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PART II.—LEGAL.

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DRAFT ORDINANCES.

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MINUTE.

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

An Ordinance for the establishment, incorporation and regulation of a University in Ceylon.

Preamble.

WHEREAS it is expedient to establish a University in Ceylon for the cultivation of arts, science and learning :

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

Short title and commencement.

1 This Ordinance may be cited as the Ceylon University Ordinance, 1930, and shall come into operation on a day to be appointed by the Governor by proclamation published in the Gazette :

Provided that the Governor may in any such proclamation declare that the operation of any portion of this Ordinance, or of any Statute or any part thereof, shall be postponed until a date to be specified by him in a subsequent proclamation.

Interpretation.

2 In this Ordinance, unless the context otherwise requires—

- (a) "Act" means any Act made in accordance with the provisions of this Ordinance or of any Statute.
- (b) "Officer" means the Vice-Chancellor, the Registrar, the Deans of the Faculties, the Librarian and the holder of any office created by Statute under the provisions of section 26 (d).
- (c) "Regulation" means any Regulation made by the Authorities or other bodies of the University in accordance with the provisions of this Ordinance, or of any Statute or Act.
- (d) "Statute" means any of the Statutes contained in the Schedule and any Statute made in accordance with the provisions of this Ordinance.
- (e) "Teacher" includes Professor, Reader, Lecturer and any other person imparting instruction in the University.

Schedule.

CHAPTER I.—THE UNIVERSITY.

Incorporation and general powers of the University.

3 (1) There shall be established in Ceylon in accordance with the provisions of this Ordinance a University (in this Ordinance referred to as "the University"), with the name and style of "The University of Ceylon", by which name the Chancellor, the Pro-Chancellor, the Vice-Chancellor and the members for the time being of the Court, the Council and the Senate of the University, duly nominated, appointed or elected by or in accordance with the provisions of this Ordinance, are hereby constituted a body corporate with perpetual succession, and with full power and authority by and in such name—

- (a) to sue and be sued in all courts ;
- (b) to have and use a common seal and to alter the same at its pleasure ;
- (c) for the purposes of this Ordinance, and subject to the Statutes, Acts and Regulations, to purchase any property movable or immovable, and to take, accept and hold any such property which may become vested in it by virtue of any such purchase, or by any grant, donation, lease, testamentary disposition or otherwise ;
- (d) to sell, hypothecate, lease, exchange or otherwise dispose of any such property : Provided that any sale, hypothecation, lease, exchange or other disposition of any such property shall be void if the same is made in contravention of any restriction, condition or prohibition imposed by law or by the instrument or order by which the property was vested in the University ; and

(e) to exercise and perform, in accordance with the provisions of this Ordinance and of the Statutes, Acts and Regulations, whenever necessary, all the powers and duties conferred or imposed upon the University by any of such provisions.

(2) The powers conferred upon the University by this section shall be exercised by the Council, unless otherwise expressly provided in this Ordinance, or in the Statutes, Acts or Regulations.

4 The University constituted by this Ordinance shall have its seat in Kandy, on the site lying within the boundaries of any land hereafter vested in the University under section 5 (hereinafter referred to as "the University precincts").

5 The Governor may by order vest in the University, for the purposes of this Ordinance and subject to such restrictions, conditions and prohibitions, of any nature whatsoever relating to use, occupation or disposition, as may be specified in the order, any land or building acquired for a public purpose under the provisions of any laws now or hereafter to be in force for the acquisition of private lands for public purposes, or any other Crown land.

6 The University shall, subject to the provisions of this Ordinance and of any Statute, Act or Regulation, have the powers following:—

- (a) to provide for instruction in such branches of arts, science and learning as the University may determine, and also to make provision for research and for the advancement and dissemination of knowledge;
- (b) to hold examinations for the purpose of ascertaining the persons who have acquired proficiency in different branches of study;
- (c) to provide postgraduate courses at Kandy or elsewhere, or in co-operation with other Universities or authorities, in such manner and for such purposes as the University may determine;
- (d) to grant and confer degrees, diplomas and other academic distinctions to and on persons who shall have pursued approved courses of study in the University and shall have passed the examinations of the University;
- (e) to admit graduates of other Universities to equal or similar degrees in the University on such conditions as may be prescribed by Act made on the recommendation of the Senate, and to register them as graduates of the University;
- (f) to confer degrees of the University on any persons who shall be employed by the University as Professors, Readers, Lecturers, or otherwise, or who shall have carried on independent research therein;
- (g) to confer honorary degrees or other distinctions on approved persons;
- (h) to recognize the examinations and periods of study passed by persons seeking admission to, or by students of, the University at other Universities or places of learning of University status as equivalent to such examinations and periods of study in the University, or such part thereof, as may be prescribed by Act, and to withdraw such recognition at any time;
- (i) to institute Professorships, Readerships, Lecturerships and any other posts or offices which may be required for the furtherance of the objects of the University as set forth in the preamble to this Ordinance, and to make appointments thereto;
- (j) to erect, equip, and maintain University libraries, laboratories and other buildings whether for instructional or residential purposes;
- (k) to institute and award Fellowships, Scholarships, Exhibitions, Bursaries, and Medals and other Prizes;
- (l) to manage Halls of Residence, and to license lodging-houses, for the residence of students of the University;

Location of the University.

Governor may vest land, &c., in the University.

Powers of the University.

- (m) to regulate and provide for the residence, discipline, and moral, mental and physical well-being of officers, teachers and students of the University ;
- (n) to demand and receive such fees as may from time to time be prescribed by Act ;
- (o) to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be requisite in order to further the objects of the University.

Distinctions of race, creed, class or religion prohibited, but religious instruction and places of worship may be allowed.

7 The University shall be open to all persons of either sex and of whatever race, creed or class, and no test of religious belief or profession shall be adopted or imposed in order to entitle any person to be admitted as a teacher or student of the University, or to hold any appointment therein (other than that of Warden of a Hall of Residence), or to graduate thereat or to hold, enjoy or exercise any advantage or privilege thereof :

Provided that nothing in this section shall be deemed to prevent religious instruction being given in any manner which may be prescribed by Act to those willing to receive it by persons approved for that purpose by the Council :

Provided also that if the authorities or representatives of a religious community in Ceylon apply to the Council for permission to provide a place of worship for the use of students of the University within the University precincts, the Council shall, subject to the consent of the Chancellor, lease such extent of land as may be necessary for the purpose to such community at a nominal rent.

Teaching in connection with the first degree.

8 All teaching in connection with the examination for the first degree of the University shall be conducted in the University by teachers of the University by means of lecturing, work in laboratories or workshops or under any conditions which may be prescribed by Act or Regulation for particular courses, or other teaching conducted in accordance with any syllabus which may be prescribed by Act or Regulation, or by any or all of such means.

Teaching authorities and courses to be prescribed.

9 The authorities responsible for organizing the teaching of the University shall be prescribed by Statute, and the courses of study by Act or Regulation.

CHAPTER II.—THE CHANCELLOR.

Governor to be Chancellor ; duties and powers.

10 (1) The Governor of Ceylon or, in his absence from this Island, the Officer for the time being Administering the Government of Ceylon, shall be *ex officio* Chancellor of the University. He shall be the Head of the University and the President of the Court, and shall, when present, preside at meetings of the Court and at any Convocation of the University. It shall be lawful for him at any time to order an inquiry or an inspection to be made in connection with any matter relating to the University.

(2) The Chancellor shall have such further powers as may be conferred on him by this Ordinance or as may be prescribed by Statute.

CHAPTER III.—THE PRO-CHANCELLOR.

Pro-Chancellor, election and duties.

11 The Pro-Chancellor shall be elected by the Court for a period of two years, and shall be eligible for re-election. He shall, when present, and in the absence of the Chancellor, preside at meetings of the Court and at any Convocation of the University.

CHAPTER IV.—THE VICE-CHANCELLOR.

Vice-Chancellor, appointment, powers and duties, term of office, &c.

12 (1) The first Vice-Chancellor shall be appointed by the Governor, and subsequent appointments to the office of Vice-Chancellor shall be made by the Governor after consideration of any recommendations or representations made by the Court and the Council.

(2) The Vice-Chancellor shall be a whole-time officer of the University and shall be the principal executive and academic officer thereof. He shall be an *ex officio* member of the Court and an *ex officio* member and Chairman of the Council and of the Senate. He shall convene all meetings of the Court, the Council, and the Senate, and all Convocations, and shall, in the absence of the Chancellor and Pro-Chancellor, preside at meetings of the Court and at any Convocation of the University. He shall be entitled to convene, be present at, and speak at, any meeting of any Authority or other body of the University, but shall not be entitled to vote at such meeting unless he is a member of the Authority or body concerned.

(3) It shall be the duty of the Vice-Chancellor to see that the provisions of this Ordinance and of the Statutes, Acts and Regulations are duly observed, and he shall have all powers necessary for this purpose.

(4) The Vice-Chancellor shall give effect to the decisions of the Council regarding the appointment, dismissal or suspension of the officers and teachers of the University, and shall exercise general supervision over the administrative and educational arrangements of the University. He shall be responsible for the presentation to the Council of the annual accounts of the University and of all financial estimates, annual or supplementary. He shall also be responsible for the discipline of the University in accordance with this Ordinance and the Statutes, Acts and Regulations, and shall exercise and perform such other powers and duties as may be conferred or imposed upon him by this Ordinance or prescribed by Statute or Act.

(5) The Vice-Chancellor shall hold office for a term of five years :

Provided that it shall be lawful for the Governor, at the expiry of any term of office of the Vice-Chancellor, after considering any recommendations or representations made by the Court and the Council, to extend such term of office for such further term not exceeding five years as he thinks fit :

Provided also that no person shall continue to hold the office of Vice-Chancellor after he has completed his sixtieth year ; or, if he completes his sixtieth year in the course of an academic year, after the last day of such academic year.

(6) If any vacancy occurs in the office of Vice-Chancellor, or if the Vice-Chancellor, by reason of leave, illness, or other cause, is unable temporarily to perform the duties of his office, the Council shall, as soon as possible, subject to the approval of the Chancellor, make such arrangements as it may think fit for carrying on the office. Until such arrangements have been made, the Registrar shall carry on the routine duties of the office.

(7) In the absence of the Vice-Chancellor at any meeting of the Council, the Council shall elect a Chairman for the purposes of the meeting from among the members present.

CHAPTER V.—THE REGISTRAR AND LIBRARIAN.

13 (1) The Registrar shall be a whole-time officer of the University and shall be appointed by the Council subject to the approval of the Chancellor. He shall exercise and perform such powers and duties as may be conferred or imposed upon him by this Ordinance or prescribed by Statute, Act or Regulation.

Registrar and Librarian, appointment, duties and powers.

(2) The Librarian shall be a whole-time officer of the University and shall be appointed by the Council subject to the approval of the Chancellor. He shall exercise and perform such powers and duties as may be prescribed by Statute, Act or Regulation.

CHAPTER VI.—THE UNIVERSITY AUTHORITIES.

14 The Authorities of the University shall be the Court, the Council, the Senate, the Faculties, the General Board of Studies and Research, and such other bodies as may be prescribed by Statute as Authorities of the University.

Authorities of the University.

The Court.

Constitution,
&c., of Court.

15 (1) The University Court, in this Ordinance referred to as "the Court", shall consist of the following persons:—

(a) *Ex officio members*—

- (i) The Chancellor.
- (ii) The Pro-Chancellor.
- (iii) The Vice-Chancellor.
- (iv) The Professors.
- (v) The Readers in independent charge of Departments of Study.
- (vi) Such other members as may be prescribed by Statute.

(b) *Life members*—

- (i) Persons appointed by the Chancellor to be life members, for distinguished services rendered to the University or to Education generally: Provided that the number of life members so appointed shall not at any time exceed five.
- (ii) Individual donors of not less than Rs. 30,000 to the University for a purpose approved by the Council, who shall be appointed by the Chancellor to be life members.

(c) *Other members*—

- (i) One member of each Faculty to be elected by the Faculty.
- (ii) Graduates of the University to be elected by the registered graduates from among their own body.
- (iii) Members to be elected from among their own body by the teachers of the University other than the Professors and Readers.
- (iv) Members to be elected by the unofficial members of the Legislative Council of Ceylon from among their own body.
- (v) Members other than life members to be appointed by the Chancellor.
- (vi) Members to be elected from among their own bodies by the following Boards and Councils, namely:—
The Council of Legal Education, the Ceylon Medical Council, and the Board of Education.
- (vii) Members to be elected from among their own bodies by such Councils, Boards, Associations, or other bodies, or groups of bodies, as the Council shall from time to time, subject to the approval of the Chancellor, determine.

(2) Except as otherwise provided by this Ordinance, the number of members to be elected or appointed under the respective paragraphs of sub-section (1) (c) and their term of membership shall be prescribed by Statute, and the mode of election of members to be elected under sub-section (1) (c) (i), (ii) and (iii) shall be prescribed by Act.

(3) The total number of members of the Court shall not at any time exceed one hundred and fifty. The quorum for a meeting of the Court shall be prescribed by Statute.

Meetings of
Court.

16 (1) The Court shall meet once in each year, on a date to be fixed by the Vice-Chancellor, at a meeting to be called the Annual Meeting of the Court.

(2) The Vice-Chancellor may whenever he thinks fit, and shall upon a requisition in writing signed by not less than thirty members of the Court, convene a special meeting of the Court.

17 Subject to the provisions of this Ordinance and of the Statutes, Acts and Regulations, the Court shall have and perform the following powers and duties :—

Powers and duties of Court.

- (a) to make Statutes, and by Statute to amend, add to or repeal the same : Provided that no Statute shall be made, amended, added to, or repealed by the Court without first obtaining the opinion of the Council : Provided also that no such Statute, or amendment, addition, or repeal shall be valid or operative until it has received the assent of the Chancellor and been published in the Gazette : Provided further that no Statute made by the Court shall be repugnant to the laws of Ceylon or to any provision of this Ordinance ;
- (b) to consider, amend, and cancel Acts made by the Council ;
- (c) subject to the provisions of sections 51 and 52, to consider, amend, or adopt the annual report, the annual accounts, and the financial estimates of the University : Provided that no such amendment shall be made unless the opinion of the Council thereon has first been obtained ;
- (d) to do any other act the power or duty of doing which shall have been conferred or imposed upon it by this Ordinance or by Statute.

The Council.

18 The University Council, in this Ordinance referred to as "the Council", shall be the executive body of the University.

Council as executive body.

19 (1) The Council shall consist of the following persons :—

Constitution of Council.

- (a) *Ex officio members*—
 - (i) The Vice-Chancellor.
 - (ii) The Chief Justice.
 - (iii) The Colonial Treasurer.
 - (iv) The Director of Public Works.
 - (v) The Director of Medical and Sanitary Services.
 - (vi) The Director of Education.
 - (vii) The Director of Agriculture.
 - (viii) The Deans of the Faculties.
- (b) *Other members*—
 - (i) Five members appointed by the Chancellor.
 - (ii) Three members elected by the Court from among its own body, not being salaried officers of the University.
 - (iii) Two members elected by the Senate from among its own body.
 - (iv) One Warden elected by the Wardens of the Halls of Residence from among their own number : Provided that if, in the opinion of the Council, the Wardens of the Halls of Residence have not made such an election within a reasonable time, it shall be lawful for the Council to nominate one of the Wardens to represent them and any person so nominated by the Council shall be deemed to have been duly elected for the purposes of this paragraph.

(2) Members of the Council other than *ex officio* members shall hold office for a period of three years :

Provided that members elected under the provisions of sub-section (1) (b) (ii) and (iii) shall retain their membership so long only within the said period of three years as they continue to be members of the body which elected them, and that the member elected or nominated under the provisions of sub-section (1) (b) (iv) shall retain his membership so long only within the said period of three years as he retains his position of Warden of a Hall of Residence.

(3) The mode of election of members to be elected under sub-section (1) (b) (iv) shall be prescribed by Act.

(4) Seven members of the Council shall form a quorum.

Powers and
duties of
Council.

20 Subject to the provisions of this Ordinance and of the Statutes, Acts and Regulations, the Council shall have and perform the following powers and duties :—

- (a) to hold, control, and administer the property and funds of the University ;
- (b) to select a Coat of Arms for the University, subject to the approval of the Court and the Chancellor, and to determine the form, provide for the custody, and direct the use, of the common seal of the University ;
- (c) to regulate and determine all matters concerning the University in accordance with this Ordinance, the Statutes, Acts and Regulations ;
- (d) after consideration of the recommendations of the Senate, and subject to ratification by the Court, but without prejudice to anything done by the Council before such ratification, to institute, abolish, or suspend Professorships, Readerships, Lecturerships, and other teaching posts, and to determine the qualifications and emoluments of the teachers ;
- (e) subject to the approval of the Chancellor, to appoint officers whose appointment is not otherwise provided for, and to suspend or dismiss on the grounds of incapacity or conduct which in the opinion of the Council renders him unfit to be an officer or teacher of the University any officer, or any teacher appointed under the provisions of sections 34 or 35 ;
- (f) to appoint, and to suspend, dismiss or otherwise punish members of the staff other than officers and teachers ;
- (g) to administer any funds placed at the disposal of the University for specific purposes ;
- (h) to receive and accept bequests, donations and grants of any property to the University : Provided that all such bequests, donations and grants shall be reported to the Court at its next meeting ;
- (i) to prepare the annual report, the annual accounts, and the financial estimates of the University, and to submit such report, accounts, and estimates to the Court ;
- (j) to draft Statutes as and when it sees fit and to submit the same to the Court ; and to make Acts for any matters in respect of which Acts are authorized to be made ; and to make Regulations for any matters in respect of which Regulations are, or may be, authorized to be made ;
- (k) to provide the buildings, premises, furniture and apparatus, and other material needed for carrying on the work of the University ;
- (l) to appoint examiners, whether from the staff of the University or from elsewhere, after consideration of the recommendations of the Senate, and to determine the fees which shall be paid to such examiners ;
- (m) to supervise and control the residence and discipline of students of the University, and to make arrangements for promoting their health and general welfare ;
- (n) to institute, maintain, and manage Halls of Residence, and, subject to the approval of the Chancellor, to appoint Wardens thereto ;
- (o) to enter into, vary, carry out, and cancel contracts on behalf of the University, and to invest any monies belonging to the University, including any unapplied income, in any security in which, under the provisions of section 20 of the Trusts Ordinance, No. 9 of 1917, it is lawful to invest trust money ; or, with the sanction of the Governor, to invest any such monies in the purchase of immovable property in Ceylon or vary such investments ; or to place on fixed deposit in any bank approved in this behalf by the Governor any portion of such monies not required for immediate expenditure ;
- (p) to determine by regulation the dates for the commencement and the end of the academic year.

- (g) to exercise all other powers of the University, the exercise of which is not otherwise provided for by this Ordinance or by Statute: Provided that the exercise of such powers shall be subject to ratification by the Court, but without prejudice to anything done by the Council before such ratification.

Provided that no resolution shall be passed by the Council in relation to any academic matter unless the Senate has first been given the opportunity of recording and transmitting to the Council its opinion thereon.

The Senate.

21 The Senate of the University, in this Ordinance referred to as "the Senate", shall be the academic body of the University, and subject to the provisions of this Ordinance and of the Statutes, Acts and Regulations, shall have the control and general direction of instruction, education, and examinations within the University, and shall exercise and perform such other powers and duties as shall be conferred or imposed upon it by any of such provisions. The constitution of the Senate, its powers and duties, and the term of membership of the members thereof, other than the *ex officio* members, shall be prescribed by Statute.

Senate as academic body, constitution, powers, &c.

The Faculties.

22 (1) The University shall have power to establish Faculties of Arts, Science, Medicine, Law, and Engineering, and such other Faculties (whether formed by the addition of Faculties or by the subdivision or combination of an existing Faculty or of existing Faculties or otherwise) as may be prescribed by Statute.

Faculties that may be established, their constitution, powers, &c., and election, &c., of Deans of Faculties.

(2) The constitution and the powers and duties of the Faculties, and the term of membership of the members thereof, other than the *ex officio* members, shall be prescribed by Statute.

(3) The Departments of Study to be comprised in each of the Faculties shall be prescribed by Act.

(4) There shall be a Dean of each Faculty who shall be a Professor elected by the Faculty from among the Heads of Departments of Study in the Faculty and shall hold office as Dean for such term, and exercise and perform such powers and duties as may be prescribed by Statute. For the purpose of this sub-section, the Professor of each such Department, or the Reader if there is no Professor, shall be deemed to be the Head of the Department. If more than one Professor or more than one Reader is attached to any such Department, the Vice-Chancellor shall appoint such Professor or Reader as he thinks fit to be Head of the Department, and such Professor or Reader shall be responsible to the Dean for the organization of the teaching in that Department:

Provided that if, through his absence on leave or for any other reason, the Dean is prevented from performing the duties of his office, it shall be lawful for the Vice-Chancellor to appoint a Professor from among the Professors of the Faculty to perform such duties.

General Board of Studies and Research.

23 There shall be a General Board of Studies and Research. The constitution and the powers and duties of this Board, and the term of membership of the members thereof, other than the *ex officio* members, shall be prescribed by Statute.

General Board of Studies and Research, constitution, powers, &c.

Other Authorities.

