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PART II.—LEGAL.

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

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PASSED ORDINANCES.

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

No. 20 of 1935.

B 855

An Ordinance to amend The Jaffna Markets Ordinance, No. 19 of 1891.

F. G. TYRRELL.

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 Jaffna Markets Amendment Ordinance, No. 20 of 1935.

Addition of new section 20 to the Jaffna Markets Ordinance, 1891.

2 The following section shall be inserted immediately after section 19 of the Jaffna Markets Ordinance, 1891, and shall have effect as section 20 of that Ordinance :—

Transfer of markets in the Northern Province.

20 (1) From and after a date to be appointed by the Executive Committee by notification in the Gazette, this Ordinance shall, subject to the provisions of section 19 and to the other provisions of this section, cease to apply to any public market held in any area of the Northern Province which, on the date so appointed, is or is deemed to be under the operation of the Village Communities Ordinance, No. 9 of 1924 ; and, in respect of any such public market, the following provisions shall have effect :—

- (a) such public market and the land on which it is held shall, from and after the date so appointed, be deemed to be vested in the inhabitants of the subdivision in which such public market is situated ;
- (b) all moneys recovered under this Ordinance by way of rent, fees or otherwise in respect of such public market shall, from and after the date so appointed, be deemed to be moneys received for and on behalf of the inhabitants of the subdivision in which that market is situated for the purposes of section 26 of the Village Communities Ordinance, No. 9 of 1924 ;
- (c) the vesting of any public market in the inhabitants of any subdivision shall not affect—
 - (i.) the validity of any by-laws made under section 6, but such by-laws shall continue in force until rescinded, varied or amended by rules which the village committee of a subdivision is hereby empowered to make for all or any of the purposes mentioned in that section ;
 - (ii.) the validity of any lease of a public market or of any part thereof granted by the District Committee under section 14.

(2) From and after the date appointed by the Executive Committee under sub-section (1), all moneys recovered under this Ordinance before that date and deposited to the credit of the Markets Fund shall, notwithstanding the provisions of section 15, be at the disposal of the Government Agent to be by him expended in accordance with the directions of the Executive Committee for the purpose of establishing new markets in any subdivision of the Northern Province.

(3) From and after a date to be appointed by the Executive Committee by notification in the Gazette, this Ordinance shall apply to any private market situated within any area of the Northern Province which is or is deemed to be under the operation of the Village Communities Ordinance, No. 9 of 1924, as though the village committee of the subdivision in which such private market is situated were vested with all the powers of a District Committee and any annual licence fee recovered in respect of any such private market by virtue of by-laws made under section 6 shall for all purposes be deemed to be a fee duly recovered and received for and on behalf of the inhabitants of that subdivision until such by-laws are rescinded, varied or amended by rules which the village committee of that subdivision is hereby empowered to make for all or any of the purposes relating to private markets which are mentioned in section 6.

(4) Nothing in this section contained shall be construed to be in derogation of the powers conferred on the village committee of a subdivision by section 29 of the Village Communities Ordinance, No. 9 of 1924.

(5) In this section—

“ Executive Committee ” means the Executive Committee of Local Administration ;

“ subdivision ” has the same meaning as in the Village Communities Ordinance, No. 9 of 1924.

Passed in Council the Tenth day of July, One thousand Nine hundred and Thirty-five.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Officer Administering the Government the Twentieth day of July, One thousand Nine hundred and Thirty-five.

G. M. RENNIE,
Secretary to the Officer
Administering the Government.

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance to amend the British and Colonial Probate Ordinance, No. 7 of 1921.

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 British and Colonial Probate Amendment Ordinance, No. of 1935. Short title.

2 Section 2 of the British and Colonial Probate Ordinance, No. 7 of 1921, is hereby amended by the insertion of the following new definition at the end thereof :— Amendment of section 2 of Ordinance No. 7 of 1921.

“ British possession ” includes any territory which is under His Majesty’s protection or in respect of which a mandate on behalf of the League of Nations has been accepted by His Majesty.

Objects and Reasons.

