit any breach of the provisions of this Ordinance or the by-laws made thereunder.

(2) Whenever a license is cancelled, withdrawn, or suspended under the provisions of this section, the owner of the vehicle shall return to the proper authority the original and duplicate license and the plate issued to such owner within seven days from the date of such revocation.

CHAPTER III.

By-laws.

The Governor in Executive Council may make by-laws as to vehicles.

18 (1) The Governor, with the advice of the Executive Council, may, for any town, place, district, or province of this Island, from time to time make, and when made revoke, amend, alter, or vary, such by-laws as may seem necessary or expedient for the purpose of carrying out the provisions of this Ordinance.

(2) The by-laws made under the last preceding sub-section may provide among other things—

- (a) For regulating the number of persons to be carried in vehicles, and for the periodical inspection of the condition of such vehicles, animals, harness, and machinery used for drawing or propelling the same.
- (b) For regulating the weight of goods to be carried in carts, and the space to be allowed for animals carried therein.
- (c) For fixing public stands for carriages, the distances to which such carriages may be compelled to take passengers, and the persons to be in charge of such stands, the hours within which carriages are to remain at the stands, and all other matters relating thereto.
- (d) For fixing the rates and fares for goods and passengers as well for time as distance to be paid for vehicles, and for securing the due publication of such fares.
- (e) For framing a table of distances for the purpose of any fare to be charged by distance.
- (f) For securing the safe custody and delivery of any property accidentally left in vehicles and fixing the charges to be paid in respect thereof, with power to cause such property to be sold or to be given to the finder in the event of its not being claimed within a stated time.
- (g) For regulating the traffic in the roads and streets and for prohibiting vehicles being left or permitted to remain in any public road except for such time as shall be necessary only for loading and unloading goods and the taking up and letting down of passengers.
- (h) For regulating the manner in which notice may be given by the proper authority to any person under the provisions of this Ordinance.
- (i) For licensing and registering the drivers of licensed vehicles.
- (j) For every other purpose which may be necessary or expedient for providing for the safety and comfort of passengers and for the safety of goods conveyed by licensed vehicles.

Provided always that nothing herein contained shall in any way restrict or be construed to restrict the generality of the powers conferred on the Governor by the last preceding sub-section, but such powers shall extend to all matters, whether similar or not to those in this sub-section mentioned, as to which it may be expedient to make by-laws for the better carrying into effect of the objects of this Ordinance.

Rates and fares in respect of tramways constructed under agreement with Municipal Council of Colombo to be regulated by that agreement.

19 The rates and fares to be charged for carrying passengers and goods on the cars and carriages running on the tramway or tramways constructed or to be constructed in pursuance of the agreement entered into on the Twenty-sixth day of November, One thousand Eight hundred and Ninety-six, between the Municipal Council of Colombo of the one part and Messieurs Boustead Brothers of the other part, shall continue to be fixed in manner provided by clause 21 of the said agreement, and not by the by-laws made under the last preceding section.

By-laws to be published in the Gazette.

20 (1) The by-laws when so made, altered, or amended shall be published in the *Government Gazette*, and shall thereupon become as legal, valid, binding, and effectual as if the same had been inserted in this Ordinance, and all courts, Judges, and Magistrates shall take judicial notice thereof.

(2) All such by-laws shall be laid before the Legislative Council if in session within one month of such publication, and if not in session within one month of the commencement of the session next ensuing, and in either case they shall be on the table during four sittings at least of the Council, and any by-law which has been disapproved by resolution of the Council shall cease to have any force or effect.

Penalty for
breach of
by-laws.

21 Any person committing a breach of any by-law made under section 18 shall be liable on summary conviction to a fine not exceeding twenty rupees for each breach, and in default of payment to simple or rigorous imprisonment not exceeding one month.

Special by-laws
relating to
mechanically
propelled
vehicles.

22 (1) The Governor in Executive Council may for the whole of Ceylon or for any part thereof, without prejudice to its powers under section 18, make, and when made may revoke, alter, or vary, special by-laws for regulating and controlling the use of mechanically propelled vehicles, and for protecting persons and property from danger or damage from the use of such vehicles, and generally for carrying out the purposes and objects of this Ordinance. Such by-laws may—

- (a) Provide for the registration by an authority defined in such by-laws of mechanically propelled vehicles, and for the fixing and levying of a fee for such registration and for the cancellation of such registration.
- (b) Prescribe the numbers or identification marks to be exhibited by such vehicles, and the manner and position in which they shall be affixed.
- (c) Prescribe the lamps or other lights to be carried by such vehicles, and the times and the manner in which they shall be carried and used.
- (d) Provide for the licensing of the drivers of such vehicles, and the fixing and levying of a fee for such licenses.
- (e) Impose such restrictions upon the weight and construction and use of mechanically propelled vehicles as may appear necessary to protect public roads, bridges, culverts, and thoroughfares and streets from excessive damage, and to ensure the safety of the public.
- (f) Prescribe the manner in which the horse power of mechanically propelled vehicles shall be calculated for the purpose of this Ordinance.
- (g) Give such other directions with regard to the driving and management of such vehicles as may appear necessary or conducive to the public safety and convenience, and for the identification of drivers and those in charge of such vehicles.

(2) Such by-laws may provide—

- (a) For penalties for the contravention thereof on summary conviction not exceeding in the case of a first offence a fine of fifty rupees, and an additional fine not exceeding five rupees a day for a continuing offence; and in the case of a second or a subsequent offence not exceeding a fine of one hundred rupees, and an additional fine not exceeding ten rupees for a continuing offence.
- (b) For a term of imprisonment, rigorous or simple, without the option of a fine, not exceeding three months in the case of a second or subsequent offence; and
- (c) For the cancellation or suspension of drivers' licenses on conviction or on the application of the registrar, or for the endorsement of convictions on licenses.

(3) All such by-laws shall be laid before the Legislative Council if in session within one month of such publication, and if not in session within one month of the commencement of the session next ensuing, and in either case they shall be on the table during four sittings at least of the Council, and any by-law which has been disapproved by resolution of the Council shall cease to have any force or effect.

(4) All by-laws made under this section shall apply to persons in the public service of the Crown.

Rules exempting mechanically propelled vehicles imported by holders of international passes.

23 The Governor in Executive Council may make rules providing for the exemption from the operation of all or any of the provisions of this Ordinance or any by-law thereunder of mechanically propelled vehicles which are imported into the Island by persons holding international passes issued under the Convention signed at Paris on the Eleventh day of October, One thousand Nine hundred and Nine, with respect to the international circulation of motor vehicles.

CHAPTER IV.

Liabilities of Owners of Vehicles.

Liabilities of owners of licensed vehicles.

24 The owner of every licensed vehicle shall, in the absence of any special contract between him or the person in charge of such vehicle and any other party for the conveyance of goods, be liable for any loss of, or injury to, any goods, articles, or property whatsoever delivered to be carried therein for hire, which shall be occasioned by the neglect or misconduct of such owner, or of any driver, coachman, or other person or servant in his employ or in charge of any such vehicle, and such liability shall be deemed to continue in the person who shall have made the declaration of ownership herein required, unless and until he shall have given the notice of transfer required by section 12. Provided, however, that nothing in this section contained shall be construed to limit or in anywise affect the liability of any such owner as a common carrier if he shall be such.

Proviso.

Not liable for loss of certain goods above fifty rupees unless delivered as such.

25 No such owner shall be liable for the loss of, or injury to, any article or articles or property of the descriptions following; that is to say, gold or silver coin of this or any other country, or any gold or silver in a manufactured or unmanufactured state, or any precious stones, jewellery, watches, clocks, or timepieces of any description, trinkets, bills of exchange, orders, promissory notes, or securities for payment of money, stamps, maps, writings, title deeds, paintings, engravings, pictures, gold or silver plate or plated article, glass, china, opium, silks in a manufactured or unmanufactured state, and whether or not wrought up into other materials, or lace, or any of them, contained in any parcel or package which shall have been delivered to be carried for hire, or to accompany the person of any passenger, when the value of such article or articles or property aforesaid contained in such parcel or package shall exceed the sum of fifty rupees, unless at the time of delivery thereof at the office, warehouse, or receiving house of such owner, or to such owner, or to his driver, coachman, bookkeeper, or other servant, for the purpose of being carried or of accompanying the person of any passenger as aforesaid, the value and nature of such article or articles or property shall have been declared by the person sending or delivering the same, and such increased charge as hereinafter mentioned, or an engagement to pay the same, be accepted by the person receiving such parcel or package.

Increased rate of charges for such goods.

26 When any parcel or package containing any of the articles above specified shall be so delivered, and its value and contents declared as aforesaid, and such value shall exceed fifty rupees, it shall be lawful for the person receiving the same for carriage on hire to demand and receive an increased rate of charge, to be notified by some notice affixed in legible characters in some public and conspicuous part of the office, warehouse, or other receiving house, where such parcels or packages are received for the purpose of conveyance, stating the increased rates of charge required to be paid over and above the ordinary rate of carriage as compensation for the greater risk and care to be taken for the safe conveyance of such valuable articles; and all persons sending or delivering any such parcels or packages at any such office shall be bound by such notice without further proof of the same having come to their knowledge.

Carriers to give receipt.

27 Whenever any goods shall have been received for conveyance for hire by any such licensed vehicle, whether the same be such goods as are mentioned in section 25 or other goods, the person receiving the same for carriage on hire shall, if thereto required when the rate of carriage shall have been paid, or an engagement to pay the same shall have

Penalty in case of neglect.

been accepted, sign a receipt for the said goods setting out therein the name and residence of the owner; and if such receipt shall not be given when required, the person so receiving the same for carriage, in addition to any other liability which he may incur by such refusal, shall not have or be entitled to any benefit or advantage under section 25, and shall be liable to refund any increased rate of charge he may have received in respect of the goods specified therein, and shall further be liable to a fine not exceeding ten rupees.

No publication of notice to limit liability in respect of other goods to have effect.

28 No public notice or declaration by the owner of any such licensed vehicle shall be deemed or construed to limit, or in anywise affect his liability as aforesaid, for or in respect of any articles or goods to be carried and conveyed by him; but all and every such owner shall be liable to answer for the loss of, or any injury to, any articles and goods in respect whereof he may not be entitled to the benefits of section 25, any public notice or declaration by him made and given in anywise limiting such liability to the contrary notwithstanding.

Any owner may be sued.

29 Any one or more of the owners of any such licensed vehicle shall be liable to be sued by his or their name or names only; and no action or suit commenced to recover damages for loss or injury to any parcel, package, or person shall abate by reason of the non-joinder of any co-proprietor or co-partner in such licensed vehicle.

Parties entitled to damages may also recover extra charges.

30 Where any such goods as are mentioned in section 25 shall have been delivered as aforesaid, and the value and contents declared as aforesaid, and the increased rate of charge, if any, paid, and such goods shall have been lost or damaged, the party entitled to recover damages in respect of such loss or damage shall also be entitled to recover such increased charge so paid as aforesaid, in addition to the value of such goods.

Owner liable for thefts committed by his servants, &c.

31 Nothing in section 25 contained shall be deemed to protect the owner of any such licensed vehicle from liability to answer for loss or injury to any goods or articles whatsoever arising from theft or fraudulent conduct of any coachman, driver, bookkeeper, or other person or servant in his employ or in charge of any such licensed vehicle, nor to protect any such coachman, driver, bookkeeper, or other person or servant from liability for any loss or injury occasioned by his or their own personal neglect or misconduct.

Owner liable to such damages only as proved.

32 No owner of any such licensed vehicle shall be concluded as to the value of any goods whereof the value shall be declared in pursuance of section 25, but he shall in all cases be entitled to require from the party suing in respect of any loss or injury proof of the actual value of the said goods by the ordinary legal evidence; and such owner shall be liable to such damages only as shall be proved as aforesaid, not exceeding the declared value, together with the increased charges as aforesaid.

CHAPTER V.

Delivery of Goods.

Parcels brought by coaches to be delivered within six hours.

33 Every box, basket, package, parcel, or other thing whatsoever, not exceeding fifty pounds weight, brought to any coach office or other place, and accepted by the owner of any licensed coach, or by any other person in his employ for the purpose of being carried by any such licensed coach, shall be despatched on the day and by the licensed coach agreed upon, and every such box, basket, package, parcel, or other thing brought to any coach office or other place by any licensed coach for the purpose of delivery at any place within four miles of such coach office or other place (except where the same shall be directed to be left till called for), shall be delivered according to the direction thereof within six hours after the arrival of any such box, basket, package, parcel, or other thing at such coach office or other place, unless such arrival shall be between the hours of five in the evening and seven in the morning; and in that case every such delivery shall be made within six hours after such hour in the morning, and in default thereof the owner of such coach shall for every such offence be liable to a fine not exceeding ten rupees.

Within
forty-eight
hours if
distance be
beyond four
miles.

Parcels directed
to be left till
called for.

Proviso for
parcels not
directed to be
left till called
for.

Rate of
coolie hire for
parcels not
exceeding
fifty pounds.

Penalty on
taking more
than the
above rates.

Goods sent by
carts to be
delivered within
twenty-four
hours.

