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The Gazette of the Democratic Socialist Republic of Sri Lanka

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No. 1983/38 – FRIDAY, SEPTEMBER 09, 2016

(Published by Authority)

PART I: SECTION (I) – GENERAL

Government Notifications

My No.: IR/22/06/2008.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Revocation of Order under Section 4(1)

WHEREAS by Order made under Section 4 (1) of the Industrial Disputes Act Chapter 131 of the Legislative Enactments of Ceylon (Revised Edition 1956), as amended by Act, Nos. 14 and 62 of 1957, 14 of 1962 and 39 of 1968 read with Industrial Disputes (Special Provisions) Act, No. 37 of 1968 dated 20.04.2009 and published in the *Gazette* of the Democratic Socialist Republic of Sri Lanka Extraordinary No. 1599/7 dated 27.04.2009 the Industrial Dispute in respect of the matter specified in the statement of the Commissioner of Labour dated 31.03.2009.

Mr. D. K. Shantha Senaratne, No. 990/07, Sri Sumangala Mawatha, Aluviharaya, Matale *of the one part*

and

National Housing Development Authority, No. 34, Sir Chittampalam A. Gardiner Mawatha, Colombo 02, *of the other part*,

was referred to Mr. M. Ariff for settlement by arbitration.

AND whereas it is now deemed expedient that the said Order be revoked, I, W. D. J. Seneviratne, Minister of Labour and Trade Union Relations do hereby revoke the said Order and further make Order that no proceedings be taken upon the said Order dated 20.04.2009.

W. D. J. SENEVIRATNE,
Minister of Labour and Trade Union Relations.

Colombo,
02nd September, 2016.

09 – 925/1



**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Order under Section 4(1)

WHEREAS AN industrial dispute in respect of the matter specified in the statement of the Commissioner of Labour which accompanies this order exists between,

Mr. D. K. Shantha Senaratne, No. 990/07, Sri Sumangala Mawatha, Aluviharaya, Matale *of the one part*

and

National Housing Development Authority, No. 34, Sir Chittampalam A. Gardiner Mawatha, Colombo 02, *of the other part.*

NOW THEREFORE I, W. D. J. Seneviratne, Minister of Labour and Trade Union Relations do by virtue of the powers vested in me by Section 4(1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Act, Nos. 14 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes-Special Provisions) Act, No. 37 of 1968 hereby appoint Mr. K. M. Sarathchandra, No. 160, Mapalagedara, Diwulapitiya to be the arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

W. D. J. SENEVIRATNE,
Minister of Labour and Trade Union Relations.

Colombo,
02nd September, 2016.

My No.: IR/22/06/2008.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Mr. D. K. Shantha Senaratne, No. 990/07, Sri Sumangala Mawatha, Aluviharaya, Matale *of the one part*

and

National Housing Development Authority, No. 34, Sir Chittampalam A. Gardiner Mawatha, Colombo 02, *of the other part.*

STATEMENT OF MATTER IN DISPUTE

The matters in dispute between the aforesaid parties are –

01. Whether Mr. D. K. Shantha Senaratne who was appointed to the post of Accountant Grade V with effect from 01.01.2001 by the National Housing Development Authority is entitled to back date his post to 26.01.1996 taking into account that he had acted in the said post as from 26.01.1996 and

02. If he is so entitled, whether the period of service of Mr. D. K. Shantha Senaratne in Grade V should be calculated by the National Housing Development Authority as from 26.01.1996 at the time of calling for interviews for the purpose of granting promotions to Grade IV in the year 2006 and if he is so entitled to calculate his period of service. What should be the other relief he should be granted accordingly.

M. D. C. AMARATHUNGE,
Commissioner of Labour.

Dated at the Office of the Commissioner of Labour,
Colombo, this 25th day of July, 2016.

My No.: IR/10/89/2009.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Order under Section 4(1)

WHEREAS AN industrial dispute in respect of the matter specified in the statement of the Commissioner of Labour which accompanies this order exists between,

Mr. M. Gunapala, No. 37, New Nigrodharama Road, Kalutara North *of the one part*

and

Ceylon Electricity Board, No. 50, Sir Chittampalam A. Gardiner Mawatha, Colombo 02, *of the other part*

NOW THEREFORE I, W. D. J. Seneviratne, Minister of Labour and Trade Union Relations do by virtue of the powers vested in me by Section 4(1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Act, Nos. 14 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes-Special Provisions) Act, No. 37 of 1968 hereby appoint Mr. Suneth Lokubogahawatta, No. 89/F, Kumudu Mawatha, Nampamunuwa, Piliyandala to be the arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

W. D. J. SENEVIRATNE,
Minister of Labour and Trade Union Relations.

Colombo,
02nd September, 2016.

My No.: IR/10/89/2009.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Mr. M. Gunapala, No. 37, New Nigrodharama Road, Kalutara North *of the one part*

and

Ceylon Electricity Board, No. 50, Sir Chittampalam A. Gardiner Mawatha, Colombo 02, *of the other part*.