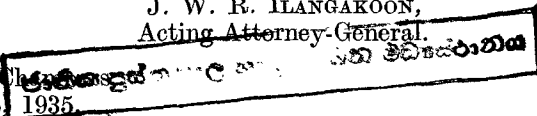
Under section 3 of the British and Colonial Probate Ordinance, No. 7 of 1921, the provisions of that Ordinance can be applied to any British possession which has made adequate provision for the recognition in that possession of probates and letters of administration granted by any District Court in Ceylon.

2. The object of this Bill is to insert in the principal Ordinance a definition of British possession so as to enable the Ordinance to be applied by proclamation to a British Protectorate or to a territory in respect of which a mandate has been accepted by His Majesty on behalf of the League of Nations.

3. The Colonial Probates Act, 1892, which is the corresponding imperial statute, was similarly amended by the Colonial Probates (Protected States and Mandated Territories) Act, 1927.

J. W. R. ILANGAKOON,
Acting Attorney-General.

Attorney-General's Office,
Colombo, July 16, 1935.



MINUTE.

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

No. 20 of 1927.

**An Ordinance to amend the Motor Car Ordinance,
1927.**

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 Motor Car Amendment Ordinance, No. of 1935.

Amendment of section 9 of Ordinance No. 20 of 1927.

2 Section 9 of the Motor Car Ordinance, 1927, (hereinafter referred to as "the principal Ordinance"), is hereby amended by the addition of the following new sub-section (3) :—

"(3) The registrar may, subject to the approval of the Executive Committee of Local Administration, issue a written permit for the use within the Island of any motor car not constructed in accordance with the requirements of sub-section (1), for such period as may be specified in the permit, if the car is fitted to his satisfaction on the right or off side thereof with a mechanical or illuminated device capable of giving distinct and intelligible signals for the purposes of section 54 and of indicating clearly any intention to stop."

Amendment of section 37 of the principal Ordinance.

3 Section 37 of the principal Ordinance is hereby amended as follows :—

(1) by the insertion between sub-sections (2) and (3) thereof of the following new sub-section (2A) :—

"(2A) (i) Every certificate of competence shall have affixed thereto a photograph of the person to whom that certificate is issued.

(ii) Every applicant for a certificate of competence shall furnish two copies of his photograph to the registrar at the time of his application.

(iii) Every holder of a certificate of competence shall furnish two copies of his photograph to the registrar whenever the photograph affixed to his certificate is faded, defaced, damaged, or torn, or whenever he is ordered to do so by a court before which he is convicted under any written law of an offence in connection with the driving of a motor car, or by the registrar.

(iv.) One of the copies furnished under paragraph (ii) or paragraph (iii) of this sub-section shall be filed of record in the office of the registrar, and the other shall be affixed to the certificate and authenticated by the registrar with a facsimile of his signature or with his official seal or stamp."

(2) in sub-section (7) thereof, by the substitution for the words "under the age of eighteen years", of the words "who has not completed eighteen years of age";

(3) in sub-section (9A) thereof, by the addition of the following proviso at the end of that sub-section :

"Provided that the registrar may in his discretion restrict the endorsement made under this sub-section to such class or classes of motor car as may be specified by him in the endorsement, if he is of opinion that such restriction is necessary for the public safety."

(4) in sub-section (13) thereof, by the substitution for all the words from "in Executive Council" to "character", of the following words :—

"refuse or at any time suspend or cancel an endorsement under sub-section (12), in any case where he is satisfied that the holder of the certificate is unfit to be the driver of a hiring car because he habitually behaves in a riotous or disorderly manner or is habitually drunk or suffers from any disease of an infectious or contagious nature."

(5) in sub-section (16) thereof—

(i) by the substitution for the words "which convicts" of the words "which under any written law convicts";

(ii) by the substitution for all the words from " may order " to " endorsement " of the words—

" may in addition to any other punishment order the certificate to be produced within five days and cancel such endorsement as may have been made on it under sub-section (12). If the certificate is not produced on or before the date specified in any order so made by the court, the holder of the certificate may by a further order of that court be disqualified for driving a car until the certificate is produced for cancellation."