34 Every box, basket, package, parcel, or other thing deliverable at places beyond four miles of such office or other place shall be delivered within forty-eight hours after the arrival of such licensed coach, and in default thereof the owner of such coach shall for every such offence be liable to a fine not exceeding ten rupees.

35 Every such box, basket, package, parcel, or other thing brought to such coach office or other place, which shall be directed to be left till called for, shall, upon the demand of the person duly authorized to receive the same, be delivered to such person without any charge or demand whatsoever, other than what is justly due for the carriage thereof and the additional sum of eight cents for the warehouse room thereof; and if the same be not delivered to such person on such demand, or any charge other than as aforesaid be made or received in respect thereof, every keeper of such coach office or other place shall for every such offence be liable to a fine not exceeding ten rupees. Provided, nevertheless, that if such box, basket, package, parcel, or other thing so directed to be left till called for be not called for from such coach office or other place before the end of one week after the same is brought to such coach office or other place, it shall be lawful to and for the keeper of such coach office or other place to charge and receive the further sum of twelve cents for the warehouse room thereof, and so in like manner if the same be not sent for before the end of the second or any subsequent week, to charge the further sum of twelve cents weekly.

36 If any such box, basket, package, parcel, or other thing brought to such coach office or other place as aforesaid which is not directed to be left till called for shall, before the same is sent for delivery from such coach office or other place, be demanded by any person duly authorized to receive the same, such box, basket, package, parcel, or other thing shall be thereupon delivered to such person demanding the same, and it shall in such case be lawful to and for the keeper of such coach office or other place to charge and take the sum justly due for the carriage thereof, and also the sum of eight cents for the warehouse room thereof; but if the same be not delivered to such person on such demand, or any charge other than as aforesaid be made or received in respect thereof, the keeper of such coach office or other place shall for every such offence be liable to a fine not exceeding ten rupees.

37 The keeper of any coach office or other place to whom any box, basket, package, parcel, or other thing whatsoever not exceeding fifty pounds weight is brought by any licensed coach or any coolie or other person employed by the keeper of any such coach office or other place as aforesaid in the delivery of any such box, basket, package, parcel, or other thing as aforesaid, shall be entitled to ask, demand, receive, and take, in respect of such delivery, the sums hereinafter mentioned; that is to say:

For any distance not exceeding one mile the sum of sixteen cents.

For any distance exceeding one mile, but not exceeding two miles, the sum of twenty-five cents.

For any distance exceeding two miles, but not exceeding three miles, the sum of thirty-seven cents; and so in like manner the additional sum of twelve cents for every further distance not exceeding a mile.

38 If any coolie or other person employed in the delivery of such boxes, baskets, packages, parcels, or other things as aforesaid shall ask or demand of or from any person or persons in respect of such delivery any greater sum or sums than the rates or prices hereinbefore fixed in that behalf, such coolie or other person shall for every such offence be liable to a fine not exceeding five rupees.

39 All goods and merchandise sent by any licensed cart for the purpose of delivery at any place within this Island shall, in the absence of any special contract to the contrary, be delivered according to the direction thereof within twenty-four hours after the arrival of any such licensed cart at the place of delivery; and in default thereof the owner of such licensed cart shall forfeit and pay for every such offence any sum not exceeding ten rupees.

CHAPTER VI.

General.

Light.

40 No person shall ride, drive, or lead any vehicle along any public road, street, or thoroughfare after dark and before daylight, unless there shall be attached to such vehicle, in the case of a bicycle, tricycle, velocipede, wheelbarrow, or other like vehicle, one lamp, and in the case of all other vehicles two lamps, which shall be—

- (a) So constructed as to throw a white light in the direction in which the vehicle is proceeding and a red light in the opposite direction ;
- (b) So placed, one on each side of the vehicle, as to show the width of the vehicle ;
- (c) Lighted and kept alight so as to afford adequate means of signalling the movement and position of the vehicle.

Provided, however, that the provisions of this section shall not apply to mechanically propelled vehicles.

Bicycle rider to give notice by ringing a bell.

41 Every person riding a bicycle, tricycle, velocipede, or other similar vehicle, or driving a motor carriage or traction engine, shall, before overtaking any vehicle or horse, mule, or other beast of burden, or any foot passenger within a reasonable distance from and before passing such vehicle, horse, or mule, or beast of burden, or such foot passenger, by sounding a bell or whistle or otherwise, give audible and sufficient warning of the approach of such bicycle, tricycle, velocipede, motor carriage, or traction engine.

Persons under seventeen not to drive.

42 No person under the age of *seventeen* shall drive any vehicle other than a bicycle, or carriage drawn by a pony, along the public road, and the burden of proving that he is *seventeen* shall lie on the person charged under this section.

Rules of roads.

43 Where a vehicle shall pass another vehicle going in the same, or coming from the opposite direction, it shall pass on the off or right side of such vehicle.

CHAPTER VII.

Offences.

Penalties for commission of certain acts.

44 Any person committing a breach of sections 42, 43, or—

- (1) Wilfully making a false declaration of ownership under section 5 ; or
- (2) Using or permitting or suffering to be used any vehicle required to be licensed under this Ordinance without having obtained a license therefor, or after the period *during which* such license shall be in force ; or
- (3) Neglecting or omitting to fix the plate issued under section 10 in such manner that the number thereon shall at all times be plainly and distinctly visible, and in the case of carts, in the position prescribed by section 10 or by any by-law under section 18 ; or failing to keep such plate fixed as aforesaid on any vehicle belonging to him or in his charge or care during the continuance of the license relating thereto ; or
- (4) Failing to return the original and duplicate license and the plate to the proper authority from whom such person received it within seven days after the expiration of the period for which such license and plate shall have been issued, or after such person has ceased to be the owner of the vehicle in respect of which the same were issued ; or
- (5) Suffering the plate issued under section 10 to remain fixed on any vehicle after the license with which such plate was issued shall cease to be in force ; or

- (6) Failing to give notice of transfer to another of any licensed vehicle, or of such vehicle having been destroyed or rendered wholly unfit for use, or to return the original and the duplicate license and the plate to the proper authority as required by section 13 ; or
- (7) Using after dark and before daylight any vehicle without having affixed thereto the lighted lamp or lamps as required by section 40 ; or
- (8) Riding a bicycle, tricycle, or velocipede, or driving a motor car without giving sufficient warning of the approach of such vehicle to any foot passenger or vehicle being passed, overtaken, or approached by such bicycle, tricycle, velocipede, or motor car ;

shall be guilty of an offence, and liable on conviction to a fine not exceeding one hundred rupees, and in default of payment to simple or rigorous imprisonment not exceeding six months.

Further penalties in case of licensed vehicle.

45 Any owner or person having the charge or care of any licensed vehicle committing any of the following acts shall be guilty of an offence, and liable on conviction to a fine not exceeding one hundred rupees :

- (1) Permitting or suffering more passengers to enter a licensed vehicle than such vehicle is authorized by its license to carry, or permitting or suffering a greater weight or more animals to be carried than such vehicle is authorized by its license to carry.
- (2) Employing or suffering or permitting to be employed any incompetent person to drive a licensed vehicle.

Further penalty in case of licensed carriage or cart.

46 Any owner or person having the charge or care of any licensed carriage or cart committing any of the following acts shall be guilty of an offence, and liable on conviction to a fine not exceeding one hundred rupees :

Refusing without reasonable cause (the proof of which shall rest on him) to let such carriage or cart to any person desirous of hiring the same for the legal fare allowed by any regulations issued under the authority of this Ordinance, or exacting or demanding for the hire thereof more than the proper fare allowed by such regulations.

Further penalties in respect of licensed carts or coaches.

47 Any owner or person having the charge or care of any licensed cart or coach refusing or neglecting, after being thereunto required by any Police Magistrate, Superintendent of Police, police officer, inspector of coaches, or any person claiming interest in the goods conveyed or to be conveyed in such cart or coach, within a reasonable time to produce the license for the said cart or coach to such Police Magistrate, Superintendent of Police, police officer, inspector of coaches, or such other person, shall be held to be guilty of an offence, and to be liable on conviction to a fine not exceeding fifty rupees for the first offence, and for the second and every other offence to a fine not exceeding one hundred rupees, and the said cart or coach, and every ox, horse, or other animal used for drawing the same, shall in every such case of a second or subsequent offence be forfeited, if the court before which such conviction shall take place shall so adjudge.

Misbehaviour of person in charge of vehicle.

48 *If any person having the charge or care of any vehicle—*

- (a) *Shall drive the same on any public thoroughfare, street, or road recklessly or negligently, or at a speed or in a manner which is likely to endanger human life, or to cause hurt or injury to any person or animal or damage to any vehicle or to goods or persons carried therein, or which would be otherwise than reasonable and proper, having regard to all the circumstances of the case, including the nature and use of the public thoroughfare, street, or road, and to the amount of traffic which is actually on it at the time, or which may reasonably be expected on it ;*

(b) *Shall be in a state of intoxication while driving such vehicle ;*

(c) *Shall make use of any abusive or insulting language, or be guilty of other rude behaviour to or towards any person whomsoever ; or*

(d) *Assault or obstruct any officer of police in the execution of his duty ;*

he shall be guilty of an offence, and shall on conviction be liable to a fine not exceeding fifty rupees, or to imprisonment, simple or rigorous, for any period not exceeding three months.

Penalty on person refusing to pay hire or defacing or injuring any vehicle.

49 If any person shall refuse or omit to pay to the proprietor or other person authorized to recover the same the sum justly due for the hire of a vehicle, or shall deface or in any manner injure any such vehicle, it shall be lawful for the Police Court having jurisdiction in the place in which any of the acts aforesaid were committed, upon complaint of the proprietor and summary proof of the facts, to award reasonable satisfaction to the party so complaining for his fare or for his damages and costs, and also reasonable compensation for loss of time in attending to make and establish such complaint ; and upon the neglect or refusal of such defaulter or offender to pay the same, it shall be recovered as if it were a fine imposed by such court.

Proof of license to be on the accused.

50 If in any prosecution or proceeding under this Ordinance any question shall arise as to whether a license has been obtained, or whether any vehicle has been used for the conveyance of any goods or passengers for hire without a license, or as to whether any declaration of ownership has been made, the proof that such goods or passengers were not conveyed for hire, or that the goods belonged to the person owning such vehicle, or that a license has been obtained, or the declaration made shall be upon the accused. Provided that it shall be lawful for the court to award a reasonable sum in lieu of costs to the accused to be paid by any person who may have made a vexatious complaint, and such sum shall be recovered in like manner as any fine imposed under the provisions of this Ordinance.

Proviso.

Informers share of penalty.

51 The court before which the prosecution or proceeding is taken may award any share of the fines actually recovered and realized not exceeding one-half to be paid to the informer.

Limitation of prosecution.

52 No prosecution shall be instituted against any person for any offence committed against any of the provisions of this Ordinance cognizable by the Police Court, unless the same shall be commenced within three months from the time of the commission of such offence.

CHAPTER VIII.

Taxation of mechanically propelled Vehicles.

Taxation of mechanically propelled vehicles.

53 (1) *There shall be levied upon all mechanically propelled vehicles in the Island an annual tax not exceeding the rates specified in schedule IV. hereto.*

(2) *The amount of such tax shall be determined from time to time by the Governor in Executive Council, and shall be notified in the " Government Gazette."*

(3) *Such annual tax shall be due and payable on the first day of February in each year, the first of such payments being due on the First day of February, One thousand Nine hundred and Fifteen.*

Enforcement of tax.

54 *If the tax leviable under the last preceding section is not paid as soon as the same is due, the authority to whom the tax is payable shall report such non-payment to a Municipal Court or Police Court, and the court shall proceed to recover from the person liable to pay the same the amount of such tax as if it were a fine imposed by that court.*

Appropriation of stamp duty or tax.

55 (1) *Where any vehicle in respect of which stamp duty or tax is payable under this Ordinance is ordinarily used or to be used within any of the limits enumerated in the schedule to this section, such stamp duty or tax shall be payable and shall be disposed of in accordance with the said schedule,*

(2) In case any question shall arise as to the authority to which the said stamp duty or tax is payable, such question shall be referred to the Governor in Executive Council for decision, and the decision of the Governor in Executive Council shall be final.

(3) Any provision for the disposition of such stamp duty or tax contained in any Ordinance relating to the powers and duties of any local authority which is inconsistent with any of the provisions of this section is hereby repealed.

Limits.	Schedule.	
	Authority to whom Stamp Duty or Tax payable.	Fund to which Stamp Duty or Tax to be credited.
Municipal town ..	Chairman of the Municipal Council	Municipal Fund.
Nuwara Eliya Board of Improvement	Chairman of the Board of Improvement	Fund of the Board.
Local Board ..	Chairman of the Local Board ..	Local Fund.
Sanitary Board ..	Chairman of the Sanitary Board	Local Fund.
Any other limits ..	The Government Agent or the Assistant Government Agent	General Revenue.

CHAPTER IX.

Transitory Provisions.

Transitory provisions as to existing rules and taxes.

56 (1) All rules, regulations, and by-laws in force at the commencement of this Ordinance under any Ordinance hereby repealed shall continue in force until they are rescinded or superseded by by-laws made under this Ordinance.