24 The constitution, powers, and duties, and the term of membership of members other than *ex officio* members, of such other bodies as shall be declared by Statute to be Authorities of the University shall be prescribed by Statute.

Other Authorities, constitution, powers, &c.

CHAPTER VII.—CONVOCAATION.

Holding of Convocation.

25 (1) A Convocation of the University for the purpose of conferring degrees shall be held once in every year on such dates as may be approved by the Chancellor: Provided that a special Convocation may be held at such other time as the Chancellor may direct.

(2) The procedure of any such Convocation shall be prescribed by Act.

CHAPTER VIII.—STATUTES, ACTS AND REGULATIONS.

Statutes.

Subjects of Statutes.

26 (1) Subject to the provisions of this Ordinance, Statutes may be made providing for all or any of the following matters:—

- (a) the constitution, powers, and duties, and the term of membership of members other than *ex officio* members, of the Authorities of the University, of the Boards of Studies, of the Board of Residence and Discipline, and of the Board for the Training of Teachers, where such matters have not been determined by this Ordinance;
- (b) the filling of vacancies on, and the convening of, any Authority or other body of the University, where not otherwise provided for;
- (c) the conditions of appointment, and emoluments, of the officers and teachers of the University, and their powers and duties;
- (d) the creation of offices in the University other than those provided for in this Ordinance, and the abolition of such offices;
- (e) the maintenance of a register of registered graduates;
- (f) the determination of the degrees, diplomas, and other academic distinctions to be conferred by the University;
- (g) the conferment of honorary degrees;
- (h) the conditions of residence and the discipline of students, and the appointment of Wardens of Halls of Residence;
- (i) the institution and award of Fellowships, Scholarships, Exhibitions, Bursaries, and Medals and other Prizes for which funds or property may in any manner whatsoever be provided, and the making of Regulations respecting the same and the tenure thereof;
- (j) the interpretation of the Statutes, Acts, and Regulations;
- (k) all matters which under the provisions of this Ordinance are to be or may be prescribed by Statute.

First Statutes. Schedule.

(2) The Statutes contained in the Schedule shall be the first Statutes of the University, and shall be deemed to have been made by the Court under this Ordinance and may be amended, added to or repealed by Statutes made in accordance with the provisions of this Ordinance.

Powers of Court, Council and Chancellor in relation to Statutes.

27 (1) The Council may propose to the Court the draft of any Statute to be made by the Court. Such draft shall be considered by the Court at its next meeting. The Court may approve such draft and make the Statute, or may amend the draft, or may reject it, or may return it to the Council for reconsideration, either in whole or in part, together with any amendment which the Court may suggest.

(2) The Court shall not initiate, and the Council shall not propose to the Court the draft of, any Statute, whereby the status, powers, or constitution of any Authority of the University will be affected until such Authority has been given an opportunity of expressing an opinion thereon. Such opinion shall be in writing and shall be considered by the Court and shall, if the Statute is made by the Court, be submitted to the Chancellor.

(3) Every Statute which has been made by the Court shall be submitted to the Chancellor, who may refer the Statute back to the Court for further consideration, or may assent thereto, or withhold his assent.

Acts.

28 Subject to the provisions of this Ordinance, and of the Statutes, Acts may be made providing for all or any of the following matters :—

- (a) the admission of students to the University ;
- (b) the courses of study to be prescribed for all degrees and diplomas of the University ;
- (c) the conditions under which students shall be admitted to the degree or diploma courses and to the University examinations, and be eligible for degrees and diplomas ;
- (d) the conditions of residence of the students of the University ;
- (e) the fees to be charged for courses of study in the University, for residence, for admission to the examinations, for degrees and diplomas, and for the registration of graduates ;
- (f) the formation of Departments of Study in the Faculties ;
- (g) the constitution, powers, and duties of any Board, Committee or other body of the University, where such matters have not been otherwise determined ;
- (h) the conditions and mode of appointment, duties, and emoluments, of examiners, and the conduct and standard of examinations ;
- (i) the numbers, qualifications, and emoluments of the subordinate teaching and clerical staffs ;
- (j) such other emoluments and allowances as are not otherwise provided for ;
- (k) all matters which under the provisions of this Ordinance or of the Statutes are to be or may be prescribed by Act.

Subjects of Acts.

29 (1) Subject to the proviso to sub-section (2), Acts shall be made by the Council :

Provided that no Act shall be made—

- (a) affecting the admission of students, or the recognition of examinations and periods of study of other Universities or places of learning of University status as equivalent to examinations and periods of study in the University, unless a draft of such Act has been proposed by the Senate ;
- (b) affecting the conditions, mode of appointment, duties, and emoluments of examiners, or the conduct and standard of examinations and courses of study, except in accordance with a proposal of the Faculty or Faculties concerned, and unless a draft of such Act has been proposed by the Senate.

(2) The Council shall not have power to amend any draft proposed by the Senate under sub-section (1), but may reject it or return it to the Senate for reconsideration, either in whole or in part, together with any amendments which the Council may suggest :

Provided that if the Council rejects the draft of any Act proposed by the Senate, it shall be lawful for the Senate to appeal to the Chancellor who, after obtaining the views of the Council in writing and considering them, may, if he approves the draft, make the Act, and that an Act made under this proviso shall cease to have effect from the date of the next meeting of the Court unless confirmed at such meeting but without prejudice to anything already done thereunder.

(3) All Acts made by the Council shall be forthwith submitted to the Chancellor and shall be subject to his veto ; and no such Act shall be valid or operative until it has received the assent of the Chancellor.

(4) All Acts made by the Council which have received the assent of the Chancellor shall be submitted to the Court at its next meeting, and the Court shall have power, by a resolution passed by a majority consisting of not less than two-thirds of the members present at such meeting, to amend or cancel any such Act, but without prejudice to anything already done thereunder :

Provided that no such amendment of an Act shall be made until the Court has first taken the opinion of the Council, or be valid and operative until it has received the assent of the Chancellor, and that any Act so cancelled shall thereupon be null and void :

Powers of Council, Court and Chancellor in relation to Acts.

Provided also that it shall be lawful for the Vice-Chancellor to make such order as he may think fit with regard to any case of difficulty which may arise owing to the amendment or cancellation by the Court of any Act so submitted to the Court.

(5) It shall be lawful for the Council by Act to add to, amend, alter or repeal any Act for the time being in force.

Regulations.

Power to make, and subjects of, Regulations.

30 (1) Subject to the provisions of this Ordinance and of the Statutes and Acts, the Authorities and other bodies of the University may make Regulations providing—

- (a) for all matters of procedure at the meetings of such Authorities and bodies, for the holding of their meetings, for the keeping of their records, and generally for all other matters relating to their business;
- (b) for all matters which under the provisions of this Ordinance or of the Statutes or Acts are to be or may be prescribed by Regulation, and for all other matters solely concerning such Authorities and bodies and not provided for by this Ordinance or by Statute or Act.

(2) It shall be lawful by Regulation to add to, amend, alter or repeal any Regulation for the time being in force.

(3) The Council may direct the amendment, in such manner as it may specify, of any Regulation made under this section, and the Authority or other body to which the direction is given shall comply therewith:

Provided that any Authority or other body of the University which is dissatisfied with any such direction may appeal to the Chancellor who, after obtaining the views of the Council in writing and considering them, may make such order as he thinks fit.

CHAPTER IX.—RESIDENCE.

Conditions of residence and administration of Statutes and Acts relating thereto.

31 (1) Every undergraduate member of the University shall reside within such radius from the Convocation Hall of the University as shall from time to time be prescribed by Act, in this Ordinance referred to as "the University radius", in a Hall of Residence or under such conditions of residence as may from time to time be prescribed by Statute or Act.

(2) The Statutes and Acts relating to conditions of residence shall be administered by the Board of Residence and Discipline.

CHAPTER X.—EXAMINATIONS, ADMISSION TO THE UNIVERSITY AND TO COURSES OF STUDY, AND GRADUATION.

Examinations.

32 All examinations held by the University shall be conducted in such manner as shall be prescribed by Statutes, Acts and Regulations.

Admission and periods of study for graduation.

33 (1) Subject to the provisions of the Statutes, Acts and Regulations, admission to the University shall be controlled by a Board of Admission which shall consist of—

- (a) The Vice-Chancellor.
- (b) The Deans of the Faculties.
- (c) Such other officers or teachers of the University as the Council shall from time to time determine.

(2) No person shall be eligible for admission to a course of study for a degree unless he has attained such age as shall be prescribed by Statute and has passed the Entrance Examination of the University or an examination recognized by the University as equivalent thereto, and unless he possesses such further qualifications, if any, as may be prescribed by Act or Regulation in relation to such course of study.

(3) Subject to the provisions of the Statutes, Acts and Regulations relating to residence, the period of resident study necessary to qualify any student for graduation shall not be less than three years of three terms each, the whole of which period shall be subsequent to the date at which the student has been admitted to the University :

Provided that students who have already obtained degrees at other Universities, the examinations of which are recognized as equivalent to the examinations of the University, shall be permitted to qualify for graduation under such conditions as regards resident study as may be prescribed by Act.

CHAPTER XI.—APPOINTMENT OF TEACHERS, &c.

34 (1) Every appointment to a post of Professor, Reader or Lecturer in the University shall be made by the Council upon the recommendation of a Board of Selection, the members of which shall be—

Appointment
of Professors,
&c.

- (i) The Vice-Chancellor.
- (ii) The Dean of the Faculty to which the post belongs.
- (iii) Two members appointed by the Council from among its own body.
- (iv) Two members who have knowledge of the subject of study concerned appointed by the Senate from among its own body.
- (v) Two members who shall not be officers or teachers of the University, appointed by the Court from among its own body.

(2) The Board of Selection shall make its recommendation to the Council, and the Council, if it accepts the recommendation of the Board of Selection, shall make the appointment to the post accordingly. If the Council does not accept the recommendation of the Board of Selection, it shall refer the case to the Chancellor, who shall make such appointment as he thinks fit :

Provided that no appointment to any Professorship or Readership made under the provisions of this sub-section shall be valid unless and until such appointment has been confirmed by the Chancellor.

35 Every appointment to a post of teacher other than that of Professor, Reader or Lecturer shall be made by the Council after considering the recommendation of a Selection Committee constituted in such manner as may be prescribed by Statute.

Appointment
of other
teachers.

36 (1) Every appointment of a teacher made under the provisions of sections 34 or 35, or of a Registrar or Librarian, shall be upon an agreement in writing between the University and such teacher, Registrar or Librarian. Such agreement shall be—

Agreements.

- (a) in the case of experienced persons who have already gained distinction in their subjects, for such period and on such terms as the Council may resolve ; and
- (b) in other cases, for a probationary period of three years which may be extended by the Council by resolution for a further period of one year, if the Council thinks fit.

(2) In the case of agreements entered into by the University under sub-section (1) (b), any renewal thereof upon the expiration of the probationary period shall be expressed to be and remain in force, subject to the reservations hereinafter referred to, until the teacher, Registrar or Librarian appointed thereby has completed his fifty-fifth year, or, if he completes his fifty-fifth year in the course of an academic year, until the last day of such academic year, and in any such agreement there shall be expressly reserved—

- (a) a right for the University to annul the agreement on any ground on which it shall be lawful for the Council, under the provisions of section 20 (e), to dismiss a teacher, Registrar or Librarian ;

- (b) an option for the University to renew the agreement to be and remain in force until the teacher, Registrar or Librarian has completed his sixtieth year; and
- (c) a right for the teacher, Registrar or Librarian to terminate the agreement at any time upon three months notice in writing to the Vice-Chancellor.

Leave.

37 Every full-time officer and teacher of the University shall be entitled to leave on such terms as shall be prescribed by Act.

CHAPTER XII.—PROVIDENT FUNDS.

Provident Funds, and first charge thereon.

38 (1) Every officer, teacher, clerk, and servant employed by the University, except in such cases as may be prescribed by Act, shall from the date of his employment contribute, by means of equal monthly deductions from his salary, an amount equal to five per cent. thereof to a fund to be called the Provident Fund of such officer, teacher, clerk or servant. The University shall in addition, out of the University Fund, at the same time contribute to the Provident Fund of every such officer, teacher, clerk or servant a sum equal to ten per cent. of his salary.

(2) The Council may make Acts for the regulation and management of such Provident Funds, and subject to the provisions of such Acts the Provident Fund of every such officer, teacher, clerk or servant shall accumulate at compound interest at the rate of four per cent. per annum until the day on which he completes his fifty-fifth year, and shall mature on that day.

(3) Notwithstanding anything contained in this Chapter, and without prejudice to any other right or remedy, the amount of any loss or damage at any time sustained by the University by reason of the dishonesty or negligence of any such officer, teacher, clerk or servant shall be a first charge upon his Provident Fund.

(4) In this section, "salary" means the emoluments of the substantive post or appointment held by the officer, teacher, clerk or servant, exclusive of allowances, other than such allowances as may be prescribed by Statute or Act as part of salary.

Payment on maturing.

39 Upon the Provident Fund of such officer, teacher, clerk or servant maturing as provided in section 38, the Registrar or other officer appointed for the purposes of section 47 shall pay the full amount thereof to such officer, teacher, clerk or servant.

Payment in other cases.

40 If any such officer, teacher, clerk or servant, before he has completed his fifty-fifth year, ceases to be employed by the University either on account of ill-health or incapacity or on account of the abolition of the post in which he is employed, or if he voluntarily retires from the service of the University, the Registrar or other officer appointed for the purposes of section 47 shall pay to him the full amount which has accumulated in his Provident Fund at the date of his ceasing to be employed, or of his retirement, as the case may be, after deducting, if the Council thinks fit, any amount for which the University may have a first charge on his Provident Fund under section 38 (3).

Payment in case of misconduct.

41 If any such officer, teacher, clerk or servant, before he has completed his fifty-fifth year, is dismissed on account of conduct which in the opinion of the Council renders him unfit to be further employed by the University, the Registrar or other officer appointed for the purposes of section 47 shall pay to him the amount contributed by him to his Provident Fund, together with the accumulated interest thereon up to the date of his dismissal, after deducting, if the Council thinks fit, any amount for which the University may have a first charge on his Provident Fund under section 38 (3).

Payment on death.

42 If any such officer, teacher, clerk or servant dies while in the service of the University, the Registrar or other officer appointed for the purposes of section 47 shall duly pay the full amount which has accumulated in the Provident Fund of such officer, teacher, clerk or servant at the date of his death to the credit of his estate or to the person lawfully entitled to such amount.

43 Notwithstanding the provisions of any written law, it shall not be lawful for any creditor to attach, sequester or seize in execution the salary, allowances or Provident Fund of any officer, teacher, clerk or servant of the University, whether such officer, teacher, clerk or servant is present in or absent from this Island.

Salaries,
allowances and
Provident
Funds not
liable to
attachment,
sequestration,
or seizure in
execution.

CHAPTER XIII.—FINANCIAL PROVISIONS.

44 The financial year of the University shall be from the first day of June to the thirty-first day of May.

Financial year.

45 (1) There shall be a fund, to be called the University Fund, into which shall be paid—

University
Fund.

- (a) fees paid to the University in accordance with the provisions of Acts made under section 28 (e);
- (b) income from endowments;
- (c) grants from the Government;
- (d) all other monies belonging to the University from whatsoever source derived.

(2) Where any person holding a pensionable appointment under the Government is transferred to the service of the University, the University shall, in respect of each complete month for which he is in its service, contribute out of the University Fund to the general revenue of this Colony such sum not exceeding 12½ per cent. of the highest monthly salary received by such person in his substantive post under the Government or the University as the Governor may from time to time determine. All contributions under this section shall be annually paid into the Colonial Treasury on or before such date as the Colonial Treasurer may fix.

(3) In this section, "salary" means the emoluments of the pensionable appointment held by a public servant exclusive of allowances other than personal allowances.

46 (1) The Colonial Treasurer shall pay annually for a period of five years from the funds of this Colony to the credit of the University Fund as a grant to the University such fixed sum as the Governor with the approval of the Secretary of State and the Legislative Council shall decide, the first of such payments being made in the month following that in which this Ordinance comes into operation, and the four succeeding payments in the same month in each of the four succeeding years.

Government
grant and
review thereof.

(2) Prior to the expiry of the said period of five years and of every subsequent period of five years thereafter, the amount of the annual payment to be made from the funds of the Colony to the credit of the University Fund shall be reviewed, and the Governor with the approval of the Secretary of State shall on every such review propose to the Legislative Council that such payment shall be made for each of the five years next ensuing as he shall think fit, and the amount of such annual payment as the Governor, the Secretary of State and the Legislative Council may approve shall be paid to the credit of the University Fund in each of the said five years, in such manner and at such times as the Legislative Council may direct.

(3) Every such annual payment shall be applied by the University in its discretion for the execution of any or all of the powers of the University set forth in section 6.

47 It shall be the duty of the Registrar, or of any other officer who may be appointed for the purposes of this section by the Council in accordance with the Statutes,—

Registrar
to keep
accounts, &c.

- (a) to keep the accounts of the University in such form as the Council shall from time to time direct;
- (b) to receive all monies paid into the University Fund and to credit such monies to the proper heads of account;
- (c) to make all authorized payments;
- (d) to prepare for the consideration of the Vice-Chancellor the annual financial estimates for the ensuing financial year, and any supplementary estimates under section 53:

Grants and endowments for specific purposes and objects.

Provided that income derived from grants made for specific purposes, or from endowments for specific objects, shall be separately accounted for in the accounts of the University, and that no payments shall be made from such income for the general purposes of the University or for any purposes or objects other than those for which such grants or endowments were respectively made.

Audit.

48 The accounts of the University shall be audited by the Colonial Auditor from time to time in accordance with the directions of the Governor.

Publication of accounts in Gazette. Annual estimates to be considered by Council.

49 The accounts of the University for each financial year shall, when audited, be published in the Gazette.

50 The annual financial estimates prepared under the provisions of section 47 (d) shall be considered by the Council before the fifteenth day of January in each year. The Council shall make such alterations in such financial estimates as it thinks fit and shall transmit them to the Court together with the accounts of the University for the last completed financial year.

Annual accounts and estimates to be considered by Court.

51 The annual accounts of the University and the annual financial estimates shall be considered by the Court at its Annual Meeting, and it shall be lawful for the Court subject to the provisions of section 17 (c), by resolution to adopt the said accounts and to adopt or amend the said estimates, as it thinks fit.

Chancellor's assent to estimates.

52 The Court shall return the annual financial estimates to the Council together with any resolutions passed under the provisions of section 51, and the Council shall thereupon accept the decisions of the Court and transmit the said estimates as adopted or amended by the Court to the Chancellor, and it shall be lawful for the Chancellor to assent thereto, or to refer back the said estimates to the Council and Court for further consideration :

Provided that the said financial estimates shall not be deemed to have been passed until they have received the assent of the Chancellor :

Provided also that monies assigned under one head of expenditure in the passed estimates may be transferred to another head, if the Court so directs.

Supplementary estimates.

53 In case of necessity and in order to meet unforeseen expenditure, it shall at any time be lawful for the Registrar or other officer appointed for the purposes of section 47 to prepare supplementary estimates of expenditure and for the Council to pass such estimates. Such estimates shall be transmitted by the Council direct to the Chancellor, and upon their being so transmitted the provisions of section 52 shall, so far as relevant, become applicable to them :

Provided that such supplementary estimates shall be submitted to the Court at its next Annual Meeting together with the annual financial estimates for the ensuing year.

Gifts, bonuses, &c.

CHAPTER XIV.—GENERAL PROVISIONS.

54 The University shall not grant any bonus or make any gift or division of money to or between any of its members otherwise than in accordance with Statutes made under the provisions of section 26 (1) (i).

Deprivation of degree, &c., on account of misconduct.

55 If any member of any of the Authorities or other bodies of the University, or any graduate of the University, or any person who has received a diploma or other academic distinction from the University, or any person upon whom an honorary degree has been conferred by the University, is convicted of any crime or offence involving moral turpitude, or is in the opinion of the Council guilty of scandalous conduct, it shall be lawful for the Chancellor, on the recommendation of not less than two-thirds of the members of the Council, to do any or all of the following :—

- (a) to remove his name from the membership-roll of such Authority or other body ;
- (b) to remove his name from the register of registered graduates ;
- (c) to deprive him of any degree, diploma or other academic distinction conferred upon him by the University ;
- (d) to deprive him of all privileges of the University which he enjoys.

56 If any question arises whether any person has been duly elected, appointed, nominated or co-opted as, or whether any person is entitled to be, a member of any Authority or other body of the University; the question shall be referred to the Chancellor whose decision thereon shall be final.

57 No resolution or proceeding of any Authority or other body of the University shall be invalidated merely by reason of the existence of a vacancy or of vacancies among its members.

58 (1) All courses of study, and all degrees, diplomas and other academic distinctions of the University shall be open to women.

(2) No person shall by reason of sex be debarred from any office in the University or from membership of any of its Authorities or other bodies.

59 This Ordinance shall always be construed and adjudged in the most favourable and beneficial sense for the best advantage of the University and for the promotion of the objects of this Ordinance notwithstanding any uncertainty or imperfection herein contained.

CHAPTER XV.—SPECIAL PROVISIONS.