4 Section 39 of the principal Ordinance is hereby amended as follows :—

Amendment of section 39 of the principal Ordinance.

(1) in sub-section (2) thereof, by the addition of the following words at the end of that sub-section :—

" If any such person fails to produce the certificate upon conviction, the court shall enter an order disqualifying that person for driving a car until the certificate is produced for endorsement under this sub-section."

(2) by the re-numbering of sub-sections (3) and (4) thereof, as sub-sections (4) and (5) respectively ;

(3) by the insertion, between sub-section (2) and the re-numbered sub-section (4), of the following new sub-section (3) :—

" (3) Where the certificate of competence of any person convicted of any one of the following offences—

(a) using on a highway any omnibus or lorry which has defective brakes or is otherwise unsuitable for use,

(b) negligent driving,

(c) reckless driving.

(d) exceeding the speed limit,

(e) overloading,

contains at the time of such conviction endorsements in respect of not less than nine previous convictions of any one or more of those offences, the court endorsing the particulars of such last conviction shall cancel the certificate and make order disqualifying that person permanently for obtaining another certificate of competence in this Island." ; and

(4) by the insertion, immediately after the renumbered sub-section (5) thereof, of the following new sub-section (6) :—

" (6) Any person who drives a motor car at any time while an order suspending his certificate of competence or disqualifying him for driving is in force, shall be guilty of an offence."

5 Section 46 of the principal Ordinance is hereby amended in sub-section (1) thereof by the addition of the following proviso at the end of that sub-section :—

Amendment of section 46 of the principal Ordinance.

" Provided, however, that when a motor car is stationary no instrument affixed to that car shall be sounded except for the purpose of preventing an accident or ensuring the safety of the car or its occupants."

6 Section 48 of the principal Ordinance is hereby amended as follows :—

Amendment of section 48 of the principal Ordinance.

(1) in paragraph (ii) thereof, by the substitution for the words " and address ; " of the words—

" and address, and also the distinctive number and other identification marks of the motor car and the name and address of the owner of the car ; "

(2) by the re-numbering of paragraphs (iii) and (iv) thereof as paragraphs (iv) and (v) respectively ; and

(3) by the insertion, between paragraph (ii) thereof and the re-numbered paragraph (iv), of the following new paragraph (iii) :—

" (iii) Where the driver of the car has not furnished the particulars mentioned in paragraph (ii) to any person entitled to obtain such particulars from him, he shall forthwith proceed to the nearest police station and report the accident to the officer in charge thereof or to the first police constable or officer whom he meets on his way thereto."