(2) Until the tax leviable under section 53 of this Ordinance becomes due, the tax leviable under section 3 of "The Motor Car Ordinance, 1908," shall continue to be payable, and shall be recoverable in manner provided by section 54 of this Ordinance.

SCHEDULE I.

(Section 3.)

No. of Ordinance.	Title.	Extent of Repeal.
9 of 1901 ..	"The Vehicles Ordinance, 1901"	.. The whole.
1 of 1902 ..	"The Vehicles (Amendment) Ordinance, 1902"	The whole.
16 of 1904 ..	"The Vehicles (Amendment) Ordinance, 1904"	The whole.
22 of 1908 ..	"The Vehicles (Amendment) Ordinance, 1908"	The whole.
25 of 1908 ..	"The Motor Car Ordinance, 1908"	.. The whole.
5 of 1913 ..	"The Vehicles (Amendment) Ordinance, No. 5 of 1913"	The whole.

SCHEDULE II.

(Sections 5 and 6.)

A.—Declaration of Ownership.

No. _____

I, A. B., do truly declare that I reside at _____, in the District of _____, and that I am the sole owner or joint owner with _____ of the (cart, carriage, or coach) for which I apply at the _____ Kachcheri for a license (or that the vehicle belongs to the _____, of which I am the Manager, as the case may be), and that the vehicle is ordinarily used or to be used in the district of _____.

Declared at _____, the _____ day of _____, 19____.

Signature.

B.—License.

_____, the _____ day of _____, 19____.

Whereas A. B., occupying premises No. _____ in the _____ street in _____, has applied for a license under the Ordinance No. _____ of _____, and has made and signed the declaration thereby required, license is hereby granted unto him to keep the carriage, cart, or coach (describe) bearing registered number _____, for the purpose of letting the same for hire, from the date hereof

until the 31st day of December (*year*). Provided that such ——— shall not carry more than ——— persons at any one time, or a greater weight than ———, or more than ——— pigs, ——— sheep or goats, or ——— cattle.

Given under my hand the day and year first above written.

Proper Authority under Ordinance
No. — of 19—.

SCHEDULE III.

(Section 7.)

Stamp Duty.

1. For vehicles other than those mechanically propelled:	Rs.	c.
For every carriage drawn by a horse or horses ..	15	0
For every cart drawn by two bullocks ..	4	0
For every cart drawn by one bullock ..	2	0
For every jinricksha ..	5	0
For every coach, Rs. 2 for each passenger it is licensed to convey.		
2. For every tram car, Re. 1 for each passenger, provided that in no case shall the stamp exceed Rs. 40 for one such vehicle.		
3. For mechanically propelled vehicles for the conveyance of passengers other than the vehicles mentioned in the items numbered 2 and 3 in this schedule, viz.:		
(a) Cars (excluding tricars of 3 horse power and under) according to the following scale:		
Not exceeding $6\frac{1}{2}$ horse power ..	20	0
Exceeding $6\frac{1}{2}$ horse power but not exceeding 12 horse power ..	25	0
Exceeding 12 horse power but not exceeding 16 horse power ..	30	0
Exceeding 16 horse power but not exceeding 26 horse power ..	75	0
Exceeding 26 horse power but not exceeding 33 horse power ..	100	0
Exceeding 33 horse power but not exceeding 40 horse power ..	150	0
Exceeding 40 horse power but not exceeding 60 horse power ..	300	0
Exceeding 60 horse power ..	600	0
(b) Motor bicycles ..	5	0
(c) Motor tricycles (including tricars of 3 horse power and under) ..	10	0
(d) Trailers and carriers used for the conveyance of passengers ..	5	0
4. For mechanically propelled vehicles for the conveyance of goods other than the vehicles mentioned in item numbered 2 in this schedule, viz.:		
Not exceeding 15 horse power ..	150	0
For every additional unit of horse power ..	10	0
5. For every vehicle not enumerated above ..	3	0

SCHEDULE IV.

(Section 53.)

Scale on which Tax is leviable.

1. For mechanically propelled vehicles for the conveyance of passengers, viz.:		
(a) Cars (excluding tricars of 3 horse power and under) according to the following scale:	Rs.	c.
Not exceeding $6\frac{1}{2}$ horse power ..	20	0
Exceeding $6\frac{1}{2}$ horse power but not exceeding 12 horse power ..	25	0
Exceeding 12 horse power but not exceeding 16 horse power ..	30	0
Exceeding 16 horse power but not exceeding 26 horse power ..	75	0
Exceeding 26 horse power but not exceeding 33 horse power ..	100	0
Exceeding 33 horse power but not exceeding 40 horse power ..	150	0
Exceeding 40 horse power but not exceeding 60 horse power ..	300	0
Exceeding 60 horse power ..	600	0

	<i>Rs. c.</i>
(b) <i>Motor bicycles</i>	5 0
(c) <i>Motor tricycles (including tricars of 3 horse power and under)</i>	10 0
(d) <i>Trailers and carriers used for the conveyance of passengers</i>	5 0
2. <i>For mechanically propelled vehicles for the conveyance of goods, viz. :</i>	
<i>Not exceeding 15 horse power</i>	150 0
<i>For every additional unit of horse power</i>	10 0

By His Excellency's command,
Colonial Secretary's Office, R. E. STUBBS,
Colombo, October 7, 1914. Colonial Secretary.

Statement of Objects and Reasons.

1. This Ordinance has a two-fold object :—

(a) To simplify and amend the law relating to the issue of licenses required for vehicles let for hire and the number plates issued therewith, and to make certain amendments in the law relating to motor vehicles, which at present is governed partly by the Vehicles Ordinance, No. 9 of 1901, and partly by the Motor Car Ordinance, No. 25 of 1908.

(b) To incorporate into the Vehicles Ordinance the provisions of the present Motor Car Ordinance, No. 25 of 1908, with certain variations and amendments.

2. For reasons subsequently explained (paragraph 13), it has been determined to repeal the Motor Car Ordinance altogether, and embody its provisions, with the necessary amendments, in the Vehicles Ordinance. The proposed amendments under both heads are extensive. They cannot be embodied in the text of the Vehicles Ordinance commonly in use for some years, inasmuch as a new edition of the statutory enactments has only just been issued. It has accordingly been further determined to repeal the Vehicles Ordinance altogether, and to issue a fresh edition of it, embodying the necessary amendments in this Ordinance. The new matter is shown throughout in italics.

3. As already explained, the amendments fall under the heads—

(a) Licenses and Plates.

(b) Motor Vehicles.

4. *Licenses and Plates.*—The present system is as follows. Every vehicle used for the purpose of conveying passengers and goods for hire is required to take out an annual license. This license expires at the end of the calendar year. With the license is issued a number plate. At the end of the year the current license and number plate should be delivered up, and a fresh license and number plate received in exchange. A person using the vehicle in the following year without having obtained the license and number plate of that year commits an offence.

5. It is not practicable to carry out this system strictly, for two reasons :—

(a) The new number plates are not always ready at the end of the year.

(b) The issue of the renewed license involves an inspection of the vehicle, and it is not always possible either for the owner to present it for inspection at the end of the year, or for the inspecting officer to make the inspection at that time.

6. With a view, no doubt, to meet this difficulty, the Ordinance allows the license and plate for the succeeding year to be issued before the end of the current year. This expedient, however, does not meet the situation—

Firstly, because the law requires that the old license and plate must be given up when the new one is issued, and requires at the same time that the licensee shall retain the license in his possession for production when required until the end of the year, and shall keep the plate fixed on the vehicle for the same period ; and

Secondly, because for the reasons above explained it is often impracticable for the exchange to be made before the end of the year.

7. The existing practise in rural areas is as follows. The ordinary vehicle in respect of which a license and plate are required is a bullock cart. The Government Agent, Mudaliyar, or other inspecting officer makes a tour of his district for this and other purposes during the early part of the new year. On coming to any locality he inspects the carts, and directs the issue of fresh licenses and plates. These are duly issued some time in the course of the next three months in the year. The cart meanwhile plies for hire on a license that is already expired, which is a penal offence under the Ordinance.

8. For different reasons a similar laxity has grown up in Municipal areas, and in practice in the Colombo Municipality the new licenses and plates are issued at any time up to March the 31st.

9. The proposals of the present Ordinance under this head are contained in sections 7 and 15.

10. The new system established by these sections is as follows :—

- (a) The owner of the vehicle who desires to renew his license applies for the new license before the end of the year. With his application he hands in the original of his old license (to enable the new license to be made out), retaining the duplicate in his possession (for production when required).
- (b) If this application is duly made, the old license continues to run until the owner gets his new license, but he must obtain this new license in any case before March the 31st of the following year.
- (c) If the license cannot be given at the time of application, the owner receives a certificate that he has applied for a license, and is entitled to work his vehicle on this certificate until he obtains the actual license.
- (d) If the license is issued to him before the end of the year, provision is made for antedating the operation of the new license ; and
- (e) When the new license is issued, he receives at the same time a new plate, and returns the duplicate of his old license and his old plate.

11. A further amendment is made in the present system, which renders it at once more simple and less burdensome. At present the owner is required to pay a deposit of one rupee on receiving his number plate. If at the end of the year his plate is not returned in good condition, this deposit is forfeited. The reason for this is that under the present system this plate, if in good condition, will be re-issued in a subsequent year. So also if a man requires a new plate in the course of the year through his plate being lost or damaged, he had to make a further deposit. It is now proposed to abolish this deposit system, and to issue new plates annually free of charge. If an owner requires a new plate in the course of the year, he will have to pay twenty-five cents for it. (See section 10.)

12. *Motor Vehicles.* — Motor vehicles are at present governed partly by the Vehicles Ordinance, No. 9 of 1901, and partly by the Motor Car Ordinance, No. 25 of 1908. The Motor Car Ordinance has two objects :—

- (1) The taxation of “mechanically propelled vehicles”; and
- (2) The regulation of “mechanically propelled vehicles.”

It makes no special provision for “mechanically propelled vehicles” let out for hire, except that it subjects them to a double tax, and no doubt for this reason it excludes them (or intends to exclude them) from those provisions of the Vehicles Ordinance which provide for the licensing of vehicles let out for hire. On the other hand, though motor vehicles are thus excluded from the Vehicles Ordinance with respect to those provisions, they still remain within the scope of that Ordinance for all other purposes. See—

- Section 19 (2) (j) and (k), by-laws as to locomotives.
- Section 39, sounding bells, &c.
- Section 40, age of drivers.
- Section 41, rule of the road.
- Section 46, misbehaviour of drivers.

13. There appears to be no reason why there should be two Ordinances dealing with motor cars, each with its own set of regulations; and it is accordingly proposed to repeal the Motor Car Ordinance, and embody its provisions in the Vehicles Ordinance with certain amendments.

14. Apart from the more important amendments referred to in paragraphs 16 and 17, these amendments are as follows:—

- (a) Section 4. In the definition of "vehicles" the expression "mechanically propelled vehicles" is substituted for the word "locomotives."
- (b) Section 18. The paragraphs authorizing the regulations of locomotives are eliminated from the by-law making powers in view of special by-laws for the regulation of motors, &c., subsequently provided for. (See section 22.)
- (c) Section 22 embodies the rule-making powers of the Motor Car Ordinance with some small modifications, the most important being the express reference to rules for the calculation of horse power.
- (d) Section 23 provides for the necessary action to give effect to the International Convention signed at Paris in 1909 with respect to the international circulation of motor vehicles.
- (e) Section 40 excludes "mechanically propelled vehicles" from the lighting provisions of the Vehicles Ordinance, this matter being dealt with by special by-laws.
- (f) Section 42 raises the age of a person who may be in charge of a vehicle from sixteen to seventeen.
- (g) Section 48 strengthens the provisions of existing law with reference to the misbehaviour by drivers.

15. The two most important amendments in this part of the Ordinance relate to the taxation of vehicles and the appropriation of the tax.

16. *Taxation of Vehicles.*—Vehicles are taxed in two ways:—

- (a) By stamp duty. This affects only vehicles let for hire including motor vehicles.
- (b) By a specific tax, which is confined to motor vehicles.

The Schedule of Stamp Duty (Schedule III.) as regards ordinary vehicles remains practically as it was. For the first time, however, it embraces motor vehicles. At present the motor vehicles let for hire are taxed double under the Motor Car Ordinance. Instead of paying this double tax, they will now pay a stamp duty, and will also be liable to the ordinary tax leviable on motor cars.

The Schedule of Taxes on Motor Cars (Schedule IV.) differs from the existing schedule under the Motor Car Ordinance in two particulars:—

- (a) In the amount of the tax, the scale having been enhanced throughout; and
- (b) In the substitution of horse power for weight as the basis of the scale.

17. *Appropriation of Tax.*—At present the law as to appropriation of the proceeds of the licenses and taxes on vehicles is in some confusion. Small towns under the Small Towns Sanitary Board Ordinance do not get the benefit of the tax on motor cars. The present Ordinance by section 55 puts them on the same footing as other local authorities.

