



# Ceylon Government Gazette

EXTRAORDINARY.

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## Part I.—General.

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

### GOVERNMENT NOTIFICATION.

“THE CEYLON (LEGISLATIVE COUNCIL) ORDER IN COUNCIL, 1923.”

THE following Order made by the Governor in Executive Council, under Article LXV. of “The Ceylon (Legislative Council) Order in Council, 1923,” is published for general information:—

“The designations of members for a constituency returning more than one member shall be ‘The First (Second or Third) Burgher (Indian or Muhammadan) Member’ according to the order of the dates of their election. In the case of members for the same constituency elected on the same day, a member who received a greater number of votes than another member shall be deemed to have been elected before such other member.”

By His Excellency's command,

Colonial Secretary's Office,  
Colombo, October 13, 1924.

CECIL CLEMENTI,  
Colonial Secretary.

### DRAFT ORDINANCES.

#### MINUTE.

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

An Ordinance to provide for the Establishment of a  
Coconut Experiment Station.

WHEREAS it is expedient to provide for the establishment of a coconut experiment station: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Preamble.

1 This Ordinance may be cited as the Coconut Experiment Station Ordinance, No.                      of 1924.

Short title.

2 (1) Subject to the provisions of this Ordinance, it shall be the duty of the Committee hereinafter constituted to establish, equip, maintain, and carry on, out of the funds provided by this Ordinance, an experiment station (in this Ordinance called the station) for—

Establishment of a coconut experiment station.

- (a) The scientific investigation of problems connected with the coconut industry, including, in particular, the growth and cultivation of coconut palms, the prevention and cure of diseases and pests, and the utilization and marketing of the products of coconut palms;
- (b) The practical assistance, by advice and demonstrations and the inspection of plantations, of persons engaged in the coconut industry.

(2) The Committee may also from time to time, if funds are available, establish, equip, maintain, and carry on, one or more subsidiary experimental stations for the purposes aforesaid.

Reference in this Ordinance to the station shall, unless the context otherwise requires, be deemed to include a reference to every such subsidiary station.

Management  
of station.

3 The Director of Agriculture shall, subject to the general direction of the Committee, be responsible for the management of the station.

Constitution  
of Committee.

4 (1) For the purposes of this Ordinance, there shall be constituted a Committee (in this Ordinance called the Committee) which shall be a body corporate by the name of "The Coconut Research Committee," with perpetual succession and a common seal and power to acquire and hold land.

(2) The seal of the Committee shall be authenticated by the signature of the Chairman, and when so authenticated shall be judicially noted.

(3) The Committee shall be constituted and their proceedings shall be determined in accordance with the provisions contained in the First Schedule to this Ordinance.

(4) The Governor in Executive Council may, by notification in the *Government Gazette*, alter the said First Schedule.

Every such notification shall, as soon as conveniently may be, be laid before the Legislative Council, and may, at any of the three meetings of the Legislative Council next following the date on which it is so laid, be disallowed by resolution of the Legislative Council, but without prejudice to anything already done thereunder.

Loan of  
Rs. 250,000  
of public money.

5 (1) The Colonial Treasurer shall, as soon as conveniently may be, pay to the Committee out of money to be provided by the Legislative Council the sum of two hundred and fifty thousand rupees (in this Ordinance referred to as the loan) to be applied by the Committee in or towards the establishment and equipment of the station.

(2) If the station is established and equipped to the satisfaction of the Governor in Executive Council for a less sum than two hundred and fifty thousand rupees, the balance of the loan may be used for the general purposes of the station.

(3) The loan shall be repaid by the Committee in ten equal annual instalments payable on the next following ten successive anniversaries of the day on which the loan is made.

(4) Interest at the rate of six per centum per annum on the amount of the loan for the time being unpaid shall be paid by the Committee with each instalment. Any instalment or part of an instalment in arrear shall continue to bear interest at the rate aforesaid.

(5) But if the Governor in Executive Council shall, by notification in the *Government Gazette* declare that the repayment of the loan to the Government is in jeopardy, then the whole of the loan and the interest thereon shall become repayable immediately.

