



THE

# CEYLON GOVERNMENT GAZETTE

---

No. 8,046 — FRIDAY, MAY 4, 1934.

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*Published by Authority.*

## PART II.—LEGAL.

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

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PRINTED AT THE CEYLON GOVERNMENT PRESS, COLOMBO.

301—J. N. 37023-630 (4/34)

B 1

**PASSED ORDINANCE.**

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

**No. 5 of 1934.**

11 of 1933.

**An Ordinance to amend the Tea (Control of Export) Ordinance, No. 11 of 1933.**

R. E. STUBBS.

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

Short title.

**1** This Ordinance may be cited as the Tea (Control of Export) Amendment Ordinance, No. 5 of 1934.

Amendment of section 23 (4) of Ordinance No. 11 of 1933.

**2** Sub-section (4) of section twenty-three of the Tea (Control of Export) Ordinance, No. 11 of 1933, (hereinafter referred to as "the principal Ordinance"), is hereby amended by the addition of the following paragraph at the end of that sub-section as paragraph (e) :

"(e) Commencing with the second period of assessment it shall be lawful for the Controller to deduct from the standard crop of an estate or small holding for any period of assessment the amount of any excess included in the exportable maximum of that estate or small holding for any preceding period of assessment."

Amendment of section 27 of the principal Ordinance.

**3** The following sub-section shall be inserted immediately after sub-section (3) of section twenty-seven of the principal Ordinance and shall have effect as sub-section (4) of that section :

"(4) Every export licence issued after the first day of April, nineteen hundred and thirty-four, shall have endorsed thereon the date of issue of that export licence and shall be valid for a period of three months only reckoned from the date of issue provided that, upon sufficient cause being shown, the Controller may in his discretion extend the said period for a further period not exceeding three months".

Amendment of section 36 of the principal Ordinance.

**4** The following sub-section shall be inserted immediately after sub-section (2) of section thirty-six of the principal Ordinance and shall have effect as sub-section (3) of that section :

"(3) Upon conviction of any person for a breach of the provisions of section 30 (1) or of any rules prescribing the special cases and the extent to which tea may be planted in any land in the Island which was not planted with tea on the date declared under that section, it shall be lawful for a Police Magistrate, in addition to any fine or other penalty which he may impose, to order that all tea planted in contravention of such provisions or rules should be eradicated and destroyed by or at the instance of the person so convicted within a period to be fixed in the order ; and, upon the failure of the person so convicted to comply with the terms of such order within the period so fixed, the Police Magistrate may cause the tea referred to in that order to be eradicated and destroyed at the expense of such person. The cost of so eradicating and destroying the tea may be recovered from that person as though a fine for a like amount had been imposed upon him by the Magistrate notwithstanding the fact that the total amount of such cost may be in excess of the amount which such Magistrate may impose as a fine in the exercise of his ordinary powers or jurisdiction."

Passed in Council the Twenty-third day of March, One thousand Nine hundred and Thirty-four.

E. W. KANNANGARA,  
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-third day of April, One thousand Nine hundred and Thirty-four.

C. C. WOOLLEY,  
Secretary to the Governor.

## DRAFT ORDINANCES.

## MINUTE.

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

AL. 162/33

**An Ordinance to amend "The Contagious Diseases (Animals) Ordinance, 1909."** No. 25 of 1909.

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

1 This Ordinance may be cited as the Contagious Diseases (Animals) Amendment Ordinance, No. of 1934. Short title.

2 Section 9 of "The Contagious Diseases (Animals) Ordinance, 1909," is hereby amended in paragraph (20) thereof by substituting for the words "and for compulsory inoculation of the same for the purpose of diagnosing the nature of any disease," the following words:— Amendment of section 9 (20) of Ordinance No. 25 of 1909.

"and for the compulsory testing or inoculation of cattle or animals for the purpose of detecting the presence or diagnosing the nature of any disease."

*Objects and Reasons.*

The presence of tuberculosis in animals can be detected by the application of Tuberculin tests and it is essential that there should be the power compulsorily to apply such tests in order to check the spread of that disease among cattle and other animals to which "The Contagious Diseases (Animals) Ordinance, 1909", applies.

2. The purpose of this Bill is to enlarge the scope of section 9 of the principal Ordinance and to take power to make regulations which will authorise the compulsory testing or inoculation of cattle or animals for the purpose of detecting the presence or diagnosing the nature of any disease.

D. S. SENANAYAKE,  
Minister for Agriculture and Lands.

The Ministry of Agriculture and Lands,  
Colombo, April 20, 1934.

## MINUTE.

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

AL. 299/33

**An Ordinance to amend the Tea Research Ordinance, 1925.** No. 12 of 1925.

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

1 This Ordinance may be cited as the Tea Research Amendment Ordinance, No. of 1934. Short title.

2 Section 4 of the Tea Research Ordinance, 1925, is hereby amended by substituting for the word "Kandy" the following words:— Amendment of section 4 of Ordinance No. 12 of 1925.

"Kandy: Provided that the headquarters of the Board may from time to time be transferred to any other place or building which the Executive Committee for Agriculture and Lands may appoint by notification in the Gazette."

*Objects and Reasons.*

1. The headquarters of the Board of the Tea Research Institute of Ceylon are, at present, required by law to be located in the Victoria Commemoration Buildings, Kandy.

2. It may be necessary at some future date to concentrate the administrative side of the Board's activities by the removal of its headquarters to St. Coomb's Estate or elsewhere. The purpose of this amendment is to authorise the Executive Committee for Agriculture and Lands to transfer the headquarters of the Board from the Victoria Commemoration Buildings, Kandy, to some other building or place when the necessity for removal arises.

D. S. SENANAYAKE,  
Minister for Agriculture and Lands.

The Ministry of Agriculture and Lands,  
Colombo, April 21, 1934.

(Continued on page 315.)

## DISTRICT AND MINOR COURTS NOTICE.

### Circuit Courts, Ratnapura District.

NOTICE is hereby given that the Circuit Courts at Balangoda and Rakwana will be held by me on the dates given below :—

(These dates are subject to alteration.)

1934.	Balangoda.	Rakwana.
July	.. 6, 7, 20, 21	.. 13, 14, 27, 28
August	.. 3, 4, 17, 18	.. 10, 11, 24, 25
September	.. 7, 8, 21, 22	.. 14, 15, 28, 29
October	.. 5, 6, 19, 20	.. 12, 13, 26, 27
November	.. 2, 3, 16, 17, 30	.. 9, 10, 23, 24
December	.. 1, 14, 15	.. 7, 8, 20

N. E. ERNST,  
Commissioner of Requests and Police Magistrate.

Police Court,  
Ratnapura, April 25, 1934.

of this court on July 3, 1934, for the grant of a certificate of conformity to the insolvent.

By order of court, K. RATNASINGHAM,  
April 25, 1934. Secretary.

In the District Court of Colombo.

No. 4,715. In the matter of the insolvency of A. M. Dawson of Bloemendhal road, Kotahena, 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 May 22, 1934, for the grant of a certificate of conformity to the insolvent.

By order of court, K. RATNASINGHAM,  
April 25, 1934. Secretary.

In the District Court of Kandy.

No. 2,042. In the matter of the insolvency of Edwin Roderick Wijesekara of Matale.

WHEREAS Edwin Roderick Wijesekara of Matale has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by W. K. Tindal, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Edwin Roderick Wijesekara insolvent accordingly; and that two public sittings of the court, to wit, on May 18, 1934, and on June 15, 1934, 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, GERALD E. DE ALWIS,  
Secretary.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 2,952. In the matter of the insolvency of T. H. A. de Soysa of 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 May 22, 1934, for proof of claims of R. M. A. B. A. R. M. Arunachalam Chettiar and K. M. N. N. S. Saminathan Chettiar.

By order of court, K. RATNASINGHAM,  
April 30, 1934. Secretary.

In the District Court of Colombo:

No. 4,583. In the matter of the insolvency of M. L. Abdul Hamid of 21, Dam street, Colombo, presently of 33, Mosque lane, 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 3, 1934, for the grant of a certificate of conformity to the insolvent.

By order of court, K. RATNASINGHAM,  
April 25, 1934. Secretary.

In the District Court of Colombo.

No. 4,633. In the matter of the insolvency of Mohamed Marzook Saleem of 105, Third Cross 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 June 19, 1934, for the grant of a certificate of conformity to the insolvent.

By order of court, K. RATNASINGHAM,  
April 25, 1934. Secretary.

In the District Court of Colombo.

No. 4,692. In the matter of the insolvency of W. A. James Singho of 127, Smallpass, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting

In the District Court of Kandy.

No. 2,043. In the matter of the insolvency of Seena Vena Ana Mana Magudu Meera Saibo of Pussellawa.

WHEREAS Seena Vena Ana Mana Magudu Meera Saibo of Pussellawa has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by T. Assen Alliyar, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Seena Vena Ana Mana Magudu Meera Saibo insolvent accordingly; and that two public sittings of the court, to wit, on May 18, 1934, and on June 15, 1934, 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, GERALD E. DE ALWIS,  
April 20, 1934. Secretary.

In the District Court of Hatton.

No. 26. In the matter of the insolvency of S. D. Wijenayake of Lindula.

NOTICE is hereby given that the first sitting of this court in the above matter has been adjourned to May 8, 1934, at 10 A.M.

By order of court, T. A. WIJETUNGE,  
April 27, 1934. Acting Secretary.

*H. T. Ratnasingham*  
10  
B. 10. 00  
22  
copy 10/22

In the District Court of Galle.

No. 504. In the matter of the insolvency of Tittagala Gamage Don de Silva of Atanikita.

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 7, 1934, for distribution of amounts under section 117.

By order of court, L. B. CASPERSZ, Secretary.  
April 26, 1934.

In the District Court of Badulla.

No. 20. In the matter of the insolvency of V. Neelamegam of Badulla.

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 22, 1934, to examine the insolvent.

By order of court, J. N. CULANTHAIVALU, Secretary.

In the District Court of Galle.

No. 679. In the matter of the insolvency of Abraham Perera Jayawardene of Galle.

NOTICE is hereby given that examination of the above-named insolvent adjourned at the sitting of this court on July 3, 1934.

By order of court, L. B. CASPERSZ, Secretary.  
April 26, 1934.

In the District Court of Galle.

No. 682. In the matter of the insolvency of Nanayakkarasalman Salman Kudahetti of Galle.

NOTICE is hereby given that examination of the above-named insolvent adjourned at the sitting of this court on June 28, 1934.

By order of court, L. B. CASPERSZ, Secretary.  
April 24, 1934.

In the District Court of Galle.

No. 691. In the matter of the insolvency of Sarling de Zoysa Gunasekara of Ratgama.

NOTICE is hereby given that examination of the above-named insolvent adjourned at the sitting of this court on June 5, 1934.

By order of court, L. B. CASPERSZ, Secretary.  
April 26, 1934.

In the District Court of Galle.

No. 693. In the matter of the insolvency of Abdul Cader Abdul Hamid of Fort, Galle.

NOTICE is hereby given that certificate meeting of the above-named insolvent will take place at the sitting of this court on June 21, 1934.

By order of court, L. B. CASPERSZ, Secretary.  
April 23, 1934.

In the District Court of Badulla.

No. 19. In the matter of the insolvency of M. H. Packir Saibo of Badulla.

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 22, 1934, to examine the insolvent.

By order of court, J. N. CULANTHAIVALU, Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

M. G. Perera of No. 29, Nagalagam street, Colombo ..... Plaintiff.

No. 50,301. Vs.

G. T. Pieris of Stanley place, Colombo ..... Defendant.

NOTICE is hereby given that on Thursday, May 31, 1934, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 629.34, and costs, viz. :—

1. At 3.30 p.m.—All that portion of land with the buildings thereon bearing assessment No. 2A, Park street, now bearing assessment Nos. 34, 36, G 36 (1-6), Hunupitiya, and No. 35, Lake crescent, situated at Hunupitiya in Slave Island, within the Municipality and District of Colombo, Western Province; bounded on the north-east by Park street, south-east by premises called Aviary, the property of Mrs. Mendis, and part of land called Carpenter's Workshop belonging to the estate of Mr. J. Peiris, south-west by Hunupitiya road, and north-west by Hunupitiya road and Park House the property of G. T. Peiris; containing in extent 1 acre and 14½ perches.

2. At 4 p.m.—All that premises called and known as Park House, situated at Park street in Kollupitiya, within the Municipality and District of Colombo, Western Province; bounded on the north-east by Park street, south-east by property belonging to the heirs of the late Jeronis Peiris, north-west by house and ground called Fern Bank and south-west by Lake road and property belonging to the heirs of the late Jeronis Peiris; containing in extent 1 acre and 3 perches; and registered in A 203/209.

Fiscal's Office, C. H. W. KANNANGARA, Deputy Fiscal.  
Colombo, May 2, 1934.

In the District Court of Colombo.

(1) T. N. Alles, wife of (2) F. J. Alles, both of Ambalama road, Kotahena, in Colombo ..... Plaintiffs.

No. 51,595. Vs.

(1) Assena Lebbe Abdul Samado, (2) Assens Lebbe Abdul Latiff, both of Meewitiya in Udugaha pattu of Siyane korale in the District of Colombo, legal representatives of the estate of the late Ahamado Lebbe Hameedo Lebbe, deceased ..... Defendants.

NOTICE is hereby given that on Friday, June 1, 1934, at 9.30 A.M., will be sold by public auction at the premises the right, title, and interest of the said defendants as legal representatives of the estate of the late Ahamado Lebbe Hameedo Lebbe, deceased, in the following property for the recovery of the sum of Rs. 18,450, with interest on Rs. 12,000 at 15 per cent. per annum from January 27, 1933, up to May 24, 1933, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full and costs of suit, less a sum of Rs. 5,400, viz. :—

All that lot marked A of Polgahatenna Puwakgahahena and Tuttiriyakanda, situated at Radawadunna in the Udugaha pattu of Siyane korale in the District of Colombo,

33  
Rs. 16.00  
39  
Rs. 16.39

300  
200  
100

39  
Rs. 16.00  
Estt.  
39  
Rs. 39

Western Province; and bounded on the north by T. P. 268,338, east by lot bearing No. 26,511, T. P. Nos. 257,582, 257,583, 212,274, wela, and T. P. Nos. 234,091, 234,089, 234,278, 234,277, 234,276, 234,275, 234,274, 234,273, 232,439, 232,438, and 232,437, south by welyaya, and west by ditch separating the lot marked "B" of B. B. Dissanayake, water-course, and T. P. Nos. 55,550, 257,466, 106,965, and 265,405; and containing in extent 53 acres 3 roods and 8 perches. Registered in F 46/307.