18. In the Vehicles Ordinance and the Motor Car Ordinance the test for the appropriation of the duty or tax is residence. In the Municipalities Ordinance and the other local Government Ordinances the test of appropriation is not residence but user, the expression being "kept or used." It is proposed in place of these conflicting formulas to adopt the formula in use in England under the Locomotives Act, 1888. The Ordinance, in fact, proposes that where a vehicle is "ordinarily used or to be used" in any local Government area, the proceeds of the duty or tax shall go to the local authority of that area. It also makes provision for resolving any disputes that may arise between local authorities as to whether or not any particular vehicle is "ordinarily used or to be used" within any particular area.

Attorney-General's Chambers,
Colombo, August 4, 1914.

ANTON BERTRAM,
Attorney-General.

PASSED ORDINANCES.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 28 of 1914.

An Ordinance to amend "The General Loan and Inscribed Stock Ordinance, 1907."

ROBERT CHALMERS.

Preamble.

WHEREAS it is expedient to amend "The General Loan and Inscribed Stock Ordinance, 1907," in certain particulars: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Short title.

1 This Ordinance may be cited as "The General Loan and Inscribed Stock (Amendment) Ordinance, No. 28 of 1914."

Amendment of section 3.

2 In line 4 of section 3 of the principal Ordinance the word "revenues" shall be substituted for the word "revenue."

Amendment of section 6.

3 In line 6 of section 6 of the principal Ordinance the words "sixty years" shall be substituted for the words "fifty years."

Amendment of section 18.

4 In lines 5 and 6 of section 18 of the principal Ordinance the words "and the nominal amount of the debentures at that drawing" are hereby repealed.

Amendment of section 25.

5 In line 4 of section 25 of the principal Ordinance the words "sixty years" shall be substituted for the words "fifty years."

Amendment of section 26.

6 In line 4 of section 26 of the principal Ordinance for the word "revenue" there shall be substituted the word "revenues."

Amendment of section 27.

7 In line 4 of section 27 of the principal Ordinance the word "revenues" shall be substituted for the word "revenue."

Substitution of new sub-section (d) of section 31. Creation and sale of inscribed stock or debentures to raise loans and for other purposes.

8 For sub-section (d) of section 31 of the principal Ordinance the following sub-section shall be substituted:

(d) He may authorize the creation and sale of any such inscribed stock or debentures for the purpose of raising money for redeeming any outstanding loans, for paying any expense in the creation of inscribed stock, and otherwise for carrying out the provisions of this Ordinance.

Amendment of sub-section (a) of section 32.

9 In lines 1 and 2 of sub-section (a) of section 32 of the principal Ordinance the words "a rate of interest not less than" shall be substituted for the words "a higher rate of interest than."

Addition of new sub-section (c) to section 32.

10 Immediately after sub-section (b) of section 32 of the principal Ordinance the following sub-section shall be added and shall be numbered (c):

(c) In accordance with such terms and conditions as may be prescribed under section 31 (a) of this Ordinance.

Amendment of sub-section (2) of section 36.

11 In sub-section (2) of section 36 of the principal Ordinance for the word "stock" there shall be substituted the word "stocks."

Substitution of a new sub-section for sub-section (5) of section 36.

12 For sub-section (5) of section 36 of the principal Ordinance the following sub-section shall be substituted:

(5) For issuing inscribed stock certificates to bearer and as often as occasion shall require re-inscribing them.

Re-numbering of sections 38 and 39.

13 The numbering of sections 38 and 39 of the principal Ordinance is hereby re-arranged as follows:

(1) Section 39 of the principal Ordinance shall be re-numbered section 38, and shall be read as having been inserted immediately after section 37 of the said Ordinance.

(2) Section 38 of the principal Ordinance shall be re-numbered section 40, and shall be read as having been inserted immediately after the section which by this Ordinance is added and numbered section 39 of the principal Ordinance.

Addition of new section 39. 14 After section 38 of the principal Ordinance as re-numbered by this Ordinance the following section shall be added and shall be numbered 39 :

Saving clause. 39 Nothing in this Ordinance or in the repeal of Ordinance No. 19 of 1884 shall affect the rights of any person who holds stock or bonds under the authority of Ordinance No. 19 of 1884.

Passed in Council the Nineteenth day of October, One thousand Nine hundred and Fourteen.

A. G. CLAYTON,
Clerk to the Council.

Assented to by His Excellency the Governor the Ninth day of November, One thousand Nine hundred and Fourteen.

R. E. STUBBS,
Colonial Secretary.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 29 of 1914.

An Ordinance to amend "The Local Boards Ordinance, 1898."

ROBERT CHALMERS.

Preamble. WHEREAS it is expedient to amend "The Local Boards Ordinance, 1898," in certain particulars : Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

Short title. 1 This Ordinance may be cited for all purposes as "The Local Boards (Amendment) Ordinance, No. 29 of 1914."

Amendment of section 29. 2 In lines 3 and 4 of sub-section (2) of section 29 the words "under section 4 of 'The Nuisances Ordinance, 1862,'" shall be repealed.

Addition of a new section 29 A. 3 After section 29 of the principal Ordinance the following section shall be added and shall be numbered 29 A :

Authority to levy fees on licenses granted by Local Boards under the provisions of the Ordinance or under by-laws made under the Ordinance.

29 A Where any license is granted by a Local Board or the Chairman under the provisions of this Ordinance authorizing the use of any place for any of the purposes described in this Ordinance or any by-law thereunder, the Board may charge a fee for such license, and the rates of the fees to be so charged shall be from time to time determined by the Board, with the sanction of the Governor in Council. Provided—

- (1) That no such fee shall exceed the sum of one hundred rupees per year ; and
- (2) That no license for any of the purposes mentioned in section 4 of "The Nuisances Ordinance, 1862," shall be given by the Government Agent or the Assistant Government Agent under the said section 4 of the said Ordinance in any town subject to the provisions of this Ordinance.

Addition of new sub-section (20 A). 4 After sub-section (20) of section 56 of the principal Ordinance, the following sub-section shall be added and shall be numbered (20 A) :

(20 A) (i.) For the prohibition of cesspools and the establishment and regulation of closets on the dry-earth system.

(ii.) For the removal and disposal of night soil.

(iii.) For the charging and recovering fees from owners or occupiers for such removal and disposal when carried out by the Board or by any contractor on behalf of the Board.

Passed in Council the Twenty-sixth day of October, One thousand Nine hundred and Fourteen.

A. G. CLAYTON,
Clerk to the Council.

Assented to by His Excellency the Governor the Eleventh day of November, One thousand Nine hundred and Fourteen.

R. E. STUBBS,
Colonial Secretary.

Ordinance enacted by the Governor of Ceylon, with the advice
and consent of the Legislative Council thereof.

No. 30 of 1914.

An Ordinance to amend "The Small Towns
Sanitary Ordinance, 1892."

ROBERT CHALMERS.

Preamble.

WHEREAS it is expedient to amend "The Small Towns Sanitary Ordinance, 1892," in certain particulars: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Short title.

1 This Ordinance may be cited for all purposes as "The Small Towns Sanitary (Amendment) Ordinance, No. 30 of 1914."

Amendment of section 5 (2) (b).

2 In lines 3 and 4 of paragraph (b) of sub-section (2) of section 5 of the principal Ordinance the words "under section 4 of 'The Nuisances Ordinance, 1862,'" shall be repealed.

Addition of new section 5 A.

3 Immediately after section 5 of the principal Ordinance the following section shall be added, and shall be numbered 5 A:

Authority to levy fees on licenses granted by Sanitary Boards under the provisions of the Ordinance or under by-laws made under the Ordinance.

5 A Where any license is granted by a Sanitary Board or the Chairman under the provisions of this Ordinance authorizing the use of any place for any of the purposes described in this Ordinance or any by-law thereunder, the Board may charge a fee for such license, and the rates of the fees to be so charged shall be from time to time determined by the Board, with the sanction of the Governor in Council; provided—

- (1) That no such fee shall exceed the sum of one hundred rupees per year; and
- (2) That no license for any of the purposes mentioned in section 4 of "The Nuisances Ordinance, 1862," shall be given by the Government Agent or Assistant Government Agent under the said section 4 of the said Ordinance in any town subject to the provisions of this Ordinance.

Addition of new section 37.

4 The following section shall be added to the principal Ordinance:

A town or village falling within two or more administrative limits may be brought within the authority of a Sanitary Board.

37 (1) Where any town or village proposed to be brought under the operation of this Ordinance is situated within two or more administrative limits subject to different Sanitary Boards, the proclamation or resolution bringing such town within the operation of the Ordinance may declare that the whole of such town shall be subject to the authority of the Sanitary Board designated in the proclamation or resolution.

(2) In any such case the whole of any such town shall for the purposes of this or any other Ordinance regulating the powers and duties of Sanitary Boards be included in the district or Province of the Sanitary Board so designated.

(3) If in the case of any town or village so brought under the operation of this Ordinance an order is made under section 35, the whole of such town or village shall, for the purposes of "The Rural Schools Ordinance, 1907," be deemed to be within the revenue district or Province in which it is included under such proclamation or resolution.

Passed in Council the Twenty-sixth day of October, One thousand Nine hundred and Fourteen.

A. G. CLAYTON,
Clerk to the Council.

Assented to by His Excellency the Governor the Eleventh day of November, One thousand Nine hundred and Fourteen.

R. E. STUBBS,
Colonial Secretary.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 31 of 1914.

An Ordinance relating to Harry Creasy's Patent
No. 1,024 of 1908.

ROBERT CHALMERS.

Preamble.

WHEREAS by a grant of exclusive privilege or letters patent (in this Ordinance called "Harry Creasy's Patent") under the Public Seal of the Island of Ceylon, bearing date the 18th day of March, 1908, and numbered 1,024, the Governor in Executive Council did grant to Harry Creasy of Colombo, his heirs, executors, administrators, and assigns, the exclusive privilege of making, selling, and using, and of authorizing others so to do in Ceylon, for the term of fourteen years, in terms of and subject to the provisions of "The Patents Ordinance, 1906," a certain invention for "a process of and apparatus for the production of ice and cold":

And whereas the said Harry Creasy by an indenture of the 3rd day of November, 1909, made between him and Ellis Spear, Frank Leander Middleton, Walter Donaldson, and James Marston Spear, carrying on business under the firm, name, and style of Spear, Middleton, Donaldson, and Spear, at 1003, F street, N.W., Washington, in the District of Columbia, United States of America, did assign to them the said Ellis Spear, Frank Leander Middleton, Walter Donaldson, and James Marston Spear, the said invention and letters patent, whereof due notice was given to the Registrar of Patents on the 5th day of November, 1909:

And whereas under the provisions of "The Patents Ordinance, 1906," it is provided that an exclusive privilege shall cease if the inventor fails to pay within the time limited in that behalf by the third schedule any fee prescribed in that schedule in respect of the continuance of the privilege:

And whereas the said third schedule provides that a fee of fifty rupees shall be paid before the expiration of the fourth year from the date of the patent, and that a further fee of fifty rupees be paid after the expiration of the fourth year and before the expiration of the fifth year from the said date in order to secure the continuance of the exclusive privilege:

And whereas a renewal fee on the said patent amounting to fifty rupees became due on or before the 18th March, 1912, and a further fee of fifty rupees became due on or before the 18th March, 1913:

And whereas the said renewal fees were not paid within the time appointed for the payment thereof:

And whereas the time prescribed by section 22, sub-section 4 (a), of "The Patents Ordinance, 1906," during which the Registrar of Patents is empowered to enlarge the time for the payment of the renewal fee due on the 18th of March, 1912, expired on the 18th of September, 1912:

And whereas the said assignees Ellis Spear, Frank Leander Middleton, Walter Donaldson, and James Marston Spear inadvertently omitted to pay the said renewal fee of fifty rupees on the said patent on the 18th March, 1912, and the renewal fee of fifty rupees due on the 18th March, 1913, and failed to apply for an enlargement of the time for payment of the said renewal fees to the Registrar of Patents:

And whereas the said Ellis Spear, Frank Leander Middleton, Walter Donaldson, and James Marston Spear will be deprived of all advantage to accrue to them under the said patent unless the legislative powers hereinafter contained are graciously granted:

And whereas the said prescribed renewal fees have now been paid and deposited in the proper department :

And whereas the present difficulty and threatened loss arise from inadvertence and accidentally, and not from a wilful neglect or disobedience to the law ; and it is therefore expedient that the said grant or patent should be rendered valid in the manner hereinafter mentioned :

Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

- Short title. 1 This Ordinance may be cited as "The Harry Creasy's Patent Ordinance, No. 31 of 1914."
- Validation of patent. 2 Upon the commencement of this Ordinance the said grant of exclusive privilege or patent (a true copy of which is set forth in the schedule to this Ordinance annexed) shall be considered, deemed, and taken to be and to have been as good, valid, and effectual to all intents and purposes as if all the payments prescribed by "The Patents Ordinance, 1906," to be made in respect of the said grant or patent before the passing of this Ordinance had been duly made or satisfied.
- Prohibition of actions in respect of infringements, &c., taking place between date when patent became void and commencement of Ordinance. 3 No action or other proceeding shall be commenced or prosecuted nor any damage recovered—
- (1) In respect of any infringement of the said grant or patent which shall have taken place after the 18th day of March, 1912, and before the commencement of this Ordinance.
- (2) In respect of the use or employment at any time hereafter of any structure, process, or operation actually made or carried on within the Island of Ceylon, or of the use or sale of any article manufactured or made in infringement of the said grant or patent after the said date and before the commencement of this Ordinance. Provided that such use, sale, or employment is by the person or corporation by or for whom such article was *bona fide* manufactured or made, or such structure, process, or operation was *bona fide* made or carried on by his or their executors, administrators, successors, or vendees, or his or their assigns respectively.
- (3) In respect of the use or employment at any time hereafter (by the person or corporation entitled for the time being under the preceding sub-section to use or employ any structure, process, or operation) of any improved, extended, or developed structure, process, or operation, or of the use or sale of any article thereby manufactured or made in infringement of the said grant or patent. Provided that the use or employment of such improved, extended, or developed structure, process, or operation shall be limited to the buildings, works, or premises of the person or corporation by or for whom such structure, process, or operation was made or carried on, within the meaning of the preceding sub-section, his or their executors, administrators, successors, or assigns.
- Compensation for money, &c., expended in *bona fide* belief that patent was void. 4 If any person shall within one year after passing of this Ordinance make an application to the Governor in Executive Council for compensation in respect of money, time, or labour expended by the applicant upon the subject-matter of the said grant or patent on a *bona fide* belief that such grant or patent had become and continued to be void, it shall be lawful for the said Governor in Executive Council, after hearing the parties concerned or their agents, to assess the amount of such compensation if in their opinion the application ought to be granted, and to specify the party by whom and the day on which such compensation shall be paid ; and if default shall be made in payment of the sum awarded, then the said grant or patent shall by virtue of this Ordinance become void, but the sum awarded shall not in that case be recoverable as a debt or damages.