- Amendment of section 55 of the principal Ordinance. **7** Section 55 of the principal Ordinance is hereby amended by the substitution for the words "to stop the car or to make it slow down", of the words "to stop or reverse the car, or to make it slow down or turn back,".
- Amendment of section 56 of the principal Ordinance. **8** Section 56 of the principal Ordinance is hereby amended in sub-section (1) thereof, by the substitution for the words "obey all notices", of the words "obey all notices for regulating the movement of traffic or indicating the route to be followed and all other notices".
- Amendment of section 57 of the principal Ordinance. **9** Section 57 of the principal Ordinance is hereby amended in sub-section (3) thereof, by the substitution for the word "negligently", of the words—
"negligently or without reasonable consideration for other persons using the road".
- Amendment of section 60 of the principal Ordinance. **10** Section 60 of the principal Ordinance is hereby amended as follows :—
(1) in sub-section (3) thereof, by the substitution for the words "is used", of the words "is used or is usually kept"; and
(2) in sub-section (9) thereof, by the substitution for the words "hiring cars", of the words "hiring cars or lorries".
- Amendment of section 70 of the principal Ordinance. **11** Section 70 of the principal Ordinance is hereby amended in sub-section (1) thereof, by the substitution in paragraph (e) of that sub-section for the words "of hiring cars", of the words—
"providing for the licensing and supervision of conductors and prescribing the duties of drivers and conductors of hiring cars".
- Insertion of new section 75A in the principal Ordinance. **12** The following new section shall be inserted immediately after section 75, and shall have effect as section 75A, of the principal Ordinance :—
"75A. The owner of a motor car shall when he engages a driver or a conductor obtain from him the serial number of his certificate of competence or conductor's licence as the case may be, and his full name and address."
- Duty of owner to obtain information as to driver and conductor. **13** Section 76 of the principal Ordinance is hereby amended by the substitution for the words "the person driving" of the words "the driver, the conductor,".
- Amendment of section 76 of the principal Ordinance. **14** Section 81 of the principal Ordinance is hereby amended by the substitution for the words "this Ordinance", of the words "this Ordinance, or fraudulently alters the particulars painted on an omnibus or lorry under section 7, or knowingly causes particulars other than those authorised by that section to be painted on any omnibus or lorry,".
- Amendment of section 81 of the principal Ordinance. **15** The following new section shall be inserted immediately after section 81, and shall have effect as section 81A, of the principal Ordinance :—
"81A. (1) Where a derelict motor car is so left on any part of a highway as to cause any obstruction or nuisance, the registrar or the licensing authority may, by notice served either personally or by registered post, require the registered owner of that car to take steps to remove the obstruction or nuisance.
(2) It shall be the duty of every registered owner on whom a notice is served under sub-section (1), to comply with the requirements set out therein.
(3) If the registered owner of any such derelict car cannot for any reason be found or makes default in complying with any notice served under sub-section (1), the registrar or the licensing authority may cause the car to be removed and make such order as may be necessary for its disposal.
(4) No proceedings civil or criminal shall be instituted or maintained against the registrar or a licensing authority in respect of any order made under sub-section (3).
- Insertion of new section 81A in the principal Ordinance. **15** The following new section shall be inserted immediately after section 81, and shall have effect as section 81A, of the principal Ordinance :—
"81A. (1) Where a derelict motor car is so left on any part of a highway as to cause any obstruction or nuisance, the registrar or the licensing authority may, by notice served either personally or by registered post, require the registered owner of that car to take steps to remove the obstruction or nuisance.
(2) It shall be the duty of every registered owner on whom a notice is served under sub-section (1), to comply with the requirements set out therein.
(3) If the registered owner of any such derelict car cannot for any reason be found or makes default in complying with any notice served under sub-section (1), the registrar or the licensing authority may cause the car to be removed and make such order as may be necessary for its disposal.
(4) No proceedings civil or criminal shall be instituted or maintained against the registrar or a licensing authority in respect of any order made under sub-section (3).
- Disposal of derelict motor car. **15** The following new section shall be inserted immediately after section 81, and shall have effect as section 81A, of the principal Ordinance :—
"81A. (1) Where a derelict motor car is so left on any part of a highway as to cause any obstruction or nuisance, the registrar or the licensing authority may, by notice served either personally or by registered post, require the registered owner of that car to take steps to remove the obstruction or nuisance.
(2) It shall be the duty of every registered owner on whom a notice is served under sub-section (1), to comply with the requirements set out therein.
(3) If the registered owner of any such derelict car cannot for any reason be found or makes default in complying with any notice served under sub-section (1), the registrar or the licensing authority may cause the car to be removed and make such order as may be necessary for its disposal.
(4) No proceedings civil or criminal shall be instituted or maintained against the registrar or a licensing authority in respect of any order made under sub-section (3).

Objects and Reasons.

The objects of these amendments to the Motor Car Ordinance, 1927, are—

- (1) to enable the Registrar to permit the use of motor cars with left-hand steering, brought by tourists for their own use in Ceylon, if the cars are fitted with certain prescribed safety devices (Clause 2);
- (2) to make express provision for the affixing of the holder's photograph in every certificate of competence (Clause 3 (1));