Fiscal's Office,  
Colombo, May 2, 1934.

C. H. W. KANNANGARA,  
Deputy Fiscal.

In the District Court of Colombo.

The Commissioners of the Loan Board.....Plaintiffs.  
No. 53,706. Vs.

(1) Edward Osmund Felsing of Merlyn Cottage, Bambalapitiya, Colombo, (2) Doctor Richard de Abrew and (3) Beatrice Eliza de Abrew, both of Farnham, Stafford place, Colombo, (4) The Asiatic Petroleum Company Ceylon, Limited, of Galle Face court, Colpetty, Colombo, (5) The Shell Company of Ceylon, Galle Face court, Colpetty, Colombo, (6) William Francis Edwards of 557, Havelock road, Wellawatta, Colombo, (7) Henry Godwin Gauder of Wellawatta, Colombo ..... Defendants.

NOTICE is hereby given that on Wednesday, May 30, 1934, at 4 p.m., will be sold by public auction at the premises the following property mortgaged with the plaintiffs by bond No. 1,376 dated September 5, 1928, attested by J. A. Martensz of Colombo, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated February 26, 1934, for the recovery of the sum of Rs. 111,183.69, together with interest on Rs. 100,038.13 at 6½ per cent. per annum from August 24, 1933, till the date of the said decree (December 13, 1933), and further interest thereafter on the aggregate amount of the said decree at 9 per cent. per annum till date of payment in full and costs of suit:—

All that allotment of land called Ambalamawatta, formerly called Canalside Works and now called Felsing Town, with the buildings and plantations standing thereon being a portion of lot No. 21 of the registered plan No. 4, situated at Kirillapone in the Palle pattu of Salpiti korale in the District of Colombo, Western Province, in the Island of Ceylon, formerly bearing assessment No. 817/107 (1-51), Havelock road, and presently bearing assessment Nos. 257, 259, 261, 263, 265, 267, 269, 271, 273, 277, 279, 281, 287, 289, 291, 293, 295, 297/1, 297/5, 297/6, 297/7, 297/8, 297/9, 297/10, 297, 299, 301, 303, 305, 307, 309, 311, 323, 325, 327, and 329, Havelock road, now situated within the Municipality and District of Colombo aforesaid; and bounded on the north by a road, on the south by lots Nos. 22 and 25, on the east by lots Nos. 20A and 20B acquisition plans Nos. 762, 768, 769, 767, and 772, and on the west by the high road from Colombo to Cotta; containing in extent 9 acres and 23 perches as described in the diagram or map No. 708 dated July 24, 1916, made by J. H. W. Smith, Fiscal's Licensed Surveyor, which said allotment of land as above described has been recently surveyed and according to plan No. 594 dated September 20, 1923, made by E. M. Anthonisz, Licensed Surveyor and Leveller, is described as being bounded on the north by road to Dehiwala canal, on the east by reservation for Dehiwala canal and a water-course, on the south by water-course and premise bearing assessment No. 106 claimed by W. A. Karunaratne, and on the west by Pamankada road; and containing in extent 9 acres and 21.3 perches according to the said plan No. 594 dated September 20, 1923, excluding, however, from the above described allotment of land a portion in extent 2 roods and 30½ perches acquired by the Crown, which said allotment of land as above described (exclusive of the portion in extent 2 roods and 30½ perches acquired as aforesaid) comprises the following allotments of land according to plan No. 16 dated July 18, 1933, made by G. H. Ludovici, Special Licensed Surveyor and Leveller:—

(1) All that allotment of land called Ambalamawatta bearing allotment No. 21A, situated in Kirillapone aforesaid; bounded on the north by a road and lot No. 21B, on the east by A. P. 762, A. P. 768, A. P. 769, A. P. 767, lot 20A, 20B, A. P. 772 and lot 21c, on the south by lots 22A and 22c and lot 25A, and on the west by Havelock road and lot 21c; containing in extent 8 acres and 10 perches which is the land registered in Kirillapone Vol. 16/237 and therein described as follows:—All that allotment of land called Ambalamawatta bearing allotment No. 21A, situated in Kirillapone aforesaid; bounded on the north by a path and lot No. 21B, on the south by lots Nos. 22A, 22c, and 25, on the east by lots Nos. 18, 19, 20, 20A, 20B,

and 21c, and on the west by lot 21c and Havelock road; containing in extent 8 acres and 33.21 perches. Prior Registration Kiril 19/112.

(2) All that allotment of land called Ambalamawatta bearing allotment No. 21B, situated at Kirillapone aforesaid; bounded on the north and east by lot 21c, on the south by lot 21A, and on the west by Havelock road; containing in extent 37.50 perches. Registered in Kirillapone Vol. 16/239, together with all buildings now standing and to be hereafter constructed on the said allotment of land and all rights, ways, privileges, easements, servitudes, and appurtenances whatsoever to the said allotment of land and premises belonging and all the estate, right, title, interest, claim, and demand whatsoever of the 1st defendant in, to, out of, or upon the same. Prior Registration Kiril 19/22.

Fiscal's Office,  
Colombo, May 2, 1934.

C. H. W. KANNANGARA,  
Deputy Fiscal.

In the District Court of Colombo.

Dr. J. A. Perera of Kuruwa Walaywa, Kuruwa street, Colombo ..... Plaintiff.

No. 53,846.

(1) Madurapperumage Sapin Appu of Putupagala, (2) ditto Aron Singh of Peléhela, both in the Gangaboda pattu of Siyane korale ..... Defendants.,

NOTICE is hereby given that on Monday, June 11, 1934, at 2 p.m., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 974 dated October 1, 1925, attested by J. H. Perera, Notary Public, and declared specially bound and executable under the decree entered in the above action and ordered to be sold by the order of court dated March 19, 1934, for the recovery of the sum of Rs. 1,435, with interest on Rs. 1,000 at 12 per cent. per annum from September 13, 1933, and thereafter on the aggregate amount at 9 per cent. per annum till payment in full and costs of suit, viz. :—

An allotment of land called Timbirigahalanda, situated at Putupagala in the Gangaboda pattu of Siyane korale in the District of Colombo, Western Province; bounded on the north by lands described in plans Nos. 149,841, 149,842, and 149,843, east by land described in plan No. 149,846, south by land described in plans Nos. 149,847 and 149,845 and Maduwilawatta claimed by Karamanis Appu and others, west by Timbirigahalanda claimed by Welun Appu; containing in extent 5 acres 1 rood and 30 perches. Prior registration D 22/299, D 110/300.

Fiscal's Office,  
Colombo, May 2, 1934.

C. H. W. KANNANGARA,  
Deputy Fiscal.

Central Province.

In the District Court of Kandy.

N. Anuradhasury Ammal of Hulftsdorp, Colombo... Plaintiff.

No. 41,911.

Vs.

(1) Victor Lewke Ratwatte and wife (2) Leelawathie Bulankulame Ratwatte Kumarihamy, both of Matale, presently Anuradhapura and Kandy... Defendants.

NOTICE is hereby given that on Wednesday, May 30, 1934, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said defendants for the recovery of the sum of Rs. 5,665.10, with interest thereon at 9 per cent. per annum from August 29, 1932, till payment in full and costs and poundage in the following property, viz. :—

An undivided ½ share of all that and those house and ground bearing No. 319, Trincomalee street, within the town, Municipality, and District of Kandy, Central Province; and bounded on the east by Trincomalee street, south by houses bearing Nos. 45, Cross street, and 320, Trincomalee street, belonging to the late Martin Ambrose, west by the property of the late W. Haramanis de Soysa, and north by the property of the late Mr. Francis Silva; and containing in extent 13 86/100 perches; registered in A 65/208 subject however to a life interest in favour of Talgahagoda Ratwatte Kumarihamy.

Fiscal's Office,  
Kandy, May 1, 1934.

H. F. RATWATTE,  
Additional Deputy Fiscal.

Handwritten notes: 36.00, 10.00, 46.00, 46.39, Mr.

Handwritten notes: 26, 16.00, 39, 16.

In the District Court of Kandy.

Mena Pana Lana Nawanna Nagappa Chottiyar of  
Gampola ..... Plaintiff.

No. 43,158. Vs.

(1) Pana Lana Sana Thawani, (2) Sana Marimuttu, both  
of Atabage Pallegama in Kandukara Ihala korale of  
Udupalata ..... Defendants.

NOTICE is hereby given that on Saturday, May 26, 1934, commencing at 12 noon, will be sold by public auction at the respective premises the right, title, and interest of the said defendants for the recovery of the sum of Rs. 2,939·62, with interest thereon at 9 per cent. per annum from January 11, 1933, till payment in full and poundage in the following property, viz. :—

(1) All that land called Siyambalagahakotuwa of about 8 kurunies paddy sowing extent, situate at Atabage Pallegama in Kandukara Ihala korale of Udupalata in the District of Kandy, Central Province; and bounded on the east by Menikagekumbura, south by ditch, west by the ditch of Hapugahamulakotuwa, and north by the ditch of Medagedarawatta, together with everything thereon.

(2) An undivided one-fourth share out of all that land called Udagedarawatta of about 2 pelas paddy sowing extent in the whole, situate as aforesaid; and which said entire land is bounded on the east by fence and limit of Unga's land, south by the fence of Medagedarawatta and ditch, and west by the limit of Menika's land, and north by the limit of Kuttikandugewatta, together with a like share of everything thereon.

(3) All that land called Udagedarawatta of about 3 kurunies paddy sowing extent, situate at Werallapitiya in Atabage Pallegama aforesaid; and bounded on the east by the limit of Menikee's land, south by the ditch of Hattana, late Duraya's land, west by Thorakotuwewatta and hapu stump or kanuwa, and north by the ditch and not iura of Velun Appu's field, together with everything thereon.

(4) All that divided 2 lahas paddy sowing extent out of the land called Udagedarawatta, situate at Werallapitiya aforesaid; and which said divided 2 lahas paddy sowing extent is bounded on the east by the endaru fence of Alutgedarawatta, south by the limit or a portion of this land belonging to Sedara, west by the ditch on the limit of the land belonging to Werallapitiye Hatanakuda Duraya, and north by the limit of the portion of this land belonging to Menikee, together with everything thereon.

(5) An undivided one-half share out of all that divided eastern 2 pelas paddy sowing extent out of all that land called Motaellehena (now garden) of 3 pelas paddy sowing extent, situate at Atabage Pallegama aforesaid; and which said divided eastern 2 pelas are bounded on the east by Liyangaha-ela, south by Mahagaldetta with a yowela, west by the ela, nuga tree, and the Kamatdetta separating the remaining 1 pela paddy sowing extent of this land, and north by Liyanagahawela, together with a like share of everything thereon.

(6) An undivided one-half share out of all that land called Moteelahena, now garden of about 12 lahas paddy sowing extent, situate at Atabage Pallegama aforesaid; and which said entire land is bounded on the east by the nuga tree standing on the land belonging to Jeeris Appu and kamataeura, south by the fence and kahata tree of the land belonging to Mathambie Kanngany, west by the demata tree and Gepalegalweta, and north by ella that waters the field, together with a like share of everything thereon.

(7) All that land Peelagawahena (now garden) of about 1 amunam paddy sowing extent, situate at Werallapitiya aforesaid; and bounded on the east by the stump of the welan tree and stone, south by ela, west by galperiya, and north by the ditch of the land belonging to Suthappu and demata tree, together with everything thereon.

(8) All that divided southern portion or about 15 lahas paddy sowing extent, out of all that land called Polgahawatta of 3 pelas paddy sowing extent in the whole, situate at Werallapitiya aforesaid; and which said divided southern portion is bounded on the east by the eura, south by the agala of Saminathen Pillai's land, west by the three foot-path leading to Pussellawa, and north by the jak tree standing on Pinhamy's land, together with everything thereon.

(9) All that divided three-fourth shares out of all that land called Talagahawatta of about 3 kurunies paddy sowing extent in the whole, situate at Werallapitiya aforesaid; and which said entire land is bounded on the east by the field belonging to Menika; south and west by the land belonging to Pena Saminathen: Pulle, and north by the stone fence of the land belonging to Unga Neketta, together with a like share of everything thereon.

(10) An undivided one-half share out of all that land called Peelagawawatta of about 2 pelas paddy sowing extent in the whole, situate at Atabage Pallegama aforesaid; and which said entire land is bounded on the east by ela, south by the limit of Rango Nona's land, west by the limit of Ramasingham's land, and north by the agala of Polgawatta, together with a like share of everything thereon.

(11) An undivided one-half share out of all that land called Medagedarawatta of about 1 yelamunam paddy sowing extent in the whole, situate at Atabage Pallegama aforesaid; and which said entire land is bounded on the east by live fence and the road leading to the field, south by the eura of Siyambalakotuwa and Warakosgahamula-agala, west by live fence and Medagedara, and north by the stone fence of Unga Neketta's land, together with a like share of everything thereon.

(12) All that allotment of land called Pihillamullewatta alias Patana, situate at Werallapitiya aforesaid; and bounded on the north by lots 113 and 114 in P. P. 6,007, and east by land claimed by natives, south by lot No. 116 in P. P. 6,007, and west by lots 117 and 113 in P. P. 6,007; containing in extent 34 perches, together with everything thereon, and registered in D 116/151-154, 102/86, 116/155, 82/148-153.

Fiscal's Office,  
Kandy, May 1, 1934.

H. F. RATWATTE,  
Additional Deputy Fiscal.

In the District Court of Kandy.

Ana Runa Rawanna Mana Shuna Dorasamy Pillai of  
Gampola ..... Plaintiff.

No. 43,615. Vs.

(1) Nather Saibo Mohideen Saibo, (2) Mohideen Saibo's son Ammer Batcha Saibo, (3) Mohideen Saibo's wife Madar Pathumma Beebi, and Habeebu Lebbe Abdul Majeed, all of Nawalapitiya ..... Defendants.

NOTICE is hereby given that on Friday, May 25, 1934, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said 1st, 2nd, and 3rd defendants for the recovery of the sum of Rs. 1,332·50, with legal interest thereon from July 5, 1933, till payment in full and poundage, in the following property (less Rs. 82·50 paid), viz. :—

All that and those contiguous allotments of land called Hitinawatta of 1 pela and 5 lahas in paddy sowing extent, and Puwakarambe of 2 pelas in paddy sowing extent, situate at Penikuduwa in Pasbage korale of Uda Bulatgama in the District of Kandy, Central Province; and which said lands are together bounded on the east by galweta and ela, south by galweta and Pallewatta, west by Katta Aratchillage galweta, and north by galweta and Hettigewatta, together with the buildings thereon bearing assessment No. 21, and everything thereon which said land according to plan No. 21/29 dated July 31, 1929, made by F. N. Kalenberg, Licensed Surveyor, contains in extent 1 acre, and registered in L 32/296, and all the right, title, interest, and claim whatsoever of the said defendants in, to, upon, or out of the said several premises mortgaged by the 1st, 2nd, and 3rd defendants upon bond No. 1,494, dated September 4, 1929, and attested by Mr. M. W. Richard de Silva of Gampola, Notary Public.