(6) Without prejudice to any other right or remedy, the Crown is hereby given a first hypothecary charge (which shall not require registration) for the amount of the loan and interest on all the property and assets of the Committee, but so that no purchaser from the Committee shall be in any way affected by the charge or be concerned to see to the application of the proceeds of sale.

Provision for  
annual income.

6 (1) In order to provide an annual income for the purposes of the station—

(a) There shall be charged, levied, and paid the export duties specified in the Second Schedule to this Ordinance, the proceeds of which shall be paid over monthly to the Committee by the Principal Collector of Customs, no part thereof being credited to general revenue;

(b) The Colonial Treasurer shall, on or before every first day of November, pay to the Committee out of general revenue a sum equal to the amount derived from the export duties imposed by this Ordinance during the year ending on the preceding thirtieth day of September, or the sum of ninety thousand rupees, whichever sum shall be the least.

(2) The Colonial Treasurer may from time to time make payments on account, any overpayment being refunded by the Principal Collector of Customs out of the proceeds of the said export duties.

7 (1) The Committee shall from time to time submit to the Governor in Executive Council estimates of income and expenditure, and shall not expend the funds of the station except in accordance with estimates approved by the Governor in Executive Council.

Estimates and audit.

(2) The Colonial Auditor or other auditor appointed by him shall at least once in every year audit the accounts of the Committee, who shall for that purpose produce to the auditor all material books of account, vouchers, and documents.

8 (1) The Committee may—

Special powers of Committee.

(a) Lease any land not immediately required for the purposes of the station on an annual tenancy or for any term not exceeding three years ;

(b) Take any land on lease on an annual tenancy or for any term not exceeding five years ;

(c) Deposit the funds of the station in a bank either on current or deposit account ;

(d) Invest the funds of the station in any investment for the time being authorized by law for the investment of trust money by trustees ;

(e) Appoint and pay officers and servants on such terms and subject to such conditions as the Committee think fit.

(f) Accept donations for the general or any specific purposes of the station ;

(2) The Committee may, with the consent of the Governor in Executive Council—

(a) Acquire by purchase or otherwise or take on lease land for the purposes of the station, and sell or lease any land so acquired ;

(b) Borrow money for the purposes of the station on mortgage or otherwise ;

(c) Pay pensions and gratuities to its servants either in individual cases or according to any scheme which may from time to time be approved by the Governor in Executive Council.

9 If any question arises whether any act or omission or proposed act or omission of the Committee is or is not within the powers conferred on them by this Ordinance, the decision of the Governor in Executive Council thereon shall be final and conclusive.

Power for Governor in Executive Council to decide questions.

#### FIRST SCHEDULE.

(1) The Committee shall consist of the Director of Agriculture, who shall be Chairman and Treasurer, and not less than five or more than ten other members to be appointed by the Governor. Of the appointed members, one shall be an official employed in the Colonial Treasury, and the others shall be persons engaged in the coconut industry.

(2) The appointed members of the Committee shall hold office for such time as may be specified in their respective appointments. The Governor may at any time revoke an appointment.

(3) Temporary appointments may be made in the place of members temporarily unable or unwilling to act.

(4) A person ceasing to be an appointed member of the Committee shall be eligible for reappointment.

(5) The Committee shall meet at least once a quarter.

(6) No business shall be transacted at any meeting unless the Director of Agriculture or his deputy, who need not necessarily be a member of the Committee, be present. Such deputy may at any meeting for which he is appointed exercise and perform all the powers and duties of the Director of Agriculture under this Ordinance.

(7) Half the number of the Committee shall be a quorum, or, if the Committee be an uneven number, then the number next below half shall be a quorum.

(8) In the case of equality of votes, the Chairman shall have a second or casting vote.

(9) Matters may be decided by the circulation of papers on which members of the Committee may record their opinions. Such decisions shall be reported at the next meeting of the Committee.

(10) A copy of the minutes of every meeting shall be sent to the Colonial Secretary for the information of the Governor.

(11) Subject to the provisions of this Ordinance, the Committee may settle their own procedure.

#### SECOND SCHEDULE.

##### EXPORT DUTIES.

On desiccated coconut, a duty of 4½ cents per cwt. exported ;  
 On fresh coconuts, a duty of 15 cents per 1,000 exported ;  
 On coconut oil, a duty of 3½ cents per cwt. exported ;  
 On copra, a duty of 3 cents per cwt. exported ; and so on in proportion for less weights or numbers.