SCHEDULE.

The Patents Ordinance, 1906.

Grant of Patent.

No. 1,024.

By His Excellency Sir HENRY EDWARD MCCALLUM, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Aide-de-Camp to His Majesty the King, Governor and Commander-in-Chief in and over the Island of Ceylon, with the Dependencies thereof.

To all to whom these Presents shall come.

Greeting :

Whereas Harry Creasy, of Colombo, in the Island of Ceylon, and a member of the firm of Julius & Creasy, hath by his solemn declaration represented unto me that he is in possession of an invention for "a process of and apparatus for the production of ice and cold"; that he is the true and first inventor thereof, and that the same is not in use by any other person, to the best of his knowledge and belief :

And whereas the said inventor hath humbly prayed that I would be pleased to grant unto him (hereinafter, together with his executors, administrators, and assigns, or any of them, referred to as the said patentee) letters patent in the name of His Majesty for the sole use and advantage of the said invention within the Island of Ceylon :

And whereas the said inventor hath by and in his complete specification particularly described the nature of his invention :

Know Ye, therefore, that I, in the name and on behalf of His Majesty, do by these presents give and grant unto the said patentee my especial license, full power, sole privilege, and authority, that he the said patentee, by himself, his agent, or licensee, and no others, may at all times hereafter, during the term of years herein mentioned, make, use, exercise, and vend the said invention within the Island of Ceylon in such manner as to him or them may seem meet, and that the said patentee shall have and enjoy the whole profit and advantage from time to time accruing by reason of the said invention, during the term of fourteen years from the date hereunder written of these presents. And to the end that the said patentee may have and enjoy the sole use and exercise and the full benefit of the said invention, I do by these presents require and strictly command all and every person and persons, bodies politic and corporate, and all others of what estate, quality, degree, name, or condition soever they be within Ceylon, that they do not at any time during the continuance of the said term of fourteen years, either directly or indirectly, make use of or put in practice the said invention or any part of the same, nor in anywise imitate the same, nor make or cause to be made any addition thereto or subtraction therefrom, whereby to pretend themselves the inventors thereof, without the consent, license, or agreement of the said patentee in writing under his hand and seal, on pain of incurring such penalties as may be justly inflicted on such offenders for their contempt and of being answerable to the said patentee according to law for his damages thereby occasioned. Provided always, and these letters patent are on this condition, that if at any time during the said term it be made to appear to the court that this grant is contrary to law, or prejudicial or inconvenient to His Majesty's subjects in general, or that the said invention is not a new invention as to the public use and exercise thereof, or that the said patentee is not the first and true inventor thereof, within this Colony as aforesaid, these letters patent shall forthwith determine, and be void to all intents and purposes, notwithstanding anything hereinbefore contained. Provided also that if the said patentee shall not pay all fees by law required to be paid in respect of the grant of these letters patent, or in respect of any matter relating thereto at the time or times and in manner for the time being by law provided; and also if the said patentee shall not supply or cause to be supplied for His Majesty's Service in this Island all such articles of the said invention as may be required by the officers administering any department of His Majesty's Service in Ceylon in such manner, at such times, and at and upon such reasonable prices and terms as shall be settled for that purpose by the Governor of Ceylon, then, and in any of the said cases, these letters patent and all privileges and advantages whatever hereby granted shall determine and become void, notwithstanding anything hereinbefore contained. Provided also that nothing herein contained shall prevent the granting of licenses in such manner and for such considerations as they may by law be granted. And lastly, I do by these presents in the name and on behalf of His Majesty grant unto the said patentee that these letters patent shall be construed in the most beneficial sense for the advantage of the said patentee.

In witness whereof I have caused these letters to be made patent this Thirtieth day of May, One thousand Nine hundred and Nine, and to be sealed and dated as of the said Eighteenth day of March, One thousand Nine hundred and Eight, in the Eighth year of His Majesty's reign.

Seal.

(Signed) HENRY McCALLUM,
Governor.

I certify this to be a true copy.

E. HUMAN,
Registrar.

THIS indenture made the Third day of November, One thousand Nine hundred and Nine, between Harry Creasy of Colombo, in the Island of Ceylon, of the one part, and Ellis Spear, Frank L. Middleton, Walter Donaldson, and James M. Spear, attorneys, doing business under the firm, name, and style of Spear, Middleton, Donaldson, and Spear, at 1003, F street, N.W., Washington, in the District of Columbia, United States of America:

Whereas The Seay International Ice and Refrigeration Machinery Company, a Company organized under the laws of the State of South Dakota, having its principal place of business at 10th and Diamond streets, Philadelphia, Pennsylvania, hereinafter referred to as the said Company, communicated an invention for a process of and apparatus for the production of ice and cold to the said Harry Creasy:

And whereas the said Harry Creasy duly applied for and obtained grant of letters patent No. 1,024 of 18th March, 1908, in respect of the same:

And whereas the said Company has requested the said Harry Creasy to assign the said grant of letters patent to the aforewritten Spear, Middleton, Donaldson, and Spear:

Now this indenture witnesseth that in pursuance of the said request and in consideration of the premises the said Harry Creasy as trustee hereby assigns and conveys unto the said Ellis Spear, Frank L. Middleton, Walter Donaldson, and James M. Spear, so carrying on business as aforewritten, the said invention and letters patent, and all rights, privileges, and advantages appertaining thereto.

To hold the same unto the said Ellis Spear, Frank L. Middleton, Walter Donaldson, and James M. Spear, carrying on business under the firm, name, and style of Spear, Middleton, Donaldson, and Spear absolutely.

In witness whereof the said Harry Creasy hath hereunto set his hand and seal at Colombo, this Third day of November, One thousand Nine hundred and Nine.

(Signed) HARRY CREASY. Seal.

Signed, sealed, and delivered
in the presence of:

(Signed) E. R. WILLIAMS,
Colombo, Ceylon,
Solicitor.

(Signed) P. D. ARNOLIS,
Clerk to Messrs. Julius & Creasy,
Arnold House, Welikada,
Colombo.

True copy.

(Signed) H. CREASY,
Notary Public.

I certify this to be a true copy.

E. HUMAN,
Registrar.

Passed in Council the Twenty-sixth day of October, One thousand Nine hundred and Fourteen.

A. G. CLAYTON,
Clerk to the Council.

Assented to by His Excellency the Governor the Eleventh day of November, One thousand Nine hundred and Fourteen.

R. E. STUBBS,
Colonial Secretary.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Abibu Mohamado Marikar, late of Bank
No. 4,957. shall street in Colombo, deceased.
Seyado Ismail of Main street in Colombo.....Petitioner.

And

(1) Mohamado Omerdeen, (2) Seadu Ali Pattu Natchi, wife of (3) Habibu Mohamado Tamby, (4) Magudu Pattu Natchi, wife of (5) Mohamado Cassin Marikar, (6) Mohamado Umma, (7) Saiyado Isman Natchi, (8) Abibu Marikar, (9) Marian Beebee, (10) Hadjeeri Beebee, all of Mailay Theru, Kulakarai, in the District of Ramanathan Puram in South India.....Respondents.

THIS matter coming on for disposal before Thomas Forrest Garvin, Esq., Additional District Judge of Colombo on July 15, 1914, in the presence of Mr. C. H. Gomes, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated June 11, 1914, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to the estate of the said deceased issued to him, unless the respondents above named or any other person or persons interested shall, on or before September 17, 1914, show sufficient cause to the satisfaction of this court to the contrary.

July 15, 1914. T. F. GARVIN,
Additional District Judge.

Time for showing cause is extended to December 3, 1914.

L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the
Jurisdiction. late Ezekiel R. Williams of Dematagoda
No. 5,056. in Colombo, deceased.

Mabel Williams of No. 1, Lockgate, in Colombo..Petitioner.
And

S. P. Williams of Ratna Walauwa, in Trincomalee street, in Kandy.....Respondent.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on November 9, 1914, in the presence of Mr. R. Joseph, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 9, 1914, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

November 9, 1914. L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of the late Haputantrige Don
No. 5,049. Pabilis Perera, Wedarala, of Pore, in the
Palle pattu of Hewagam korale, deceased.

Kumarapeli Aratchige Don Sathan Appuhamy of Pore aforesaid.....Petitioner.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on November 2, 1914, in the presence of Mr. D. J.

Arseculeratne, Proctor, on the part of the petitioner above-named; and the affidavit of the said petitioner dated October 28, 1914, and (5) of the attesting witnesses dated October 28, 1914, having been read:

It is ordered that the last will of Haputantrige Don Pabilis Perera, Wedarala, of Pore, deceased, of which the original has been produced, and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will, and that he is entitled to have probate thereof issued to him accordingly; unless any person or persons interested shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

November 2, 1914. L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of the late Wickramagalle Can-
No. 5,050. nanige Joseph Fernando of Mattakuliya,
in Colombo, deceased.

Hettiakandage Mary Josephine Fernando of Mattakuliya, in Colombo.....Petitioner.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on November 3, 1914, in the presence of Messrs. Silva and Perera, Proctors, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated October 28, 1914, and (2) of the attesting witnesses dated October 28, 1914, having been read:

It is ordered that the last will of Wickramagalle Cananige Joseph Fernando, deceased, of which the original has been produced, and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executrix named in the said will, and that she is entitled to have probate thereof issued to her, unless any person or persons interested shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary:

November 3, 1914. L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the
Jurisdiction. late Mohamed Haniffa Hansa Umma of
No. 5,059. New Moor street in Colombo, deceased.

Lovecande Merikar Abdul Hameed of New Moor street in Colombo.....Petitioner.

And

(1) Pattu Muttu Zukara, (2) Mohamed Hassen, minors, and (3) M. H. Mohamed Jaufer, all of New Moor street, Colombo.....Respondents

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on November 13, 1914, in the presence of Mr. Abdul Cader, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 3, 1914, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the husband of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

November 13, 1914. L. M. MAARTENSZ,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Botalage Margaret Fonseka, late of No. 5,060. Colombo, deceased.

Wellawattage Francis Peiris of Union place, Colombo..... Petitioner.

And

Botalage Herbert Fonseka of Colombo..... Respondent.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on November 18, 1914, in the presence of Mr. Arthur Alvis, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 18, 1914, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as an uncle of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondent above named or any other person or persons interested shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,
November 18, 1914. Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Botalage Margaret Fonseka, late of No. 5,061. Bambalapitiya, in Colombo, deceased.

Lindamulage Martin Fernando of Bambalapitiya. Petitioner.

And

(1) Botalage Lucas Fonseka, and (2) Wellawattage Johannes Pieris, both of Bambalapitiya..... Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on November 18, 1914, in the presence of Mr. G. L. Cooray, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 17, 1914, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as an heir of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,
November 18, 1914. Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Wellawattage Theresa Peiris, late of No. 5,062. Bambalapitiya, in Colombo, deceased.

Lindamulage Martin Fernando of Bambalapitiya. Petitioner.

And

(1) Botalage Lucas Fonseka, (2) Wellawattage Johannes Peiris, both of Bambalapitiya..... Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on November 18, 1914, in the presence of Mr. G. L. Cooray, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 17, 1914, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as an heir of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,
November 18, 1914. Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Gallage Helena Pieris of Galkissa, No. 5,063. deceased.

Gajasingha Arachchige Theodore Tibursio de Silva of Green path, Colpetty, Colombo..... Petitioner.