Kandy, May 1, 1934.

H. F. RATWATTE,  
Additional Deputy Fiscal.

In the District Court of Kandy.

M. Kandasamy of Pussellawa ..... Plaintiff.

No. 41,867. Vs.

(1) H. M. Jan Singho, (2) H. M. Simon Singho, both of  
Tawalantenna, Ramboda ..... Defendants.

NOTICE is hereby given that on Saturday, May 26, 1934, at the hours noted below, will be sold by public auction at the respective premises the right, title, and interest of the said defendants in the following properties, viz. :—

Commencing at 1 P.M.

(1) An undivided two-eighth parts or shares and out of all that land called Nayamadittehena of about 6½ acres in extent, situate at Panangammana in Ramboda korale in



Kotmale; and bounded on the east by Katukitule Gornane, south by Gansabhawa road, north by road and T. P. No. 50,206, and on the west by the road, together with a like share of everything thereon.

(2) An undivided one-half part or share from and out of all that field called Gedarakumbura of about 1 pela in paddy sowing extent, situate at Panangamma aforesaid; and bounded on the north by the inwella of this field, east by the imawella of the field belonging to Mahakel-walagedara Kirihatana, south by the imawella of the field called Paluwatta, and on the west by the water-course, together with a like share of everything thereon.

(3) An undivided one-half part or share from and out of all that land called Ellapitawatta Kumburataudukonahena of about 30 seers of kurakkan sowing in extent, situate at Panangamma aforesaid; and bounded on the north by the limit of the land belonging to Appuwa, east by the ditch of the land belonging to the vendor and the limit of the lands belonging to Sobana, veda, south by the ivura of the wanata of the field, and on the west by the limit of the remaining portion of this land, together with a like share of everything thereon.

(4) All that land called Hapugahahena-aswedduma and Hapugahahena of the extent of 1 acre 2 roods and 23 perches, situate at Panangamma aforesaid; and bounded on the north by ela, east by T. P. Nos. 204,103 and 108,880 and Katukitula-ela, south by the Katukitul-ela, and on the west by the land claimed by natives and T. P. No. 110,889, together with everything thereon.

Commencing at 3 P.M.

(5) An undivided two-eighth parts of shares out of all that land called Illukgollekotuwahena of the extent of 7 acres and 1 rood, situate at Handapangama in Ramboda korale in Kotmale; and bounded on the north by water-course and reservation of the road, south by Niyandagala-ela, west by reservation along road and water-course, and on the east by the reservation along the road, save and except the portion sold to the Government, together with a like share of everything thereon.

For the recovery of the sum of Rs. 2,988, and interest.

Deputy Fiscal's Office, W. J. A. VAN LANGENBERG,  
Nuwara Eliya, April 30, 1934. Additional Deputy Fiscal.

### Southern Province.

In the District Court of Galle.

(1) Petthawadu Harmanis de Silva and 2 others. . Plaintiffs.

No. 25,230. Vs.

Weraniyagodage Don Andiris and others. . Defendants.

NOTICE is hereby given that on Saturday, June 9, 1934, commencing at 10 A.M., will be sold by public auction at the spot the right, title, and interest of the 29th, 37th, 38th, 34th, 12th, 9th, 10th, 11th, 13th, 14th, 15th, 50th to 54th, 45th, 22nd, 23rd, 32nd, 16th to 20th and 49th, 30th and 31st, 56th, 55th, 1st to 7th defendants, in the following property, viz. :—

Against 29th Defendant.

1. Lot No. 1 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola in Elpitiya in Bentota-Walallawiti korale, Galle District, Southern Province; and bounded on the north by lot No. 2 of the same land, east by Bogahawatta, south by Kajjugahakumbura, and west by Mahawatta; and containing in extent 1 acre 2 roods and 36·40 perches, with lot No. 19.

2. Lot No. 19 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 16 of the same land, east by lot No. 20 of the same land, south by Narangahawatta, and west by lot No. 18 of the same land; and containing in extent 1 acre 2 roods and 36·40 perches, with lot No. 1.

Against 37th and 38th Defendants.

3. Lot No. 2 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 3 of the same land, south by Kandewatta, south by lot No. 1 of the same land, and west by Mahawatta; and containing in extent 26·33 perches.

Against 34th Defendant.

4. Lot No. 3 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 4 of the same land, east by Kandewatta, south by lot No. 2 of the same land, and west by Mahawatta; and containing in extent 23·03 perches.

Against 12th Defendant.

5. Lot No. 4 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 5 of the same land, east by Kandewatta, south by lot No. 3 of the same land, and west by Mahawatta; and containing in extent 39·96 perches.

Against 9th, 10th, 11th, 13th, 14th, 15th, 50th to 54th Defendants.

6. Lot No. 5 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 9 of the same land, east by Kandewatta, south by lot No. 4 of the same land, and west by lot No. 7 of the same land and Mahawatta; and containing in extent 2 roods and 21·54 perches.

Against the 45th Defendant.

7. Lot No. 6 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 7 of the same land, east and south by Mahawatta, and west by Kahambiliyagodawatta; and containing in extent 3 roods and 6·36 perches.

Against 22nd and 23rd Defendants.

8. Lot No. 7 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 8 of the same land, east by lot No. 5 of the same land, south by lot No. 5 of the same land, and west by Kahambiliyagodawatta; and containing in extent 3 roods and 6·36 perches.

Against 32nd Defendant.

9. Lot No. 10 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by land called Ulgaladuwa alias Maguruwaladuwa belonging to Idirimuni Girigoris, east by lot No. 11 of the same land, south by land called Kandewatta, and west by lot No. 9 of the same land; and containing in extent 1 rood and 38·98 perches.

Against 16th to 20th and 49th Defendants.

10. Lot No. 15 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by the land called Ulgaladuwa alias Maguruwaladuwa belonging to Idirimuni Girigoris, east by lot No. 20 of the same land, south by lot No. 16 of the same land, and west by lot No. 14 of the same land; and containing in extent 1 acre and 9·81 perches, together with lot No. 21.

11. Lot No. 21 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 20 of the same land, east by Horagaslawala, south by Alubogahawatta, and west by Bogahawatta; and containing in extent 1 acre and 9·81 perches, together with lot No. 15.

Against 30th and 31st Defendants.

12. Lot No. 16 of the land called Maguruwalawela alias Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 15 of the same land, east by lot No. 20 of the same land, south by lots Nos. 17, 18, and 19 of the same land, and west by lot No. 14 of the same land; and containing in extent 1 rood and 19·23 perches.



*Against 56th Defendant.*

13. Lot No. 17 of the land called Maguruwalwela *alias* Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 16 of the same land, east by lot No. 18 of the same land, south by Moragahawatta, and west by lot No. 14 of the same land; and containing in extent 11<sup>85</sup>/<sub>100</sub> perches.

*Against the 55th Defendant.*

14. Lot No. 18 of the land called Maguruwalwela *alias* Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by lot No. 16 of the same land, east by lot No. 19 of the same land, south by Moragahawatta, and west by lot No. 17 of the same land; and containing in extent 19<sup>74</sup>/<sub>100</sub> perches.

*Against 1st to 7th Defendants.*

15. Lot No. 20 of the land called Maguruwalwela *alias* Gedaralangaowita, situated at Kadirandola aforesaid; and bounded on the north by Ulgaladuwalangakurunduwatta, east by Uduwila Thunhaua and Gorakagahaduwa, south by Horagaslawala and lot No. 21 of the same land, and west by lots Nos. 15, 16, and 19 of the same land and Moragahawatta, Laolugahawatta, Bogahawatta, and Alubogahawatta; and containing in extent 9 acres and 34<sup>24</sup>/<sub>100</sub> perches.

Amount of writ from 29th defendant Rs. 59<sup>11</sup>/<sub>100</sub>; 37th and 48th defendants, Rs. 5<sup>52</sup>/<sub>100</sub>; 34th defendant Rs. 4<sup>80</sup>/<sub>100</sub>; 12th defendant Rs. 8<sup>40</sup>/<sub>100</sub>; 9th to 11th, 13th to 15th, and 50th to 54th defendants Rs. 19<sup>80</sup>/<sub>100</sub>; 45th defendant Rs. 26<sup>51</sup>/<sub>100</sub>; 22nd and 23rd defendants Rs. 26<sup>50</sup>/<sub>100</sub>; 32nd defendant Rs. 16<sup>56</sup>/<sub>100</sub>; 16th to 20th and 49th defendants Rs. 36<sup>74</sup>/<sub>100</sub>; 30th and 31st defendants Rs. 12<sup>41</sup>/<sub>100</sub>; 56th defendant Rs. 2<sup>48</sup>/<sub>100</sub>; 55th defendant Rs. 4<sup>34</sup>/<sub>100</sub>; 1st to 7th defendants Rs. 309<sup>62</sup>/<sub>100</sub>; and costs Rs. 24<sup>25</sup>/<sub>100</sub>.

Fiscal's Office,  
Galle, May 1, 1934.

J. R. WEERASEKERA,  
Deputy Fiscal.

## In the District Court of Galle.

S. N. S. Odeyappa Chettiar of Galle, presently in India,  
by his attorney Kana Runa Venaitethan Chettiar  
of Galle ..... Plaintiff.

No. 31,146.

Vs.

J. N. Goonatilake of Galle ..... Defendant.

NOTICE is hereby given that on Saturday, June 2, 1934, commencing at 2 P.M., will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, viz. :—

1. All that undivided  $\frac{2}{3}$  parts of the soil and trees (exclusive of a water-course which runs through the middle and another water-course) of the land called Paragaha-ela Okanda, together with the plantations and buildings equivalent to those shares, situated at Malgalla in Hinidum pattu of Galle District, Southern Province; and bounded on the north by lot 8 appearing in preliminary plan No. 487, east by land appearing in title plan No. 248,353, south by a road, and west by lot 22B appearing in preliminary plan No. 487 and a water-course; and containing in extent 3 acres and 20 perches.

2. All that undivided  $\frac{2}{3}$  parts of the soil and trees of the land called Talangalla-ela-addaradeniya, situated at Talangalla in Hinidum pattu aforesaid; bounded on the north and east by lot 2 in preliminary plan No. 489, south by Talangalla-ela and land appearing in title plan No. 248,353; containing in extent 4 acres 3 roods and 1 perch.

3. All that undivided  $\frac{2}{3}$  parts of the land called Ulu-pattalalangadeniya and Okanda, situated at Talangalla aforesaid; bounded on the north by lot 2 in preliminary plan No. 489 and Talangalu-ela, east by title plan No. 248,354 Talangalu-ela and lot 8A in preliminary plan No. 489, south by a road and west by a road and T. P. 248,352; containing in extent, exclusive of Talangalu-ela and dolas passing through the land, 12 acres 3 roods and 6 perches as per survey plan No. 248,353 of December, 1907.

Writ amount Rs. 3,125, with legal interest thereon from August 1, 1932, till payment and Rs. 98<sup>52</sup>/<sub>100</sub> for costs, less Rs. 1,880 paid.

Fiscal's Office,  
Galle, May 1, 1934.

J. R. WEERASEKERA,  
Deputy Fiscal.

## In the Court of Requests of Colombo.

C. E. de Silva of Dehiwala ..... Plaintiff.

No. 87,434.

Vs.

(1) H. P. de Silva, (2) Lucy de Silva, wife and husband,  
both of Hirimbura in Galle ..... Defendants.

NOTICE is hereby given that on Saturday, May 26, 1934, at 2 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said 2nd defendant in the following property, viz. :—

All the right, title, and interest of the 2nd defendant out of all those undivided one-fourth and half of half part of all the fruit trees and soil of the defined lot C of Annawatta, situated at Galupiadda, within the Municipality and Four Gravets of Galle, in the Galle District, Southern Province, together with the entirety of the tiled house of 9 cubits bearing assessment No. 34 and the other buildings bearing assessment Nos. 34A and 34B, all standing thereon; which defined lot C is bounded on the north by Pettigala-ela, on the east by a portion of this land which belonged to Mr. J. C. Anthonisz, south by the high road leading from Galle to Matara, and west by the property called Endrop; and containing in extent 30<sup>25</sup>/<sub>100</sub> perches.

Writ amount Rs. 275, with further interest at 10 per cent. per annum from March 22, 1933, till date hereof and thereafter at 9 per cent. per annum on the aggregate amount till payment in full and costs of suit, to wit, Rs. 37 being the incurred costs and Rs. 72 being the prospective cost by instalment of Rs. 50 per annum commencing from June 1, 1933, less Rs. 40.

Fiscal's Office,  
Galle, April 25, 1934.

J. R. WEERASEKERA,  
Deputy Fiscal.

## In the District Court of Galle.

Arsa Jayawardene Joli Sri Singha Waidyaratne  
Dharmasekera Samaranyake Peter Edwin Seneris  
of Magalle in Galle ..... Plaintiff.

No. 31,704.

Vs.

Idroos Lebbe Marikkar Ahamed Lebbe Marikkar of  
Katugoda, Ahamed Lebbe, Marikkar Packir Mohamed  
of Katugoda, administrator of the estate of the  
defendant, deceased, substituted defendant in D. C.,  
Galle, Testamentary case No. 7,530 ..... Defendant.

NOTICE is hereby given that on Saturday, June 2, 1934, at 2 o'clock in the afternoon, will be sold by public auction at the spot in the following mortgaged property, viz. :—

All that divided  $\frac{1}{2}$  portion of the land side and all that divided  $\frac{1}{2}$  portion on the sea side (contiguous portions) of the land called Hostenburg with all the plantations and buildings, save the building bearing assessment No. 155 thereon, situated at Galupiadda, within the Municipality and Gravets of Galle District, Southern Province; and bounded on the north by Badal-ela, east by the  $\frac{1}{2}$  lot of the one-half portion of Hostenberg that belonged to Michael de Silva Kankanama; south by the seabeach, and west by the remaining lots out of the one-half portion of Hostenberg that belonged to Solomon Jansz; and containing in extent, exclusive of the high road passing through the land, 2 roods and 25<sup>97</sup>/<sub>100</sub> perches, as per figure of survey No. 239 dated August-27, 1887, made by Arthur W. Anthonisz, Surveyor.