60 It shall be lawful for the Vice-Chancellor with the consent of the Council, by writing under his hand, to prohibit any person who has been convicted of an offence under the provisions of sections 365 or 365A of the Ceylon Penal Code or of section 1 of Ordinance No. 5 of 1889 from entering or remaining within the University radius. Such prohibition shall be and remain in force until revoked by the Vice-Chancellor with the like consent.

61 Any person prohibited under the provisions of section 60 from entering or remaining within the University radius who enters or remains within such radius in contravention of such prohibition shall be guilty of an offence, and shall on summary trial and conviction by a Police Magistrate be liable to a fine of one hundred rupees in respect of each day upon which he has entered or during which he has remained within such radius.

62 All offences under section 61 shall be non-cognizable and bailable within the meaning of those terms as defined in the Criminal Procedure Code, 1898.

CHAPTER XVI.—APPLICATION OF ORDINANCE NO. 19 OF 1915.

63 (1) Notwithstanding anything contained in the Housing and Town Improvement Ordinance, No. 19 of 1915, it shall be lawful for the Governor in Executive Council, if he deems it expedient to do so in order to preserve the amenities of the University precincts, to declare by notification published in the Gazette that Chapter I of Part II of that Ordinance shall apply, subject to the modifications specified in sub-section (2) of this section, to any area of land in proximity to the University precincts to which the said Ordinance does not otherwise apply, as if such area were an area comprised within the administrative limits of a local authority.

(2) Upon the publication of any such notification, the said Chapter shall apply accordingly, subject to the following modifications therein :—

(a) The word "Vice-Chancellor" shall be substituted for the word "Chairman", wherever the latter word occurs therein.

(b) The following section shall be substituted for section 7 thereof :—

7. The Vice-Chancellor shall not refuse—

(1) to approve any plan, drawing or specification of any building; or

(2) to consent to any alteration in any building,

unless the building or the alteration of the building is of such a nature as to be likely in his opinion to injure the amenities of the University precincts, or unless the applicant for such approval or consent fails to comply with any requirement made under section 8.

Question as to validity of elections and appointments.

Vacancies not to invalidate resolutions or proceedings.

Rights of women.

Beneficial interpretation.

Prohibition of persons convicted of certain offences from entering University radius.
No. 2 of 1883.
IV. 21.
No. 5 of 1889.
II. 2.

Penalty for offence of disobeying prohibition.

Offences under section 61 to be non-cognizable and bailable.

No. 15 of 1898.
IV. 170.

Application of part of Ordinance No. 19 of 1915 to areas in proximity to the University precincts.
III. 292.

- (c) In section 8 (a) thereof, the words "by local by-laws, or in the absence of such by-laws" shall be omitted.
- (d) In section 8 (b) thereof, the words "so as to bring it into accordance with such form or so as to contain any of such particulars" shall be substituted for the words "so as to bring it into accordance with law".
- (e) In section 8 (e) thereof, the word "Chapter" shall be substituted for the word "Ordinance".
- (f) In section 13 (1) (c) thereof, the words "this Chapter" shall be substituted for the words "this Ordinance or of any local by-law".
- (g) In section 13 (2) thereof, the words "so as not to injure the amenities of the University precincts" shall be substituted for the words "in such a way as to bring it into accordance with law", and the words "and any expenses thereby incurred shall be recoverable upon an order made by the Police Magistrate in the same manner as a fine imposed by him, and upon recovery shall be paid to the Vice-Chancellor" shall be substituted for the words "and to recover the expenses thereby incurred in the same manner and by the same process as a rate".
- (h) In section 15 (1) thereof, the words "does not injure the amenities of the University precincts" shall be substituted for the words "is in accordance with law".
- (i) The reference to the Tribunal of Appeal in section 16 thereof shall be deemed to be a reference to the District Court having jurisdiction in the district in which the said area is situated.

(3) The exercise of any of the powers conferred upon the Vice-Chancellor under the provisions of this section shall be subject to the consent of the Council, and if the Vice-Chancellor refuses to approve any plan, drawing or specification of any building or to consent to any alteration in any building within the said area on the ground that it will injure the amenities of the University precincts, the University shall make compensation to any person for any loss or damage he may sustain in consequence of such refusal, and any person aggrieved by the failure of the University to make such compensation or to make adequate compensation, may appeal to the District Court having jurisdiction in the district in which such area is situated.

CHAPTER XVII.—TRANSITORY PROVISIONS.

Appointment of, and preliminary action by, first Vice-Chancellor.

64 The first Vice-Chancellor may be appointed at any time after the enactment of this Ordinance and prior to the date of its commencement, and it shall be lawful for any person so appointed, subject to the previous approval of the Chancellor and to the existence of financial provision therefor, to make such appointments and to take such action as he may think necessary, consistent so far as may be with the provisions of this Ordinance and of the Statutes contained in the Schedule, for the purpose of bringing the University into being; and for such purpose he may exercise any power which, by this Ordinance or by the Statutes aforesaid, is or may be conferred on the University or on any officer or Authority thereof.

Rotation of membership of University Authorities.

65 In the case of the first appointments, elections or co-optations to any University Authority, one-half of the total number of members appointed, elected or co-opted in any category, or, in the event of there being an odd number of members in any category, one-half such number less one, shall retain their membership of such Authority for a term of two years only and shall then retire from such membership. The members who shall so retire shall be chosen by lot:

Provided that any member retiring after a term of two years only under the provisions of this section shall be eligible for re-appointment or re-election, or to be again co-opted, for a full three years term of membership.

SCHEDULE.

Statutes.

I.—INTERPRETATION.

(Section 26 (j))

1. (1) In the Statutes, Acts and Regulations, unless the context otherwise requires,—

- (a) “ the Ordinance ” means the Ceylon University Ordinance, 1930 ; and
 (b) any reference to a section by number shall be construed as a reference to the section of that number in the Ordinance.

(2) In the Statutes, any reference to a clause by number shall be construed as a reference to the clause of that number in the Statute in which the reference occurs.

2. The Statutes, Acts and Regulations shall be interpreted in such manner as not to conflict with the Ordinance.

3. Words defined in the Ordinance shall have the same meaning in the Statutes, Acts and Regulations, unless the context otherwise requires.

II.—CONSTITUTION, &C., OF THE COURT. (Section 15 (1) (2))

1. The following shall be *ex officio* members of the Court :—

- (i) The Chief Justice.
- (ii) The Colonial Secretary.
- (iii) The Colonial Treasurer.
- (iv) The Attorney-General.
- (v) The Puisne Judges.
- (vi) The Director of Public Works.
- (vii) The Director of Medical and Sanitary Services.
- (viii) The Director of Education.
- (ix) The Director of Agriculture.
- (x) The Deans of the Faculties.
- (xi) Members of the University Council.

2. The number of graduates of the University to be elected by the registered graduates from among their own body under the provisions of section 15 (1) (c) (ii) shall be five.

3. The number of members to be elected from among their own body by the teachers of the University other than Professors and Readers under the provisions of section 15 (1) (c) (iii) shall be two.

4. The number of members to be elected from among their own body by the unofficial members of the Legislative Council of Ceylon under the provisions of section 15 (1) (c) (iv) shall be three.

5. The number of members other than life members to be appointed by the Chancellor under the provisions of section 15 (1) (c) (v) shall be five.

6. The number of members to be elected under the provisions of section 15 (1) (c) (vi) from the Boards and Councils named therein shall be respectively—

The Council of Legal Education	..	two
The Ceylon Medical Council	two
The Board of Education	two

7. The total number of persons to be elected under the provisions of section 15 (1) (c) (vii) by the Councils, Boards, Associations or other bodies or groups of bodies referred to therein shall not at any time exceed fifteen.

8. The term of membership of every member of the Court other than the *ex officio* or life members shall be three years :

Provided that a member of the Court elected under the provisions of section 15 (1) (c) (i), (ii), (iii), (iv), (vi) or (vii) shall retain his membership for so long only within the said term of three years as he retains the status or membership in virtue of which he was eligible for election as a member of the Court.

9. An appointed or elected member of the Court who retires shall, subject to the proviso to clause 8, be eligible for re-appointment or re-election, as the case may be.

10. Any casual vacancy occurring among the members of the Court appointed or elected under the provisions of section 15 (1) (c) by resignation, incapacity, death or absence from this Colony for more than six months shall be filled as soon as may be convenient by the person or body who or which appointed or elected the member whose place has become vacant.

11. If, on the expiration of the term of membership of any member of the Court appointed or elected under the provisions of section 15 (1) (c), the person or body who or which appointed or elected such member has not appointed or elected a successor, such member shall remain a member of the Court till the appointment or election of a successor or till the expiration of three months from the date on which his term of membership terminated under the provisions of clause 8, whichever shall first happen.

12. Fifteen members of the Court shall form a quorum.

III.—CONSTITUTION, &C., OF THE SENATE. (Section 21)

1. The members of the Senate shall be—
 - (a) *Ex officio members*—
 - (i) The Vice-Chancellor.
 - (ii) The Deans of the Faculties.
 - (iii) The Professors.
 - (iv) The Readers in independent charge of the Departments of Study.
 - (v) The Librarian.
 - (b) *Other members*—
 - (i) Two members elected from among their own body by the teachers of the University other than Professors and Readers.
 - (ii) Not more than two members, not being salaried officers or teachers of the University, appointed by the Council from Principals of schools or graduate teachers actively engaged in their profession.
 - (iii) Two members of the Council appointed by the Council from among its own body.
 - (iv) Not more than two members, not engaged in teaching in any educational institution, appointed by the Chancellor on account of their possessing expert knowledge in some subject which forms or may in due course form a subject of study in the University.
 - (v) One member appointed by the Vice-Chancellor from among the Wardens of the Halls of Residence.
2. The Senate as constituted under clause 1 may, subject to the assent of the Vice-Chancellor in each case, co-opt as members teachers of the University to a number not exceeding one-tenth of its membership as so constituted.
3. The term of membership of every member of the Senate other than the *ex officio* members shall be three years :

Provided that a member of the Senate appointed, elected or co-opted under the provisions of clause 1 (b) (i), (ii), (iii) or (v) or of clause 2 shall retain his membership for so long only within the said term of three years as he continues to perform the functions of the post or retains the membership in virtue of which he was eligible for appointment, election or co-optation as a member of the Senate.
4. An appointed, elected, or co-opted member of the Senate who retires shall, subject to the proviso to clause 3, be eligible for re-appointment or re-election or to be again co-opted, as the case may be.
5. The Vice-Chancellor may depute a Dean of a Faculty to preside at any meeting of the Senate at which he is unable for any reason to preside himself.
6. Nine members of the Senate shall form a quorum.

IV.—POWERS OF THE SENATE. (Section 21)

Subject to the provisions of the Ordinance and of the Statutes, Acts and Regulations, it shall be lawful for the Senate—

- (a) to make, after report from the Faculties, the General Board of Studies and Research, or the Boards of Studies concerned, all Regulations necessary to give effect to the Statutes and Acts relating to courses of study ;
- (b) to recommend to the Council the names of persons suitable for appointment as examiners, after report from the Faculties concerned ;
- (c) to recommend to the Council the institution, abolition or suspension of Professorships, Readerships, Lecturerships and other teaching posts, and the qualifications and emoluments of teachers, of the University ;
- (d) to report to the Council, after report from the General Board of Studies and Research or the Boards of Studies concerned, on all Acts relating to courses of study ;
- (e) to report on any matter referred or delegated to it by the Court or the Council, and to advise the Council on all academic matters ;
- (f) to formulate schemes for the organization of new Faculties or for the modification or revision of the organization of existing Faculties, and to assign to such Faculties their respective subjects of study ; and to recommend teachers to the Council for appointment as members of the Faculties ;
- (g) to fix the times and mode and conditions of competition for Fellowships, Scholarships, Exhibitions, Bursaries, and Medals and other Prizes and to award the same, subject to any conditions attached to the foundation thereof and accepted by the Council ;
- (h) to regulate, subject to the Acts, the admission of persons to courses of study in the University ;
- (i) to appoint a Library Committee and to approve, amend or reject Regulations submitted by such Committee for the guidance of the Librarian in the administration of the University Library or Libraries ;
- (j) to discuss, and submit recommendations to the Council on, any matter whatsoever relating to the University.

V.—CONSTITUTION, &C., OF THE FACULTIES. (Section 22 (2))

1. Each Faculty shall consist of—
 - Ex officio members—*
 - (a) The Professors and Readers of the Departments of Study comprised in the Faculty, and such other persons as may be specially declared by Statute to be *ex officio* members of any particular Faculty.
 - Other members—*
 - (b) Such Lecturers, Assistant Lecturers and other teachers of the University as may be appointed to the Faculty by the Council on the recommendation of the Senate.
 - (c) Such other persons as may be appointed by the Council on the recommendation of the Senate or specially declared by Statute to be members of, or to be included in, any particular Faculty.
2. The total number of members of each Faculty shall not in the case of the Faculties of Arts and Science exceed thirty, and in the case of any other Faculty fifteen, except with the sanction of the Chancellor given on the request of the Senate or unless it shall be otherwise prescribed in the Statutes in respect of any Faculty.
3. Nothing contained in this Statute shall prevent any officer of the University or other person from being a member of two or more Faculties at any one time :
Provided that no person shall at any one time be the Dean of more than one Faculty.
4. The Vice-Chancellor shall be an *ex officio* member of all Faculties.
5. The Director of Public Works shall be an *ex officio* member of the Faculty of Engineering, if and when a Faculty of Engineering is established.
6. The Director of Agriculture shall be an *ex officio* member of the Faculty of Science.
7. The Archaeological Commissioner shall be an *ex officio* member of the Faculty of Arts.
8. The Faculty of Medicine shall include the Director of Medical and Sanitary Services and three members of the Ceylon Medical Council nominated from time to time by the said Council.
9. The Faculty of Law shall include three members of the Council of Legal Education nominated from time to time by the said Council.
10. The term of membership of every member of a Faculty other than the *ex officio* members shall be three years :
Provided that a member of a Faculty appointed or nominated under the provisions of clauses 1 (b), 8 or 9 shall retain his membership for so long only within the said term of three years as he continues to perform the functions of the post or retains the membership in virtue of which he was eligible for appointment or nomination as a member of such Faculty.
11. An appointed or nominated member of a Faculty who retires shall, subject to the proviso to clause 10, be eligible for re-appointment or re-nomination, as the case may be.
12. The Dean of the Faculty shall preside at all meetings of the Faculty :
Provided that in the absence of the Dean the members present shall elect a Chairman from among themselves.
13. The proceedings of every meeting of a Faculty shall be communicated by the Registrar to the Senate.
14. Five members of a Faculty shall form a quorum.

VI.—POWERS OF THE FACULTIES. (Section 22 (2))

Subject to the provisions of the Ordinance and of the Statutes, every Faculty shall have the following powers :—

- (a) to consider and report on any matter referred to it by the Senate ;
- (b) subject to the control of the Senate, to regulate the teaching and research in the Departments of Study assigned to such Faculty ;
- (c) to present recommendations and reports to the Senate upon all matters connected with the courses and subjects of study comprised in such Faculty ;
- (d) to nominate departmental committees, which may include members of other Faculties, for the purpose of considering and reporting on any special subject or combination of subjects ;
- (e) to recommend to the Senate persons suitable for appointment as examiners ;
- (f) to remit any matter to one or more of the Boards of Studies comprised in the several Faculties for consideration and report :

Provided that if any Faculty so remits any matter to one or more of the Boards of Studies, it shall be lawful for such Faculty to instruct such Board or Boards of Studies to communicate its or their report directly to the Senate and to transmit a copy thereof to the Faculty :

Provided also that it shall be lawful for the Dean of a Faculty in his discretion to remit any matter referred to such Faculty by the Senate to a Board or Boards of Studies without laying such matter before a meeting of the Faculty and to transmit the report of such Board or Boards of Studies to the Senate without laying such report before a meeting of the Faculty.

VII.—GENERAL BOARD OF STUDIES AND RESEARCH. (Section 23)

Constitution.

1. The General Board of Studies and Research shall consist of the following persons :—

Ex officio members—

- (a) The Vice-Chancellor, who shall be Chairman of the Board.
- (b) The Deans of the Faculties.

Other members—

- (a) Two members of the Court appointed by the Court.
- (b) Two members of the Council appointed by the Council.
- (c) Six members of the Senate appointed by the Faculties, three of whom shall be appointed by the Faculties of Science and Medicine and (if and when a Faculty of Engineering is established) the Faculty of Engineering acting as one body, and the other three by the other Faculties acting as one body :

Provided that the representatives of a Department of Study which is included in more than one Faculty shall not vote in more than one Faculty for the purposes of this clause.

2. The term of membership of every member of the General Board of Studies and Research other than *ex officio* members shall be three years :

Provided that a member of the General Board of Studies and Research appointed under the provisions of clause 1 shall retain his membership for so long only within the said term of three years as he retains the membership in virtue of which he was eligible for appointment.

3. An appointed member of the General Board of Studies and Research who retires shall, subject to the proviso to clause 2, be eligible for re-appointment.

Powers.

4. The General Board of Studies and Research shall have power to consider any matters concerning teaching and courses of study and research which affect the University as a whole and to report thereon to the Senate and, at its discretion, to the Council, and similarly to consider and report upon any matters referred to it by the Senate.

VIII.—BOARDS OF STUDIES. (Section 26 (a), (b))

Constitution.

1. Boards of Studies shall from time to time be appointed by the Council on the recommendation of the Senate to deal with matters pertaining to the several Departments of Study comprised in the Faculties or to any two or more of such Departments of Study.

2. The Dean of the Faculty concerned and the Head or Heads of the Department or Departments of Study concerned shall be *ex officio* members of every such Board of Studies.

3. Every Board of Studies shall consist of the *ex officio* members named in clause 2 and of such other members of the Faculty and such Professors, Readers or Lecturers of the University as the Council may from time to time appoint, after considering the report of the Senate, made after the Senate has consulted the Faculty :

Provided that the Council, after considering the report of the Senate, made after the Senate has consulted the Faculty, may appoint as members of any Board of Studies such other persons, not being teachers of the University, as it thinks fit :

Provided also that the number of such other persons shall in no case exceed one-fifth of the total number of the members of such Board.

4. The Council shall appoint one of the members of every Board of Studies to be Convener thereof. Such Convener shall preside at the meetings of such Board and shall have an original vote, and where the voting is equal, a casting vote in addition. In the absence of the Convener, a Board of Studies shall appoint its own Chairman from among the members present.

5. The term of membership of every member of a Board of Studies other than the *ex officio* members shall be three years :

Provided that a member of a Board of Studies appointed in his capacity of member of a Faculty or of Professor, Reader or Lecturer of the University shall retain his membership for so long only within the said term of three years as he retains the membership or continues to perform the functions of the post in virtue of which he was eligible for appointment as a member of such Board of Studies.

6. An appointed member of a Board of Studies who retires shall, subject to the proviso to clause 5, be eligible for re-appointment.

Powers and duties.

7. The respective Boards of Studies shall report through the appropriate Faculties, or directly if so instructed by the Faculties, to the Senate upon any matter relating to courses and syllabuses of study, prescribed books, examinations, or research or on any matters specially referred to them by the Senate or the Faculties or the General Board of Studies and Research.

8. Every Board of Studies shall have power to recommend to the Faculty concerned persons suitable to be examiners in the subjects with which it deals.

IX.—BOARD OF RESIDENCE AND DISCIPLINE. (Section 26 (a))

1. There shall be a Board of Residence and Discipline, which shall consist of—

- (a) The Vice-Chancellor.
- (b) The Wardens of the Halls of Residence.
- (c) Such other members as may be appointed by the Council.

2. The powers and duties of the Board of Residence and Discipline shall be prescribed by Act.

3. The members of the Board of Residence and Discipline appointed under clause 1 (c) shall retain their membership for three years and shall be eligible for re-appointment.

X.—BOARD FOR THE TRAINING OF TEACHERS. (Section 26 (a))

1. There shall be a Board for the Training of Teachers, which shall consist of—

- (a) The Vice-Chancellor.
- (b) The Director of Education.
- (c) The Principal of the Government Training College, Colombo.
- (d) The Professor of Education.
- (e) The Reader in Psychology.
- (f) Two members appointed by the Senate.

2. The powers and duties of the Board for the Training of Teachers shall be prescribed by Act.

3. The term of membership of every member of the Board for the Training of Teachers appointed under clause 1 (f) shall be three years.

4. An appointed member of the Board for the Training of Teachers who retires shall be eligible for re-appointment.

XI.—SELECTION COMMITTEE. (Section 35)

The Selection Committee referred to in section 35 shall be constituted as follows :—

- (a) The Vice-Chancellor.
- (b) The Dean of the Faculty concerned.
- (c) The Head of the Department of Study concerned.

XII.—THE REGISTRAR. (Section 13 (1))

1. The duties of the Registrar shall be—

- (a) to be the custodian of the records, documents, common seal and such other property of the University as may be determined from time to time by the Vice-Chancellor ;
- (b) to act as Secretary to all University Authorities and to keep the minutes of the meetings of such Authorities : Provided that it shall be lawful for him to depute the Assistant Registrar, if such officer is appointed, to attend and keep the minutes of such meetings of Authorities as he cannot himself conveniently attend ;
- (c) to arrange for the examinations conducted by the University ;
- (d) to perform such other functions as may be necessary for the due discharge of the duties imposed upon him by the Ordinance and by the Statutes, Acts and Regulations.