N.B.—The above duties are in addition to the export duties imposed by the Customs (Amendment) Ordinance, No. 17 of 1922.

By His Excellency's command,

Colonial Secretary's Office,  
 Colombo, October 7, 1924.

CECIL CLEMENTI,  
 Colonial Secretary.

##### *Statement of Objects and Reasons.*

THE representatives of the coconut planting industry, after full discussion, have expressed the wish that detailed research should be undertaken into the problems of coconut cultivation, and that an Experiment Station should be established for this purpose.

It is proposed that the initial cost of the Station shall be met by a Government loan of Rs. 250,000 repayable with 6 per cent. interest in ten equal annual instalments.

An annual income for the Station will be provided by—

- (a) A cess on exports of certain coconut produce estimated to realize an annual sum of Rs. 90,000 ; and
- (b) An annual contribution from general revenue equal to the amount of the cess, but not exceeding Rs. 90,000 in any one year.

The Bill accordingly provides for the establishment of an Experiment Station and for its management by the Director of Agriculture subject to the direction of a Committee. The Committee will consist of the Director of Agriculture, and not less than five or more than ten other members to be appointed by the Governor. Of the appointed members, one will be an official employed in the Colonial Treasury, and the others shall be persons engaged in the coconut industry.

Attorney-General's Chambers,  
 Colombo, October 9, 1924.

L. H. ELPHINSTONE,  
 Attorney-General.

#### MINUTE.

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

##### **An Ordinance to provide for the Transfer of the Assets and Liabilities of the Disabled Ceylon Men's Fund to the Government.**

Preamble.

WHEREAS by the Disabled Ceylon Men's Fund Ordinance, No. 31 of 1916, a corporation was established under the name of "The Disabled Ceylon Men's Fund" for the relief of duly qualified persons and their dependents as defined in the said Ordinance:

And whereas the corporation have allotted certain pensions and allowances which have lately been paid at reduced rates:

And whereas the corporation desire and it is expedient that the payment of such pensions and allowances at the full rates should, as from the First day of October, 1924, be undertaken by the Government, and that all the assets of the corporation should be transferred to the Government, and that after such transfer the corporation should be dissolved:

And whereas it is expedient that effect should be given to the said desire of the said corporation, but this cannot be done without the authority of the Legislative Council:

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 and construction.

1 This Ordinance may be cited as "The Disabled Ceylon Men's Fund Ordinance, No. of 1924," and shall be construed as one with the Disabled Ceylon Men's Fund Ordinance, No. 31 of 1916.

2 (1) The Colonial Treasurer shall pay or cause to be paid out of general revenue as from the first day of October, 1924, the pensions and allowances allotted by the corporation as before recited at the full rates thereof, and also any arrears of such pensions and allowances at the rates in force at the times when such arrears became due.

Pensions to be paid out of general revenue.

(2) If any question arises as to the amount or duration of any pension or allowance or as to the amount of any arrears or as to the conditions on which it is payable or as to the identity of the person entitled thereto, the decision of the Governor shall be final and conclusive.

(3) The said pensions and allowances shall be payable at the Colonial Treasury :

Provided that the Colonial Treasurer may, if he thinks fit, permit any pension or allowance to be paid at any Kachcheri or through a bank, or to be paid outside the Colony at such rate of exchange as he shall from time to time prescribe.

(4) The Colonial Treasurer may, from time to time, require proof to his satisfaction that any person entitled to a pension or allowance is still alive, and that no event has happened whereby the pension or allowance has ceased to be payable or whereby the amount thereof has become altered.

(5) Whenever a person entitled to a pension or allowance is an infant or under any disability, or whenever the Governor considers that it is inexpedient that a pension or allowance should be paid direct to the person entitled thereto, the Colonial Treasurer may, from time to time, appoint and revoke the appointment of some fit and proper person to whom the pension or allowance shall be paid on such conditions as the Colonial Treasurer shall think fit for the benefit of the person entitled thereto.

3 No pension or allowance shall be assignable or be affected by any process of execution or sequestration, or vest in any receiver or in any trustee or assignee in bankruptcy or insolvency.