Rs. 2,859<sup>91</sup>/<sub>100</sub>, with interest thereon at 9 per cent. per annum from January 26, 1933, till payment in full and costs of suit.

Fiscal's Office,  
Galle, April 28, 1934.

J. R. WEERASEKERA,  
Deputy Fiscal.

In the District Court of Matara.

Mitiyamulle Arachchige Don Juwanis Appuhamy of  
Urumutta ..... Plaintiff.

No. 5,060. Vs.

Jayasinghe Siriwardena Buddadasa of Bopagoda, by  
his assignee P. L. Suppiah Pillai of Galle .... Defendant.

NOTICE is hereby given that on Saturday, June 9, 1934, commencing at 3 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 mortgaged property for the recovery of a sum of Rs. 6,252.06, together with legal interest on Rs. 6,058.06 from September 14, 1933, till payment in full, viz. :—

(1) All the soil and fruit trees of the land called Hulankannagoda *alias* Kaluwagahahena, situated at Puwakbadaowita in Pallo pattu of Morawak korale in the Matara District, Southern Province; and bounded on the north by Crown land called Hulankannagodahena, east by Udakalawitawatta claimed by A. V. G. Appu, Tantiriyawatta claimed by R. Don Andris, Deniyagodahakoratuwa claimed by R. Don Andris and others, and the Crown land called Kaluwagahahena, south by Hettikandegekanattewatta claimed by A. V. G. Seadoris and others, Talawawatta claimed by Baithampy, and land reserved alongside the road, west by Kaluwagahahena, Nekeththaliya, Etorawa, the Crown land called Hulankannagodahena, the land described in plan No. 155,794, and Thala Nakiththaliya claimed by D. Y. Don Hendrick and others; and containing in extent 28 acres 3 roods and 12 perches.

(2) All the soil and fruit trees of the land called Gurubewulahena, situated at Puwakbadaowita aforesaid; and bounded on the north by lots C, G, and 6 C described in P. P. 30 and the lands described in T. Ps. 6, 237,252, and 237,199, east by lot 17B in P. P. 30 and a road, south by lot 17B in P. P. 30, west by the strip of land excluded alongside the water-course and lot 22 in P. P. 30; and containing in extent 9 acres 1 rood and 31 perches.

(3) All that undivided  $\frac{7}{8}$  shares of the soil and fruit trees of the land called Danwatta *alias* Dindilaiwatta, situated at Puwakbadaowita aforesaid; and bounded on the north by Gawaradeniya and Udumullekoratuwa, east by old high road, south by Maragahatowawatta, west by the river; and containing in extent about 10 acres.

(4) All that land called Bokkahena and everything in it, and situated at Lewpottдениya in the Pallo pattu aforesaid; and bounded on the north by lot 6B, east by lot 10, south by lot 102, west by lots 81P and 1; and containing in extent 5 acres 3 roods and 34 perches.

Deputy Fiscal's Office, E. T. GOONEWARDENE,  
Matara, April 26, 1934. Deputy Fiscal.

## Northern Province.

In the District Court of Jaffna.

Naganathar Arumugam Joseph of Jaffna ..... Plaintiff.  
Mariyamamah Chellam Joseph of ditto... Substituted plaintiff.

No. 1,412. Vs.

(1) Joseph Thuraisingam, (2) Nallammah, daughter of Joseph of ditto (minor) by their guardian *ad litem* Bastiampillai Joseph Rajaratnam of ditto, presently of Surveyor-General's Office, Colombo ..... Defendants.

NOTICE is hereby given that on Saturday, May 26, 1934, at 10 o'clock in the forenoon, will be sold by public auction at the spot the right, title, and interest of the said 1st and 2nd defendants in the following property for the recovery of Rs. 4,066.37, with interest thereon at the rate of 9 per cent. per annum from October 8, 1931, and costs Rs. 232.52, poundage, and charges, viz. :—

An undivided  $\frac{1}{2}$  share with its appurtenances of a piece of land, situated at Karaiyoor in Chundikully parish, Jaffna division of the Jaffna District, Northern Province, called Vilankarthoddam, Pukaielaiththoddam, Ramarthoddam, and Sethathithoddam; containing in extent 4 lachams varagu culture, with stone built house, well cultivated and spontaneous plantations; and bounded on the east by road, north by Mariyapillai, wife of Soosaipillai, west by Cittampalam Ponnusamy, and south by Christopher Emmanuel and others.

Fiscal's Office,  
Jaffna, April 30, 1934.

S. TURAIYAPPAH,  
Deputy Fiscal.

In the District Court of Jaffna.

Elagupillai Santhirasegram, (2) wife Valliammai, both  
of Araly South ..... Plaintiffs.

No. 5,190.

Ponnammah, widow of Kandappan Ampalavanapillai  
of Araly South ..... Defendant.

NOTICE is hereby given that on Saturday, May 26, 1934, at 3 p.m., 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 Rs. 360.85, with further interest on Rs. 325 at 10 per cent. per annum from November 13, 1932, and costs Rs. 77.15, poundage, and charges, viz. :—

A piece of land situated at Araly South, in Vaddukoddai parish, Valigamam West division of the Jaffna District, Northern Province, called Kadduvilanai; containing in extent 24 $\frac{1}{2}$  lachams p. c., with well; and bounded on the east by Velauther Visuwanathan, north by Chellappah Ampalavanapillai Chellappah Subramaniam and shareholders, west by Valliammai, wife of Murugesu, and south by Nagamma, widow of Kanapathipillai (but exclusive of  $\frac{1}{2}$  share of the well, Thoorvai and a path 3 feet in width to the northern boundary land leading from the said well).

*The land is said to be under mortgage.*

Fiscal's Office,  
Jaffna, April 30, 1934.

S. TURAIYAPPAH,  
Deputy Fiscal.

## Eastern Province.

In the District Court of Trincomalee.

Mary Joseph Chelliah of Division No. 2, Trin-  
comalee ..... Plaintiff.

No. 1,671. Vs.

(1) Canapathipillai Vallipurampillai Mudaliyar and  
wife (2) Vallipillaimayagam, both of Division  
No. 1 ..... Defendants.

NOTICE is hereby given that on Saturday, May 26, 1934, commencing at 10 o'clock in the afternoon, will be sold by public auction at the spot the following properties mortgaged with the plaintiff for the recovery of a sum of Rs. 1,650, with interest on Rs. 1,500 at 15 per cent. per annum from July 13, 1932, till August 31, 1932, and thereafter at 9 per cent. per annum till payment in full, provided such interest does not exceed Rs. 1,350, cost of suit, fiscal's fees, poundage, and charges, viz. :—

1. A piece of field situated at Kandalkadu in Tamblegam pattu, Trincomalee, lot No. D. 198 marked letter P; bounded on the north by the land referred to in survey plan No. 139,507, on the north-east by Crown land and the land referred to in plan No. 108,534, on the south-east and on the south by the land referred to in survey plan No. 139,523; in extent 14 acres 2 roods and 3 perches; registered D 2/284.

2. A piece of field called Sinnakiran, situated at Kinniyai in Tamblegam pattu, Trincomalee, lot Nos. 76047 and 76048 referred to in preliminary plan No. 2,350; bounded on the north by Crown land and land bearing lot No. 8844, on the east by land intended for road and by the land reserved as reservation by the side of the road, and on the south and west by Crown lands; in extent 8 acres 2 roods and 21 perches; registered D 5/31.

3. Commencing at 1 p.m. on Saturday, May 26, 1934.—A piece of land together with an ola house and plantation, situated at Sinnakinnia in Tamblegam pattu, Trincomalee; bounded on the north by the land belonging to N. Kanapathipillai, on the east and south by roads, and on the west by the land belonging to Achchupillai; in extent on the northern and southern sides 17 fathoms each, on the eastern side 13 fathoms, and on the western side 11 fathoms; registered D 3/234.

V. A. JOSEPH-CHELVARETNAM,  
Deputy Fiscal's Office,  
Trincomalee, April 30, 1934.

for Deputy Fiscal.

## NOTICES IN TESTAMENTARY ACTIONS. 32

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Widanelage Cecilia Fernando of Karagampitiya, deceased.

Widanelage Charles Fernando of Karagampitiya ..... Petitioner.

And

- (1) Widanelage Polis Fernando, (2) ditto Andy Fernando, (3) Moderage Lydia Pieris, (4) Mututantrige Peduru Fernando, all of Karagampitiya, and (5) the Trustee of Ruwanweliya temple, Anuradhapura ..... Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 8, 1934, in the presence of Mr. F. J. Botejuo, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated January 27, 1933, and (2) of the attesting witnesses dated January 24 and 27, 1933, having been read:

It is ordered that the last will of Widanelage Cecilia Fernando, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will, and that he is entitled to have probate thereof issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before May 10, 1934, show sufficient cause to the satisfaction of this court to the contrary.

March 8, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Spencer Shelley of Glenoran, Longhope, in the County of Gloucester, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on April 25, 1934, in the presence of Messrs. Julius & Cressy of Colombo, Proctors, on the part of the petitioner, Mr. Daniel Thomas Richards of Colombo, and the affidavit of the said petitioner dated April 7, 1934, and the exemplification of probate of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated October 27, 1933, having been read: It is ordered that the will of the said deceased dated June 24, 1932, of which an exemplification of 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 proving executor 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 May 10, 1934, show sufficient cause to the satisfaction of this court to the contrary.

April 25, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Kurugamage Mary Evelyn Patricia Fernando nee Seneviratne Jayawardene of Kotahena, deceased.

Jane Maria Perera Seneviratne Jayawardene of Kotahena, Colombo ..... Petitioner.

And

- (1) Francis C. Fernando of Nuwara Eliya, (2) Joseph Perera Seneviratne Jayawardene of Kotahena, Colombo ..... Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on February 13, 1934, in the presence of Mr. C. B. Dias, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 1, 1934, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as mother of the above-named deceased, to have letters of administration to her estate issued to her.

unless the respondents above named or any other person or persons interested shall, on or before May 10, 1934, show sufficient cause to the satisfaction of the court to the contrary.

February 13, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Don Stephen Jayawardena of Kandana in the Ragam pattu of Alutkuru korale, deceased.

Edamudalige Dona Johana Joslin Jayawardena of Kandana aforesaid ..... Petitioner.

And

- (1) Mrs. E. D. I. Abeyesinghe, (2) Matilda Agnes Jayawardena, (3) Leonard Robert Wilfred Jayawardena of Kandana, (4) Kasturi Aratchige Cyril Christopher Perera of Armour street, Colombo; the 3rd respondent (minor) appearing by his guardian *ad litem* the 4th respondent above named ..... Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on February 27, 1934, in the presence of Mr. K. V. A. Perera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 26, 1934, 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 May 10, 1934, show sufficient cause to the satisfaction of the court to the contrary.

February 27, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Nawalage Elizabeth Cooray Hewavitarana of Nawala in the Pallopatru of Salpiti korale, deceased.

Nawalage Benjamin Cooray of Nawala aforesaid ..... Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 27, 1934, in the presence of Mr. N. J. S. Cooray, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated March 22, 1934, (2) of the attesting notary also dated March 22, 1934, having been read:

It is ordered that the last will of Nawalage Elizabeth Cooray Hewavitarana, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before May 10, 1934, show sufficient cause to the satisfaction of this court to the contrary.

March 27, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Don George Attygalle of No. 6,767. Attygalle Walauwwa in Kolamunna, deceased.

Alice Attygalle of Attygalle Walauwwa in Kolamunna ..... Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on March 27, 1934, in the presence of Mr. M. D. Gunatilleka, Proctor, on the part of the petitioner above named; and the affidavits (1) of the said petitioner dated February 21, 1934, and (2) of the attesting notary and witnesses dated March 16, 1934, having been read:

It is ordered that the last will of Don George Attygalle, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby

declared proved; and it is further declared that the petitioner is the executor named in the said will and that she is entitled to have probate thereof issued to her accordingly, unless any person or persons interested shall, on or before May 10, 1934, show sufficient cause to the satisfaction of this court to the contrary.

March 27, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Georgina Matilda Parkinson of No. 6,774. ✓  
14, Helena road, Southsea, in the city of Portsmouth, spinster, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on April 20, 1934, in the presence of Mr. Frederick Claude Rowan of Colombo, Proctor, on the part of the petitioner, Mr. Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated April 5, 1934, a certified copy of probate, a certified copy of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated March 23, 1934, having been read: It is ordered that the will of the said deceased dated March 4, 1933, of which a certified copy 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 May 10, 1934, show sufficient cause to the satisfaction of this court to the contrary.

April 20, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the Right Reverend Ernest Arthur Copleston of Offwell, 2, Wimblehurst road, Horsham, Sussex, England, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on April 23, 1934, in the presence of Mr. Frederick Claude Rowan of Colombo, Proctor, on the part of the petitioner, Mr. Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated April 5, 1934, a certified copy of probate, a certified copy of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated March 23, 1934, having been read: It is ordered that the will of the said deceased dated June 12, 1928, of which a certified copy 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 May 10, 1934, show sufficient cause to the satisfaction of this court to the contrary.

April 23, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Johan Gerrit Berkhuysen otherwise Johan Gerrit Berkhuysen of 14, Wilhelminalaan Zeist, in Holland, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on April 23, 1934, in the presence of Mr. Frederick Claude Rowan of Colombo, Proctor, on the part of the petitioner, Mr. Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated April 5, 1934, a certified copy of probate, a certified copy of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated March 23, 1934, having been read: It is

ordered that the will of the said deceased dated August 26, 1931, of which a certified copy 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 one 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 May 10, 1934, show sufficient cause to the satisfaction of this court to the contrary.

April 23, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Mutual Last Will and Testament (with Codicil) of Elizabeth Howie Innes (and Isabella Wood Innes) late of 21, Ryehill Terrace, Leith, Edinburgh, Scotland, spinster, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on April 27, 1934, in the presence of 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 April 24, 1934, (2) the power of attorney dated February 12, 1934, and (3) the order of the Supreme Court dated April 23, 1934, having been read: It is ordered that the will of the said Elizabeth Howie Innes, deceased, dated May 27, 1931 (and a codicil thereto dated February 29, 1932), a certified copy of which under the seal of the Commissariat of Edinburgh in Scotland 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 sole executrix named in the said will, and that he is entitled to have letters of administration (with will and codicil annexed) issued to him accordingly, unless any person or persons interested shall, on or before May 10, 1934, show sufficient cause to the satisfaction of this court to the contrary.

April 27, 1934.

G. C. THAMBYAH,  
District Judge.

In the District Court of Nuwara Eliya holden at Hatton.

Order Nisi.