2. It shall be lawful for the Registrar, subject to the previous approval of the Vice-Chancellor, to appoint and to suspend, dismiss or otherwise punish members of the staff of the University in receipt of emoluments amounting to less than one hundred rupees per mensem :

Provided that all action taken in the exercise of such powers in respect of the clerical staff shall be reported to the Council for its confirmation.

XIII.—DEANS OF FACULTIES. (Section 22 (4))

- 1. The Dean of every Faculty shall be the executive officer thereof.
- 2. He shall hold office for three years and shall be eligible for re-election.
- 3. He shall be responsible for the conduct of teaching in the Faculty and for the issue of the lecture lists of the Departments of Study comprised therein.
- 4. He shall have the right to be present and to speak at any meeting of any departmental committee of the Faculty, but shall not have the right to vote thereat unless he is a member of such committee.

XIV.—THE LIBRARIAN. (Section 13 (2))

Subject to the provisions of Statute IV (i), the Librarian shall be responsible for the administration and care of the University Library or Libraries.

XV.—AGE OF ADMISSION. (Section 33 (2))

No person shall be admitted to the University under the provisions of section 33 unless and until he has completed his seventeenth year.

XVI.—RESIDENCE. (Sections 26 (c), (h), 31)

1. No undergraduate member of the University shall be deemed to be resident in the University unless he resides in a Hall of Residence within the University radius :

Provided that the Council may, on the recommendation of the Board of Residence and Discipline,—

- (i) authorize any undergraduate member for reasons of abnormality, physical or temperamental, to reside in a lodging-house licensed under clause 2 within the University radius :
- (ii) authorize any undergraduate member who is leading a religious life as a member of a religious order or profession to reside in the premises occupied by the said order or profession if situated within the University radius :
- (iii) in the interests of discipline require any undergraduate member to reside in a lodging-house licensed under clause 2 within the University radius :
- (iv) in the event of accommodation in the Halls of Residence proving at any time insufficient, require any undergraduate member who has completed two years of residence in a Hall of Residence to reside in a lodging-house licensed under clause 2 within the University radius.

2. It shall be lawful for the Board of Residence and Discipline to license any lodging-house situated within the University radius for the residence of undergraduate members of the University on such conditions as may from time to time be prescribed by Act ; and upon proof of any infringement of such conditions to cancel such licence.

3. The persons appointed as Wardens of Halls of Residence shall include one representative of each of the principal religious denominations in Ceylon to which a substantial number of undergraduate members belong.

4. The Wardens appointed as representatives of religious denominations shall be appointed after consultation with such authorities or representatives of the religious denominations concerned as the Council thinks fit, and the number of such Wardens shall be determined by the Council subject to the approval of the Chancellor.

5. If the authorities or representatives of a religious denomination in Ceylon which is not represented by a Warden apply to the Council for the appointment of a Warden representing such denomination, the Council shall transmit such application to the Chancellor together with its recommendation as to the action, if any, to be taken thereon, and the Chancellor shall assent thereto or withhold his assent as he thinks fit.

6. The Wardens of Halls of Residence other than those appointed as representatives of religious denominations shall be appointed without regard to denominational considerations.

7. No person shall by reason of membership of or adherence to any religious denomination be disqualified from admission to any Hall of Residence of the University.

8. (1) For the purpose of allocating for any academic year the places in any Hall of Residence presided over by a Warden appointed as representative of a religious denomination, a number of places amounting to one-quarter of the total accommodation in such Hall of Residence shall be reserved up to a day twenty-eight days before the commencement of that year for occupation during the year by persons belonging to a religious denomination other than that of the Warden : Provided that if application for the said number of places or any of them (other than those which will be filled by undergraduate members already residing in the Hall) are not received from such persons before the said day, the places for which such applications have not been received may be filled by persons belonging to the same religious denomination as the Warden.

(2) In the case of casual vacancies occurring in any such Hall of Residence during the course of an academic year among the places allocated to persons belonging to religious denominations other than that of the Warden, preference shall be given to applications received from such persons.

9. Subject to the provisions of clause 8, every undergraduate member shall so far as is practicable be allocated to the Hall of Residence which he selects in his application for admission.

10. Subject to the provisions of the Ordinance and Statutes, the conditions to be observed in administering the Halls of Residence shall be prescribed by Act.

XVII.—DEGREES, DIPLOMAS AND ACADEMIC DISTINCTIONS. (Section 26 (f))

1. The University shall confer the following degrees and diplomas :—

- (i) *Degrees*—
 (a) Bachelor of Arts (B.A.).
 (b) Master of Arts (M.A.).
 (c) Master of Science (M.Sc.).
 (d) Bachelor of Medicine (M.B.).
- (ii) *Diplomas*—
 (a) Diploma in Agriculture.
 (b) Diploma in Education.
 (c) Diploma in Archæology.

2. No new degree or diploma shall be established, or other academic distinction adopted, without the concurrence of the Senate.

XVIII.—HONORARY DEGREES. (Section 26 (g))

All proposals for the conferment of honorary degrees shall be made by the Senate for the approval of the Council, and shall be submitted by the Council to the Chancellor for confirmation.

XIX.—REGISTERED GRADUATES. (Section 26 (e))

- (a) Every graduate of the University, provided that two years or more have elapsed since the date of his graduation ;
 (b) Every graduate of another University who has been admitted to a degree of the University under the provisions of section 6 (e), provided that two years or more have elapsed since the date of his graduation at such other University ; and
 (c) Every person who has, at the date of the commencement of the Ordinance, graduated as an external student of the University of London after an approved course of instruction at the Ceylon University College, provided that two years or more have elapsed since the date of his graduation,—

shall, on payment of such fees and subject to such conditions as may be prescribed by Act, be entitled to have his name enrolled in the register of registered graduates and to enjoy the privileges of registration.

XX.—SALARY OF THE VICE-CHANCELLOR. (Section 26 (c))

The salary of the Vice-Chancellor for the first five years, or, if his term of office is extended, for the period of such extension, shall be at the rate of Rs. 36,000 per annum. The salary after such period shall be determined by Statute.

XXI.—SALARIES OF OFFICERS AND TEACHERS. (Section 26 (c))

The scales of salaries set forth below shall apply in all cases of appointments to the full-time offices and teaching posts indicated :—

- (i) *Officers*.—
 (a) The Registrar .. Rs. 12,000 by five annual increments of Rs. 600 to Rs. 15,000.
 (b) The Librarian .. Rs. 6,000 by six annual increments of Rs. 400 to Rs. 8,400.
- (ii) *Teachers*.—
 (a) Professors .. Rs. 12,000 by five annual increments of Rs. 600 to Rs. 15,000
 (b) Readers .. Rs. 9,000 by six annual increments of Rs. 400 to Rs. 11,400.
 (c) Lecturers .. Rs. 6,000 by six annual increments of Rs. 400 to Rs. 8,400.
 (d) Assistant Lecturers .. Rs. 3,600 by five annual increments of Rs. 360 to Rs. 5,400.

Provided that in any special case it shall be lawful for the Council to submit a recommendation to the Chancellor that the appointment to any one of the offices or teaching posts mentioned in this Statute shall be made at a higher rate of salary, whether as regards the minimum or the maximum, than that provided in this Statute, and that it shall be lawful for the Chancellor if he thinks fit to approve such recommendation :

Provided also that an officer (other than the Vice-Chancellor) or teacher who is not domiciled in Ceylon or India shall receive, in addition to the substantive salary to which he shall be entitled under the foregoing provisions of this Statute, overseas pay in accordance with a scale to be fixed by the Council with the approval of the Chancellor. Such overseas pay shall be deemed to be a part of the salary of such officer or teacher for the purposes of section 38 and he shall contribute five per cent. thereof in respect of his Provident Fund and the University shall contribute to his Provident Fund an amount equal to ten per cent. thereof in accordance with the provisions of that section.

XXII.—RENT ALLOWANCES AND DEDUCTIONS. (Section 26 (c))

The allowances to be made in lieu of residence to the officers, teachers, clerks and servants of the University, and the deductions to be made in respect of rent from their salaries shall be prescribed by Act.

By His Excellency's command,

Colonial Secretary's Office,
 Colombo, May 17, 1930.

F. G. TYRRELL,
 Acting Colonial Secretary.

Objects and Reasons.

THE object of this Bill is to provide for the establishment, incorporation and regulation of a University in Ceylon. The Bill is based on the recommendations and the draft Ordinance contained in the Report of the University Commission (Sessional Paper No. IV of 1929), and the constitution proposed for the University follows broadly the standard form adopted by Universities founded both in the East and in the West in the last sixty to seventy years.

2. Chapter I deals generally with the scope and location of the University, and with its incorporation, powers and teaching. Clause 4, in particular, provides that it will be situated at Kandy on a site to be vested in the University by the Governor, and clause 5 gives the Governor the necessary powers for that purpose. Clause 7 secures that the University shall be open to all persons of either sex without distinction of race, creed, class or religion, but religious instruction and places of religious worship may be provided. Clause 8 requires all teaching in connection with the first degree of the University to be conducted in the University.

3. The Governor is by Chapter II (clause 10) *ex officio* the Chancellor, and Head of the University. When present he presides at meetings of the Court of the University, and at any Convocation, and may order inquiries into matters relating to the University.

4. Chapters III, IV and V deal with the election or appointment and with the powers and duties of the Pro-Chancellor, the Vice-Chancellor, the Registrar and the Librarian.

5. The office of Pro-Chancellor (clause 11) is designed to be one of ceremonial dignity to be held by some distinguished person, elected by the Court for two years. The Pro-Chancellor will deputize as President of the Court and of Convocation in the absence of the Chancellor.

6. The Vice-Chancellor (clause 12) is the chief executive and academic officer of the University. The first holder of the office will be appointed by the Governor, and subsequent appointments will also be made by the Governor, but after consideration of the recommendations of the University Court and Council. Clause 12 also contains the powers and duties of this officer, and provides for his term of office (five years) and its extension, and also for occasions when he is temporarily unable to perform his duties.

7. The Registrar and Librarian (clause 13) are whole-time officers appointed by the Council subject to the approval of the Chancellor, and their powers and duties are to be prescribed by Statutes, Acts and Regulations (Statutes IV (i), XII and XIV). The Registrar acts as Secretary of all University Authorities, and arranges for the conduct of the examinations. He has also certain financial responsibilities (clause 47), as it is not proposed at the present stage to appoint a University Treasurer.

8. Chapter VI relates to the Authorities of the University, which are stated in clause 14 to be the Court, the Council, the Senate, the Faculties, the General Board of Studies and Research, and such other bodies as may be prescribed. The constitution, powers and duties of the various Authorities are dealt with *seriatim* in this Chapter.

9. The constitution of the Court is contained in clause 15 and in Statute II in the Schedule. It will consist of *ex officio* members, life members, and certain other members, the total being not more than 150. Some of the members will be elected to represent classes of persons in the University, others to represent Councils, Boards and Associations outside the University. Three members will be elected by the Unofficial members of the Legislative Council, and the Chancellor may appoint five members other than life members. The Court (clause 17) will have the sole power, subject to the Chancellor's assent, of making, amending and repealing Statutes, and of approving the annual accounts and estimates. It must however, when it initiates proposals for Statutes

obtain the opinion of the Council, or of any other University body which may be affected (clause 27 (2)). The Court has also the further power of considering, amending and cancelling Acts made by the Council.

10. The Council (clause 18) is the executive body of the University. Its constitution is set out in clause 19, and clause 20 gives its powers, among which are the power, independent of the Court, of initiating Statutes for the approval of the Court and the Chancellor, and the power, subject to the assent of the Chancellor and to the right of the Court to cancel or amend them, to make Acts for authorized purposes (*cf.* clauses 27 (1) and 29). The Council is in addition required to prepare the annual report, accounts and estimates for submission to the Court and to administer the property and income of the University. It also *inter alia* controls the residence and discipline of students, appoints the Registrar, the Wardens of the Halls of Residence and the Librarian, and deals with the appointment and dismissal of officers and teachers and other members of the University staff.

11. The Senate is the academic body of the University and is to be primarily responsible for education, instruction and examinations. Its constitution, powers and duties are contained in Statutes III and IV in the Schedule. It may make Regulations in relation to courses of study, recommend the names of persons for appointment as examiners, and formulate schemes for the organization of Faculties. It also regulates admission to the University, and controls the Library. Generally it has the duty of advising the Council on all academic matters, and the right to submit recommendations on any matter relating to the University.

12. In clause 22, the University is given power to establish Faculties of Art, Science, Medicine, Law, Engineering and such other Faculties as may be prescribed by Statute. The constitution of the Faculties and their powers and duties are contained in Statutes V and VI in the Schedule. Each Faculty will comprise a number of different Departments of Study, and will regulate the teaching and study of the subjects assigned to it, and present recommendations and reports thereon to the Senate. The executive officer of a Faculty will be the Dean who will be responsible for its administration. The Dean will be a Professor elected by the Faculty from among the Heads of Departments of Study in the Faculty (clause 22 (4) and Statute XIII in the Schedule).

13. The General Board of Studies and Research is referred to in clause 23 and its constitution and powers are contained in Statute VII in the Schedule. This Board will consider any matters concerning teaching, courses of study, and research which affect the University, and will report to the Senate or the Council. Its duty will be from time to time to review the curriculum and academic scope of the University as a whole and to correlate the activities of the different Faculties and Departments of Study, with a view to preventing duplication and securing co-ordinated development.

14. In addition to these specified Authorities of the University, there will also be Boards of Studies, a Board of Residence and Discipline, and a Board for the Training of Teachers.

The constitution, powers and duties of the Boards of Studies are contained in Statute VIII in the Schedule (*cf. also* clause 26 (1) (a)). There will be one or more Boards of Studies in each Faculty, according to the number that may be necessary to cover the different Departments of Study in the Faculty. Their duties will be to report to the Faculties or to the Senate upon matters, relating to courses and syllabuses of study, prescribed books, examinations or research in the subjects with which they are concerned.

The constitution, powers and duties of the Board of Residence and Discipline are referred to in clauses 26 (1) (a) and 31 (3) and in Statutes IX and XVI. This Board may make recommendations to the Council for authorizing

and requiring undergraduate members to reside in licensed lodging-houses within the University radius, and will issue the necessary licences. The Board will also administer any Statutes or Acts relating to conditions of residence.

The Board for the Training of Teachers was recommended by the University Commission in order to provide for the administration of a special Department to be established by the University for the Training of Teachers. The Commission considered that the University should be associated with the Government in this important national work and recommended that this special Department should provide a one-year postgraduate course of training culminating in a Diploma accepted by the Board of Education. Statute X in the Schedule contains the constitution of the proposed Board and provides that its powers and duties shall be prescribed by Act.

15. Chapter VII (clause 25) provides for the holding of annual and special Convocations for the conferring of degrees.

16. Chapter VIII (clauses 26 to 30) relates to the making of Statutes, Acts and Regulations.

Statutes may be made, *inter alia*, relating to the constitution, powers and duties, etc., of the Authorities and Boards of the University; the appointment and emoluments of officers and teachers; the creation of offices; the degrees and diplomas and the Fellowships, Scholarships, etc., of the University; and the interpretation of the Statutes, Acts and Regulations. The first Statutes are contained in the Schedule, and may be amended and repealed by Statute. Statutes are made by the Court but the Council may propose a draft Statute for the consideration of the Court, which may approve or amend it or return it to the Council for reconsideration (clause 27 (1)). Statutes do not become operative without the assent of the Chancellor and publication in the Gazette (clause 17 (a)), and may not, if they affect the status, powers or constitution of any of the Authorities of the University, be initiated until the Authority affected has been consulted (clause 27 (2)).

Acts may be made, *inter alia*, relating to the admission of students to the University; the courses of study for degrees and diplomas and the conditions of admission to such courses and to the examinations of the University; the conditions of residence and the fees of the University; the constitution, powers and duties of Boards, committees and other bodies of the University; the appointment, etc., of examiners and the conduct and standard of examinations; and the numbers and emoluments of the subordinate teaching and clerical staffs (clause 28). By clause 29, Acts are to be made by the Council, but in relation to certain academic matters the Senate is required to submit a draft of the Act before it can be made, and the Court may accept or reject the draft but may not amend it without reference to the Senate. If the draft is rejected, the Senate may appeal to the Chancellor, who may make the Act after obtaining the views of the Council. All Acts made by the Council may be vetoed by the Chancellor and require his assent before becoming operative, but must be submitted to the Court which may amend or cancel them.

Regulations (clause 30) are to be made by the Authorities and other bodies of the University in relation to matters of procedure and other matters which solely concern them and which are not otherwise provided for. The Council may direct the amendment of Regulations, subject to an appeal to the Chancellor.

17. Chapter VIII (clause 31) and Statute XVI require undergraduate members to reside within the University radius, which will be prescribed from time to time by Act, in a Hall of Residence or, if the Board of Residence so recommends, in a licensed lodging-house. This recommendation may be made in special cases or where the accommodation in the Halls of Residence is insufficient. The Halls of Residence will be presided over by Wardens, who will be appointed by the Council subject to the approval of the Chancellor (clause 20 (n)), and will include in their number representatives of the principal religious denominations of

Ceylon, appointed after consultation with the authorities or representatives of their religious denomination. Provision is made to secure, as far as possible, that 25 per cent. of the places in any Hall of Residence presided over by a Warden representing a religious denomination will be reserved for students belonging to a religious denomination other than that of the Warden, in order that there shall be an opportunity for an admixture of those belonging to different religious faiths. Membership of any particular religious denomination will not be a disqualification for admission to any Hall, and students will as far as possible be allocated to the Halls which they select in their application for admission.

18. Chapter X relates to examinations, admission to the University and to courses of study, and graduation. The conduct of the University examinations is to be regulated by the Statutes, Acts and Regulations (clause 32). Admission to the University will be controlled by a Board of Admission, and no person will be admitted to a course of study unless he is 17 years of age and has passed the Entrance Examination, or, subject to certain exceptions, be permitted to graduate until he has completed three years resident study (clause 33 and Statute XV).

19. Chapter XI governs the appointment of "teachers", a term which includes Professors, Readers, Lecturers and any other persons imparting instruction in the University (clause 2 (e)). Appointments are made by the Council on the recommendation of a Board of Selection and a Selection Committee, certain appointments being approved by the Chancellor (clauses 34 and 35, and Statute XI). All appointments of teachers, and also the appointments of the Registrar and the Librarian, are to be made upon agreements which, except in special cases, will be for a probationary period of three years. The probationary period may be extended by the Council for a further year, and the agreement, if then renewed, will remain in force until the teacher reaches the age of 55. It is also provided that there shall be certain express reservations in such agreements regarding the annulment, renewal and termination of agreements (clause 36).

20. Chapter XII (clauses 38-43) provides a Provident Fund Scheme for officers, teachers, clerks and servants of the University. Except in cases to be prescribed by Act, every such person will contribute monthly 5 per cent. of his salary to his own Provident Fund, the University adding a sum equal to 10 per cent., or twice the amount contributed by him. The whole will constitute an individual Provident Fund for him, which will accumulate at 4 per cent. compound interest until he attains the age of 55, and will then be paid to him. If he is dismissed for misconduct before then, the amount of his own contributions only, with interest, will be paid to him, subject to the deduction of any amount for which the University may have a first charge. If he ceases to be employed for ill-health or incapacity, or if his post is abolished, the amount in his particular Fund at the time will be paid to him or to his estate, subject to a similar deduction. The University in clause 38 (3) is given a first charge on the Provident Fund of any person for the amount of loss or damage sustained by the University by reason of that person's dishonesty or negligence.

21. Chapter XIII (clauses 44-53) relates to the finance of the University.

Clause 44 fixes the financial year and clause 45 provides for a University Fund into which fees, income from endowments, Government grants and other monies of the University will be paid and out of which the University will be required to contribute to the general revenue of the Colony towards the pensions of any of its officers who may have already acquired pensionable status as public servants.

Clause 46 deals with the Government grant to the University and provides that a fixed sum, approved by the Secretary of State and the Legislative Council, shall be paid annually to the University for a period of five years, the first payment being made in the month following the commencement of the Ordinance. At the end of this five years period, and of every subsequent period of five years, the amount of the annual

payment to the University will be reviewed. The Governor with the approval of the Secretary of State will propose to the Legislative Council the amount which he thinks should be paid for the next five years, and the annual payment to be made will require the approval of the Secretary of State and the Legislative Council.

The Registrar in clause 47 is required to keep the accounts, receive all monies paid into the University Fund, make all authorized payments, and prepare the estimates and supplementary estimates. Provision is also made in this clause for the appointment of an officer other than the Registrar to perform these duties (see also paragraph 7 above).

Clauses 48 to 53 deal with the audit and publication of the accounts, and the procedure for the consideration and passing of the annual estimates and of supplementary estimates.

22. Chapters XIV and XV (clauses 54–62) contain certain general and special provisions.

Clause 54 prohibits the grant of bonuses, or the making of gifts or divisions of money to members of the University otherwise than in accordance with Statutes regulating the award of Fellowships, Scholarships, etc.