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the aforesaid parties is –

Whether the claim made by Mr. M. Gunapala, who worked as an Electrical Superintendent of the Ceylon Electricity Board that he has been caused injustice by non granting of his pension entitlement is justified and if so, to what reliefs he is entitled.

M. D. C. AMARATHUNGE,
Commissioner of Labour.

Dated at the Office of the Commissioner of Labour,
Colombo, this 16th day of June, 2016.

My No.: IR/15/43/2010.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Revocation of Order under Section 4(1)

WHEREAS by Order made under Section 4 (1) of the Industrial Disputes Act Chapter 131 of the Legislative Enactments of Ceylon (Revised Edition 1956), as amended by Act, Nos. 14 and 62 of 1957, 14 of 1962 and 39 of 1968 read with Industrial Disputes (Special Provisions) Act, No. 37 of 1968 dated 18.02.2013 and published in the *Gazette* of the Democratic Socialist Republic of Sri Lanka Extraordinary No. 1799/31 dated 01.03.2013 the Industrial Dispute in respect of the matter specified in the statement of the Commissioner of Labour dated 31.01.2013.

Mr. D. H. Pathirane, No. 207, Valley Road, Digana Nilagama, Digana *of the one part*

and

Taprobane Studios Ranch (Private) Ltd, No. 50, Raja Mawatha, Ethul Kotte Road, Nugegoda, *of the other part*,

was referred to Mr. Suneth Lokubogahawatta for settlement by arbitration.

AND whereas it is now deemed expedient that the said Order be revoked, I, W. D. J. Seneviratne, Minister of Labour and Trade Union Relations do hereby revoke the said Order and further make Order that no proceedings be taken upon the said Order dated 18.02.2013.

W. D. J. SENEVIRATNE,
Minister of Labour and Trade Union Relations.

Colombo,
02nd September, 2016.

09 – 927/1

My No.: IR/15/43/2010.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Order under Section 4(1)

WHEREAS AN industrial dispute in respect of the matter specified in the statement of the Commissioner of Labour which accompanies this order exists between,

Mr. D. H. Pathirane, No. 207, Valley Road, Digana Nilagama, Digana *of the one part*

and

Taprobane Studios Ranch (Private) Ltd, No. 50, Raja Mawatha, Ethul Kotte Road, Nugegoda, *of the other part*.

NOW THEREFORE I, W. D. J. Seneviratne, Minister of Labour and Trade Union Relations do by virtue of the powers vested in me by Section 4(1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Act, Nos. 14 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes-Special Provisions) Act, No. 37 of 1968 hereby appoint Mr. S. Virithamulla, No. 128, Piriwena Road, Boralessgamuwa to be the arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

W. D. J. SENEVIRATNE,
Minister of Labour and Trade Union Relations.

Colombo,
02nd September, 2016.

My No.: IR/15/43/2010.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Mr. D. H. Pathirane, No. 207, Valley Road, Digana Nilagama, Digana *of the one part*

and

Taprobane Studios Ranch (Private) Ltd., No. 50, Raja Mawatha, Ethul Kotte Road, Nugegoda, *of the other part*,

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the aforesaid parties is -

Whether the non payment of the agreed salaries and allowances, from October 2007 to September 2009 to Mr. D. H. Pathirane, Director of Taprobane Studios Ranch (Private) Ltd. is just, and if not so, to what relief he is entitled.

M. D. C. AMARATHUNGE,
Commissioner of Labour.

Dated at the Office of the Commissioner of Labour,
Colombo, this 18th day of July, 2016.

09 - 927/2

My No.: IR/10/47/2011.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Order under Section 4(1)

WHEREAS AN industrial dispute in respect of the matter specified in the statement of the Commissioner of Labour which accompanies this order exists between,

Mr. I. Nimal Ranatunga, C/O Kumara Kade, Heen Alapitiya Road, Yogama, Dehiowita *of the one part*

and

Sri Lanka Transport Board, No. 200, Kirula Road, Colombo 05, *of the other part*.

NOW THEREFORE I, W. D. J. Seneviratne, Minister of Labour and Trade Union Relations do by virtue of the powers vested in me by Section 4(1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Act, Nos. 14 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes-Special Provisions) Act, No. 37 of 1968 hereby appoint Mr. S. Kariyawasam, No. 28, Abeyratne Mawatha, Boralessgamuwa to be the arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

W. D. J. SENEVIRATNE,
Minister of Labour and Trade Union Relations.

Colombo,
02nd September, 2016.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Mr. I. Nimal Ranatunga, C/O Kumara Kade, Heen Alapitiya Road, Yogama, Dehiowita *of the one part*

and

Sri Lanka Transport Board, No. 200, Kirula Road, Colombo 05, *of the other part,*

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the aforesaid parties is –

Whether injustice had been caused to Mr. I. Nimal Ranathunga working in the Sri Lanka Transport Board by the non payment of arrears of salary for the period he was not employed, at the time of his re instatement in employment and if so, to what relief he is entitled.

M. D. C. AMARATHUNGE,
Commissioner of Labour.

Dated at the Office of the Commissioner of Labour,
Colombo, this 18th day of July, 2016.

09 – 928