Testamentary Case No. 170. In the Matter of the Intestate Estate of Mututantrige James Fernando of Kehelwatta in Panadura, deceased.

M. Christina Fernando of Coombwood estate, Talawa-kele ..... Petitioner (dead).

M. Lilian Fernando of Coombwood estate, Talawa-kele, assisted by her husband, M. Wilmon Fernando ..... Respondent, Substituted Petitioner.

THIS matter coming on for disposal before R. Aluwihare, Esq., District Judge, Nuwara Eliya-Hatton, on February 21, 1934, in the presence of Mr. A. J. M. de Silva, Proctor, on the part of the substituted petitioner; and the affidavit of the said substituted petitioner dated February 7, 1934, having been read:

It is ordered that the said substituted petitioner, as daughter of the above-named deceased, be and she is hereby declared entitled to have letters of administration to the estate of the above-named deceased issued to her, unless any person or persons interested shall, on or before March 20, 1934, show sufficient cause to the satisfaction of this court to the contrary.

February 21, 1934.

R. M. G. MONYPENNY,  
District Judge.

The date for showing cause is extended to April 4, 1934.

March 20, 1934.

R. M. G. MONYPENNY,  
District Judge.

The date for showing cause is extended to April 24, 1934.

April 4, 1934.

R. M. G. MONYPENNY,  
District Judge.

The date for showing cause is extended to May 8, 1934.

April 24, 1934.

R. M. G. MONYPENNY,  
District Judge.

In the District Court of Nuwara Eliya  
Holden at Hatton.

Testamentary In the Matter of the Estate of the late  
Jurisdiction. Clare Dickson, deceased, of Agrawatta in  
No. 174. Watawala.

(1) James Richard Nathaniel Anthonisz of Agrawatta,  
Watawala, and (2) Hector Harding Dickson of  
Nanu-oya ..... Petitioners.

And

(1) Albert Winchester Dickson of Nawalapitiya,  
(2) Minnie Agnes Anthonisz nee Dickson of Watawala,  
(3) Florence Geraldine Smith nee Dickson of Nawala-  
pitiya (deceased), (4) Robert John Dickson of Nuge-  
goda, (5) Dora Nellie Merwald nee Dickson of  
Nugegoda, (6) Catherine Margaret Elliot nee Dickson,  
presently in the Lunatic Asylum, Angoda .. Respondents.

Also

(1) Guendoline Clare Jonklaas nee Smith of Victoria  
Drive, Kandy, (2) Enid Vera Misso nee Smith of  
Fareed place, Bambalapitiya, (3) Alfred Henry  
Stanhope Smith of 155, Poradeniya road, Kandy,  
(4) Evelyn Dickson Smith of the Railway Shed,  
Anuradhapura, and (5) Bertram Egerton Smith of  
Gondanawa, Nawalapitiya .. Substituted Respondents.

THIS action coming on for disposal before R. Aluwihare,  
Esq., District Judge of Nuwara Eliya holden at Hatton, on  
June 20, 1933, in the presence of Mr. W. G. Udugama,  
Proctor, on the part of the petitioners; and the affidavit and  
petition of James Richard Nathaniel Anthonisz and Hector  
Harding Dickson dated June 16, 1933, and June 20, 1933,  
respectively, having been read:

It is ordered that the will of Clare Dickson of Agrawatta,  
Watawala, deceased, dated October 10, 1932, filed in this  
court, be and the same is hereby declared proved, unless  
any person or persons interested shall, on or before July 26,  
1933, show sufficient cause to the satisfaction of this court  
to the contrary.

It is further declared that the petitioners 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 July 26,  
1933, show sufficient cause to the satisfaction of this court  
to the contrary.

June 20, 1933. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to August 8, 1933.

July 26, 1933. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to August 22,  
1933.

August 8, 1933. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to September 19,  
1933.

August 22, 1933. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to October 3, 1933.

September 19, 1933. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to October 31,  
1933.

October 3, 1933. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to November 28,  
1933.

October 31, 1933. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to January 23,  
1934.

November 28, 1933. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to February 2,  
1934.

January 23, 1934. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to February 20,  
1934.

February 6, 1934. R. ALUWIHARE,  
District Judge.

The date for showing cause is extended to May 8, 1934.

April 4, 1934. R. M. G. MONYPENNY,  
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. the late Mapalagama Palliye Guruge  
No. 7,555. Babunhamy de Silva, deceased, of  
Gintota.

THIS matter coming on for disposal before T. W.  
Roberts, Esq., District Judge of Galle, on February 7,  
1934, in the presence of Mr. P. B. de Silva, Proctor, on the  
part of the petitioner, Totagamuwe Vidanege Pawlis  
Perera of Gintota; and the affidavit of the said petitioner  
dated February 6, 1934, having been read:

It is ordered that the 1st respondent be appointed  
guardian *ad litem* over the 2nd respondent unless the  
respondents, viz., (1) Mapalagama Palliye Guruge Romanis  
Silva, (2) Totagamuwe Vidanege Wimalawathie Perera  
of Gintota, shall, on or before March 21, 1934, show  
sufficient cause to the satisfaction of this court to the  
contrary.

It is further ordered that the said petitioner, as husband  
of the deceased above named, is entitled to have letters of  
administration issued to him accordingly, unless the  
respondents above named shall, on or before March 21,  
1934, show sufficient cause to the satisfaction of this court  
to the contrary.

February 7, 1934. T. W. ROBERTS,  
District Judge.

The foregoing Order Nisi is extended to May 9, 1934.

March 21, 1934. T. W. ROBERTS,  
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of  
Jurisdiction. the late Godage Andris Appuhamy,  
No. 7,562. deceased, of Ettiligoda.

THIS matter coming on for disposal before T. W.  
Roberts, Esq., District Judge of Galle, on March 20, 1934,  
in the presence of Messrs. D. & R. Amarasuriya, Proctors,  
on the part of the petitioner, Ambagahawattege Podi-  
hamine of Ettiligoda; and the affidavit of the said petitioner  
dated February 16, 1934, having been read:

It is ordered that the 1st respondent be and he is hereby  
appointed guardian *ad litem* over the 2nd and 3rd respon-  
dents, unless the respondents—(1) Godage Jenny, wife of  
Hirimbure Gamage William Appuhamy of Hirimbura, (2)  
Godage Jane, and (3) Godage Hinnihamine, both of Hirim-  
bura—shall, on or before May 21, 1934, show sufficient  
cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as widow  
of the deceased above named, is entitled to have letters of  
administration issued to her accordingly, unless the  
respondents above named shall, on or before May 21, 1934,  
show sufficient cause to the satisfaction of this court to the  
contrary.

March 20, 1934. T. W. ROBERTS,  
District Judge.

In the District Court of Matara.

Testamentary In the Matter of the Intestate Estate of  
No. 3,834. the late Murugananda Swamiam Naraya-  
nan Chettiar of Kanapathipuram, Melur,  
Madura District, South India.

Narayanan Chettiar Velayitham Chettiar of Waraka-  
pitiya in Weligama ..... Petitioner.

Vs.

Selappy Achy of Kanapathipuram Melur, Madura  
District, South India..... Respondent.

THIS matter coming on for disposal before M. H.  
Kantawala, Esq., District Judge of Matara, on February 24,  
1934, in the presence of Messrs. G. E. & G. P. Keuneman,  
Proctors, on the part of the petitioner above named; and  
the affidavit of the said petitioner dated February 9, 1934,  
having been read:

It is ordered that the petitioner above named be and the  
same is hereby declared entitled, as son of the said deceased,  
to administer the said estate, and that letters of adminis-  
tration do issue to him accordingly, unless the respondents  
above named or any person or persons interested shall, on  
or before May 25, 1934, show sufficient cause to the  
satisfaction of this court to the contrary.

February 24, 1934. M. H. KANTAWALA,  
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of Jurisdiction. the late Alwappillai Subramaniam of No. 8,449. Puloly West, deceased.

Chellamma, widow of Alwappillai Subramaniam of Puloly West :..... Petitioner.

(1) Karnavathy, daughter of Subramaniam, (2) Anna-pooranam, daughter of Subramaniam, (3) Maheswari, daughter of Subramaniam, (4) Subramaniam Balasubramaniam, (5) Sivacolunthu, daughter of Subramaniam, (6) Subramaniam Balakrishnan, (7) Subramaniam Balasuntharan, all of Puloly West, (8) Ramanathar Subramaniam of Thumpalai; the 1st, 2nd, 3rd, 4th, 5th, 6th, and 7th respondents are minors by their guardian ad litem the 8th respondent. . Respondents.

THIS matter of the petition of the above-named petitioner, praying for letters of administration of the estate of the above-named deceased, Alwappillai Subramaniam of Puloly West, coming on for disposal before C. Coomaraswamy, Esq., District Judge, on January 31, 1934, in the presence of Messrs. Kandaiyer & Mailvaganam, Proctors, on the part of the petitioner; and the affidavit of the petitioner dated October 31, 1934, having been read :

It is declared that the petitioner is the administratrix of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before March 21, 1934, show sufficient cause to the satisfaction of this court to the contrary.

C. COOMARASWAMY, District Judge. February 15, 1934.

Order Nisi extended and re-issued for May 16, 1934.

C. COOMARASWAMY, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Ramanathar Murugesu of Chulipuram, No. 8,522. deceased.

Sinnachy, widow of Ramanathar Murugesu of Chulipuram ..... Petitioner.

Vs.

(1) Sithamparappillai Kandiah of ditto, (2) Arunasalam Kanapathippillai of ditto, presently Overseer, P. W. D., Sipang, in F. M. S., (3) Arunasalam Kovin-thar of ditto, (4) Arunasalam Velauthar of ditto, (5) Kovin-thar Eliathamby of ditto, presently Plantain boutique, Borella, (6) and wife Kathirasippillai, (7) Sithamparappillai Sangarappillai, (8) Sinnappillai, widow of Vinayagar, (9) Ambalavanar Nannithamby and wife (10) Sinnappillai, all of Chulipuram. Respondents.

THIS matter of the petition of the above-named petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for disposal before C. Coomaraswamy, Esq., District Judge, on March 16, 1934, in the presence of Mr. R. Candiah, Proctor, on the part of the petitioner; and the affidavit of the petitioner

dated March 16, 1934, having been read : It is declared that the petitioner is the widow of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before May 7, 1934, show sufficient cause to the satisfaction of this court to the contrary.

March 23, 1934.

C. COOMARASWAMY, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Sinnathamby Naranar of Chulipuram, No. 8,523. deceased.

Naranar Saravanganthu of Chulipuram ..... Petitioner.

Vs.

(1) Seethar Arampoo and wife (2) Nallapillai, both of Chulipuram ..... Respondents.

THIS matter of the petition of the above-named petitioner, praying for letters of administration to the estate of the above-named deceased, coming on for disposal before C. Coomaraswamy, Esq., District Judge, on March 16, 1934, in the presence of Mr. R. Candiah, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated March 16, 1934, having been read : It is declared that the petitioner is the son of the said intestate and is entitled to have letters of administration to the estate of the said intestate issued to him, unless the respondents or any other person shall, on or before May 7, 1934, show sufficient cause to the satisfaction of this court to the contrary.

March 23, 1934.

C. COOMARASWAMY, District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Warnakulasuriya Elaris Fernando of No. 2,117. Maguruwala, deceased.

Warnakulasuriya Selestinu Fernando of Mirisan-kotuwa ..... Petitioner.

Vs.

(1) Alberto Fernando of Boralessa, (2) Madelena Fernando of Mirisan-kotuwa, (3) Martina Fernando of Gonawila, (4) Perlenia Fernando of Maguruwala ..... Respondents.

THIS matter coming on for disposal before L. H. de Alwis, Esq., District Judge of Chilaw, on April 12, 1934, in the presence of Messrs. Corea & Corea, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 7, 1933, having been read :

It is ordered that the petitioner be and he is hereby declared entitled to have letters of administration to the estate of the said deceased issued to him, unless the respondents above named or any other person or persons interested shall, on or before May 7, 1934, show sufficient cause to the satisfaction of this court to the contrary.

April 12, 1934.

L. H. DE ALWIS, District Judge.



**DRAFT ORDINANCES.***(Continued from page 303.)***MINUTE.**

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

**An Ordinance to provide for the Control of the  
Production and Export of Rubber.**

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**An Ordinance to provide for the Control of the  
Production and Export of Rubber.**

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

Short title and duration.	1 This Ordinance may be cited as the Rubber Control Ordinance, No. of 1934, and shall continue in operation to the thirty-first day of December, 1938.																				
General control of export.	2 On and after the first day of June, 1934, no rubber shall be exported from the Island unless the export thereof is authorised by or under this Ordinance : Provided that nothing in this Ordinance shall apply to the export of rubber duly warehoused or entered for shipment under Ordinance No. 17 of 1869 before midnight on the thirty-first day of May, 1934.																				
Basic quota.	3 (1) For the purpose of determining the Ceylon quota of export for any period of control, the basic quota for each year of control shall be the quantity of rubber specified hereunder for that year : provided that for the period of control beginning on the first day of June, 1934, and ending on the thirty-first day of December in that year the basic quota shall be seven-twelfths of the quantity hereunder specified for that year :— <table border="0" style="margin-left: 40px;"> <tr><td>1934</td><td>..</td><td>..</td><td>77,500 tons</td></tr> <tr><td>1935</td><td>..</td><td>..</td><td>79,000 tons</td></tr> <tr><td>1936</td><td>..</td><td>..</td><td>80,000 tons</td></tr> <tr><td>1937</td><td>..</td><td>..</td><td>81,000 tons</td></tr> <tr><td>1938</td><td>..</td><td>..</td><td>82,500 tons</td></tr> </table>	1934	..	..	77,500 tons	1935	..	..	79,000 tons	1936	..	..	80,000 tons	1937	..	..	81,000 tons	1938	..	..	82,500 tons
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Ceylon quota of export.	(2) The Ceylon quota of export for any period of control shall be such quantity of rubber determined in relation to the basic quota for that period or such percentage of that basic quota as shall be declared by the Governor by notification in the Gazette.																				
Limitation of quantity exported monthly.	(3) For the purpose of regulating the export of the Ceylon quota of export the Governor may from time to time, by notification published in the Gazette, limit the quantity of rubber which may be exported from the Island during any specified month or months.																				
Excess or deficiency of monthly export.	(4) If the amount of rubber exported from the Island in any month is greater or less than the amount which may be exported from the Island in that month, the amount of the excess or deficiency, as the case may be, shall be deducted from, or added to, the amount which may be exported from the Island in any subsequent month or months in such manner and subject to such conditions as may be prescribed.																				
Net export.	(5) In determining the quantity of rubber exported from the Island during any period of control such quantity shall be taken to be the amount of the net export for that period as defined by section 58.																				
Permissible excess above quota of export.	4 It shall not be deemed to be a breach of the provisions of this Ordinance if the quantity of rubber exported from the Island during any year of control as the Ceylon quota of export for that year exceeds the amount of that quota by a quantity not greater than five per centum of that amount : Provided that the Ceylon quota of export for the year of control immediately following that in which such excess was exported shall be reduced by the amount of the permissible excess exported in the preceding year of control.																				
Deficiency in quota exported in a year of control exportable in succeeding year.	5 If in any year of control the quantity of rubber exported from the Island as the Ceylon quota of export for that year is less than the amount of that quota, a quantity of rubber equal to the amount of the deficiency, but not exceeding twelve per centum of the Ceylon quota of export for the year in which the deficiency occurred, may be exported in the immediately succeeding year subject to the provisions of section 42 and shall not be deemed to form part of the Ceylon quota of export for the year in which it is exported.																				
Prohibition of export of rubber seed, &c.	6 On and after the first day of June, 1934, no person shall export from the Island any leaves, flowers, seeds, buds, twigs, branches, roots or any living portion of the rubber plant that may be used to propagate that plant.																				
Appointment of Controller and other officers.	7 (1) The Governor may appoint— (a) any person, by name or by office, to be Rubber Controller, or to act as such ; (b) any person, by name or by office, to be Deputy Rubber Controller, or to act as such ; (c) any person, by name or by office, to be an Assistant Rubber Controller, or to act as such ; and, (d) such other officers and servants as may from time to time be required for the purposes of this Ordinance.																				