Clause 55 will allow the Chancellor, on the recommendation of two-thirds of the Council, to deal with cases where members of the Authorities or other bodies of the University and graduates, diploma holders and others are convicted of offences involving moral turpitude or are guilty of scandalous conduct, by removing the name of the offender from any register or roll of membership in which it appears, and by depriving him of any degree or diploma which he has received from the University and of all privileges of the University which he enjoys.

By clause 56 the Chancellor is given the final decision of all questions which arise as to the election, etc., of any person as, or the qualification of any person to be, a member of any of the University Authorities or bodies; and clause 57 provides that vacancies do not invalidate the resolutions or proceedings of University Authorities and bodies.

Clause 58 gives women equal rights with men in the University, and clause 59 requires that the Ordinance shall always be construed beneficially and favourably for the best advantage of the University.

Clauses 60–62 give a power to the Vice-Chancellor, with the consent of the Council, to prohibit the entry within the University radius of any person convicted of an unnatural offence or the keeping of a brothel or the use or letting of premises as such. A penalty of Rs. 100 may be inflicted for every day on which the prohibition is contravened.

23. Chapter XVI (clause 63) gives a power to the Governor in Council to apply the provisions of Chapter I of Part II of the Housing and Town Improvement Ordinance, No. 19 of 1915, to any area in proximity to the University, if he thinks that such a course is expedient in order to preserve the amenities of the University. This chapter normally relates to the powers of the Chairman of a local authority over the erection or alteration of buildings in certain areas, and when it is applied under this clause, the Vice-Chancellor will take the place of the Chairman in relation to the particular area, save that his powers of refusal to approve plans and consent to alterations will be limited to cases in which the work contemplated would injure the amenities of the University. The powers thus conferred on the Vice-Chancellor will not be exercised without the consent of the Council, and in case of any refusal to approve plans or to consent to alterations on the ground that the amenities of the University will be injured, the University will be required to make compensation for loss or damage sustained in consequence thereof.

24. Chapter XVII contains certain transitory provisions which will disappear in the course of time. The first of these (clause 64) relates to the appointment of the first Vice-Chancellor and provides that the post may be filled at any time after the enactment of the Ordinance and prior to its

commencement. The person appointed may, subject to the approval of the Chancellor and to the existence of financial provision, make appointments and take the necessary action, subject to the provisions of the Ordinance, for the purpose of bringing the University into being, and for that purpose may exercise any power conferred on the University or any of its officers or Authorities by the Ordinance or the Statutes.

The only other transitory provision that appears to be necessary is contained in clause 65 which provides for the retirement after two years of half the persons appointed, elected or co-opted as members of the various University Authorities. The normal period of membership being three years in all cases, a rotation of membership will thus be secured.

25. Statute XVII sets out the various degrees and diplomas which it is proposed should be conferred by the University, and adds that no other degree or diploma shall be established without the concurrence of the Senate.

26. Statutes XX and XXI give the proposed salaries of the Vice-Chancellor and the officers and teachers of the University, and the latter Statute contains a proviso granting overseas pay to officers (other than the Vice-Chancellor) or teachers who are not domiciled in Ceylon or India.

Attorney-General's Chambers,
Colombo, November 8, 1929.

E. ST. J. JACKSON,
Attorney-General.

T 218/26

MINUTE.

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

An Ordinance to amend the Ceylon Railway Benefit Association Ordinance, 1908.

No. 16 of 1908,
II. 840.

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

1 This Ordinance may be cited as the Ceylon Railway Benefit Association Amendment Ordinance, 1930, and shall come into operation on such date as may be appointed by the Governor by proclamation in the Gazette.

Short title.

2 Section 2 of the principal Ordinance is hereby amended by the insertion of the words “ (hereinafter referred to as “the corporation”) ” immediately before the word “ and ” in the seventh line thereof.

Amendment of section 2 of the principal Ordinance.

3 Section 3 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

Repeal of section 3 of the principal Ordinance and substitution of new section.

3 The general objects for which the corporation is constituted are hereby declared to be to promote thrift, to give relief to the members in times of sickness or distress, and ultimately, on or after the death, or the retirement, resignation or dismissal from the public service, or the withdrawal from membership, of any member, to pay to such member or to his nominee or next of kin or heirs at law, such portion of his contributions to the funds of the corporation and such donation, if any, as may be authorized by the rules of the corporation made as hereinafter provided.

General objects.

Repeal of sub-section (1) of section 4 of the principal Ordinance and substitution of new sub-section.

4 Sub-section (1) of section 4 of the principal Ordinance is hereby repealed, and the following sub-section is substituted therefor :—

(1) The affairs of the corporation shall, subject to the rules of the corporation made as hereinafter provided, be administered by a committee of management consisting of the following :—

(a) *Ex officio* members—

(i) the president of the corporation (hereinafter referred to as “the president”) elected each year by the members of the corporation from among their own number at the annual general meeting of the corporation ; and

(ii) the two senior clerks, according to the seniority list of the Ceylon Government Railway, being members of the corporation, who are employed respectively in the offices of the General Manager and the Chief Accountant of the Ceylon Government Railway, or the persons for the time being acting for them ;

(b) Elected members—

Twelve persons elected each year by the members of the corporation from among their own number at the annual general meeting of the corporation :

Provided that a member of the corporation who is not employed in Colombo shall not be eligible for election as the president, or as a member of the committee of management.

Amendment of section 5 of the principal Ordinance.

5 Section 5 of the principal Ordinance is hereby amended by the addition of the words “and to defray out of the funds of the corporation all expenses necessary for the purposes of such appointments and administration” immediately after the word “thereof” in the seventh line thereof.

Insertion of new section 5A in the principal Ordinance.

Secretary and Treasurer.

6 The following section is hereby inserted in the principal Ordinance immediately after section 5 thereof :—

5A (1) The committee of management shall select a person employed in the public service for appointment to the joint office of Secretary and Treasurer of the corporation.

(2) The appointment of such person as Secretary and Treasurer of the corporation shall be subject to the approval of the Governor, and after such approval has been obtained, he shall be seconded for service as Secretary and Treasurer, and appointed by the said committee in that capacity on such terms and conditions as may be agreed upon from time to time between the Government and the committee.

(3) If at any time it is not possible in the opinion of the said committee to appoint a suitable person in the public service to the joint office of Secretary and Treasurer, a person who is not employed in the public service may be appointed by the said committee on such terms and conditions as may be approved by the committee.

Repeal of section 6 of the principal Ordinance and substitution of new section therefor.

Duties of Secretary and Treasurer.

7 Section 6 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

6 The person appointed to the joint office of Secretary and Treasurer (in this Ordinance and in any rules made thereunder referred to as “the Secretary and Treasurer”) shall receive and keep account of all the monies and funds of the corporation and shall act as Secretary of the committee of management and shall pay, subject to the provisions of section 21 (2), all claims, loans, advances and expenses authorized by the said committee. He shall also prepare and submit monthly to the said committee an account of the transactions of the corporation and generally act under the direction of the *ex officio* members of the said committee.

8 Section 8 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

8 (1) The president shall, where possible, preside at all meetings of the said committee, and in his absence the members present shall elect a chairman for the occasion.

(2) The president, or in his absence the chairman, shall have a casting vote in addition to his original vote.

(3) Seven members of the said committee shall form a quorum at any meeting thereof.

Amendment of section 8 of the principal Ordinance.

Who shall preside, quorum, &c.

9 Section 9 of the principal Ordinance is hereby amended by the substitution of the words " this Colony of the president or any elected member," for the words " the colony of any member " in the first line thereof, and by the insertion of the words " without reasonable excuse " between the word " himself " and the word " from " in the third line thereof.

Amendment of section 9 of the principal Ordinance.

10 Section 11 of the principal Ordinance is hereby amended as follows :—

(1) by the insertion of the words " commenced or " immediately before the word " ceased " in sub-section 2 (c) thereof ; and

(2) by the addition of the following sub-section at the end thereof :—

(3) All members of the said association whose names are inscribed in the register shall be deemed to have been members of the corporation from the date referred to in sub-section (1).

Amendment of section 11 of the principal Ordinance.

11 Section 13 of the principal Ordinance is hereby amended by the deletion of the words " who may act as secretary or treasurer " in the fourth line thereof.

Amendment of section 13 of the principal Ordinance.

12 Section 15 (1) of the principal Ordinance is hereby amended by the substitution of the words " the Secretary and Treasurer " for the words " the Secretary ".

Amendment of section 15 (1) of the principal Ordinance.

13 Section 16 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

Repeal of section 16 of the principal Ordinance and substitution of new section.

16 (1) An annual general meeting of the members of the corporation shall be held not later than the thirty-first day of October in each year, at which there shall be submitted a balance sheet, containing a statement of the assets and liabilities of the corporation on the preceding thirtieth day of June and an account of the income and expenditure of the corporation during the twelve months ending on the said thirtieth day of June.

Annual general meeting.

(2) The said balance sheet, statement and account shall—

(a) be prepared by the Secretary and Treasurer ; and

(b) be duly examined and audited and the correctness thereof certified, prior to the annual general meeting at which the same are submitted, by one or more auditors elected for that purpose by the members of the corporation in general meeting at least three months before the said thirtieth day of June ; and

(c) be published in the Government Gazette after the annual general meeting.

(3) If no auditor is elected under sub-section 2 (b), or if any auditor elected under that sub-section is unable to act as such through death or any other cause, or refuses or neglects to perform his duties, the committee of management may elect an auditor, who shall be deemed to have been duly elected under sub-section 2 (b).

(4) Every auditor elected by the members of the corporation or by the committee of management shall receive such remuneration for his services as may be fixed by the members of the corporation, or by the committee, as the case may be, at the time of his election.

(5) If no election of an auditor or auditors is made as aforesaid, the Governor may, on the application of any member of the corporation, appoint an auditor or auditors for the purpose of examining and auditing any such balance sheet, statement, and account as aforesaid, and may fix the remuneration to be paid to him or them by the corporation, and such remuneration shall be paid accordingly. Any auditor or auditors so appointed shall be deemed to have been duly elected under sub-section (2) (b).

(6) At every such annual general meeting all business shall be transacted of which due notice has been given, and there shall also be elected the president, and the required number of members of the committee of management, who shall respectively hold office as such until the next subsequent annual general meeting.

Repeal of section 17 of the principal Ordinance and substitution of new section.

Who shall preside at general meetings.

14 Section 17 of the principal Ordinance is hereby repealed and the following section is substituted therefor :—

17 The president shall, where possible, preside at all general meetings of the corporation and in his absence the members present shall elect a chairman for the occasion. The president, or in his absence the chairman, shall have a casting vote in addition to his original vote.

Repeal of section 21 of the principal Ordinance and substitution of new section.

Funds of the corporation how to be kept, paid out, and invested.

15 Section 21 of the principal Ordinance is hereby repealed, and the following section is substituted therefor :—

21 (1) The funds of the corporation shall be placed in the name of the corporation at one or more of the local banks, and it shall be lawful for the committee of management from time to time to invest such part of the said funds as is not required for loans, advances and other current expenses—

(a) in fixed deposits in one or more of the local banks, or in Indian Government Securities, or in securities of the Government of the United Kingdom or of any British Colony including Ceylon ; or

(b) in extraordinary loans to members of the corporation to be secured by mortgage of immovable property situated within eight miles of the municipal limits of the town of Colombo ; or

(c) in such other manner as the Governor may from time to time approve.

(2) All cheques and orders against the said funds shall be signed by at least two of the following four persons :—

(a) the three *ex officio* members of the committee of management ; and

(b) the Secretary and Treasurer of the corporation.

Amendment of section 23 of the principal Ordinance.

16 Section 23 of the principal Ordinance is hereby amended by the substitution of the words " at least two of the four persons mentioned in section 21 (2) " for the words " the president or of two members of the committee of management and of either the secretary or the treasurer " in the second, third and fourth lines thereof.

Validation of rules, &c.

17 (1) All rules made by the corporation and confirmed by the Governor in Executive Council under section 14 of the principal Ordinance, which purport to have been made in accordance with the provisions of that section, prior to the commencement of this Ordinance, shall be deemed to have been validly made and confirmed.

(2) All acts, matters or things done or omitted to be done in accordance with such rules, prior to the commencement of this Ordinance, shall be deemed to have been validly done or omitted to be done.

By His Excellency's command,
Colonial Secretary's Office,
Colombo, May 24, 1930.

F. G. TYRRELL,
Acting Colonial Secretary.

Objects and Reasons.

The main objects of this Bill are to reconstitute the committee of management of the Ceylon Railway Benefit Association, and to revise certain portions of Ordinance No. 16 of 1908 under which the Association came into being.

2. The Association exists for the purpose of enabling employees of the Railway who are members of the Association to save money by monthly contributions from their salaries, and, on their retirement or death while in the service, to receive donations out of similar contributions from other members. There are also facilities for the grant of loans and advances to members in certain circumstances.

3. Up to the present, the affairs of the Association have been managed by a committee of management elected annually and consisting of a President, a Secretary, and a Treasurer, as *ex officio* members, and also fourteen other members. The Secretary and the Treasurer are each remunerated by an annual bonus voted by the Association, and varying from year to year, but otherwise the members of the committee serve voluntarily without remuneration. However, with the rapid growth and continued prosperity of the Association, which now embraces as many as 1,550 members, the duties of the *ex officio* members of the committee have become too onerous for voluntary officers, who cannot reasonably be expected, in addition to their duties in the service of the Railway, to devote the necessary time to the supervision of the affairs of the Association.

4. In 1926 certain irregularities occurred as a result of which a clerk in the employ of the Association was prosecuted and convicted, and the affairs of the Association came directly under examination by the Government, in the course of which it was discovered that loans had been granted contrary to the rules of the Association in a few cases.

5. It has been decided therefore, that the system under which the Association is administered requires revision so as to minimise the possibility of such irregularities occurring in the future. A portion of this revision will be effected by this Bill and the remainder by new rules to be made under the principal Ordinance as amended by the Bill.

6. Clause 4 of the Bill reconstitutes the committee of management, which will in future consist of the president, elected as before, and the two senior clerks in the offices of the General Manager and the Chief Accountant of the Railway (as *ex officio* members), and twelve elected members. The appointment of the two senior clerks will tend to secure permanency among the *ex officio* members, which is desirable.

7. The existing offices of Secretary, and of Treasurer, will be replaced by one whole-time paid officer, to be called the Secretary and Treasurer, who will be appointed by the committee (clause 6), and will be able to give the necessary time to the supervision of the affairs of the Association. The duties of this officer are set out in clause 7, and will include the preparation of monthly, instead of quarterly, accounts for the committee. He will not be a member of the committee, and clause 11 of the Bill, therefore, amends section 13 of the principal Ordinance, by omitting reference to him, leaving it open to the Association to remunerate any members of the committee and take security from them. A further consequential amendment has also been made in clause 12, and in the new section 16 (2) (a) and (6) enacted by clause 13.

8. Clause 15 further recasts section 21 of the principal Ordinance, which deals with the investment of surplus funds, and extends that section so as to cover the custody of all funds of the Association, and to permit the investment of surplus funds in loans to members on the security of immovable property, instead of on house property only. A new section 21 (2) is also added, requiring the signature of at least two persons for all cheques or orders on the funds, with the object of preventing the repetition of past irregularities.

9. The remainder of the Bill is concerned with a number of amendments of the principal Ordinance, which are required in order to simplify interpretation (*e.g.*, clause 2) and to assist the management of the affairs of the Association.

10. Clause 3 substitutes a new section for section 3 of the Ordinance, which, as it stands at present, declares in effect that the objects of the Association are the promotion of thrift, the granting of relief, and the making of certain payments and donations to members on retirement only. Rules may be made under section 14, *inter alia*, for the accomplishment of the objects of the Association, but rules are now in existence which cover payments to members in the case of death, resignation, dismissal and withdrawal from membership. It is therefore proposed in the new section 3 to enlarge the objects of the Association to fit the circumstances, and by clause 17 to validate such rules as have been already made and all action taken under them.

11. Clause 5 adds certain words to section 5 in order to make it clear that the committee has a power to expend the funds of the Association for certain purposes. At present this is only stated indirectly in section 6, though it appears in one of the existing rules.

12. Clauses 8 and 14 revise sections 8 and 17, respectively, on the same lines. Section 8 is inadequate in that it refers to a Chairman, but provides no means for his election or appointment. Section 17 gives the president in general meeting a casting vote, but no original vote. The two sections are now similar, save that the quorum for general meetings is left to be provided for by rules (*vide* section 15 (2)).

13. Clause 9 makes two minor amendments in section 9, which relates to vacancies in the committee of management. The first amendment is necessary because in future vacancies cannot occur in the case of two out of the three *ex officio* members, viz. : the two senior clerks. The second amendment is made because a similar provision already exists in the rules of the Association.

14. Clause 10 (1) requires the date at which a person commences to be a member of the Association to be inscribed in the register. The present section 11 (2) (b) only requires the insertion in the register of the date on which his name was inscribed as a member, but this date may not be the same as the date on which he commences to be a member, and the latter is the only date that matters.

15. Clause 10 (2) adds a sub-section to section 11, stating that all members of the "said Association", meaning the Association prior to its incorporation, whose names are inscribed in the register, are deemed to be members of the corporation, *i.e.*, the Association incorporated by the Ordinance. This is not explicitly stated in the Ordinance, and appears to be necessary.

16. Clause 13 revises the whole of section 16 of the Ordinance. It is sometimes impossible to prepare the necessary statement of accounts by the 30th September, and the date for the annual general meeting has, therefore, been altered to the 31st October. The new section 16 also states specifically that it is the duty of the Secretary and Treasurer to prepare the balance sheet, etc. In addition, the provisions of the existing section relating to auditors are not sufficiently explicit, and have been enlarged, and the opportunity has been taken to bring the procedure with respect to the presentation of accounts into conformity with the long standing practice of the Association in that respect.

17. Clause 16 amends the provisions of section 23 of the Ordinance by requiring the same persons to be present at the affixing of the seal of the corporation as will in future be required to sign cheques and orders on the funds. At present the president or two committee members and either the Secretary or the Treasurer must be present. In future it will be sufficient if two of the *ex officio* members, or one of those members and the Joint Secretary and Treasurer, are present.

Colombo, February 10, 1930.

E. ST. J. JACKSON,
Attorney-General.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 4,115. In the matter of the insolvency of E. Tudor Silva of Mutwal.

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 July 8, 1930, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, May 28, 1930. for Secretary.

In the District Court of Colombo.

No. 4,123. In the matter of the insolvency of P. Arunachalam Pillai of 44, Sea street, Colombo.

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 July 8, 1930, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, May 28, 1930. for Secretary.

In the District Court of Colombo.

No. 4,124. In the matter of the insolvency of T. W. Dias of 221, Modera street, Colombo.

NOTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at the sitting of this court on July 22, 1930, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, May 29, 1930. for Secretary.

In the District Court of Colombo.

No. 4,125. In the matter of the insolvency of B. H. Perera of Armour street, Colombo.

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 July 8, 1930, for the grant of a certificate of conformity to the insolvent.

By order of court, A. E. PERERA,
Colombo, May 28, 1930. for Secretary.

In the District Court of Colombo.

No. 4,211. In the matter of the insolvency of V. Ponnudurai of Havelock road, Colombo, presently of 103, Chekku street, Colombo.

WHEREAS V. Ponnudurai has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by V. Nagalingam of 35, New Chetty street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said V. Ponnudurai insolvent accordingly; and that two public sittings of the court, to wit, on July 1, 1930, and on July 15, 1930, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, May 30, 1930. for Secretary.

In the District Court of Colombo.

No. 4,213. In the matter of the insolvency of E. L. Tennekoon and W. Don Marshal, carrying on business under the name, style, and firm of the New Colombo Electric Co., at 187, Norris road, Colombo.

WHEREAS E. L. Tennekoon and W. Don Marshal have filed a declaration of insolvency, and a petition for the sequestration of their estate has also been filed by R. Simon Silva of 29, Dam street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said E. L. Tennekoon and W. Don Marshal insolvent accordingly; and that two public sittings of the court, to wit, on July 8, 1930, and on July 22, 1930, will take place for the said insolvents to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, May 31, 1930. for Secretary.

In the District Court of Colombo.

No. 4,214. In the matter of the insolvency of M. B. Uduman of Slave Island, Colombo.

WHEREAS M. B. Uduman has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by M. P. M. Cader of Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said M. B. Uduman insolvent accordingly; and that two public sittings of the court, to wit, on July 29, 1930, and on August 26, 1930, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, A. E. PERERA,
Colombo, May 31, 1930. for Secretary.

In the District Court of Kandy.

No. 1,793. In the matter of the insolvency of A. K. Singaravelu of Kandy.

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 July 11, 1930, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, GERALD E. DE ALWIS,
Kandy, May 31, 1930. Secretary.

In the District Court of Kandy.

No. 1,794. In the matter of the insolvency of R. S. Weeriyah of Kandy.

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 July 11, 1930, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, GERALD E. DE ALWIS,
Kandy, May 31, 1930. Secretary.

In the District Court of Galle.

No. 608. In the matter of the insolvency of T. Ramayaka of Galle

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 June 26, 1930, for appointment of an assignee.

By order of court, C. W. GOONEWARDENE,
Secretary.

In the District Court of Galle.

No. 610. In the matter of the insolvency of Urala Gamage Porolis of Galle.