And

(1) Bomiriyagey Anthony Gomis of Galkissa, (2) Bomiriyagey Istakki Gomis *alias* Galkissa Seelananda of Sri Mahabodhi Vihare, Dehiwala, (3) Bomiriyagey Jusey Gomis *alias* John Singho of Galkissa, (4) Bomiriyagey Christian Gomis *alias* James Singho of Galkissa, (5) Weerakkody Simistrahamilagey Maria Alwis, (6) Weerakkody Simistrahamilagey Benedicta Alwis, (7) Weerakkody Simistrahamilagey Pedru Alwis, (8) Weerakkody Simistrahamilagey Abilinu Alwis, all of Wattala..... Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on November 19, 1914, in the presence of Mr. G. F. Gooneratne, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 16, 1914, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as an heir of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,
November 19, 1914. Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of Wellawattage Theresia Pieris, late of No. 5,064. Colombo, deceased.

Wellawattage Francis Pieris of Union place, Slave Island, Colombo..... Petitioner.

And

(1) Wellawattage Martin Fernando of Wellawatta, (2) Botalage Herbert Fonseka of Colombo..... Respondents.

THIS matter coming on for disposal before Lewis Matthew Maartensz, Esq., Additional District Judge of Colombo, on November 18, 1914, in the presence of Mr. Arthur Alvis, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 18, 1914, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the brother of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named, or any other person, or persons interested shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

L. M. MAARTENSZ,
November 18, 1914. Additional District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Don Lewis Jayasekara of Seenawatta, No. 923. Alutgama, deceased.

THIS matter coming on for disposal before Allan Beven, Esq., District Judge of Kalutara, on November 10, 1914, in the presence of Mr. O. G. de Alwis, Proctor, on the part of the petitioner Don Tarnold Jayasekara of Colombo; and the affidavit of the said petitioner dated August 24, 1914, having been read:

It is ordered that the petitioner Don Tarnold Jayasekara of Colombo, be and he is hereby declared entitled to administer the estate of the said deceased, as son of the said deceased, and that letters of administration do issue to

him accordingly, unless the respondents—(1) Dona Carlina Tewarapperuma of Seenawatta, (2) Dotlin Missy Jayasekara, (3) K. Soloman Silva of Galle, (4) Dona Lavia Jayasekara, (5) Don Philip Tewarapperuma, (6) Don Henry Jayasekara, all of Seenawatta—shall, on or before December 15, 1914, show sufficient cause to the satisfaction of this court to the contrary.

ALLAN BEVEN,
District Judge.
November 10, 1914.

In the District Court of Negombo.

Order Absoluta.

Testamentary In the Matter of the Last Will and Testa-
Jurisdiction. ment of Dodanpalage Monica Fernando
No. 1,477. of Hunupitiya, Negombo, deceased.

THIS matter coming on for disposal before H. E. Beven, Esq., District Judge of Negombo, on November 2, 1914, in the presence of Mr. Croos-Dabrera, Proctor, on the part of the petitioner Mututantrige Joranis Cooray of 3rd Division Hunupitiya; and the affidavit of the petitioner and the attesting witnesses T. Bastian Fernando and B. Pedro Fernando dated October 27, 1914, having been read:

It is ordered that the will of Dodanpalage Monica Fernando, deceased, dated August 16, 1911, and now deposited in this court be and the same is hereby declared proved.

It is further declared that the said Mututantrige Joranis Cooray is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly.

H. E. BEVEN,
District Judge.
November 2, 1914.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Poraganna Durayalagedara Opalangu,
No. 3,115. deceased, of Wattahena in Atabage,
Pallegama of Udapalata.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge of Kandy, on November 3, 1914, in the presence of Mr. L. S. Everts, Proctor, on the part of the petitioner Dunuhinge Durayalagedara Silindu of Wattahena; and the affidavit of Dunuhinge Durayalagedara Silindu of Wattahena dated October 26, 1914, having been read:

It is ordered that the petitioner Dunuhinge Durayalagedara Silindu of Wattahena be and she is hereby declared entitled to letters of administration to the estate of Poraganna Durayalagedara Opalangu of Wattahena, deceased, as a daughter of the said deceased, unless Dunuhinge Durayalagedara Dingittu of Wattahena, shall on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.
November 3, 1914.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Udagedera Hawadiya, deceased, of Embelagama in Udupaitu of Upper Dumbere.
No. 3,116.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge, Kandy, on November 3, 1914, in the presence of Mr. A. H. van Langenberg, Proctor, on the part of the petitioner Udagedera Ratupasketiyagera Hapumalee of Embelagama, dated November 2, 1914, having been read:

It is ordered that the petitioner Udagedera Ratupasketiyagera Hapumalee be and she is hereby declared entitled to letters of administration to the estate of Udagedera Hawadiya, deceased, of Embelagama, as the widow of the said deceased, unless Udagedera Uku of Yatirawana shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,
District Judge.
November 3, 1914.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Panabokke Halangoda Tikiri Kumari-
No. 3,119. hamy, deceased of Elpitiya, in Udapalata.

THIS matter coming on for disposal before Felix Reginald Dias, Esq., District Judge, Kandy, on November 10, 1914, in the presence of Messrs. Weerasooria and Wijenaik, Proctors, on the part of the petitioner, (1) Tikiri Banda Panabokke, (2) Medduma Banda Panabokke, both of Gampola; and the affidavits of (1) Tikiri Banda Panabokke and Medduma Banda Panabokke, (2) Durand Edgar Weerasooria dated October 22, and November 6, 1914, having been read:

It is ordered that the joint will of Panabokke Halangoda Tikiri Kumarihamy and her husband Tikiri Banda Panabokke, a certified copy of which last will together with the two codicils dated August 26, 1914, are now deposited in this court be and the same are hereby proved, unless any person or persons interested shall, on or before December 17, 1914, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said (1) Tikiri Banda Panabokke, (2) Medduma Banda Panabokke are the executants named in the said will, and that they are entitled to have probate of the same issued to them accordingly, unless any person or persons interested shall, on or before December 17, 1914, show sufficient cause to the satisfaction of this court to the contrary.

F. R. DIAS,
District Judge.
November 10, 1914.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Francis Jayaweera of Wellawatta,
No. 4,458. Unawatuna, Galle, deceased.

THIS matter coming on for disposal before P. E. Peris, Esq., District Judge of Galle, on November 4, 1914, in the presence of Mr. C. W. W. Kannangara, Proctor, on the part of the petitioner; and the affidavit of Reginald Nathaniel Jayaweera of "Green House," Kotahena, in Colombo, dated October 27, 1914, having been read: It is ordered that the 11th respondent Charles Calyanaratne be appointed guardian *ad litem* over the 6th, 7th, 8th, 9th, and 10th respondents, viz., Lydia Siriwardana, Regina Siriwardana, Hanison Siriwardana, Albert Siriwardana, and Vineent Calyanaratne, unless the respondents shall, on or before December 10, 1914, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Reginald Nathaniel Jayaweera is a brother of the deceased, and is as such entitled to have letters of administration issued to him accordingly, unless the respondents shall, on or before December 10, 1914, show sufficient cause to the satisfaction of this court to the contrary.

P. E. PERIS,
District Judge.
November 4, 1914.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Vallyammaipillai, wife of Arulambalam
No. 2,902. Ambalavanar of Vannarponnai West,
deceased.

Arulambalam Ambalavanar of Vannarponnai West..... Petitioner.

Vs.

(1) Arunasalam Tillaiyampalam of Vannarponnai East; (2) Ambalavanar Arulambalam of ditto, by the 2nd respondent is a minor appearing his guardian *ad litem* the 1st respondent.... Respondents.

THIS matter of the petition of Arulambalam Ambalavanar praying for letters of administration to the estate of the above-named deceased Vallyammaipillai, wife of Arulambalam Ambalavanar, coming on for disposal before H. O. Fox, Esq., District Judge, on November 18, 1914, in the

presence of S. James, Proctor, on the part of the petitioner and the affidavit of the petitioner dated August 7, 1914, having been read :

It is declared that the petitioner is the lawful husband of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before December 10, 1914, show sufficient cause to the satisfaction of this court to the contrary.

H. O. Fox,
District Judge.

November 18, 1914.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kanapathipillai Nadarajah of Mankumpan, deceased.
No. 2,925.

Naganathar Sengarapillai of Mankumpan Petitioner.
Vs.

(1) Ayampillai Vytialingam and wife (2) Valliammai of Mankumpan, (3) Nakanatar Somasekarampillai, a minor, by his guardian *ad litem* Chinna-tamby Naganatar of ditto Respondents.

THIS matter of the petition of Naganathar Sengarapillai of Mankumpan, praying for letters of administration to the estate of the above-named deceased Kanapathipillai Nadarajah of Mankumpan, coming on for disposal before H. O. Fox, Esq., District Judge, on November 10, 1914, in the presence of Messrs. Tambiah S. Cooke and P. S. J. Chrysostom, Proctors, on the part of the petitioner; and affidavit of the petitioner dated September 29, 1914, having been read: It is declared that the petitioner is the uncle of the said intestate, and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before December 3, 1914, show sufficient cause to the satisfaction of this court to the contrary.

November 10, 1914.

H. O. Fox,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Fathuma, wife of Abdulcader Lebbe No. 2,938.
Sahul Hamid Inayatulla of Vannarponne West, deceased.

Abdulcader Lebbe Sahul Hamid Inayatulla of Vannarponne West Petitioner.

Vs.

(1) Mohamado Meerankandu Marakair Assana Lebbe Meera Meyadeen end wife (2) Vava Mohiadeen Nachia of Vannarponne West Respondents.

THIS matter of the petition of Abdulcader Lebbe Sahul Hamid Inayatulla, praying for letters of administration to the estate of the above-named deceased Fathuma wife of Abdulcader Lebbe Sahul Hamid, coming on for disposal before H. O. Fox, Esq., District Judge, on November 6, 1914, in the presence of Messrs. Tambiah S. Cooke and P. S. J. Chrysostom, Proctors, on the part of the petitioner; and affidavit of the petitioner dated November 3, 1914, having been read: It is declared that the petitioner is the

husband of the said intestate, and is entitled to have letter of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before December 10, 1914, show sufficient cause to the satisfaction of this court to the contrary.

H. O. Fox,
District Judge.

November 6, 1914.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mona Ana Abdul Rahiman of Gonawatta No. 443.
deceased.

Mona Ana Mohamedo Gandu of Bandawa Petitioner.
Against

(1) Mona Ana Saiyadu Abdulla Lebbe, (2) Katcheemeeya Umma of Sandiyaditheru Kolamkudi Truppu, India Respondents.

THIS matter coming on for disposal before A. P. Boone, Esq., District Judge of Kegalle, on July 28, 1914, in the presence of Mr. A. A. Wickramasinghe, Proctor, on the part of the petitioner; and the petition and the affidavit dated July 23, 1914, having been read:

It is ordered that the said petitioner, as the brother of the deceased above-named, be and he is hereby declared entitled to letters of administration, and that letters be issued to him accordingly, unless the respondents above-named or any person or persons interested shall, on or before October 15, 1914, show sufficient cause to the contrary to the satisfaction of this court.

A. P. BOONE,
Kegalla, July 28, 1914. District Judge.

Extended and re-issued for December 3, 1914.

November 5, 1914. A. P. BOONE,
District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Mahammado Lebbe Junis Lebbe of Parapitiya, deceased.
No. 451.

Cader Lebbe Segu Yusoobu of Gonawatta Petitioner.

(1) Cader Lebbe Maria Muttu, (2) Mahammado Ismail (16 years), (3) Sarifu Umma (7 years), (4) Abdul Baddudu (6 years), all of Marakkalawatta, Maggonbaddé, in Kalutara District Respondents.

THIS action coming on for disposal before A. P. Boone, Esq., District Judge of Kegalla, on October 26, 1914, in the presence of the petitioner above named; and the petitioner's affidavit dated October 26, 1914, having been duly read:

It is ordered and declared that the petitioner, as the brother-in-law of the said deceased, but not as heir, is entitled to letters of administration to the estate of the above-named deceased, and that letters of administration be issued to him accordingly, unless the above-named respondents or any person or persons interested shall, on or before December 8, 1914, show sufficient cause to the contrary to the satisfaction of this court.

A. P. BOONE,
Kegalla, October 26, 1914. District Judge.

NOTICES OF INSOLVENCY.

In the District Court of Kalutara.

No. 145. In the matter of the insolvency of Alexander Kotalawala of Kalutara.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 16, 1914, for examination of insolvent.

By order of court,

R. MALALGODA,
Secretary.

Kalutara, November 18, 1914.

In the District Court of Negombo.

No. 103. In the matter of the insolvency of (1) Muna Nena Muna Mohammado Abdul Kader, and (2) Muna Nena Muna Mohammadu Ibrahim Naina, both of Ambagahalande.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvents will take place at the sitting of this court on December 17, 1914, for proof debts.

By order,

V. SARAVANAMUTTU,
Acting Secretary.

Negombo, November 20, 1914.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

P. S. S. M. K. Kadiresen Chetty of No. 147, Sea street, in Colombo.....Plaintiff.
No. 34,372. Vs.

S. Joseph Perera of No. 133, Kotahena road, in Colombo.....Defendant.

NOTICE is hereby given that on Tuesday, December 22, 1914, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 2,607.37, with interest on Rs. 2,367.17 at 30 per cent. per annum from May 21, 1912, to June 26, 1912, and thereafter at 9 per cent. per annum, till payment in full and costs of suit less Rs. 1,750, viz. :—

At 3.30 P.M.