(2) In the exercise of their powers and in the discharge of their duties under this Ordinance, all persons, officers and servants appointed by the Governor under this section shall be subject to the general direction and control of the Executive Committee.

(3) All persons, officers and servants appointed under this section shall be deemed to be public servants within the meaning of the Ceylon Penal Code.

8 In relation to any particular matter or class of matters or to any particular area or planting district, the Controller may, with the consent of the Executive Committee, by writing under his hand, delegate any of his powers under this Ordinance (except this power of delegation) so that the delegated powers may be exercised by the delegate with respect to the matters or class of matters specified or to the area or planting district mentioned in the instrument of delegation.

Delegation of Controller's powers.

9 There shall be a Rubber Advisory Board which shall consist of a Chairman, who shall be the Rubber Controller for the time being, and such other members not exceeding ten in number as the Governor may appoint.

Establishment and constitution of Rubber Advisory Board.

10 (1) It shall be the duty of the Advisory Board—

Duties, powers and functions of Advisory Board.

(a) to advise the Controller on all matters incidental or relating to the control and regulation under this Ordinance of the production and export of rubber from the Island and on all other matters which the Controller may refer to the Board for advice ;

(b) to perform and exercise such duties and powers as may be prescribed or entrusted to it under this Ordinance ; and,

(c) generally to assist the Controller in the administration of this Ordinance.

(2) Regulations may be made providing for the conduct of business by the Advisory Board and prescribing the procedure to be followed at meetings of that Board. Subject to any such regulations, the Board may regulate its own procedure.

11 The Governor shall establish a Board of Appeal or such number of Boards of Appeal as he shall consider necessary for the purposes of this Ordinance. Each Board of Appeal shall consist of three members appointed by the Governor. One member of each Board of Appeal shall be an Advocate or a Proctor of the Supreme Court of not less than ten years' standing.

Establishment and constitution of Boards of Appeal.

12 (1) It shall be the duty of a Board of Appeal to hear and determine all appeals preferred under this Ordinance.

Duties, powers and functions of a Board of Appeal.

(2) Regulations may be made prescribing—

(a) the time within which and the manner in which appeals shall be so preferred ;

(b) the forms to be used and the fees to be paid in preferring appeals ;

(c) the procedure to be observed on the hearing of appeals ;

(d) the remuneration to be paid to the members of a Board of Appeal ; and,

(e) generally for all matters connected with or incidental to the matters specifically enumerated in this subsection or to the hearing or disposal of appeals.

(3) The decision of a Board of Appeal on any matter or question brought before it by way of appeal shall be final and conclusive for the purposes of this Ordinance.

13 (1) On or before the prescribed date, the proprietor of every estate or small holding and every dealer shall furnish to the Controller a return in the prescribed form containing the prescribed particulars.

Returns.

(2) Any return furnished by the proprietor of an estate or a small holding or by a dealer to the Rubber Investigating Officer in response to any notification published by him prior to the commencement of this Ordinance may be accepted by the Controller as a return furnished under sub-section (1) : provided that if the Controller rejects any return so furnished to the Rubber Investigating Officer, he shall call on every proprietor or dealer whose return he rejects to furnish a return in accordance with sub-section (1) or within such extended time as he may specify.

14 (1) It shall be lawful for the Controller at any time to direct the proprietor of an estate or small holding or any dealer—

Power of Controller to call for information.

(a) to furnish before a specified date such information or explanation as the Controller may require in respect of any particulars stated in any return furnished by such proprietor or dealer ;

(b) to produce or cause to be produced before a specified date such documentary or other evidence as the Controller may require for the purpose of verifying any facts or particulars in any return furnished by such proprietor or dealer.

(2) In this section, "return" includes a return made to the Rubber Investigating Officer in response to any notification published by him prior to the commencement of this Ordinance.

Rejection of returns received out of time.

15 No return shall be accepted by the Controller in any year of control if such return is received by him on a date subsequent to the date prescribed for the purposes of section 13 (1) or specified by him under section 13 (2).

Registers.

16 (1) The Controller shall keep in the prescribed form a register of estates, a register of small holdings, and a register of dealers.

(2) Regulations may be made requiring any registered proprietor or registered dealer to notify to the Controller the occurrence of any circumstance affecting the accuracy of the particulars contained in any return furnished by him to the Controller or to the Rubber Investigating Officer.

Decision of questions relating to registration of estates and small holdings.

17 (1) The Controller shall decide whether any land is entitled to be registered as an estate or a small holding or whether any small holding is entitled to be registered in any particular planting district.

(2) The Controller shall decide whether any land is an estate or a small holding.

(3) An appeal shall lie to a Board of Appeal against any decision made by the Controller under this section.

Decision of questions relating to registration of proprietors and dealers.

18 (1) The Controller shall decide whether any person is entitled to be registered as a proprietor of an estate or of a small holding or as a dealer, or whether any premises may be registered as the licensed premises of any dealer.

(2) An appeal shall lie to a Board of Appeal against any decision of the Controller under this section.

(3) No decision of the Controller under sub-section (1) or of a Board of Appeal under sub-section (2) in regard to the question of the proprietorship of an estate or a small holding shall operate as *res adjudicata* on any question in any civil action in which the title to a registered estate or small holding shall be put in issue.

Standard production.

19 (1) As soon as may be after the commencement of this Ordinance, the Controller shall assess in such manner as may be prescribed the standard production of every registered estate and small holding for a period of twelve months beginning on the first day of January, 1934.

(2) In the first year of control the standard production of each estate or small holding shall be seven-twelfths of the amount assessed in respect of that estate or small holding under sub-section (1).

(3) Subject to the provisions of section 22, for the second and every subsequent year of control the standard production of each estate or small holding shall be the amount assessed in respect of that estate or small holding under sub-section (1) increased by an allowance in respect of the immature areas of that estate or small holding determined by the Controller in such manner as may be prescribed.

(4) The standard production of any estate or small holding for any month in the first year of control shall be one-seventh of the standard production of that estate or small holding for that year of control.

(5) The standard production of any estate or small holding for any month in the second or any subsequent year of control shall be one-twelfth of the standard production of that estate or small holding for that year of control.

Notification of assessment.

20 Notice of the assessment of the standard production of any estate or small holding for each year of control shall be served on the registered proprietor.

Appeal against assessment.

21 (1) The registered proprietor of an estate or small holding who is dissatisfied with the assessment of the standard production of his estate or small holding under section 19 (1) may appeal against such assessment to a Board of Appeal.

(2) There shall be no appeal against the determination by the Controller of the allowance to be made under section 19 (3) in respect of the immature areas of any estate or small holding.

Adjustment of errors in assessment of standard production.

22 (1) If it shall appear to the Controller at any time that an error has been made in the assessment of the standard production of any estate or small holding for any year of control, he may order an amount equivalent to the amount by which such assessment was in error to be added to or deducted from the assessment of the standard production of that estate or small holding in any succeeding year of control.

(2) A copy of the order made by the Controller under sub-section (1) in respect of any estate or small holding shall be served on the registered proprietor of that estate or small holding who may, if dissatisfied with such order, appeal therefrom to a Board of Appeal.

23 (1) As soon as may be after the assessment of the standard production of all estates and small holdings in each year of control and after the determination by the Board or Boards of Appeal of all appeals preferred against such assessment, the Controller shall proceed to determine the exportable maximum of each estate and small holding in accordance with sub-section (2) and shall notify the registered proprietor of each estate or small holding of the amount of the exportable maximum so determined in respect of that estate or small holding.

Determination and notification of exportable maximum.

(2) The exportable maximum of each estate and small holding for any period of control shall be determined by the Controller in such manner as may be prescribed and shall bear, as nearly as possible, the same proportion to the aggregate of the exportable maxima of all other estates and small holdings as the standard production of that estate or small holding bears to the aggregate of the standard productions of all other estates and small holdings.

(3) When determining the exportable maximum of estates and small holdings for any period of control, the Controller may set apart, for such purposes as may be prescribed, a prescribed amount or proportion of the standard production of each estate or small holding.

(4) Any surplus out of the amount set apart under sub-section (3) shall, after the application of that amount for all authorised purposes, be allocated *pro rata* by the Controller in the prescribed manner among the proprietors of all registered estates and small holdings and upon such allocation the amount so allocated to the proprietor of each estate or small holding shall be deemed to form part of the exportable maximum of that estate or small holding.

(5) Notwithstanding anything contained in this section, the exportable maximum of any prescribed estate or small holding belonging to and worked by or on account of the Government of Ceylon or the Rubber Research Institute of Ceylon shall be the standard production thereof.

24 (1) Subject to the provisions of section 28, the registered proprietor of each estate and small holding shall be entitled to receive from the Controller during any period of control coupons representing the quantity of rubber which may be exported in respect of that estate or small holding during that period:

Coupons.

Provided that pending the determination of any appeal against the decision of the Controller under section 18 regarding the right of any person to be the registered proprietor of an estate or small holding, the Controller may defer the issue of coupons or provisional coupons in respect of that estate or small holding.

(2) A coupon shall not be valid after the thirty-first day of December of the year of control in which it is issued.

25 A coupon or a provisional coupon issued under this Ordinance shall authorise the export from the Island of an amount of rubber equal to the amount represented by such coupon or provisional coupon.

Coupon to authorise export of rubber.

26 (1) In anticipation of the determination of the exportable maximum of any estate or small holding in the first year of control, the Controller may issue to the registered proprietor of that estate or small holding provisional coupons at such times and in such quantities as the Controller may in his discretion determine in respect of the amount estimated by him to be the probable exportable maximum of that estate or small holding for that year of control.

Provisional coupons.

(2) Provisional coupons shall be valid for a period of two months reckoned from the first day of June, 1934, and may be exchanged, on application to the Controller or to such officer as the Controller may direct and within such period as the Controller may determine, for other coupons issued under this Ordinance representing a quantity of rubber equivalent to that represented by the provisional coupons exchanged.

27 In anticipation of the determination of the exportable maximum of any estate or small holding in the first or any subsequent year of control, the Controller may issue to the registered proprietor of that estate or small holding coupons at such times and in such quantities in respect of the amount estimated by him to be the probable exportable maximum of that estate or small holding for that year of control.

Advance issue of coupons.

Adjustment for provisional and advance coupons.	<p><b>28</b> The amount represented by provisional coupons issued under section 26 and coupons issued under section 27 shall be deducted from the amount for which coupons may be issued under section 24.</p>
Sale and transfer of coupons. Valuable Security.	<p><b>29</b> (1) Nothing contained in this Ordinance shall be deemed to render illegal the transfer or sale of coupons or provisional coupons by one person to another.</p> <p>(2) Every coupon and every provisional coupon issued under this Ordinance shall be deemed to be a valuable security within the meaning of the Ceylon Penal Code.</p>
Prohibition of unauthorised possession of rubber.	<p><b>30</b> (1) On and after a date to be declared by the Governor by notification in the Gazette, no person other than a registered proprietor or a registered dealer shall have any rubber in his possession or under his control :</p> <p>Provided that nothing in this section shall apply to—</p> <p>(a) the possession or control of rubber by any person for or on behalf of a registered proprietor or a registered dealer ; or to</p> <p>(b) rubber in the possession or under the control of any person acting by the authority or in execution of any order or decree of any court relating to that rubber ; or to</p> <p>(c) rubber vested in any person as the assignee or provisional assignee of an insolvent.</p> <p>(2) In this section, rubber does not include articles manufactured wholly or partly of rubber.</p>
Proprietors' stocks.	<p><b>31</b> During the operation of this Ordinance no proprietor of an estate or small holding shall at any time have in his possession or under his control stocks of rubber exceeding—</p> <p>(a) twenty per centum of the quantity of rubber wholly grown and produced on and removed from his estate or small holding during the preceding twelve months ; or alternatively,</p> <p>(b) a quantity equivalent to twice the amount of the exportable maximum of his estate or small holding for any month of the then current year of control.</p>
Dealers' stocks.	<p><b>32</b> The total quantity of rubber in the possession or under the control of registered dealers (exclusive of proprietors' stocks referred to in section 31) shall not at any time in any year of control exceed an amount equivalent to 12½ per centum of the Ceylon quota of export for that year of control : Provided that for the purpose of this section the basic quota to be used for computing the Ceylon quota of export in the first year of control shall, notwithstanding the provisions of section 3, be 77,500 tons.</p>
Authorised stocks of dealers.	<p><b>33</b> No dealer shall at any time in any year of control have in his possession or under his control stocks of rubber exceeding the amount determined by the Controller in accordance with the provisions of this Ordinance to be the authorised stock of that dealer for that year of control or the amount determined by the Controller under section 37 to be the amount which that dealer is provisionally authorised to hold for the time being.</p>
Determination of authorised stocks.	<p><b>34</b> (1) The authorised stock of each registered dealer for each year of control shall be determined by the Controller in such manner as may be prescribed.</p> <p>(2) When determining the authorised stocks of registered dealers for any year of control, the Controller may set apart for such purposes as may be prescribed a prescribed amount or proportion of the total quantity of rubber which may be in the possession or under the control of all registered dealers under section 32.</p> <p>(3) Any surplus out of the amount set apart under subsection (2) shall after the application of that amount for all authorised purposes, be allocated <i>pro rata</i> by the Controller in the prescribed manner among registered dealers and shall upon such allocation be deemed to be part of the authorised stock of those registered dealers to whom it is allocated.</p>
Notice of determination of authorised stocks.	<p><b>35</b> Notice shall be served on each registered dealer of the amount determined by the Controller under section 34 to be the authorised stock of that dealer for each year of control.</p>
Appeal.	<p><b>36</b> A registered dealer who is dissatisfied with the determination of his authorised stock made by the Controller under section 34 may appeal therefrom to a Board of Appeal.</p>
Provisional determination of authorised stocks.	<p><b>37</b> In anticipation of the determination of the authorised stock of any registered dealer for the first year of control, the Controller may notify to each registered dealer the amount of stock which such registered dealer is provisionally authorised</p>

to have in his possession or under his control for the time being. Such amount shall be determined at the discretion of the Controller and may be varied by him from time to time at his discretion.