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 July 31, 1930, for examination of insolvent.

By order of court, C. W. GOONEWARDENE,
Secretary.

In the District Court of Galle.

No. 615. In the matter of the insolvency of Pussewalahewage Mendis of Talpe.

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 June 17, 1930, for assignee's report.

By order of court, C. W. GOONEWARDENE,
Secretary.

In the District Court of Galle.

No. 620. In the matter of the insolvency of S. A. Mohamed of Main street, Galle.

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 July 24, 1930, for assignee's report.

By order of court, C. W. GOONEWARDENE,
Secretary.

In the District Court of Galle.

No. 621. In the matter of the insolvency of Henegama Muttukarage Jandoris of Talapitiya.

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 June 24, 1930, for inquiry.

By order of court, C. W. GOONEWARDENE,
Secretary.

In the District Court of Galle.

No. 622. In the matter of the insolvency of Haji Ismail Haji Jamel and Haji Usoof Aiyob, carrying on business under the name and style of H. I. M. Yoosof & Co., Galle.

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 July 31, 1930, for assignee's report.

By order of court, C. W. GOONEWARDENE,
Secretary.

In the District Court of Galle.

No. 625. In the matter of the insolvency of Mohidin Bawa Abdul Mohideen of Talapitiya.

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 July 23, 1930, for the filing of balance sheet.

By order of court, C. W. GOONEWARDENE,
Secretary.

In the District Court of Galle.

No. 627. In the matter of the insolvency of Ahangama Vidanage Simon Silva of Hatuwapiyadigama.

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 June 17, 1930, for appointment of assignee and for filing the balance sheet.

By order of court, C. W. GOONEWARDENE,
Secretary.

In the District Court of Galle.

No. 628. In the matter of the insolvency of K. G. Mahindapala Jayasekera of Ahangama.

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 June 24, 1930, for the filing of balance sheet.

By order of court, C. W. GOONEWARDENE,
Secretary.

In the District Court of Matara.

Insolvency. In the matter of the insolvent estate of No. 41. Ismail Lebbe Marikkar Abdul Majeed of Weligama.

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 July 23, 1930, for examination of insolvent.

By order of court, R. MALALGODA,
Secretary.

In the District Court of Avissawella.

No. 1. In the matter of the insolvency of Mohamradu Lebbe Mohamradu Cassim of Dehiowita.

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 June 18, 1930, to appoint an assignee.

By order of court, H. J. CHANDRAWARNAM,
Avissawella, May 29, 1930. Secretary.

In the District Court of Kegalla.

Insolvency In the matter of the insolvency of V. A. Jurisdiction Suppiah Pillai of Kegalla. Case No. 58.

NOTICE is hereby given that the second sitting of this court will take place on June 26, 1930, for the examination of the insolvent by court.

By order of court, L. B. CASPERSZ,
Kegalla, May 30, 1930. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Negombo.

Suna Pana Sawanna Vellamp Pillai of
Negombo Plaintiff.

No. 3,010.

Vs.
(1) Dona Cecilia Wijesinghe, (2) Alice de Kure
Bulatsinghala, (3) Don David Kulasekera, all
of Webodagalla in the Udugaha pattu of Siyane
korale Defendants.

NOTICE is hereby given that on Thursday, July 3, 1930, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 903.23, with interest on Rs. 800 at the rate of 18 per cent. per annum from January 18, 1929, till February 27, 1929, and thereafter at 9 per cent. per annum till payment, viz. :—

At 1 P.M.

1. The field called Kekunagahakumbura *alias* Delgahakumbura, situated at Yatiyana in Udugaha pattu of Siyane korale in the District of Colombo, Western Province; bounded on the north by the field of Kalanchy Hakuruge Thonchia and others, east by land called Dangolla belonged to K. Anthony Fernando and now of D. D. Wijesinghe, south by Bambarachhigekumbura, west by Crown forest; containing in extent about 1 amunam of paddy sowing ground. Registered F 78/114.

At 1.30 P.M.

2. The field called Kekulawekumbura, situated at Yatiyana aforesaid; and bounded on the north by pillewa and water-course of Don David Wijesinghe, east by field of Patherennehelage Amaris Appu and others, south by Vithanagewatta now of D. D. Wijesinghe, west by field of Vithanage Sanchihamy; containing in extent about 2 beras of seed paddy sowing. Registered under F 78/115.

At 2 P.M.

3. The fields called Depelawalakumbura and Kalahugahakumbura, situated at Yatiyana aforesaid; bounded on the north by Depa-ela between this field and the field of Wasala Maha Mudaliyar, east and south by Dangollewatta of D. D. Wijesinghe, west by water-course; containing in extent 18 bushels of paddy sowing ground. Registered F 78/116.

At 2.30 P.M.

4. The field called Ipalawalakumbura, situated at Maduwegedera in the said pattu and korale; and bounded on the north by the property of D. D. Wijesinghe, east by lot B, south by water-course and property of D. D. Wijesinghe and others, and west by water-course; containing in extent 2 acres 1 rood and 3 perches. Registered F 78/117.

At 3 P.M.

5. All those two contiguous portions of lands called Dangollelanda and Dangollewatta now forming one property, comprising the lands Millagahawatta, Meegahawatta, and Siyambalagahallanda, situated at Webodagalla in the Udugaha pattu of Siyane korale in the District of Colombo, Western Province; and bounded on the north by land of Raphial and land belonging to Mrs. C. H. Obeysekera, north-east by the road leading from Veyangoda to Ruwanwella, south-east by the

land belonging to Patherennehelage Punchirala, south by field of Patherennehelage Punchirala and others and Halwalakumbura belonging to D. D. Wijesinghe and others, south-west by paddy fields of S. Punchirala and others, west by field of D. D. Wijesinghe; containing in extent 36 acres 1 rood and 3 perches, together with the tiled house and other buildings standing thereon and registered under F 78/113. The above lands are subject to the mortgage bonds No. 117 dated August 26, 1927, and attested by P. D. S. Jayasekera, Notary Public, for Rs. 15,000, and No. 1,151 dated February 19, 1928, and attested by E. L. Peiris, Notary Public, for Rs. 3,500.

Fiscal's Office,
Colombo, June 4, 1930.R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo.

Colombo Apothecaries Company, Limited of
Colombo Plaintiff.

No. 28,774.

Vs.

Felix Constantine of Canal row, Fort,
Colombo Defendant.

NOTICE is hereby given that on Monday, July 7, 1930, at 3 P.M., 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. 1,069.18, with interest thereon at 9 per cent. per annum from July 2, 1929, till payment in full, and costs of suit, viz. :—

An undivided 1/7 part or share of all that garden called Palliyawatta *alias* Maligawatta and of the buildings and plantations standing thereon, situated at Etul Kotte in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the north by the garden of Gonsal Mohandiram, on the east by the field of Kankanige Daniel Perera Appuhamy and by garden of Panditaratna Maha Mudaliyar, on the south by the garden of Cornelis Boteju, and on the west by the garden of Don Daniel Alwis Aratchi and Ludovic Perera Appuhamy; containing in extent 6 acres 1 rood and 18 1/4 perches, excluding therefrom 1 acre 3 roods and 7 1/4 perches.

Fiscal's Office,
Colombo, June 4, 1930.R. O. DE SARAM,
Deputy Fiscal.

In the District Court of Colombo.

V. E. S. P. L. Letchumanan Chetty of 137, Sea
street in Colombo Plaintiff.

No. 34,928.

Vs.

W. S. Silva of Beruwala in Kalutara District. Defendant.

NOTICE is hereby given that on Tuesday, July 1, 1930, commencing at 4 o'clock in the afternoon, 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 Rs. 564, with interest on Rs. 522.50 at 15 per cent. per annum from October 9, 1929, till December 20, 1929, and thereafter on the aggregate amount at 9 per cent. per annum, till payment in full, costs of suit, viz. :—

1. All that field called Rammudugalapitakattige, situated in the village Kirantidiya in the Iddagoda pattu of Pasdun korale in the District of Kalutara, Western Province, bearing commutation Nos. 18; and

bounded on the north by Godakele belonging to Crown, on the south by Rammudugalakumbura, on the east by Godakele belonging to Crown, and on the west by Godakele belonging to Crown; containing about 1 bushel paddy sowing area.

2. An undivided one-fourth share of the field called Ideguledeniya, situated in the village called Eladuwa, in the Iddagoda pattu aforesaid, bearing commutation entry No. 3; and bounded on the north by Ittuguladeniyakattiya, on the south by Galakumburapitakattiya, on the east by land belonging to Crown, and on the west by deniya land belonging to Crown; containing in extent 2 bushels paddy sowing.

3. All that field called Samayamulla, with all the plantations thereon, situated at the village Kirantidiya, in the Iddagoda pattu aforesaid; and bounded on the north by land claimed by natives and on all other sides by T. P. 139,116; containing in extent 2 acres 1 rood and 34 perches. Registered C11/337 and 335 and 54/32.

Deputy Fiscal's Office,
Kalutara, June 2, 1930.

H. SAMERESINGHA,
Deputy Fiscal.

In the District Court of Colombo.

S. P. L. S. R. M. Ramasamy Chetty of 103,
Sea street, Colombo Plaintiff.
No. 35,482. Vs.

Wedig James Peiris of Nalluruwa in Panadure Defendant.

NOTICE is hereby given that on Monday, June 30, 1930, at 4 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 (mortgaged by the defendant with plaintiff and declared bound and executable for the decree entered in the said case) for the recovery of Rs. 1,900, with interest on Rs. 1,500 at 12 per cent. per annum from November 18, 1929, up to January 21, 1930, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, and costs of suit, viz. :-

All those contiguous portions of land called Kiripallagahawatta, Siyambalagahawatta, and Kahatagahawatta appearing in plan No. 894 dated October 20, 1869, by P. F. Ebert, Surveyor, less the portion sold from and out of Siyambalagahawatta, situated at Kehelwatta in Panadurebadda of Panadure totamune in the District of Kalutara, Western Province; and bounded on the north by a road, on the east and west by the other parts of the same land, and on the south by the low ground Wattapaulaowita; containing in extent 3 roods and 35 20/100 perches, together with the newly constructed tiled building thereon.

Deputy Fiscal's Office,
Kalutara, June 2, 1930.

H. SAMERESINGHA,
Deputy Fiscal.

In the District Court of Colombo.

V. E. S. P. L. Lechumanan Chettiar of 137, Sea street, in Colombo Plaintiff.
No. 36,031. Vs.

Weerasinghage Simon Silva of Beruwala.... Defendant.

NOTICE is hereby given that on Tuesday, July 1, 1930, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property (mortgaged by the defendant with plaintiff and declared bound and executable for the decree entered in the said case) for the recovery of Rs. 1,672.50, with interest on Rs. 1,500 at 18 per cent. per annum from December 21, 1929, till January 18,

1930, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full, and costs of suit, viz. :-

1. All that field called Rammudugalapitakattiya, situated in the village of Kirentidiya in the Iddagoda pattu of Pasdun korale in the District of Kalutara, Western Province, bearing commutation No. 18; and bounded on the north by Godakele belonging to Crown, on the east by Godakele belonging to Crown, south by Rammudugalakumbura, and on the west by Godakele belonging to Crown; containing in extent 1 bushel of paddy sowing.

2. An undivided 1 share of the field called Ideguledeniya, situated in the village called Eladuwa in the Iddagoda pattu aforesaid, bearing commutation entry No. 3; and bounded on the north by Ittuguladeniyakattiya, on the south by Galakumburapitakattiya, on the east by a land belonging to Crown, and on the west by deniya land belonging to Crown; containing in extent 2 bushels paddy sowing.

3. All that field called Samayamulla, with all the plantations thereon, situated at the village Kirantidiya in the Iddagoda pattu aforesaid; and bounded on the north by land claimed by natives and on all other sides by T. P. 139,116; containing in extent 2 acres 1 rood and 34 perches, with all the buildings and plantations thereon, and all the estate, right, title, privileges, easements, servitudes, and appurtenances whatsoever to the said properties belonging or usually held or enjoyed therewith, and all the estate, right, title, interest, property, claim, and demand whatsoever of the defendant in, to, out, or upon the same.

Deputy Fiscal's Office,
Kalutara, June 2, 1930.

H. SAMERESINGHA
Deputy Fiscal.

Southern Province.

In the District Court of Galle.

Abraham Mendis Gunasekera Wijeseriwardena,
Mudaliyar, of Basnayaka Walauwa in Bala-
pitiya Plaintiff.
No. 22,789. Vs.

(1) Sobanahandi Seneris de Silva Wijesekera of Madampe in Ambalangoda and another. Defendants.

NOTICE is hereby given that on Saturday, June 28, 1930, at 12 noon, will be sold by public auction at the premises the following mortgaged property :-

(1) The divided lot of the land called Gamakarana-mudiyanseralahamywewuwatta *alias* Magalle-ettannewatta marked lot C in plan made by Mr. R. B. de Zoysa, Licensed Surveyor, and filed in partition case No. 15,203 of D. C. of Galle, made up of the portions on either side of road, with the buildings and plantations thereon, situated at Wellaboda in Madampe in the Wellaboda pattu of the Galle District, Southern Province; bounded on the north by lots marked A and B of the same land, east by Telwatte-ettannewatta, south by Nadukeewatta, and west by seashore; containing in extent 2 rood and 11 perches.

(2) That the land called Palugedarawatta *alias* Alagiyelagedarawatta, with everything appertaining thereon, situate at Wellaboda aforesaid; and bounded on the north by Kaludewa Abarankankanamagewatta *alias* land possessed in favour of Dadalle Dondricku, east by Dewarahand gewatta whereon Kalumin Donappuwa resided, south by land belonging to Muttuhandi Mathes and Dadalle Dondricku, and west by Don Simankankaname gewatta; containing in extent about 1 acre and 1 rood.

(3) An undivided 19/32 parts of the soil and soil share trees with the planter's share of the 1st and 2nd plantations and an undivided planter's $\frac{1}{2}$ share of 7 coconut trees standing thereon of the land called Surigewatta, situate at Wellaboda aforesaid; and bounded on the north by Galbodawatta, east by Pannalagewatta, south by Elabodawatta whereon Kurahandi Bastian resides, and west by Lebuwegewatta; containing in extent about 1 acre.

On Monday, June 30, 1930, at 12 noon.

(4) The entire soil and all the plantations including the rubber standing on the land called Karandeniye-wattekebella, situate at Indiketiya in Karandeniya aforesaid, bounded on the north by a portion of this land and Goipala, east by land belonging to Gustinna-wadu Adonis and others, south by a portion of this land belonging to some others, and west by land belonging to Jasentuliyana Emanis and others; containing in extent about 5 acres.

(5) The 1/15 part of the entire soil and all the fruit trees of the land called Sapugahawatta *alias* Unguwaduralapadinchiwaunwatta, situate at Randoebe aforesaid; bounded on the north by Donappu Kankanamawagakarapuwatta, east by Kalnaidegewatta, south by Rakinahandiwatta, and west by Donaspadinchiwaunwatta; containing in extent about 2 $\frac{1}{2}$ acres.

(6) The 1/28 part of the soil and trees of the land called Tembiligahawatta, situated at Randoebe aforesaid; bounded on the north by Dimbulgahawatta and Pelawatta, east by Hatangederawatta, south by Puchikandewatta *alias* Godellaudawatta, and west by Warakanattewatudeka; containing in extent about 1 acre.

(7) The 1/24 part of the soil and $\frac{1}{2}$ part of the planter's share of the first plantation of the land called Bommagewatta, situate at Randoebe aforesaid; bounded on the north by Jagamuni Sedirispadinchiwaunwatta and the portion sold by the Crown, east by Kalumuni Dinespadinchiwaunwatta and Daniel Vidanewagakarawatta, south by Keriwatta and Don Naidewagakarambagahawatta, and west by Donappu-upasakaralagewatta and Jagamuni Sedoriswagakarawatta; containing in extent about 2 acres.

Writ amount Rs. 2,192-15, with interest thereon at the rate of 9 per cent. per annum from October 2, 1925, till payment in full, and costs of suit.

Fiscal's Office,
Galle, June 2, 1930.

E. F. EDRISINGHE,
Deputy Fiscal.

In the District Court of Matara.

V. E. P. R. Periyakaruppan Chetty, of
Matara Plaintiff.

No. 5,618.

Vs.

(1) H. K. Don Cornelis de Silva and (2) Stephen
Samarasinha, both of Walpola Defendants.

NOTICE is hereby given that on Friday, July 11, 1930, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following property for the recovery of a sum of Rs. 983-57, with legal interest from April 28, 1930, till payment in full:—

1. All that undivided 24 kurunies of paddy sowing extent of the field called Meegahadeniya, situated at Diyalape in the Weligam korale of the Matara District, Southern Province; and bounded on the north by Paluwatta and Malapalameegahadeniya, east by Paluwatta and Malapalameegahadeniya and jungle, south by Atamunewagurewita and Atamunewagura, and west by Mulana and Atamunewagura; and containing in extent 1 amunam of paddy sowing.

2. All that undivided $\frac{1}{2}$ share of the soil and trees of the land called lot B of Hambakumbura, situated at Diyalape aforesaid; and bounded on the north by Pahalagederawatta and deniya, east by lot A of the same land, south by Godamagahena, and west by Ihalamahakumbura; and containing in extent about 2 acres.

3. All the soil and rubber plantation of the land called Tantirikanatteowita *alias* Polayalkanatta, situated at Imbulgoda in the Weligam korale aforesaid; and bounded on the north by ditch of Tittirikanatteowita, east by limit of Mahamulana, south by limit of Halpanliadda, and west by limit of Paragahawagura; and containing in extent 20 kurunies of paddy sowing.

4. All that undivided 1/20 share of the contiguous land called Bangamagewatta, Paluwatta, Konewatta, Maliduwagewatta, and Gurugoda, situated at Akuressa in the Weligam korale aforesaid; and bounded on the north by Hinidumagewatta, east by Puwakwatta and Aluthgewatta, south by Kendakumbura and Tunatikumbura, and west by Lintotamulla; and containing in extent about 10 acres.

Deputy Fiscal's Office,
Matara, June 2, 1930.

E. T. GOONEWARDENE,
Deputy Fiscal.

In the District Court of Colombo. 32/10

(1) A. J. Vanderpoorten and E. F. Guillain, carrying
on business in partnership under the name, style,
and firm of the "Ariston Garage," Colpetty,
Colombo Plaintiffs.

No. 26,928.

Vs.

Arthur Wirakoon of Kamburugamuwa,
Matara Defendant.

NOTICE is hereby given that on Saturday, June 28, 1930, commencing at the hours stated below, 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 a sum of Rs. 877-43, viz.:—

At 10 A.M.

1. The land called Pinniyagodella, situated at Kotawila in the Weligam korale of the Matara District, Southern Province; and bounded on the north by Lebima, east by land belonging to Mr. Creasy, south and west by Kolottewila; and containing in extent about 10 acres.

At 2 P.M.

2. The land called Mukadangewatta, and the buildings standing thereon, situated at Nupe, within the Urban District Council limits of Matara, Matara District, Southern Province; and bounded on the north by high road, east by portion of the same land, south by Mugunamalgahawatta, and on the west by Galle-ettangewatta *alias* Bogahawatta; and containing in extent about an acre.

Deputy Fiscal's Office,
Matara, May 29, 1930.

E. T. GOONEWARDENE,
Deputy Fiscal.

In the District Court of Colombo. 19/1

G. P. J. Kurukulasuriya of Lorensz College,
Colombo Plaintiff.

No. 33,284.

Vs.

Arthur Wirakoon of Kotawila estate, Kamburugamuwa, Matara Defendant.

NOTICE is hereby given that on Thursday, July 10, 1930, commencing at 2 o'clock in the afternoon, will be sold by public auction at the spot the right, title

and interest of the said defendant in the following property for the recovery of a sum of Rs. 216.45 being taxed costs :

The land called Pinniyagodella, situated at Kotawila in the Weligam korale of the Matara District, Southern Province ; and bounded on the north by Lebima, east by land belonging to Mr. Creasy, south and west by Kolottewila ; and containing in extent about 10 acres.

Deputy Fiscal's Office, E. T. GOONEWARDENE,
Matara, June 2, 1930. Deputy Fiscal.

Northern Province.

In the District Court of Colombo.

Walker, Sons and Company, Limited, of
Colombo Plaintiffs

No. 32,203. Vs.

(1) Hon. Mr. T. M. Saba Rutnam, M.L.C., Vathiry,
Point Pedro, and (2) S. S. Sanmugam of
Jaffna Defendants.

NOTICE is hereby given that on dates and time given below will be sold by public auction at the spots the right, title, and interest of the said 1st defendant in the following properties for the recovery of the sum of Rs. 1,516.20 with legal interest thereon from March 20, 1929, to July 29, 1929, and thereafter on the aggregate amount till payment in full, if possession cannot be had of the bus then the sum of Rs. 2,000, being value of the bus, and costs of suit, viz. —

1. All that land called Melkaraikadu *alias* Manatkadu, situated at Alampil in Karikkaddumoolai South division in Maritime pattus, Mullaitivu District, Northern Province ; containing or reputed to contain 49 acres 3 roods and 15 perches in extent ; bounded on the east and south by Melkaraikadu, west by Alampil-kulam, and north by lot No. 1 in P. P. 5,043, T. P. 223,988.