All that allotment of land with the buildings standing thereon, bearing assessment No. 133, situated at Kotahena, within the Municipality of Colombo; bounded on the north by part of the same property bearing assessment Nos. 131 and 132, on the east by the Kotahena road, on the south by the property bearing assessment No. 134, and on the west by the property bearing assessment No. 143; containing in extent 1 rood 1 perch and 75/100 of a perch, more or less.

At 4 P.M.

(2) An allotment of land together with the buildings standing thereon bearing assessment No. 12/1, situated at Bonjean road, Kotahena, within the Municipality of Colombo; bounded on the north by land of L. Bastian Perera, on the east by land of L. Peter Perera, on the south by land said to belong to the Crown and by Bonjean road, and on the west by land of the Rev. Christian David; containing in extent 25 and 12/100 perches more or less.

Fiscal's Office,
Colombo, November 24, 1914.

W. DE LIVERA,
Deputy Fiscal.

In the District Court of Colombo.

The Hong Kong and Shanghai Banking Corporation.....Plaintiff.
No. C 39,564. Vs.

G. A. Marinitsch and Company, Limited, of No. 9, Queen street, Fort, Colombo.....Defendant.

NOTICE is hereby given that on Monday, December 21, 1914, at 3 o'clock in the afternoon, will be sold by public auction at Darley Lane Stores in Darley road, in Maradana, Colombo, the following property mortgaged with the plaintiff and ordered to be sold by the order of court dated November 4, 1914, for the recovery of the sum of Rs. 211,290.63, with interest thereon from October 1, 1914, at the rate of 9 per cent. per annum until judgment (November 4, 1914) and thereafter on the aggregate amount at 9 per cent. per annum until payment in full, and costs of suit, viz. :—

All piece goods, cotton, and other goods, wares, and merchandise of a like nature stored in godowns Nos. 5 and 6, forming part of Darley Lane Stores, bearing assessment No. 2,603/51, situate at Darley road, Maradana, Colombo, viz. :—

327 cases and bales of cotton goods, containing sarongs, banians, towels, trousering, dhooties, gray shirtings, lawns, white shirtings, satteens, white drill, 5,000 flooring boards.

Fiscal's Office,
Colombo, November 18, 1914.

W. DE LIVERA,
Deputy Fiscal.

In the Court of Requests of Negombo.

Muttu Kana Avanna Vina Sinniah Pulle of Negombo.....Plaintiff.
No. 21,805. Vs.

Meeyanna Ana Assan Abdul Cader of Katana.....Defendant.

NOTICE is hereby given that on December 21, 1914, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the following property ordered to be sold by the decree entered in the above case, viz. :—

An allotment of land called Godabima, situate at Harakgalagama, in Dunagaha pattu of Alutkuru korale; and bounded on the north by land formerly of Gabriel Dalmerdu and now by the dewata road, east by the portion of this land formerly of Philippu Perera Domingo Pulle and now of Jusey Silva Appuhami, south by land formerly of Migel Appu and now the burial ground, and on the west by land formerly of Suse Fernando, Vidane, and now by the dewata road; containing in extent about 5 acres.

Amount to be levied Rs. 291.13½, with interest on Rs. 250 at 25 per cent. per annum from July 15, 1914, to August 21, 1914, and thereafter at 9 per cent. per annum on the aggregate amount till payment.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
Negombo, November 24, 1914. Deputy Fiscal.

In the District Court of Colombo.

Walker, Sons and Company, Limited, of Colombo.....Plaintiff.
No. 38,712. Vs.

M. H. Miranda of Negombo.....Defendant.

NOTICE is hereby given that on December 19, 1914, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the following property, ordered to be sold by the order dated October 13, 1914, viz. :—

(1) All those 2 contiguous allotments of land called Meegahawatta, situate at Timbirigaskotuwa, in Dunagaha pattu of Alutkuru korale, containing in extent about 22 perches.

(2) All that ¼ portion of the allotment of land called Meegahawatta, situate at ditto, containing in extent 70 yards in length and 16 yards in breadth.

(3) All that portion of land in extent 3½ fathoms in breadth from north to south and 9 fathoms in length from east to west from an allotment of land called Meegahawatta, situate at ditto.

(4) An undivided ¼ part or share of all that half part of all that land called Meegahawatta, situate at ditto (in extent 4 acres), containing in extent about 2 acres excluding therefrom an undivided portion towards the south in length 10 fathoms and in breadth 4 fathoms.

(5) An undivided ½ part or share of an undivided one-fourth of all that half part of all that land called Meegahawatta (in extent about 4 acres), situate at ditto, containing in extent about 2 acres.

(6) All that ½ part or share of all that land called Meegahawatta (in extent about 4 acres), situate at ditto, containing in extent about 2 acres.

All of which aforesaid premises now form one property described as follows :—

An allotment of land called Meegahawatta, situate at Timbirigaskotuwa, in Dunagaha pattu of Alutkuru korale; and bounded on the north by the high road east by the land of Nissanga Haramanis Silva, south by the lands of Sidoris Silva and others, and west by the other portion of this land; containing in extent about 2 acres 3 roods and 4 perches.

Amount to be levied Rs. 25,195.60, with interest on Rs. 24,450.94 at 8 per cent. per annum from June 15, 1914, to July 31, 1914, and thereafter further interest on the aggregate amount at 9 per cent. per annum till payment in full and costs of suit.

Deputy Fiscal's Office, FRED. G. HEPPONSTALL,
Negombo, November 24, 1914. Deputy Fiscal.

Central Province.

In the District Court of Kandy.

(1) M. G. Aponu, (2) S. S. Silva, and (3) M. S. Fernando, carrying on business as M. G. Aponu & Co., of Colombo street, Kandy Plaintiffs.
No. 22,939. Vs.

(1) N. G. D. Dias, (2) W. M. Keerala, and (3) W. Kalu Banda, all of Dimbulagawattenna of Hurikaduwa, Lower Dumbara Defendants.

NOTICE is hereby given that on Wednesday, December 30, 1914, at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 542·67, together with interest on Rs. 425·17 at 9 per cent. per annum from May 26, 1914, till payment in full and poundage, viz. :—

The land called Kalandurukotuwewatta of 4 amunams in extent, situate at Hurikaduwa, Lower Dumbara; bounded on the east by Gabbalagedera fence or Gabbalagedera road, west by Gansabhawa road, south by Paaluwatta; and on the north by Gansabhawa road.

Fiscal's Office, A. V. WOUTERSZ,
Kandy, November 24, 1914. Deputy Fiscal.

In the District Court of Kandy.

Yena Chena Yena Suppiah Pulle of Trincomalee street in Kandy Plaintiff.
No. 23,055. Vs.

(1) Weerabahugedera Kalu Banda of Wanakada, (2) Kasturigedera Keerale of Hurikaduwa, (3) D. J. D. Dias of Galagedera Defendants.

NOTICE is hereby given that on Wednesday, December 30, 1914, at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the said 3rd defendant in the following property for the recovery of the sum of Rs. 316·31, with legal interest thereon from July 9, 1914, till payment in full, viz. :—

All that land called Ketiyeawatta of about 5 acres in extent, situate at Hurikaduwa, in Udagampaha of Lower Dumbara; and bounded on the east by the fence of Muttusamy's garden and the road, on the south by the fence of Gabbala Upasaka's garden, on the west by the fence of Palipanggedera Siyatu's garden, and on the north by the fence of Kankanamagawatta.

Fiscal's Office, A. V. WOUTERSZ,
Kandy, November 24, 1914. Deputy Fiscal.

In the District Court of Kandy.

A. H. van Langenberg and H. A. Joseph, both of Kandy Plaintiffs.
No. 23,135. Vs.

Ahamadou Abdeon Ismail of Malabar street, Kandy Defendant.

NOTICE is hereby given that on Saturday, December 19, 1914, commencing 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, mortgaged upon bond No. 7,328, dated January 16, 1906, and attested by J. B. Siebel, Notary Public, for the recovery of the sum of Rs. 1,218·37½, with legal interest on Rs. 1,000 from August 18, 1914, till payment in full and poundage :—

1. The house and ground, formerly bearing assessment No. 757 and presently No. 798, situate at Katukele in the town of Kandy; bounded on the east by the property of Abdul Cadar, on the south by the high road, on the west by the property of Omer Lebbo, and on the north by Crown land; containing in extent 1 rood and 23½ perches.

2. A piece of ground of about 18 32/100 perches in extent, presently bearing assessment No. 799, situate at Katukele; bounded on the east by Peradeniya road, on the south by house and ground belonging to Kiston Sergeant, on the west by Packee Tamby's property, and on the north by house and ground belonging to Asia Umma, both adjoin each other and form one property.

Fiscal's Office, A. V. WOUTERSZ,
Kandy, November 24, 1914. Deputy Fiscal.

In the District Court of Kandy.

Nana Sina Ana Alagappa Chetty of Gampola Plaintiff.
No. 23,088. Vs.
M. B. Fonseka of Gampola Defendant.

NOTICE is hereby given that on Tuesday, December 29, 1914, commencing 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, for the recovery of the sum of Rs. 2,134·13, with interest thereon at 9 per cent. per annum from July 27, 1914, till payment in full and costs Rs. 114·87, together making the sum of Rs. 2,249.

1. All that and those the lands called Putukosgahawatta, Gangeahagederawatta, and Seambalagahagederawatta, which said three allotments of land adjoin each other, now form one property, and situate at Keerapone, in Uda palata Gangapahala korale, Kandy District, Central Province; and bounded on the north by Gansabhawa road and by the garden of Kaurala Multan Gammah, on the south by Godakumbura, on the south-east by Natamay Karaya's garden, on the east by the ditch and Gansabhawa road, on the west by Vedaralagederawatta and by the fence of the garden belonging to Menikrala Vidane; and containing in extent 1 acre and 35 perches.

2. The adjoining lands called Hora-ambehene and Parahadamadahena, about 2 amunams paddy sowing in extent, situate at Kobbewela, in Kadukara Ihala korale, Uda palata aforesaid; and bounded on the east by Leemagastennawatta and Woodside estate, on the south by Kolaborahena, on the west by the land of Mr. Capper, and on the north by the land belonging to Elwatte Arachchi.

Fiscal's Office, A. V. WOUTERSZ,
Kandy, November 24, 1914. Deputy Fiscal.

Southern Province.

In the District Court of Matara.

W. B. Thegris of Galle Plaintiff.
No. 6,328. Vs.

Ali Akbar Lebbo Mohamadu of Kadeweediya, Matara Defendant.

NOTICE is hereby given that on Saturday, December 19, 1914, at 1 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, for the recovery of Rs. 1,644·90, with further interest on Rs. 975 at 18 per cent. per annum from April 17, 1914, till June 5, 1914, and legal interest from date of decree (July 9, 1914), till payment in full and further a sum of Rs. 375 and legal interest and poundage Rs. 20·50 and also Fiscal's charges, viz. :—

The land called Pokunewatta *alias* Jambughawatta, situate at Kadewidiya, in the Four Gravets of the Matara District, Southern Province; and bounded on the north by Alutmahapara, east by Rattamapalletottam, south by Pahulannewatta *alias* Omeru Lebbo Mantarowarugewatta, west by Don Andris Perera Ekenaike Appuhamypadinchi-wahitiyawatta. Rs. 1,200.

Deputy Fiscal's Office, J. S. DE SARAM,
Matara, November 20, 1914. Deputy Fiscal.

Northern Province.

In the District Court of Jaffna.

(1) Edwin Niles and his wife (2) Rebecca Alagamma Niles of Van Royan road, Colombo Plaintiffs.
No. 9,378. Vs.

(1) Tillaysampelam Kumarasamy and his wife (2) Nagapooraniammah, daughter of Chelleppa of Tirunelvely Defendants.

NOTICE is hereby given that on Tuesday, December 29, 1914, at 10 o'clock in the forenoon, will be sold by public auction at the spot the following property decreed to be sold

under the above action for the recovery of Rs. 1,166.22, with further interest on Rs. 750 at the rate of 15 per cent. per annum from September 29, 1913, until payment in full, such interest not exceeding Rs. 333.78, and costs of suit being Rs. 100.44 and charges, viz. :—

A piece of land situated at Nallur called Lúvisoovalavu, containing or reputed to contain in extent 3 lachams of varagu culture, with stone built house, well, palmyrahs, and cultivated plants; bounded or reputed to be bounded on the east by property of Sapapaty Kandaiah, north by property of Sinnatamby Kayilasapillai, west by property of Sinnatamby Kayilasapillai and by the property of the second defendant, and on the south by road.

Fiscal's Office,
Jaffna, November 24, 1914.

S. SABARATNAM,
Deputy Fiscal.

North-Western Province.

In the District Court of Colombo.

Hewadewage Bocha Fernando of Regent street, in Maradana, Cinnamon gardens of Colombo . . . Plaintiff.
No. 36,097. Vs.

(1) Ahamadu Lebbe Segu Abdul Cader *alias* Ana Chena Chuna Segu Abdul Cader *alias* Ana Chena Kawenna Segu Abdul Cader, (2) Ahamadu Lebbe Ahamadu Tamby *alias* Ana Chena Kawenna Ahamadu Tamby, both of Kuliypitiya, in Yatikaha korale, (3) Moona Ana Lana Mayna Sinne Carupen Chetty of No. 73, Sea street, Colombo . . . Defendants.