**38** The Controller shall cause to be verified in such manner as he may determine the amount of the stocks in the possession or under the control of every registered dealer on the first day of June, 1934, and shall issue to each such dealer a special coupon (hereinafter called a stock export coupon) authorising the export, in accordance with the provisions hereinafter contained, of the amount of rubber found to be in his possession or under his control on that date (exclusive of proprietors' stocks referred to in section 31) not exceeding the amount which he is authorised to hold on that date.

Verification  
of dealers'  
stocks.

**39** (1) A stock export coupon shall specify the quantities of rubber to which it relates graded in the three classes of sheet, crepe and scrap, and shall authorise the export by a registered dealer of such quantity of each class as is stated thereon.

Stock export  
coupons.

(2) The holder of a stock export coupon for scrap who desires to convert the scrap into crepe may apply to the Controller for the issue of a stock export coupon for crepe in place of his stock export coupon for scrap. The quantity of crepe which shall be allowed for a given quantity of scrap shall be determined by the Controller in such manner as may be prescribed.

(3) A stock export coupon shall be valid for a period of three months reckoned from the first day of June, 1934.

**40** (1) No stock export coupon shall be sold or transferred except to a registered dealer.

Negotiability  
of stock export  
coupons.  
Valuable  
security.

(2) A stock export coupon shall be a valuable security within the meaning of the Ceylon Penal Code.

**41** Commencing with the second year of control, the Controller shall, on or before the thirty-first day of January in each year of control, publish in the Gazette and in such newspapers as he may choose for the purpose a notification stating the amount, if any, by which the total quantity of rubber exported from the Island in the immediately preceding year of control falls short of the Ceylon quota of export for that year.

Notification of  
deficiency of  
exports.

**42** The right to export the quantity of rubber which may be exported under section 5 in respect of a deficiency notified under section 41 shall be allocated by the Controller among registered dealers, and if such allocation shall not extend in the aggregate to the total quantity of rubber which may be exported under section 5, the Controller shall allocate the right to export the surplus among registered proprietors. Every allocation made by the Controller under this section shall be made in such manner and subject to such conditions as may be prescribed.

Allocation of  
right to  
export amount  
of deficiency.

**43** (1) On and after the first day of June, 1934, no person shall export rubber to or import rubber from the under-mentioned territories unless such rubber is accompanied by a Certificate of Origin :—

Certificates  
of Origin.

Straits Settlements,  
Federated Malay States,  
Unfederated Malay States,  
Labuan,  
Brunei,  
Netherlands India,  
India, including Burma,  
French Indo-China,  
State of North Borneo,  
Sarawak,  
Siam.

(2) A Certificate of Origin accompanying rubber produced in the Island and exported therefrom to any of the territories mentioned in sub-section (1) shall be in such form as may be prescribed and shall be issued by the Controller.

(3) Regulations may be made requiring that rubber produced in the Island and exported therefrom to any territory not mentioned in sub-section (1) or to all such territories shall be accompanied by a Certificate of Origin in such form as may be prescribed which shall be issued by the Controller.

(4) A Certificate of Origin accompanying rubber imported into this Island from any of the territories mentioned in sub-section (1) shall be authenticated by an officer duly empowered to issue such a certificate by the Government of the territory from which such rubber is exported and may be accepted

without further proof if the Principal Collector of Customs or any officer authorised by him to examine any such certificate is satisfied that it has been so authenticated.

(5) A Certificate of Origin accompanying rubber imported into this Island from any of the territories mentioned in sub-section (1) shall, when endorsed by such officer and in such manner as may be prescribed, be sufficient authority for the export of the same rubber from this Island to any territory.

(6) A Police Magistrate who convicts any person of a breach of the provisions of this section, or of any regulations made thereunder shall, in addition to any other penalty which he may lawfully impose for such offence, order the destruction of the rubber in respect of which the offence was committed.

Prohibition of  
the planting  
of new areas.

44 (1) Subject to the provisions of sub-section (2), no rubber plant or rubber seed shall be planted on any land in the Island which was not planted with rubber plants or rubber seed at the date of the commencement of this Ordinance.

(2) The Controller may in his discretion permit the planting of rubber plants and rubber seed for exclusively experimental purposes in such cases and to such extent as he may approve : Provided that the total area in the Island so planted during the operation of this Ordinance shall not exceed one-fourth of one per centum of the total area of land in the Island estimated by the Controller to be planted with rubber plants at the date of the commencement of this Ordinance.

Replanting.

45 (1) No person shall replant any part of any area planted with rubber plants at the commencement of this Ordinance except to such extent and upon such conditions as may be prescribed : Provided that the total area of land in the Island replanted during the operation of this Ordinance in accordance with the provisions of this section shall not exceed 20 per centum of the total area of land in the Island estimated by the Controller to be planted with rubber plants at the commencement of this Ordinance.

(2) In this section, "replant" means to plant more than thirty rubber plants on any acre of any area planted with rubber plants at the commencement of this Ordinance.

Eradication  
and  
destruction of  
rubber plants.

46 Upon conviction of any person of a breach of the provisions of section 44 or section 45, or of any regulations made under section 45, the Police Magistrate shall, in addition to any fine or other penalty which he may lawfully impose for such offence, order that all rubber plants or rubber seed planted in contravention of such provisions or regulations shall be eradicated and destroyed by or at the instance of the person so convicted within a period to be fixed in the order ; and, upon the failure of the person so convicted to comply with the terms of such order within the period so fixed, the Police Magistrate shall cause the rubber plants or rubber seed referred to in that order to be eradicated and destroyed at the expense of such person. The cost of eradicating and destroying the rubber plants or rubber seed may be recovered from that person as though a fine for a like amount had been imposed upon him by the Magistrate, notwithstanding the fact that the total amount of such cost may be in excess of the amount which such Magistrate may impose as a fine in the exercise of his ordinary jurisdiction.

Rubber Control  
Fund.

47 (1) In order to provide an income for the payment of the expenses of the administration of this Ordinance and such other expenses as may be authorised under section 48, there shall be charged, levied and paid an export duty on rubber of one-quarter of one cent for every pound of dry rubber exported from the Island.

(2) The amount of the duty imposed by sub-section (1) may be varied or the duty may be rescinded at any time by a resolution of the State Council duly passed at any public session of the Council and sanctioned by the Governor.

(3) This section shall have effect as though it formed part of Ordinance No. 17 of 1869 and the provisions of that Ordinance shall apply accordingly.

(4) The proceeds of the export duty recovered under this Ordinance shall be paid over monthly to the Controller by the Principal Collector of Customs and shall be credited to a fund which shall be called the Rubber Control Fund, and no part thereof shall be credited to general revenue.

(5) The export duty authorised to be levied under this Ordinance shall be in addition to the export duties on rubber levied under any other written law.

(6) Pending the accrual from the export duty levied under this Ordinance of funds sufficient to defray the expenses incurred or likely to be incurred in the control of the export of rubber under this Ordinance, it shall be lawful for the



Financial Secretary to advance to the Controller out of the public revenue of the Island such sums as the Governor may from time to time authorise him so to advance.

**48** (1) Out of the Rubber Control Fund and out of such sums as may be advanced by the Financial Secretary under section 47 (6) there may be defrayed—

Expenditure  
from Rubber  
Control Fund.

- (a) such expenses incurred prior to the commencement of this Ordinance as may be certified by the Financial Secretary to have been paid out of the public revenue of the Island for the purpose of establishing the control of the production and export of rubber under this Ordinance ;
- (b) such amount as the Governor shall sanction as a contribution towards the expenses of the International Rubber Regulation Committee, whether incurred before or after the commencement of this Ordinance ;
- (c) such amount as the Governor may from time to time sanction as the expenses of the delegation representing this Island in connection with the work of the International Rubber Regulation Committee, whether incurred before or after the commencement of this Ordinance ;
- (d) the expenses incurred prior to the commencement of this Ordinance in anticipation of the introduction of a system for the control of the production and export of rubber ;
- (e) the expenses of the administration of this Ordinance and all salaries, wages, rewards, fees, expenses of assessment, and all other expenses, costs, and charges incurred in carrying out its provisions or in furtherance of the control of the production and export of rubber from this Island.

(2) The surplus, if any, which may ultimately be found to the credit of the Rubber Control Fund after the refund of the advances and the payment of the expenses, costs, and charges referred to in, or authorised by, sub-section (1) shall be applied for the furtherance and development of the rubber industry and to purposes connected therewith or incidental thereto in such manner as the State Council may by resolution from time to time determine.

(3) In this section, "International Rubber Regulation Committee" means the international committee constituted to represent this Island and the territories mentioned in section 43 for the purpose of regulating the production and export of rubber.

**49** (1) Within a period of four months reckoned from the date of the commencement of this Ordinance the Controller shall forward to the Executive Committee estimates of expenditure likely to be incurred in the administration of the Ordinance and of the income likely to accrue to the Rubber Control Fund for the period beginning on the first day of June, 1934, and ending on the thirty-first day of December of that year.

Estimates of  
income and  
expenditure.

(2) The Controller shall forward to the Executive Committee not later than the fifteenth day of December in each year of control, similar estimates of income and expenditure for the next succeeding year of control.

(3) The estimates of income and expenditure forwarded to the Executive Committee under sub-section (2) shall at the first convenient opportunity be placed before the State Council for its approval.

**50** (1) The Executive Committee may make regulations for the purpose of carrying out or giving effect to the principles and provisions of this Ordinance.

Regulations.

(2) In particular and without prejudice to the generality of the powers conferred by sub-section (1), the Executive Committee may make regulations for or in respect of all or any of the following matters :—

- (a) all matters stated or required in this Ordinance to be prescribed ;
- (b) the registers and books which shall be kept for the purposes of this Ordinance, the forms of such registers and books and the particulars to be entered therein ;
- (c) forms of all returns, notices, coupons, certificates, declarations, and documents required to be made, certified, issued, or used for the purposes of this Ordinance ;
- (d) the inspection of estates, small holdings, and licensed premises and the verification of proprietors' and dealers' stocks ;

- (e) the payment or recovery of fees or other charges ;
- (f) the determination of the quantity of latex, or of any other form of rubber other than dry rubber, which shall be deemed to be the equivalent of a stated quantity of dry rubber for any of the purposes of this Ordinance ;
- (g) the classification and grading of rubber for the purposes of section 39 ;
- (h) the division of the Island or any specified part thereof into planting districts ;
- (i) all matters incidental to or connected with the matters or subjects specifically referred to in this sub-section.

(4) Every regulation made by the Executive Committee under this section shall be published in the Gazette and shall come into operation upon such publication.

(5) Every regulation made by the Executive Committee shall be brought before the State Council as soon as may be after the publication thereof by a motion that such regulation shall be approved and, if so approved, shall be submitted to the Governor for ratification.

(6) Any regulation which the State Council refuses to approve or which the Governor refuses to ratify shall be deemed to be rescinded but without prejudice to the validity of anything previously done thereunder or to the making of any new regulation. The date on which a regulation shall be deemed to be so rescinded shall be the date on which the State Council refuses to approve, or the date on which the Governor refuses to ratify the regulation, as the case may be.

(7) Notification of the date on which any regulation made by the Executive Committee is deemed to be so rescinded shall be published in the Gazette.

(8) Any regulation made by the Executive Committee shall, when approved by the State Council and ratified by the Governor, be as valid and effectual as if it were herein enacted. Notification of such approval and ratification shall be published in the Gazette.

Offences and penalties.

**51** (1) Any person who—

- (a) commits a breach of any of the provisions of this Ordinance or of any regulation made thereunder, or
- (b) makes default in complying with any direction or requirement duly made under the powers conferred by this Ordinance, or
- (c) resists or obstructs any person in the performance of the duties imposed or in the exercise of the powers conferred upon him under this Ordinance, or
- (d) knowingly makes any false statement in any declaration or return made or furnished by him under this Ordinance or knowingly makes any false statement or explanation or supplies any false information when required to do so under this Ordinance ; or
- (e) knowingly uses or attempts to use any error in any book, register, certificate or document kept or issued under this Ordinance, or any incorrect entry in any such book, register, certificate or document, or in any return furnished to the Rubber Investigating Officer prior to the commencement of this Ordinance, for the purpose of creating or purporting to create a right to the issue of any coupon, provisional coupon or stock export coupon or any Certificate of Origin,

shall be guilty of an offence and shall, on conviction after summary trial before a Police Magistrate, be liable to a fine not exceeding one thousand rupees, or to simple or rigorous imprisonment for a period not exceeding six months, or to both such fine and imprisonment.

(2) Upon conviction of any person for a contravention of the provisions of section 30 or of any proprietor or dealer for having in his possession or under his control stocks of rubber in excess of the quantity authorised under this Ordinance, the Police Magistrate shall, in addition to any fine or other penalty which he may impose, order the confiscation of the rubber in respect of which the offence was committed. Rubber confiscated in pursuance of an order made under this sub-section shall be disposed of or destroyed in such manner as may be prescribed.

(3) No prosecution for any offence under this Ordinance or any regulation made thereunder shall be instituted except with the written sanction of the Controller.

52 The Controller or any person authorised by him in writing may at any time enter any estate, small holding or licensed premises for the purpose of inspection, or for the purpose of verifying stocks or any particulars furnished in any return made or information given to the Controller or to the Rubber Investigating Officer, or for the purpose of examining the books of accounts of any proprietor or dealer.

Right of inspection.