Non-assignability of pensions.

4 If any person in receipt of a pension or allowance under this Ordinance is sentenced by a competent court to suffer death, or imprisonment for any period exceeding twelve months, the payment of the pension or allowance shall be forthwith discontinued, unless the Governor in Executive Council otherwise orders.

Forfeiture of pension.

5 (1) The corporation shall, as soon as conveniently may be, at the expense of the Government, transfer or cause to be transferred to such person, or persons as may be nominated for the purpose by the Governor all property belonging to or held in trust for or to the order of the corporation :

Transfer of the corporation's assets to Government.

Provided that the Governor may, if he thinks fit, direct any such property to be sold by the corporation, and the net proceeds thereof to be paid into the Colonial Treasury.

(2) All property so transferred shall become part of the assets of the Colony.

6 Everything required to be done by the corporation for carrying this Ordinance into effect may be done by or by the direction of the standing committee holding office at the commencement of this Ordinance, and such standing committee shall continue in office until the corporation is dissolved.

Standing committee to continue in office.

7 All outstanding expenses and liabilities properly incurred by the corporation shall be discharged out of general revenue.

Outstanding liabilities.

8 When the corporation has fulfilled its obligations under this Ordinance, and after final audit of its accounts by the Colonial Auditor, the Governor in Executive Council may by notification in the *Government Gazette* declare that the corporation shall be dissolved, and thereupon the corporation shall be dissolved accordingly.

Dissolution of corporation.

9 The Governor in Executive Council may, from time to time, give such directions or make such rules as may be necessary or convenient for carrying this Ordinance into effect.

Power to make rules.

10 Nothing in this Ordinance contained shall prejudice or affect the rights of His Majesty the King, His heirs and successors, or of any body politic or corporate, or of any other persons, except such as are mentioned in this Ordinance, or those claiming by, from, or under them.

Saving of rights.

By His Excellency's command,  
Colonial Secretary's Office, CECIL CLEMENTI,  
Colombo, October 10, 1924. Colonial Secretary.

*Statement of Objects and Reasons.*

THIS Bill provides for the transfer of the assets and liabilities of the Disabled Ceylon Men's Fund to the Government. As appears from Sessional Paper XXV. of 1924, the Standing Committee of the Fund have lately been compelled to reduce the amount of the pensions and allowances on account of the inadequacy of the funds at their disposal. This Bill provides for the payment of pensions and allowances by the Government at the full rates as from October 1, 1924.

Attorney-General's Chambers, L. H. ELPHINSTONE,  
Colombo, October 7, 1924. Attorney-General.

## MINUTE.

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

**An Ordinance making provision for the Contingent Services for the Financial Year October, 1924, to September, 1925.**

Preamble.

WHEREAS the contingent expenditure required for the service of the Government of this Island for the financial year October, 1924, to September, 1925, and not otherwise provided for, has been estimated at the sum of One hundred and Eleven million One hundred and Sixty-eight thousand and Two hundred rupees : It is enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

Rs. 111,168,200 to be charged upon the revenue of this Island for the Contingent Services for the financial year October, 1924, to September 1925.

1 A sum not exceeding One hundred and Eleven million One hundred and Sixty-eight thousand and Two hundred rupees shall be and the same is hereby charged upon the revenue and other funds of this Island for the Contingent Services for the financial year October, 1924, to September, 1925, and the said expenditure shall be in conformity with the Heads of Expenditure specified in the schedule hereunto annexed.

Amount of labour to be supplied under the Ordinance No. 31 of 1884.

2 And whereas by the 31st section of the Ordinance No. 31 of the year 1884, entitled " An Ordinance to amend Ordinance No. 10 of 1861, entitled ' An Ordinance to consolidate and amend the Laws relating to Public Thoroughfares in this Colony,' " it is enacted that it shall be lawful for the Governor to propose the estimates prepared in pursuance thereof, or such of them as to him may appear expedient, in the Ordinance for making provision for the contingent expenditure of the Colony for the ensuing year, to be dealt with in like manner as any other estimate to be so proposed : And it is thereby also provided that the amount of labour to be supplied under the provisions of the said Ordinance No. 31 of 1884, for the performance of any work or works for which an estimate or estimates may have been so proposed by the Governor, and approved of by the Legislative Council, shall be distinctly stated in the Ordinance enacted for the same, and that the same shall not exceed two-thirds of the whole amount of labour due from the district or districts within which it may be required to be performed : It is enacted that the amount of labour to be supplied under the provisions of the said Ordinance shall be in conformity with the estimates detailed under Head No. 57, " Public Works Annually Recurrent."