NOTICE is hereby given that on Friday, December 18, 1914, commencing at 1 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 mortgaged property, viz. :—

A 1. An undivided $\frac{1}{4}$ part or share of all that parcel of land called Bogahamulahena, situated in Pallewela, in Katugampola hatpattu of Yatikaha korale, in the District of Kurunegala, North-Western Province; and bounded on the east by the village limit of Kanadulla and a reservation, south by the village limit of Weerambura and a reservation, west by Mailagahamulahena and a field, and north by the high road; containing 15 lahas of kurakkan sowing extent as per title deed thereof No. 14,059, dated November 27, 1897, and attested by K. B. Karunaratne, Notary Public.

2. All that $\frac{1}{4}$ part or parcel of land called Pidiwille-bogahahenyaya, situated in the village Pallewela, in Katugampola korale of Katugampola hatpattu aforesaid; and bounded on the east by the reservation along the village limit of Kanadulla, south by the reservation along the village limit of Weerambura, west by the reservation along the village limit of Kurudelpota, and north by the high road; containing 2 pelas of kurakkan sowing extent as per title deed thereof No. 14,406, dated December 23, 1897, and attested by the said K. B. Karunaratne, Notary public.

3. All that $\frac{1}{4}$ part of all that parcel of land called Kahata-gahawatta, situated in the village Kurudelpota, in the Katugampola hatpattu aforesaid; and bounded on the east by the property belonging to Malhamy, south by the high road, west by the property belonging to Malhamy and others, and on the north by the range of cadju trees; containing about 4 lahas of kurakkan sowing extent.

4. All that $\frac{1}{4}$ part or share of all that parcel of land called Mahakumbura, situated in the village Kurudelpota aforesaid; and bounded on the east by the oya and pillewa, south by the field belonging to Malhamy and others, west by a stump of beli trees (beliroda), and north by the field belonging to Bastian Appu and others; containing 3 lahas of paddy sowing extent.

5. All that $\frac{1}{4}$ part or share of all that parcel of land called Mahawelakadurugahakumbura, situated in the village Kurudelpota aforesaid; and bounded on the east by the stump of beli trees (beliroda), south by the field belonging to Mudelihamy, west by the pillewa, and north by the field belonging to Herathamy and others; containing about 3 pelas of paddy sowing extent.

6. All that $\frac{1}{4}$ part or share of all that parcel of land called Pahalaliyadda, situated in the village Kurudelpota aforesaid; and bounded on the east by the property belonging to Ranhamy, south by the field belonging to Mudelihamy, west by the pillewa of the field belonging to Malhamy, and north by the oya; containing 1 pela of paddy sowing extent.

7. All that $\frac{1}{4}$ part or share of all that parcel of land called Kotukumbura, situated in the village Kurudelpota aforesaid; and bounded on the east by the garden, south by the high road, west by the field belonging to Bastian Appu, and north by the field belonging to Mudalihamy; containing in extent 1 pela paddy sowing.

8. All that $\frac{1}{15}$ part or share of all that parcel of land called Badalakotuwahenyaya and of the wewa (lake) excluding the road, situated in the village Kurudelpota aforesaid; and bounded on the east by the property belonging to Segu Abdul Cader, south by the village limit of Weerambuwa, west by the oya and the property belonging to the President, and north by the dam of Anukkana and oya; containing about 1 amunam of kurakkan sowing extent, all of which premises are described in deed No. 14,803 dated February 17, 1898, and attested by the said K. B. Karunaratne, Notary Public.

9. An undivided $\frac{1}{4}$ part or share of all that parcel of land called Nugewelagawahenyaya, situated at Kurudelpota aforesaid; and bounded on the east by a reservation, south by the Crown forest, west by the village limit of Pallewela, and north by the high road; containing 1 amunam of kurakkan sowing extent as per deed No. 17,895, dated February 15, 1900, and attested by the said K. B. Karunaratne, Notary Public.

10. All that parcel of land called Bogahamulahenyaya, appertenant to Piduwella of the extent of $1\frac{1}{2}$ amunam, and situated at Pallewela aforesaid; and bounded on the north by the village limit of Kanadulla, south by the Crown forest, west by the village limits of Agare and Kurudelpota, and north by the high road; containing in extent ground sufficient to plant 1,000 coconut plants at twenty-six feet apart as per deed No. 17,892, dated February 15, 1900, and attested by the said K. B. Karunaratne, Notary Public.

11. An undivided $\frac{1}{4}$ part or share of all that parcel of land called Bogahamulahenyaya appertenant to Piduwella, and situated at Pallewela aforesaid; and bounded on the east by the village limit of Kanadulla, south by the Crown forest, west by the village limit of Agare and Kurudelpota, and north by the high road; containing about $1\frac{1}{2}$ amunam of kurakkan sowing extent as per deed No. 20,119, dated August 10, 1901, and attested by the said K. B. Karunaratne, Notary Public.

12. Undivided $\frac{5}{36}$ parts or shares of all that parcel of land called Bogahamulahenyaya, appertenant to Piduwella, situated at Pallewela aforesaid; and bounded on the east by the village limit of Kanadulla, south by the Crown forest, west by the village limits of Agare and Kurudelpota, and north by the high road; containing about $1\frac{1}{2}$ amunam of kurakkan sowing as per deed No. 20,674, dated November 18, 1901, and attested by the said K. B. Karunaratne, Notary Public.

13. An undivided $\frac{1}{4}$ part or share of all that parcel of land called Badalakotuwahenyaya, situated at Kurudelpota aforesaid; and bounded on the north by the oya, east by the village limit of Pidiwella, south by the Crown forest, and west by the village limit of Pallewela; containing 1 amunam of kurakkan sowing extent as per deed No. 3,768, dated April 10, 1904, and attested by D. H. de Silva, Notary Public.

14. An undivided $\frac{1}{4}$ part or share of all that parcel of land called Bogahamulahenyaya, appertenant to Pidiwella, situated at Pallewela aforesaid; and bounded on the east by the village limit of Kanadulla, south by the Crown forest, west by the village limit of Agare and Kurudelpota, and north by the high road; containing about $1\frac{1}{2}$ amunam of kurakkan sowing extent as per deed No. 8,663, dated December 16, 1901.

All the above parcels of land now form one property, and described as three contiguous allotments of land called Bogahamulawatta, Gorakagahamulawatta *alias* Mailagahamulawatta and Badalakotuyaya, situated in the villages Kurudelpota and Kanadulla, in Katugampola hatpattu of Katugampola korale, in the District of Kurunegala, North-Western Province; and bounded on the north and north-west by the main road to Madampe, on the west by the road to Yirambuwa (Weerambuwa), south-west and south by

Tippolamukalana, Mahallamukalana and Hurigahamulahena, and on the east by Lansakotuwahenyaya; containing in extent 183 acres 3 roods and 8 perches according to the description and figure of survey thereof dated January 12, 1904.

B 1. An undivided $\frac{1}{2}$ part or share of all that parcel of land called Wilandagahamulahenyaya, situated in the village Weerambuwa, in Katugampola hatpattu aforesaid, and bounded on the east by the forest and a reservation for a road, south by the property of Herathamy and footpath, west by the reservation, and north by the forest land belonging to the Crown; containing 1 amunam of paddy sowing extent as per deed No. 20,606, dated November 12, 1901, and attested by the said K. B. Karunaratne, Notary Public.

2. An undivided $\frac{1}{2}$ part or share of all that parcel of land called Wilandagahamulahenyaya, situated in the village Weerambuwa aforesaid; and bounded on the north by the Crown forest, east by the mukalana forest and reservation for a road, south by the property of Herathamy and a footpath, and west by a reservation for a road; containing in extent 1 amunam of kurakkan sowing (save and except therefrom a portion towards the southern boundary of the extent of 100 fathoms in length and 50 fathoms in breadth) as per deed No. 950, dated November 2, 1902, and attested by T. H. de Silva, Notary Public.

The said lands and premises now form one property and are described as follows: an allotment of land called Wilandagahamulahenyaya, situated in the village Weerambuwa, in Katugampola hatpattu, in Katugampola korale, in the District of Kurunegala, North-Western Province; and bounded on the north-east, north, and north-west by Crown land, Mahalamukalana, on the west and south-west by Crown land Mahallamukalana and Giriambegodahenyaya and on the south-east by the road from Kanadulla to Weerambuwa; containing in extent 44 acres 2 roods and 20 perches according to the description and figure of survey thereof dated February 3, 1904,

On Saturday, December 19, 1914, commencing at
10 A.M.

C 1. All those undivided $\frac{1}{2}$ and $\frac{4}{6}$ of $\frac{2}{3}$ shares of all that allotment of land called Ihalawela, in extent 5 pelas paddy sowing and of all the pilawa in extent 2 kurunies kurakkan sowing extent together with the building constructed thereon, situated in the village Kuliypitiya, in Katugampola hatpattu, in Yatikaha korale, in the District of Kurunegala, North-Western Province; and bounded on the north by the high road, east by the bakmi tree standing on the limit of the chena belonging to Mudalihamy Vidane and others, south by the chena belonging to Ukku Banda and others, and west by the field belonging to Kiri Menika and others as per title deeds thereof No. 6,450 dated November 29, 1900, and attested by D. M. Wickramasinghe, Notary, and No. 6,375, dated February 23, 1906, and attested by T. H. de Silva, Notary Public.

On Saturday, December 19, 1914, at 2 P.M.

D 1. An extent of land towards the southern boundary of and from Kanukettiyakumbura, sufficient to sow 1 pela and 5 lahas of paddy sowing as well as an extent of pilawa land sufficient to sow 2 seers of kurakkan of and from the adjoining pilawa the entirety of both of which premises are situated in the village Kitalowa, in Katugampola hatpattu, in Yatikaha korale, in the District of Kurunegala, North-Western Province; and bounded on the east by the kaduru trees standing on the limit of Webodakumbura, south by the live fence of Kadurugahawatta and Innawatta, west by the limit of Gamaimakumbura, and north by the dam of

Nambi Naide's field; containing in extent 1 amunam of paddy sowing.

All that allotment of land called Kadurugahamulawatta and the adjoining Kadurugahawatta and Innawatta, with the buildings standing thereon, situated at Ketalowa aforesaid; and bounded on the east by Ganlehen, south by the high road to Madampe, west by the field belonging to Punchappu Naide and others, and north by the field belonging to Kirihamy and others; containing 4 lahas of kurakkan sowing extent as per title deed thereof No. 13,141, dated December 4, 1899, and attested by H. M. de Silva, Notary.

Amount to be levied, Rs. 20,917.50, with legal interest on Rs. 15,000, from April 4, 1913, to July 13, 1913, and thereafter on the principal and interest at 9 per cent. per annum till payment in full and poundage.

Fiscal's Office,
Kurunegala, November 18, 1914.

S. D. SAMARASINHA,
Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Tangalla.

Heenappu Wijesuriya of Embilipitiya, presently
at Beliatta Plaintiff.

No. 1,328.

Vs.

Abesingha Samaratunga Araochchige Saumma-
hamine of Udugalmote Defendant.

NOTICE is hereby given that on December 22, 1914, at 11 o'clock in the forenoon will be sold by public auction at the premises the following property specially mortgaged and decreed to be sold by the decree entered in the above case for the recovery of the sum of Ks. 1,060.75 with legal interest on Rs. 900, viz:—

1. Two third shares of the field called Nugamene-kumbura, in extent $1\frac{1}{2}$ amunam of paddy, situate at Pallegama, in Embilipitiya, in the Ratnapura District; and bounded on the north by Welabadawetiya *alias* Kalagediara, east by Debarakote inniyara, south by wella, and west by Ratuindekumbura inniyara.

2. The entire field called Netulekumbura, in extent $1\frac{1}{2}$ amunam of paddy, situate at ditto; and bounded on the north by Deiyannekumbura inniyara, east by Deiyannekumburewella, south by wella, west by Kumbukgahaweddume inniyara.

3. The entire field called Kongasawedduma, in extent 1 amunam of paddy, situate at ditto; and bounded on the north by Pinkelle inniyara, east by Deiyannekumburewella, south by Netulekumbura inniyara, and west by Welbadawetiya and Karametiya.

4. The entire field called Kudakalalekumbura, in extent $1\frac{1}{2}$ amunam of paddy, situate at ditto; and bounded on the north by Mutuwakumbure inniyara, east by Kotaire inniyara, south by Mahakalale inniyara, and west by wella.

5. The entire field called Kumbukgahairikonda, in extent 12 kurunies of paddy; and bounded on the north by Dehigahadepale inniyara, east by Lindamulla, south by Kotairekumbure inniyara, and west by Kumbukwetiya at ditto.

6. The entire field called Kotaira, in extent 12 kurunies of paddy, situate at ditto; and bounded on the north by Kumbukgahairikonde inniyara, east by Wadakahawala, south by Wadupele inniyara, and west by Kumbukwetiya.

Fiscal's Office,
Ratnapura, November 21, 1914.

R. E. D. ABEYRATNA,
Deputy Fiscal.