2. All that land called Villarukikadu, situated at Chilawattai in Karikkaddumoolai North division in ditto ; containing or reputed to contain 337 acres and 12 perches in extent ; bounded on the east by land reserved for road, south by Uppumaveli jungle, west by Crown forest, and north by property of T. M. Saba Rutnam.

3. The land called Villarukikadu, situated at ditto ; containing or reputed to contain 30 acres 1 rood and 20 perches in extent ; bounded on the east by land reserved for road, south and west by T. M. Saba Rutnam, and north by lot 307,108.

4. All that land called Aththankaraitthennamthoddam, situated at Vadduvakallu in ditto ; containing or reputed to contain about 30 acres in extent ; bounded on the east by river, south and north by Crown land, and west by lane.

5. All that land including buildings standing thereon, called Thapalkanthorvalavu, situated at Mullaitivu in ditto ; containing or reputed to contain about $\frac{1}{2}$ an acre in extent ; bounded on the east by esplanade, south by B. M. Selvathambo, west by Sinnamma, widow of Benjamin, and north by lane.

6. All that land including 5 stone built godowns standing thereon, called Manatkadduvalavu, situated at ditto ; containing or reputed to contain 3 roods in extent ; bounded on the east and south by road, west by a mosque, and north by T. M. Saba Rutnam.

1st, 2nd, 3rd lands will be sold commencing from 10 A.M., on Wednesday, June 25, 1930.

4th land will be sold commencing from 10 A.M., on Thursday, June 26, 1930.

5th and 6th lands will be sold, commencing from 10 A.M., on Friday, June 27, 1930.

Deputy Fiscal's Office, M. SELVADURAI,
Mullaitivu, May 31, 1930. Additional Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

Karunathipathi Mudiyansele Mudalihamy of
Riligala Plaintiff

No. 10,622. Vs.

(1) Balasuriya Mudiyansele Ukku Menika, (2)
Karunathipathi Mudiyansele Punchi Banda
Samaratunga, both of Riligala, Defendants.

NOTICE is hereby given that on Monday, June 30, 1930, commencing at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said plaintiff in the following property, viz. —

1. An undivided $\frac{1}{2}$ share of Innawatta of 6 labas of kurakkan sowing extent, situate at Riligala in Dambadeni Udukaha korale west of Dambadeni hatpattu in the District of Kurunegala, North-Western Province ; and bounded on the north by garden of Dingiri Etana and others, east by garden of Appuhamy and others, south by garden of Punchi Banda, west by fence of the garden of Manelhamy and others.

2. All that field called Galagawakumbura of 1 pala of paddy sowing extent, situate at Riligala aforesaid ; and bounded on the north by liminary ridge of the field of Menikrala, east by liminary ridge of the field of Ran Menika and others and pillewa, south by ridge of the ela, west by pillewa of Ausadahamy Aracci and others.

3. All that field called Nikagahapitiyekumbura of 6 labas of paddy sowing extent, situate at Riligala aforesaid ; and bounded on the north by ela, east by field of Appuhamy and others, south by high land, west by field of Appuhamy and others.

4. All that field called Dawatagahamulakumbura of 5 labas of paddy sowing extent, situate at Riligala aforesaid ; and bounded on the north by high land, east by field of Punchappuhamy, south by field of Dingiri Banda and others, west by field of Menikrala.

5. An undivided $\frac{1}{2}$ share of the land called Mahawatta, situate at Riligala aforesaid ; and bounded on the north by lot marked No. 20, east by an ela, south by lands mentioned in T. Ps. 326,656 and 327,724, west by land in T. P. 324,918 ; containing in extent 3 roods and 36 perches.

Amount to be levied Rs. 312.45 and poundage.

Fiscal's Office, A. BASNAYAKE,
Kurunegala, May 28, 1930. for Fiscal.

In the District Court of Colombo.

Avenna, Moona Avenna Arumugam Chetty of 54,
Sea street, Colombo Plaintiff

No. 25,338. Vs.

(1) Meeyantha Muna Mohideen Abdul Cader of
Madampe and presently of Colombo, (2) M. N. M.
Mutiah Chetty, assignee of the insolvent estate of
the 1st defendant appointed in D. C., 23 insolvency,
Chilaw, presently of Colombo, (3) Seena Muna
Keena Seiyado Mohammado of Madampe. Defendants.

NOTICE is hereby given that on Saturday, June 28, 1930, commencing at 2 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 47, dated March 21, 1916, attested by H. T. Ramachandra of Colombo, Notary Public, and declared specially bound and executable under the decree dated September 28, 1928, entered in the above action and ordered to be sold by the order of court dated March 18, 1930, and all the right, title, and interest, and claim whatsoever of the 1st defendant in the said property for the recovery of the sum of Rs. 4,000, with interest at 12 per

cent. per annum on the sum of Rs. 2,000 from September 21, 1927, to October 10, 1927, and thereafter at 9 per cent. per annum on the aggregate amount till payment in full, costs, and poundage, viz. :—

An undivided one-half share of the undivided north-eastern portion of 20 acres and the eastern undivided portion in extent 25 acres and of the western undivided portion in extent 60 acres from and out of all that land called Nakelelangahenyaya, situated in the village of Karawwewa in Yagampattu Korale in Katugampola hatpattu, in the District of Kurunegala, North-Western Province; and bounded on the north by village limit of Mukalanhenia, east by the village limit of Panawewa, on the south by planted lands of Sabana and others, on the west by village limit of Pahalakarawewa; containing in extent 150 acres. Registered under C 292/231 and C 296/103.

Fiscal's Office,
Kurunegala, May 30, 1930.

A. BASNAYAKE,
Deputy Fiscal.

In the District Court of Puttalam.

A. S. M. V. Vaitilingampillai of Puttalam . . . Plaintiff.

No. 4,044.

Vs.

K. T. Seyado Mohamado Marikar of Kalpitiya . . . Defendant.

NOTICE is hereby given that on Wednesday and Friday, July 3 and 4, 1930, beginning at the respective times mentioned below, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following properties—

10 A.M. on July 2, 1930.

1. The land called Pallankandalkany, situate at Pallankandal in Pomparippu pattu, Kalpitiya division, Puttalam District, North-Western Province, and depicted in lots Nos. 103,589, 103,588, 10,387, and 103,586, in extent 443 acres 1 rood; and bounded on the north and west by Puttalam-Mannar road; east by lane and Crown forest, and south by Uthumadu river and Crown forest. An undivided 38/409 shares.

2 P.M. on July 2, 1930.

2. The land called Moolakandalvelikany, situate at Moolakandal in Pomparippu pattu as aforesaid, in extent 100 acres more or less; and bounded on the north by Oothumadu-aru, east by land called Kallakandal belonging to the estate of U. L. M. Seynadin Marikar and others, south by Kala-oya and Salambekulam, and west by Murakanvelikany belonging to the defendant and others. An undivided $\frac{2}{3}$ shares and also 12 $\frac{1}{2}$ bushels paddy sowing soil.

3 P.M. on July 2, 1930.

3. An undivided 7/12 shares of the land called Marukanvelikany, situate at Moolakandal as aforesaid, in extent 200 acres; and bounded on the north by Kallady river, east by land called Moolakandalvelikany and road, and south and west by Kala-oya river.

4 P.M. on July 2, 1930.

4. The land called Elanthavattankany, situate at Elanthavattan in Pomparippu pattu as aforesaid, in extent 600 acres more or less; and bounded on the north by bund of Nochikulam, east by Kala-oya, south by footpath, and west by the boundary of Kallakandal village, palu tree, anthill. An undivided $\frac{1}{2}$ share.

At 10 A.M. on July 4, 1930.

5. The land called Manuveltamby Veeduvavukany, situate at Vellale street, bearing assessment No. 32 in Kalpitiya town, Kalpitiya division as aforesaid, in extent

17 perches; and bounded on the north by the house and premises of Kadiravel Asary, east by the house and premises of Periya Karuppen, south by footpath, and west by the house and premises of Wappo Saibo.

At 11 A.M. on July 4, 1930.

6. The house and premises called Melichaweeduvalavu, situate at Sinna Sonakatheru, bearing assessment No. 22 in Kalpitiya town as aforesaid, in extent 3 60/100 perches; and bounded on the north by land of the estate of Magudu Neima Marikar Mohamado Ali Marikar, east by land of E. K. E. Elavatamby Marikar, south by the land of the estate of Sego Ibrahim Neima Mohamado Marikar Pillai, and west by footpath.

Amount of writ Rs. 668.40, with interest on Rs. 400 at 1 $\frac{1}{2}$ per cent. from February 18, 1929, till March 21, 1929, and thereafter at 9 per cent. till payment in full, and costs and poundage.

Deputy Fiscal's Office,
Puttalam, May 29, 1930.

H. E. PERLES,
Deputy Fiscal.

In the District Court of Chilaw.

M. Anthony Peris of Katumeriya . . . Petitioner/
No. 1,936 T. Vs.

(1) Pattinikattige Benedict Nohis of Katumeriya and others . . . Respondents.

NOTICE is hereby given that on Tuesday, July 8, 1930, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said respondents in the following property for the recovery of Rs. 191.95, and poundage:—

The land called Kajugahawatta alias Madangahawatta, with the buildings and plantations standing thereon, situate at Katumeriya in Kammal pattu of Pitigal korale south, in the District of Chilaw, North-Western Province; and bounded on the north by dewata road and land of Marthinu Peris, east by land of Anthony Fernando, south by land of Victoria Janse, and west by dewata road and land of Victoria Janse and Pradensia Janse; containing in extent about 147 coconut trees plantable soil.

Deputy Fiscal's Office,
Chilaw, June 2, 1930.

F. G. DALPETHADO,
Deputy Fiscal.

In the District Court of Negombo.

S. T. M. V. R. Arumugam Palle of Negombo . . . Plaintiff.
No. 3,568. Vs.

(1) Warnakulasuriya Weerasinghe John Fernando of Bolawatta and another . . . Defendants.

NOTICE is hereby given that on Saturday, July 5, 1930, at 10 o'clock in the forenoon, 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 Rs. 1,564.20, with interest on Rs. 1,300 at 15 per cent. per annum from August 31, 1929, till October 15, 1929, and thereafter at 9 per cent. per annum till payment, and poundage:—

The land called Kosgahawatta alias Padinchiwatta, with the buildings and plantations standing thereon, situate at Bolawatta in Kammal pattu of Pitigal korale south, in the District of Chilaw, North-Western Province; and bounded on the north by Palliyawatta and land of others, east by Palliyawatta, south by land of the heirs of Gabriel Kurera, and west by land of the heirs of Peduru Tissera; containing in extent about 1 acre.

Deputy Fiscal's Office,
Chilaw, June 2, 1930.

F. G. DALPETHADO,
Deputy Fiscal.

In the District Court of Chilaw.

K. S. R. M. Chellappa Chetty, by his attorney
Ravanna Mana Arumugam of Madampe.... Plaintiff.
No. 9,120. Vs.

Ponnampemurage Gregoris Fernando Annavi of
Katuneriya Defendant.

NOTICE is hereby given that on Saturday, June 28, 1930, at 10 o'clock in the forenoon, 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. 7,056-50, with interest on Rs. 6,000 at 13½ per cent. per annum from December 13, 1929, up to January 16, 1930, and thereafter with legal interest till payment in full, and poundage:—

1. The divided ½ share towards the northern side from the portion in extent 850 coconut trees plantable soil, west of the new road, from and out of the land called Thalghahayenawayenpangurwa, situate at Lansigama in Meda palata of Pitigal korale south in the District of Chilaw, North-Western Province; the divided share being bounded on the north by portion of the entire land belonging to Juwakino Fernando, east by high road, south by ½ share of this land belonging to Mr. John Fernando, Registrar, and west by seashore; containing in extent 425 coconut trees plantable soil, subject to mortgage bond No. 7,119 dated May 19, 1926, for Rs. 30,000.

At 11 A.M.

2. The land called Madangahakehelwatta and Kosgahawatta, with the buildings and plantations standing thereon, situate at Pahala Katuneriya in Kammal pattu of Pitigal korale south in the District of Chilaw aforesaid; and bounded on the north by land of the heirs of Bastian Silva and others, east by new road, south by land of Simonia Fernando and others, and west by land of Anthony Fernando; containing in extent about 3 acres, subject to mortgage bond No. 7,119 for Rs. 30,000 and subject to life interest of the mother of the defendant.

3. The land called Thalghahawatta, with the buildings and plantations standing thereon, situate at Katuneriya aforesaid; and bounded on the north by garden of L. Bastian Silva and others, east by portion of this land, south by portion of this land of Bastian Silva and others, and west by old road to Chilaw; containing in extent 1 acre 3 roods and 3 perches, subject to mortgage bond No. 7,119 for Rs. 30,000.

4. The divided portion of the three contiguous portions of land called Ambagahawatta, Madangahawatta, and Kohombagahawatta, with the buildings and plantations standing thereon, situate at Katuneriya aforesaid; and bounded on the north by land of Karnel

Fernando Muppu and others, east by portion of this land of Don Marshal, south by portion of this land of Justina Fernando and others, and west by high road; containing in extent 225 coconut trees plantable soil, subject to mortgage bond No. 7,119 for Rs. 30,000.

5. The land called Kosgahawatta, with the buildings and plantations standing thereon, situate at Katuneriya aforesaid; and bounded on the north by land of Maria Jansé, east by land of Nikulas Henry Petersz, south by land of Paulu Janse Muppurala, and west by field of Victoria Fernando and others; containing in extent about 2 acres and 2 roods, subject to mortgage bond No. 7,119 dated May 19, 1926, for Rs. 30,000.

At 2 P.M.

6. The divided ¼ share of Kadurugahawatta, with the desicating mills, buildings, and plantations standing thereon, situate at Bolawatta in Kammal pattu of Pitigal korale south in the District of Chilaw aforesaid; and bounded on the north by portion of this land of Grasiannu Fernando Annavirala, east by water-course, south by portion of this land of Peduru Fernando, and west by portion of this land acquired by Railway Department; containing in extent about 1 acre, subject to mortgage bond No. 7,119 for Rs. 30,000.

Deputy Fiscal's Office,
Chilaw, June 2, 1930.

F. G. DALPETHADO,
Deputy Fiscal.

In the District Court of Colombo.

A. R. A. Suppiah Pillai of Colombo Plaintiff.
No. 33,336. Vs.

Baronchi Appuhamy of Pothuwatawana Defendant.

NOTICE is hereby given that on Thursday, July 10, 1930, at 10 o'clock in the forenoon, 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. 2,705-95, with interest thereon at 9 per cent. per annum from July 18, 1929, till payment, and poundage:—

The land called Kahatagahawatta, situate at Pothuwatawana in Otara palata of Pitigal korale south in the District of Chilaw, North-Western Province; and bounded on the north by Nedungahakumbura claimed by Haramanis Appu and others and land described in plan No. 140,038, east and south-east by land described in plan No. 135,004, south and west by land described in plan No. 135,004 and land of others; containing in extent 5 acres and 38 perches.

Deputy Fiscal's Office,
Chilaw, June 2, 1930.

F. G. DALPETHADO,
Deputy Fiscal.

I, ROBERT NIEMANN THAINE, Fiscal for the Western Province, do hereby appoint Mr. L. P. Nawaratna to be Marshal for the District of Negombo, Western Province, and authorize him to perform the duties and exercise the authority of Marshal from May 29, 1930, to June 4, 1930.

Fiscal's Office,
Colombo, May 29, 1930.

R. N. THAINE,
Fiscal.

I, MAXWELL MACLAGAN WEDDERBURN, Fiscal for the Southern Province, do hereby appoint Mr. J. Arudpiragasam, Recordkeeper, Police Court, Balapitiya, to be Marshal for the Balapitiya district for June 6, 1930, under the provisions in the Fiscal's

Ordinance, 1897, and authorize him to perform the duties and exercise the authority of Marshal, for which this shall be his warrant.

Fiscal's Office,
Galle, May 26, 1930.

M. M. WEDDERBURN,
Fiscal.

I, MAXWELL MACLAGAN WEDDERBURN, Fiscal for the Southern Province, do hereby nominate and depute Mr. A. L. M. Noor Mohamed, Chief Clerk, Additional Deputy Fiscal's Office, Tangalla, to be my Additional Deputy in the said Office of Fiscal for the District of Tangalla from June 2, 1930, to July 15, 1930.

This 28th day of May, 1930.

M. M. WEDDERBURN,
Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. Annakkarage Sardiel Pieris of Hunu-
No. 5,065. pitiya in the Adicari pattu of Siyane
korale, deceased.

Atukorala Kankanamalage Pesona Hamy of Hunu-
pitiya aforesaid Petitioner.

And

(1) Annakkarage Baby Nona Pieris and her husband
(2) ditto Simion Pieris, (3) ditto Melis Pieris, (4)
ditto Seemon Pieris, (5) ditto Abraham Pieris,
(6) ditto Simon Pieris, (7) ditto Noise Nona, (8)
ditto Simpilianu Pieris, all of Hunupitiya aforesaid;
the 6th, 7th, and 8th respondents are minors,
appearing by their guardian, *ad litem* the 4th res-
pondent above named Respondents.

THIS matter coming on for disposal before G. C.
Thambyah, Esq., District Judge of Colombo, on April 15,
1930, in the presence of Mr. M. R. Akbar, Proctor, on
the part of the petitioner above named, and the
affidavit of the said petitioner dated April 11, 1930,
having been read :

It is ordered that the petitioner be and she is hereby
declared entitled, as 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 June 12,
1930, show sufficient cause to the satisfaction of this
court to the contrary.

G. C. THAMBYAH,
District Judge.

April 15, 1930.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate
Jurisdiction. of Kodikara Aratchige Podisinno of
No. 5,078. Wanaluwawa in the Gangaboda pattu
of Siyane korale, deceased.

Hapuaratchige Ketchohamy of Wanaluwawa in the
Gangaboda pattu of Siyane korale Petitioner.

And

(1) Kodikara Aratchige Nonohamy and her husband
(2) Ranasinghe Heppuratchige Daniel Appu-
hamy, both of Pillekkotuwa in the Meda pattu
of Siyane korale, (3) Kodikara Aratchige Sethan
Sinno, (4) ditto Podinona, (5) ditto Meinona, and
(6) ditto Simeon Sinno, all of Wanaluwawa
aforesaid Respondents.

THIS matter coming on for disposal before G. C.
Thambyah, Esq., District Judge of Colombo, on May
14, 1930, in the presence of Mr. D. W. Moonesinghe,
Proctor, on the part of the petitioner above named ;
and the affidavit of the said petitioner dated April 1,
1930, having been read :

It is ordered that the petitioner be and she is hereby
declared entitled, as 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 June 12,
1930, show sufficient cause to the satisfaction of this
court to the contrary.

G. C. THAMBYAH,
District Judge.

May 14, 1930.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate of the
Jurisdiction Hindurungalage Don Pelis Appuhamy
No. 5,080. of Gangodawila in the Palle pattu of
Salpiti korale, deceased.

Galhenage Selestina Alwis Hamine of Dalkanda
Junction, Gangodawila aforesaid Petitioner.

And

Hindurungalage Don Daniel of Gangodawila afore-
said Respondent.

THIS matter coming on for disposal before G. C.
Thambyah, Esq., District Judge of Colombo, on May 15,
1930, in the presence of Messrs. Georgesz & Fernando,
Proctors, on the part of the petitioner above named ;
and the affidavit of the said petitioner dated April 10,
1930, having been read :

It is ordered that the petitioner be and she is hereby
declared entitled, as 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
persons interested shall, on or before June 19, 1930,
show sufficient cause to the satisfaction of this court to
the contrary.

G. C. THAMBYAH,
District Judge.

May 15, 1930.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and
Jurisdiction. Testament of Elizabeth Ball of
No. 5,102. Chertington House, Hellingly in the
County of Sussex, England, widow,
deceased.

THIS matter coming on for disposal before G. C.
Thambyah, Esq., District Judge of Colombo, on May 26,
1930, in the presence of Messrs. F. J. & G. de Saram,
Proctors, on the part of the petitioner, Euan William
Galloway Malcolm of Colombo ; and (1) the affidavit of
the said petitioner dated May 22, 1930, (2) the power of
attorney dated March 13, and April 1, 1930, and (3) the
order of the Supreme Court dated May 19, 1930, having
been read : It is ordered that the will of the said
Elizabeth Ball, deceased, dated January 30, 1923, a
certified copy of which under the seal of His Majesty's
High Court of Justice in England 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 said Euan William Galloway Malcolm is the attorney
in Ceylon of the executors named in the said will, and
that he is entitled to have letters of administration (with
will annexed) issued to him accordingly, unless any
person or persons interested shall, on or before June 12,
1930, show sufficient cause to the satisfaction of this
court to the contrary :

G. C. THAMBYAH,
District Judge.

May 26, 1930.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament and Codicils of Edward Aitken of Mayen House, Rothiemay, Banffshire, late of Colombo, deceased. No. 5,103.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 26, 1930, in the presence of Mr. Cecil Herbert Spence Blatch of Colombo, Proctor on the part of the petitioner, Mr. William Kevitt Smith Hughes of Colombo; and the affidavit of the said petitioner dated May 22, 1930, a duplicate testamentary instrument umquhile and an extract last will and testament and codicils of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated April 3, 1930, having been read: It is ordered that the will of the said deceased dated November 4, 1924, and two codicils thereto dated respectively June, 13, 1929, and September 9, 1929, of which an extract 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 said petitioner is the attorney of the executors named in the said will and that he is entitled to have letters of administration with a copy of the said will and codicils annexed issued to him accordingly, unless any person or persons interested shall, on or before June 12, 1930, show sufficient cause to the satisfaction of this court to the contrary.