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

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

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

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

## SCHEDULE.

	Rs.
1. His Excellency the Governor .. .. .	216,410
2. Legislature .. .. .	65,225
3. Civil Service .. .. .	2,138,088
4. Clerical Service .. .. .	3,551,848
5. Secretariat .. .. .	61,287
6. Secretariat : Printing Branch .. .. .	727,630
7. Controller of Revenue .. .. .	13,586
8. Treasury .. .. .	80,235
9. Treasury—Commissioners of Currency .. .. .	208,603
10. Treasury—Loan Board .. .. .	4,124
11. Treasury—Stamp Office .. .. .	60,676
12. Audit Office .. .. .	133,167
13. Provincial Administration .. .. .	1,408,516
14. Local Government Board .. .. .	30,560
15. Land Settlement Department .. .. .	118,550
16. Survey Department .. .. .	3,602,112
17. Government Stores .. .. .	294,367
18. Registrar-General's Department .. .. .	263,196
19. Statistical Department .. .. .	11,848
20. Department of Indian Immigrant Labour .. .. .	79,389
21. Immigration and Quarantine .. .. .	386,158
22. Customs .. .. .	602,410
23. Colombo Port Commission .. .. .	3,043,290
24. Ports other than Colombo .. .. .	73,894
25. Excise Department .. .. .	636,546
26. Salt Establishment .. .. .	646,879
27. Post Office and Telegraphs .. .. .	5,137,891
28. Legal : Supreme Court .. .. .	275,223
29. Legal : District Courts .. .. .	195,950
30. Legal : Courts of Requests and Police Courts .. .. .	86,377
31. Legal : Attorney-General .. .. .	190,250
32. Legal : Solicitor-General .. .. .	26,981
33. Legal : Fiscals .. .. .	494,010
34. Police .. .. .	3,120,791
35. Prisons .. .. .	954,074
36. Medical Department .. .. .	7,984,270
37. Medical Research .. .. .	86,340
38. Medical College .. .. .	79,677
39. Government Analyst .. .. .	54,753
40. Education .. .. .	6,467,675
41. University College .. .. .	381,622
42. Archaeological Department .. .. .	117,432
43. Colombo Museum .. .. .	71,446
44. Department of Fisheries .. .. .	126,660
45. Department of Agriculture .. .. .	1,182,592
46. Veterinary Department .. .. .	181,515
47. Department of Mineralogy .. .. .	26,968
48. Forest Department .. .. .	1,145,428
49. Inspector of Mines .. .. .	21,573
50. Registrar of Patents .. .. .	10,309
51. Railway Department .. .. .	18,396,252
52. Railway Extraordinary Works .. .. .	2,600,557
53. Irrigation Department .. .. .	786,580
54. Irrigation Annually Recurrent .. .. .	256,300
55. Irrigation Extraordinary .. .. .	801,150
56. Public Works Department .. .. .	1,814,767
57. Public Works Annually Recurrent .. .. .	7,231,165
58. Public Works Extraordinary .. .. .	7,738,156
59. Military Expenditure .. .. .	2,120,406
60. Public Debt .. .. .	12,878,209
61. Pensions .. .. .	4,356,060
62. Exchange .. .. .	300,000
63. Miscellaneous .. .. .	5,010,197
Total .. .. .	111,168,200

By His Excellency's command,

Colonial Secretary's Office,  
Colombo, October 10, 1924.

CECIL CLEMENTI,  
Colonial Secretary.

*Statement of Objects and Reasons.*

THIS Ordinance makes provision for the Contingent Services of the Colony for the Financial Year 1924-25.

Attorney-General's Chambers,  
Colombo, October 8, 1924.

L. H. ELPHINSTONE,  
Attorney-General.