53 No action shall be instituted against the Controller or against the Advisory Board or any member thereof or against any Board of Appeal or any member of any such Board or against any other officer or person acting in compliance with any direction or requirement of the Controller or of the Advisory Board or of a Board of Appeal, to charge him, them or any of them in respect of any act which may have been done or which may have been left undone in good faith in pursuance or supposed pursuance of his or their powers or duties under this Ordinance.

Protection of officers.

54 All notices, orders, certificates, coupons, or other documents required or authorised by this Ordinance to be served on, delivered, or issued to a registered proprietor or dealer shall be deemed to have been duly served, delivered, or issued to such proprietor or dealer if they are delivered to or at the registered address of such proprietor or dealer, or forwarded by post by registered letter properly addressed with the registered address of such proprietor or dealer; and all such notices, orders and other documents for service on any person other than a registered proprietor or dealer shall be deemed to be served on him if delivered to or at the residence of such person.

Service of notices, &c.

55 (1) Every return required by this Ordinance or under the regulations made thereunder and any explanation or information required by the Controller to be furnished under this Ordinance shall, unless it is otherwise provided, be verified by a declaration that the statements contained therein are true and accurate.

Returns to be verified by statutory declaration.

(2) Every declaration made under this Ordinance shall be free from stamp duty.

56 If in the operation of this Ordinance any case shall arise in which, in the opinion of the Executive Committee, substantial hardship is likely to be caused to any person by reason of an unintentional failure on the part of such person to observe any formality prescribed by this Ordinance or by any regulations thereunder, the Executive Committee may give such directions as may be necessary to mitigate or prevent such hardship.

Executive Committee empowered to give directions to mitigate hardship caused by failure to observe formalities.

57 (1) In any proceedings in which the genuineness of any coupon shall be in question, a certificate in the prescribed form, under the hand of an officer appointed by the Governor for that purpose, to the effect that such coupon is spurious on the ground that it does not contain the secret features characteristic of a genuine coupon of corresponding denomination, number, and date, shall be received in all courts of law as conclusive evidence of the spuriousness of such coupon.

Prescribed certificate to be conclusive evidence of spuriousness of forged coupon.

(2) The officer appointed by the Governor shall not be examined or cross-examined with respect to any certificate issued by him under sub-section (1).

(3) In this section, coupon includes a provisional coupon.

58 (1) In this Ordinance, unless the context otherwise requires—

Interpretation.

“Advisory Board” means the Rubber Advisory Board established under section 9;

“Basic quota”, used with reference to any year of control, means the basic quota fixed for that year by section 3;

“Board of Appeal” means a Board of Appeal established under section 11;

“Ceylon quota of export”, used with reference to any period of control, means the maximum quantity of rubber which may be exported from the Island during that period, except as otherwise provided in this Ordinance;

“Controller” means the person appointed by the Governor to be or to act as Rubber Controller under section 7 and includes the Deputy Rubber Controller and an Assistant Rubber Controller;

“coupon” means a coupon issued under this Ordinance authorizing the export of rubber thereunder;

“dealer” means a person licensed to deal in rubber under the Rubber Thefts Prevention Ordinance, 1908;

- “estate” means an area of land ten or more acres in extent on which rubber plants are grown for the purpose of collecting latex therefrom ;
- “Executive Committee” means the Executive Committee for Agriculture and Lands ;
- “exportable maximum”, used with reference to an estate or small holding for any period of control, means the portion of the Ceylon quota of export determined in respect of that estate or small holding for that period in accordance with the provisions of section 23 ;
- “immature area” means an area of land planted with rubber plants which are not fully mature ;
- “licensed premises” means the place where a licensed dealer is authorized to deal in rubber, and includes any place at which a licensed dealer is authorised to receive, store or sell rubber for the purposes of his business by endorsement made by the Government Agent upon the licence issued to him under the Rubber Thefts Ordinance, 1908 ;
- “net exports” used with reference to any period of time means the difference between the total imports of rubber into the Island during that period and the total exports of rubber out of the Island for the same period : provided that notwithstanding the definition of “rubber” in this Ordinance, imports or re-exports of articles and things manufactured wholly or partly of rubber and rubber consumed in the Island shall not be included in “net exports” ;
- “plant” includes a tree, shrub, or vine, or any part thereof ;
- “planting district” means one of the districts into which the Island or any part thereof is divided by regulations made under section 50 ;
- “prescribed” means prescribed by this Ordinance or by regulations made thereunder ;
- “proprietor” means the owner or lessee of an estate or small holding and includes any duly accredited agent of such owner or lessee and the person who for the time being is in charge of an estate or small holding ;
- “provisional coupon” means a coupon issued under section 26 authorising the export of rubber under this Ordinance ;
- “registered” means registered under this Ordinance ;
- “regulation” means a regulation made by the Executive Committee of Agriculture and Lands under this Ordinance ;
- “Rubber” includes—
- (a) rubber prepared from the leaves, bark or latex of any rubber plant, and the latex of any rubber plant, whether fluid or coagulated, in any stage of the treatment to which it is subject during the process of conversion into rubber, and latex in any state of concentration, and
- (b) all articles and things manufactured wholly or partly of rubber ;
- “Rubber Investigating Officer” means the officer appointed by the Governor on the twelfth day of April, 1934, to make preliminary investigations in anticipation of the introduction of a system for the control of the production and export of rubber ;
- “rubber plant” means any one of the following plants :—
- (a) *Hevea Brasiliensis* (Para Rubber),
- (b) *Manihot Glaziovii* (Ceara Rubber),
- (c) *Castilloa elastica*,
- (d) *Ficus elastica* (Rambong),
- and includes any other plant which the Governor may by notification in the Gazette declare to be a rubber plant for the purposes of this Ordinance ;
- “small holding” means an area of land less than ten acres in extent on which rubber plants are grown for the purpose of collecting latex therefrom ;
- “standard production” used with reference to an estate or small holding means the amount of rubber determined under section 19 to be the standard production of that estate or small holding ;
- “stock” includes rubber sold and held for shipment or delivery ;

“ year of control ” means any calendar year during the operation of this Ordinance or, in the case of the year 1934, the period beginning on the first day of June and ending on the thirty-first day of December of that year.

(2) Any reference in this Ordinance to a quantity of rubber expressed in tons shall be deemed to refer to that quantity in tons of 2,240 English pounds of dry rubber.

59 The expiration of this Ordinance shall not affect any penalty, forfeiture, or punishment previously incurred under this Ordinance or under any regulations, or affect any legal proceeding or remedy in respect of any such penalty, forfeiture, or punishment, and any such legal proceeding may be instituted, or continued, or enforced, and such penalty, forfeiture, or punishment may be imposed as if this Ordinance had not expired.

Expiration of Ordinance not to affect penalties, &c., previously incurred.

#### *Objects and Reasons.*

The object of this Bill is to give legislative effect to the terms of an Agreement signed on the 28th April, 1934, by representatives of British, Dutch and French rubber interests and by delegates of the Governments of Sarawak and Siam. The representatives and delegates referred to were agreed that it was necessary to regulate the production and export of rubber in and from all Eastern producing territories with the object of reducing world stocks to a normal figure and of adjusting the equilibrium between supply and demand so as to secure a price level which will be reasonably remunerative to efficient producers.

2. The principal object of the Bill is to control the export of rubber from the Island. The control of production will be achieved incidentally by restriction of the quantum of exports and by limitation of stocks to authorised quantities. The scheme of control will continue in operation till the end of the year 1938 (Clause 1) and will be supervised by an International Rubber Regulation Committee which will be appointed by the Governments of all the territories concerned (Clauses 48 (3) and 43).

3. The systematic adjustment of supply to demand will be achieved by limiting the quota of export of each participating territory from time to time. The Ceylon quota of export for any period of control will be determined in relation to basic quotas which have been fixed for each year of control (Clause 3) and the Governor will, in accordance with the decisions of the International Committee, notify for each period of control the amount of the Ceylon quota of export for that period.

4. It has been agreed that a system of control will be introduced in all participating territories on the 1st June, 1934, and this Bill accordingly provides the necessary administrative machinery for the purpose and implements the Agreement by introducing the legislative provision required to secure within the Island compliance with the principles of the general scheme of control.

5. The general administration of the scheme within the Island will be in the hands of the Rubber Controller who will be assisted by an Advisory Board (Clause 9). Generally speaking, the persons affected by the scheme may be divided into two classes—producers and dealers. Lands affected by the scheme are of two kinds—estates and small-holdings, the latter being lands less than ten acres in extent. All proprietors, dealers, estates, and small-holdings have to be registered and the benefit of participation in the distribution of the Ceylon quota of export can only be obtained by registration. In view of the fact that the scheme has to be operative from the 1st June, 1934, it was considered necessary to appoint a Rubber Investigating Officer for the purpose of preparing and obtaining statistics in anticipation of the introduction of a system of control. The Bill accordingly gives legislative recognition to voluntary returns made to the Rubber Investigating Officer (Clause 13).

6. The essential feature of the Bill is the power to control exports by the issue of coupons which authorise the export of a stated quantity of rubber (Clause 25). Coupons will be saleable but will not be valid after the 31st December in any year of control (Clause 24). The allocation of coupons among the registered proprietors of estates and small-holdings will be regulated in accordance with the quantity fixed as the exportable maximum of an estate or small-holding (Clause 23). The exportable maximum will be determined in relation to the standard production of rubber lands and, when once assessed, will not be increased throughout the entire period of control

except by an allowance for immature areas (Clause 19). A proprietor who is dissatisfied with the assessment of his standard production can appeal to the special Board of Appeal provided for in the Bill.

7. The Controller is authorised to issue coupons in advance in any year of control (Clause 27) and to issue provisional coupons in the first year of control (Clause 26). Provisional coupons will be valid for a period of two months but may be exchanged thereafter for regular coupons when the latter are available.

8. Clause 31 implements one of the terms of the Agreement and restricts the stocks of a proprietor at any time to twenty per cent. of his production for the preceding twelve months, or alternatively, to twice the amount of his exportable maximum for one month.

9. Clause 32 limits the total quantity of stocks in the possession of dealers to  $12\frac{1}{2}$  per cent. of the Ceylon quota of export in any year of control. Dealers recognised for the purpose of the Bill are those who are licensed for the time being under the Rubber Thefts Prevention Ordinance, 1908, and duly registered for the purpose of control.

10. No dealer will be permitted to have in his possession at any time stocks in excess of the amount which he is authorised to hold (Clause 34). The stocks of all dealers will be verified on the 1st June, 1934, and stock export coupons valid for a period of three months will be issued to secure the clearance of authorised stocks held by dealers on that date (Clause 38). A stock export coupon will specify the quantity of rubber to which it relates, graded in three classes—sheet, crepe, and scrap (Clause 39).

11. It will be evident that under the Scheme stocks can be held only by registered proprietors or by registered dealers. Any other person who, after a date which will be prescribed, has stocks of rubber in his possession will be guilty of an offence unless such rubber is held by him for or on behalf of a registered proprietor or dealer and not on his own account or unless the rubber held by him falls within one of the categories specified in clause 30. Rubber stocks held in contravention of clause 30 or in excess of the authorised stock of a dealer or proprietor will be compulsorily confiscated on the conviction of any person for any such offence (Clause 51 (2)).

12. The planting of new areas in rubber is prohibited except for experimental purposes and subject to restriction as to the total area which may be planted (Clause 40). Replanting will be permitted to such extent and upon such conditions as will be prescribed by regulations; but the total area of land in the Island replanted during the entire period of control is not to exceed 20 per cent. of the total area in rubber at the commencement of this Ordinance. Replanting is defined to mean planting more than thirty rubber plants on an acre of rubber land.

13. Clause 6 gives effect to one of the terms of the Agreement and prohibits the export from the Island of seed, buds, &c., which may be used for the propagation of rubber plants elsewhere.

14. The movement of rubber between territories which are parties to the scheme of control is regulated by the requirement that rubber imported into or exported from any such territories must be accompanied by Certificates of Origin (Clause 43). Power has been taken to enable Certificates of Origin to be insisted on, if necessary, to authenticate rubber received from or exported to other territories which are not parties to the Agreement (Clause 43). This clause is, however, intended primarily to check the movement of rubber imported into a participating territory and re-exported therefrom.

15. Rubber has been defined to include articles manufactured wholly or partly of rubber but this extension of the ordinary definition of rubber has been advisedly excluded in Clause 30 of the Bill.

16. A special Cess of 25 cents for every 100 pounds of rubber has been imposed in order to defray expenses incidental to the introduction and continuance of the scheme of control (Clause 47).

17. The Executive Committee is by Clause 56 authorised to give such directions as may be necessary to mitigate or prevent any hardship arising from an unintentional failure to observe any formality prescribed in the Bill or in the regulations which will later be made.

D. S. SENANAYAKE,

Minister for Agriculture and Lands.

Ministry of Agriculture and Lands,

Colombo, May 3, 1934.

## MINUTE.

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

**An Ordinance to make Supplementary Provision for the Public Services for the Financial Year 1932-33.**

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

1 This Ordinance may be cited as the Supplementary Appropriation (1932-33) Ordinance, No. of 1934.

Short title.

2 In addition to the sum appropriated by the Appropriation Ordinance, No. 26 of 1932, the sums severally mentioned in the third column of the Schedule hereto and amounting in the aggregate to the sum of five hundred and ninety-six thousand one hundred and sixty-nine rupees and eighty cents are hereby declared to be payable out of the revenue of this Island for the service of the financial year beginning on the first day of October, nineteen hundred and thirty-two, and ending on the thirtieth day of September, nineteen hundred and thirty-three, in respect of the several services respectively mentioned in the second column of that Schedule.

Appropriation of Rs. 596,169' 80 from revenue of the Island for financial year ending September 30, 1933.

SCHEDULE.				
I.	II.	III.		
Head of Estimates.	Service.	Sum declared Payable.	Rs. c.	
2 ..	Supreme Court	..	14,922	76
5 ..	Chief Secretary	..	3,495	89
17 ..	Pensions ..	..	72,869	99
26 ..	Miscellaneous Services	..	478,382	84
27 ..	Minister for Home Affairs	..	233	50
33 ..	Minister for Agriculture and Lands ..	..	1,728	82
35 ..	Land Commissioner	..	22,140	14
56 ..	Minister for Labour, Industry and Commerce	..	136	3
73 ..	Electrical Undertakings Extraordinary	..	2,259	83
			<u>596,169</u>	<u>80</u>

*Objects and Reasons.*

This Bill makes supplementary provision for the public services of the Island for the financial year 1932-33. No supplementary provision for the Railway and Colombo Electricity Supply Services for the financial year 1932-33 is required.

D. B. JAYATILAKA,  
Minister for Home Affairs  
and Leader of the State Council.

The Ministry of Home Affairs.