May 26, 1930.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Agnes Rosalind Senaratne Jayakody of Divulapitiya in the Dasiya pattu of Alutkuru korale, deceased. No. 5,104.

(1) Don Davith Jayakody Appuhamy of Balagalla in Dasiya pattu aforesaid, (2) Albert Godamune of Kandy, (3) Neil Hewavertana of Colombo. Petitioners.

(1) Milicent Somawathi Jayakody of Kandy, (2) Piyasoma Seelawathi Jayakody of Colombo, (3) Leelawathi Jayakody, (4) Wimawathi Jayakody, (5) Piyaseely Jayakody, (6) Percy Chandrasoma Jayakody, (7) Iranganie Jayakody, all of Divulapitiya aforesaid; the 3rd to 7th are minors, appearing by their guardian *ad litem* (8) Peter Paul Weerasekera of Dambuwa estate, Yakkala Respondents.

THIS matter coming in for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 26, 1930, in the presence of Mr. D. L. Gunasekera, Proctor, on the part of the petitioners above named; and the affidavits (1) of the said petitioners dated February 17, 1930, and (2) of the attesting notary dated May 20, 1930, having been read:

It is ordered that the last will of Agnes Rosalind Senaratne Jayakody, 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 petitioners are the executors named in the said last will, and that they are entitled

to have probate thereof issued to them accordingly, unless the respondents above named or any other person or persons interested shall, on or before June 12, 1930, show sufficient cause to the satisfaction of this court to the contrary

G. C. THAMBYAH,
District Judge.

May 26, 1930.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Annie Elizabeth Clark of Bromsgrove, Muttwal, Colombo, Ceylon, deceased. No. 5,108.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 27, 1930, in the presence of Mr. Cecil Herbert Spence Blatch of Colombo, Proctor, on the part of the petitioner, Mr. Geoffrey Thomas Hale of Colombo; and the affidavit of the said petitioner dated May 22, 1930, probate of the will and certificate of death of the above-named deceased, and power of attorney in favour of the petitioner having been read: It is ordered that the will of the said deceased, dated October 7, 1926, of which probate 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 said petitioner is the attorney of the executors named in the said will, and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before June 12, 1930, show sufficient cause to the satisfaction of this court to the contrary.

May 27, 1930.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi in Intestacy.

Testamentary In the Matter of the Intestate Estate Jurisdiction. of James Muddoon of 3, The Wiend Rock Ferry, Cheshire, England, deceased. No. 5,116.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 29, 1930, in the presence of Mr. James Frederick van Langenberg, Proctor, on the part of the petitioner, Stanley Frederick de Saram of Colombo, and (1) the affidavit of the said petitioner dated May 27, 1930, (2) the power of attorney dated March 17, 1930, and (3) the Order of the Supreme Court dated May 19, 1930, having been read: It is ordered that the said Stanley Frederick de Saram is the attorney in Ceylon of the sole heir of the said deceased, and that as such he is entitled to have letters of administration issued to him accordingly, unless any person or persons interested shall, on or before June 12, 1930, show sufficient cause to the satisfaction of this court to the contrary.

May 29, 1930.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved. 32/100/

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Edward Lillingston Mylius of Oakleigh Lansdown road, Cheltenham in the County of Gloucester, England, formerly of Hillcroft, The Lickey Bromsgrove in the County of Worcester, England, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on May 30, 1930, in the presence of Mr. J. F. van Langenberg, Proctor, on the part of the petitioner, Stanley Frederick de Saram of Colombo; and (1) the affidavit of the said petitioner dated May 27, 1930, (2) the power of attorney dated March 13, 1930, and (3) the order of the Supreme Court dated May 19, 1930, having been read: It is ordered that the will of the said Edward Lillingston Mylius, deceased, dated June 29, 1925, a certified copy of which under the seal of his Majesty's High Court of Justice in England 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 said Stanley Frederick de Saram is the attorney in Ceylon of the executor named in the said will, and that he is entitled to have letters of administration (with will annexed) issued to him accordingly, unless any person or persons interested shall, on or before June 12, 1930, show sufficient cause to the satisfaction of this court to the contrary.

May 30, 1930.

G. C. THAMBYAH,
District Judge.

In the District Court of Negombo.

Order Nisi. 43 Pro 109

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Horathalpedige Saradiya of Akaragama, deceased.

Between

S. L. K. N. S. S. P. Kannappa Chetty of Negombo Petitioner.

And

Muthigalpedige Bingie, (2) Horathalpedige Sima, (3) ditto Istinu, (4) ditto Ganawathi, all of Akaragama Respondents.

THIS matter coming on for disposal before M. H. Kantawala, Esq., District Judge of Negombo, on April 29, 1930, in the presence of Mr. P. Andrew Fernando, Proctor, on the part of the petitioner; and the petition and the affidavit of the said petitioner dated April 29, 1930, and April 15, 1930 respectively, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as the creditor of the above-named deceased, to have letters of administration to the said estate issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before May 21, 1930, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 1st respondent above-named be appointed guardian *ad litem* over the minors, the 4th respondent above named for the purpose of this testamentary action, unless the respondents above named, or any other person or persons interested shall, on or before May 21, 1930, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 1st respondent do produce the said minor before this court on the said date at 10 A.M.

April 29, 1930.

M. H. KANTAWALA,
District Judge.

Time for showing cause against this Order Nisi is extended till June 12, 1930.

M. H. KANTAWALA,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Horatalpedige Jayatuwa of Horampella, deceased.

Between

(1) Horatalpedige Saditis el-Vidane, (2) ditto Mana, both of Horampella Petitioners

And 61015

(1) Rajapaksapedige Nadonisa of Horampella, (2) Horatalpedige Ana of Kithulwala, (3) Amarasinpedige Abanchiya of Horampella, (4) ditto Eina of Horampella, (5) Hemachandra Pemanis Mahatmaya of Horampella, (6) Sinhalapedige Podina of Assennawatta, (7) Horatalpedige Nandawathie of Akaragama, (8) Amarasinpedige Subee of Horampella, (9) Horatalpedige Gunamalie of Assennawatta, (10) ditto Poddi, (11) ditto Sandomali, (12) ditto Peter Jayasena, (13) ditto Isa, (14) ditto Saima, (15) ditto Aga, (16) ditto Elaris, (17) ditto Marthinu, (18) ditto Hendrick, (19) ditto Juiya, all of Horampella, (20) ditto Kirimalie of Assennawatta, (21) ditto Soida of Horampella, (22) ditto Karunawathie of Horampella Respondents.

THIS matter coming on for disposal before M. H. Kantawala, Esq., District Judge of Negombo, on May 15, 1930, in the presence of Mr. A. E. Rosa, Proctor, on the part of the petitioners, and the affidavit of the said petitioners dated May 14, 1930, and the affidavit dated May 14, 1930, of the notary who attested the said last will and the witnesses who subscribed to the said last will having been read:

It is ordered that the will of Horatalpedige Jayatuwa of Horampella, deceased, dated March 26, 1926, and now deposited in this court, be and the same is hereby declared proved, unless the respondents above named or any other person or persons interested shall, on or before June 13, 1930, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said petitioners are the executors named in the said last will and that they be entitled to have probate of the same issued to them accordingly, unless the respondents above named or any other person or persons interested shall, on or before June 13, 1930, show sufficient cause to the satisfaction of this court to the contrary.

May 15, 1930.

M. H. KANTAWALA,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Mihidukulasuriya Alenige Jusey Fernando of 3rd Division, Tammitta, Negombo, deceased.

Between

Sinnathammelage Rosa Maria Fernando of 3rd Division, Tammitta, Negombo Petitioner.

And

(1) Mihidukulasuriya Alenige Mary Magdelene Fernando of 3rd Division, Tammitta, Negombo, (2) Alenige Andrew Fernando of Katuwapitiya, Negombo Respondents.

THIS matter coming on for disposal before M. H. Kantawala, Esq., District Judge of Negombo, on May 8, 1930, in the presence of Mr. T. Q. Fernando, Proctor; and the petition and affidavit of the said petitioner dated May 8, 1930, and April 30, 1930, respectively, having been read:

It is ordered that the said petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to the said estate issued to her accordingly; unless the respondents above named or any other person interested shall, on or before June 12, 1930, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 2nd respondent above named be appointed guardian *ad litem* over the minor the 1st respondent above named for the purpose of this testamentary case, unless the respondents above named or any other person or persons interested shall, on or before June 12, 1930, show sufficient cause to the satisfaction of this court to the contrary.

May 8, 1930.

M. H. KANTAWALA,
District Judge.

In the District Court of Kalutara.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Don Baron Gamalath Appuhamy of Liyanwala in the Meda pattu of Hewagam korale in the District of Colombo, deceased.

Dona Missiyana Dasanayaka Hamine of Kumbuke in the Kumbuke pattu of Raigam korale . . . Petitioner.

(1) Violet Somawathie Gamalath, (2) Samaratileka Gamalath, the 1st and 2nd minors, represented by their guardian *ad litem* (3) Don Suwaris Dassanayaka, all of Kumbuke aforesaid Respondents.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Kalutara, on November 27, 1929, in the presence of Mr. P. D. B. Gunetilleka, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 12, 1929, having been read:

It is ordered that the said petitioner be and she is hereby declared entitled, as widow, 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 January 30, 1930, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 3rd respondent be and he is hereby appointed guardian *ad litem* over the 1st and 2nd minor respondents for all purposes of this action, unless the respondents or any other person or persons interested shall, on or before January 30, 1930, show sufficient cause to the satisfaction of this court to the contrary.

November 27, 1929.

N. M. BHARUCHA,
District Judge.

The date for showing cause against this *Order Nisi* is extended to March 6, 1930.

January 30, 1930.

N. M. BHARUCHA,
District Judge.

The date for showing cause against this *Order Nisi* is extended to May 29, 1930.

March 6, 1930.

N. M. BHARUCHA,
District Judge.

The date for showing cause against this *Order Nisi* is extended to July 3, 1930.

May 29, 1930.

N. M. BHARUCHA,
District Judge.

In the District Court of Kandy.

Testamentary Jurisdiction. In the Matter of the Estate of the late Waduvidanegedera Babunhamy, No. 4,877, deceased, of Dodanwela.

THIS matter coming on for disposal before W. E. Barber, Esq., District Judge, Kandy, on May 5, 1930, in the presence of Messrs. Jonklaas & Wambeek, Proctors, on the part of the petitioner, Waduvidanegedera Kiri Ettana of Dodanwela; and the affidavit of the said petitioner dated March 4, 1930, having been read:

It is ordered that the petitioner, as the sister of the deceased, be and she is hereby declared entitled to have letters of administration to the estate of the deceased above named issued to her, unless respondent—(1) Waduvidanegedera Ukkuhamy, (2) ditto Abehamy, (3) ditto Ukku Ettana, (4) ditto Sansahamy, (5) ditto Peris, (6) ditto James, (7) ditto Wijehamy, (8) ditto Puchi Amma; the 1st respondent by his guardian *ad litem* the 2nd respondent, and the 4th, 5th, 6th, 7th, and 8th respondents by their guardian *ad litem* the 3rd respondent—shall, on or before June 9, 1930, show sufficient cause to the satisfaction of this court to the contrary.

May 5, 1930.

W. E. BARBER,
District Judge.

In the District Court of Kandy.

Order Nisi. 26/10/30

Testamentary In the Matter of the Estate of the late
Jurisdiction. Satnan, Head Kangany, deceased, of
No. 4,883. Elpitiya estate, Gampola.

THIS matter coming on for disposal before W. E. Barber, Esq., District Judge, Kandy, on April 11, 1930, in the presence of Messrs. Silva & Coomaraswamy, Proctors, on the part of the petitioner, Prusepathi, widow of Satnan, Head Kangany, also of Gampola; and the affidavit of the said petitioner dated April 2, 1930, having been read:

It is ordered that the petitioner, as the widow of the deceased, be and she is declared entitled to have letters of administration to the estate of the deceased above named issued to her, unless the respondents—(1) Karupen Kangany of Elpitiya estate, Gampola, (2) Segapi of Belungala, Kadugannawa—shall, on or before May 26, 1930, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,
District Judge.

April 11, 1930.

Date for showing cause is extended to June 16, 1930.

W. E. BARBER,
District Judge.

In the District Court of Kandy. 31/10/30

Order Nisi declaring Will Proved, &c.

Testamentary In the Matter of the Estate of the late
Jurisdiction. John Alfred Florian Attapattu,
No. 4,899. deceased, of Nawalapitiya.

THIS matter coming on for disposal before W. E. Barber, Esq., District Judge, Kandy, on May 21, 1930, in the presence of Mr. Victor Denzil de Vos, Proctor, on the part of the petitioners (1) Lionel Cecil Reginald Attapattu, (2) Wilfred Horace Florian Attapattu, both of Nawalapitiya, and (3) Nigel Inglesant Lee of Kandy; and the affidavit of the said petitioners dated May 17, 1930, and of two of the attesting witnesses to the last will dated May 15, 1930, having been read:

It is ordered that the will of the deceased above named dated June 1, 1921, and the two codicils dated April 7, 1923, and May 8, 1927, be and the same are hereby declared proved, unless any person or persons interested shall, on or before June 26, 1930, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Lionel Cecil Reginald Attapattu, (2) Wilfred Horace Florian Attapattu, and (3) Nigel Inglesant Lee are the executors 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 June 26, 1930, show sufficient cause to the satisfaction of this court to the contrary.

W. E. BARBER,
District Judge.

May 21, 1930.

In the District Court of Galle. 31/10/30

Order Nisi.

Testamentary In the Matter of the Estate of the late
Jurisdiction. Arumabaduge Jollison, deceased, of
No. 7,039. Ahangama.

THIS matter coming on for disposal before T. W. Roberts, Esq., District Judge of Galle, on March 31, 1930, in the presence of Mr. J. N. Goonetilleke, Proctor, on the part of the petitioner, Galappathi Mestrige Susennoza of Ahangama; and the affidavit of the said petitioner having been read:

It is ordered that the petitioner be appointed as guardian *ad litem* over the said and said respondents, unless the respondents, viz:—(1) Arumabaduge Loranona, (2) ditto Wilson de Silva, (3) ditto Windsorson de Silva, all of Ahangama shall, on or before May 1, 1930, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as mother of the deceased above named, is entitled to have letters of administration issued to her, unless the said respondents shall, on or before May 1, 1930, show sufficient cause to the satisfaction of this court to the contrary.

T. W. ROBERTS,
District Judge.

March 31, 1930.

The date for showing cause is extended to June 6, 1930.

T. W. ROBERTS,
District Judge.

In the District Court of Jaffna. 29/10/30

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
Jurisdiction. the late Chellaiyer Kumaraswamy
No. 7,286. Iyer of Anaicottai, deceased.

Chellaiyer Ramalinga Iyer of Anaicottai... Petitioner.

Vs.

Thadchayanai Amma of Alaveddy... Respondent.

THIS matter of the petition of the above-named petitioner, praying that letters of administration to the estate of the above-named deceased be granted to him, coming on for disposal before J. C. W. Rock, Esq., District Judge of Jaffna, on September 24, 1929, in the presence of Mr. V. K. Gnanasundaram, Proctor, on the part of the petitioner; and on reading the affidavit and petition of the petitioner:

It is ordered that the above-named petitioner, as sole heir of the estate of the above-named deceased, be declared entitled to have letters of administration to the estate of the said intestate, unless the above-named respondent appear before this court on November 21, 1929, and show sufficient cause to the satisfaction of this court to the contrary.

J. C. W. ROCK,
District Judge.

October 11, 1929.

Order Nisi extended for June 13, 1930.

J. C. W. ROCK,
District Judge.

March 13, 1930.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Sellamuttu, wife of Arumugam Asaipillay, of Kaithady, deceased.

Arumugam Asaipillay of Kaithady Petitioner.

Vs.

(1) Thangammah, daughter of Asaipillai, of ditto, minor, (2) Thangamuttu, widow of Muruhesu Nadarajah, of ditto Respondents.

THIS matter of the petition of the petitioner, praying that the 2nd respondent be appointed guardian *ad litem* over the minor, the 1st respondent, and for grant of letters of administration to the estate of the above-named deceased, coming on for disposal before J. C. W. Rock, Esq., District Judge, Jaffna, on October 24, 1929, in the presence of Mr. K. Kasipillai, Proctor, for petitioner; and the affidavit of the petitioner dated October 24, 1929, having been read:

It is ordered that the above-named 2nd respondent be appointed guardian *ad litem* over the minor, the 1st respondent, and that letters of administration be granted to the petitioner in respect of the estate of the above-named deceased, as the lawful husband of the deceased, unless the respondents shall, on or before December 17, 1929, show sufficient cause to the satisfaction of this court to the contrary.

December 9, 1929.

J. C. W. ROCK,
District Judge.

For June 9, 1930.

J. C. W. ROCK,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Ponnampalam Cumarasoorie of Changavelly, deceased.

Ponnampalam Duraiveerasingham of Changavelly Petitioner.

(1) Ponnampalam Manicevasagar, minor, (2) Valliammai, widow of Sappathyar Ponnampalam, both of Changavelly, the 1st respondent is a minor appearing by his guardian *ad litem* the 2nd respondent Respondents.

THIS matter of the petition of the petitioner above named praying that the 2nd respondent be appointed guardian *ad litem* over the minor, the 1st respondent, and that letters of administration to the estate of the above-named deceased, be issued to the petitioner, coming on for disposal before J. C. W. Rock, Esq., District Judge of Jaffna, on April 22, 1930, in the presence of Mr. K. Ethirayagam, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read:

It is hereby ordered and decreed that the petitioner be and he is hereby declared entitled, as the brother and an heir of the deceased, to have letters of administration to the estate of the deceased issued to him, and that the 2nd respondent is hereby appointed guardian *ad litem* over the minor, the 1st respondent, unless the respondents above named or any other person or persons shall, on or before June 9, 1930, show sufficient cause to the satisfaction of this court to the contrary.

May 5, 1930.

J. C. W. ROCK,
District Judge.

DRAFT ORDINANCE.

(Continued from page 738.)

K 27/27

MINUTE.

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

No. 9 of 1876,
I. 827.

An Ordinance to amend the Cattle Trespass Ordinance, 1876.

BE it 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 Cattle Trespass Amendment Ordinance, 1930.

Amendment of section 7 of the principal Ordinance.

2 Section 7 of the principal Ordinance is hereby amended by the insertion of the words "or to some irrigation headman elected or appointed under the Irrigation Ordinance, No. 45 of 1917, for the irrigation district or the area thereof within which the trespass occurred" immediately after the word "district" in the third line thereof.

Amendment of section 10 of the principal Ordinance.

3 Section 10 of the principal Ordinance is hereby amended by the substitution of the words "or irrigation headman referred to in that section" for the words "having jurisdiction in the district" in the fifth line thereof.

4 Section 14 of the principal Ordinance is hereby amended, by the addition of the following proviso at the end thereof :—

Amendment
of section 14 of
the principal
Ordinance.

“ Provided also that, where the Government Agent or Police Magistrate is satisfied that trespass by stray cattle is a serious menace to crops within his province or district, and that the applicant for permission to shoot the same, being the owner of crops in the province or district, cannot reasonably afford the stamp duty required for such permission, he may dispense wholly or partially with the payment of stamp duty in respect of the permission granted, and any permission so granted and any order made thereupon shall remain in force for such period not exceeding three months from the date thereof, as the Government Agent or the Police Magistrate shall direct.”

By His Excellency's command,
Colonial Secretary's Office, Colombo, May 30, 1930. F. G. TYRRELL,
Acting Colonial Secretary.

Objects and Reasons.

Clauses 2 and 3 of this Bill amend the Cattle Trespass Ordinance, 1876, so as to permit reports with regard to cattle trespass, upon which proceedings to recover damages for the trespass may be taken before a Police Court or Village Tribunal to be made by irrigation headmen, or vel-vidanes. By section 7 of the Ordinance, these reports may only be made by a police constable or local headman having jurisdiction in the district, but it is often inconvenient in a large district for these officers to attend to such matters with the necessary despatch. It is therefore proposed that a vel-vidane shall be authorized to make a report when the trespass occurs in the irrigation district under his control.

2. Clause 4 of the Bill authorizes the Government Agent or the Police Magistrate to grant permission to shoot stray cattle for a period of three months without payment of the whole or part of the stamp duty in cases where trespass by such cattle is a serious menace to crops and the owners are too poor to pay the usual fee of Rs. 2·50 for the permission. This clause is introduced in order to deal with the situation which has arisen in certain districts where enormous damage is being done to crops by stray cattle whose owners take no care of them, and it has become necessary to take more effective steps than are possible at present to check the depredations of these animals.

Attorney-General's Chambers, Colombo, May 28, 1930. S. OBEYESEKERE,
Acting Attorney-General.