- (3) to make it clear that certificates of competence are to be issued only to persons who have completed eighteen years of age (Clause 3 (2));
- (4) to enable the Registrar to specify by endorsement on a certificate of competence the class or classes of motor cars which may be driven by a person who has passed the test for driving an omnibus or a lorry (Clause 3 (3));
- (5) to enable the Registrar to cancel or suspend the authority to drive hiring cars endorsed on the certificate of competence of a driver who habitually behaves in a riotous or disorderly manner or suffers from any infectious or contagious disease (Clause 3 (4));
- (6) to enable the court convicting any driver to disqualify him for driving until the certificate is produced for the endorsement of the conviction (Clauses 3 (5) and 4 (1));
- (7) to enable a court to cancel the certificate of a driver and disqualify him permanently for driving in any case where there are endorsed on the certificate nine previous convictions of negligent or reckless driving, exceeding the speed limit, overloading, or using a defective omnibus or lorry on a road (Clause 4 (3));
- (8) to declare it an offence for any person to drive a car while an order of suspension or disqualification is in force (Clause 4 (4));
- (9) to prevent the unnecessary sounding of horns in motor-cars which are *stationary* (Clause 5);
- (10) to amplify the existing provisions relating to—
 - (a) the information to be given in case of accidents (Clause 6),
 - (b) compliance with traffic signals and notices (Clauses 7 and 8),
 - (c) negligent driving (Clause 9),
 - (d) the periodical examination of hiring cars and lorries (Clause 10);
- (11) to make provision for the licensing of the conductors and the supervision of the drivers and conductors of hiring cars (Clause 11);
- (12) to declare it the duty of the owner of a car to ascertain the name, address and licence number of every driver or conductor engaged by him (Clause 12), and to give all possible information to the police or any headman making any inquiry (Clause 13);
- (13) to declare it an offence to alter the tare or other particulars painted on any omnibus or lorry (Clause 14);
- (14) to give power to the Registrar and the licensing authority to cause derelict motor-cars to be removed from a highway (Clause 15).

CHAS. BATUWANTUDAWA,
Minister for Local Administration.

Colombo, July 11, 1935.

MINUTE.

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

An Ordinance to validate certain proceedings of the District Court, the Court of Requests and the Police Court of Mullaittivu sitting at Vavuniya.

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 Mullaittivu Courts (Validation of Proceedings) Ordinance, No. of 1935.

Short title.

2 No proceedings instituted or taken during the period beginning on the 1st day of November, 1898, and ending on the 6th day of December, 1932, in the District Court of the judicial district of Mullaittivu or in the Court of Requests or the Police Court of the judicial division of Mullaittivu, and no proceedings taken for the purpose of enforcing any judgment, sentence, or order made or pronounced by any of the said courts during that period shall be deemed to be invalid by reason only of the failure to have appointed the town of Vavuniya as a place at which the said courts may have been holden during that period.

Validation of proceedings at Vavuniya between 1st November, 1898, and 6th December, 1932.

Objects and Reasons.

The original schedule to the Courts Ordinance, 1889, recognized Mullaittivu and Vavuniya-Vilankulam as two distinct judicial districts and two distinct judicial divisions each with its own District Court, Court of Requests and Police Court; and the courts of each district and division were to be held at Mullaittivu and Vavuniya, respectively.

2. By a Proclamation dated 4th November, 1898, the area within the judicial district and judicial division of Vavuniya-Vilankulam was added partly to the area within the judicial district and judicial division of Mannar and partly to the area within the judicial district and judicial division of Mullaittivu, and thereby Vavuniya-Vilankulam ceased to be a judicial district or a judicial division and ceased to have its own courts.

3. The courts for the judicial district and judicial division of Mullaittivu have been held at Mullaittivu by virtue of the first proviso to section 55 of the Courts Ordinance. Any other place for the holding of these courts has to be previously appointed for the purpose by the Governor under that section. The Mullaittivu courts sat and took proceedings at Vavuniya from November, 1898, though it was not till December, 1932, that Vavuniya was appointed as a place at which those courts may regularly be held.

4. The validity of the proceedings taken at Vavuniya between November, 1898, and December, 1932, is liable to be questioned by reason of the failure to appoint Vavuniya as a place at which the Mullaittivu courts may sit. This Bill accordingly seeks to validate such proceedings and what has been done in consequence of such proceedings.

J. W. R. ILANGAKOON,
Attorney-General's Chambers, Acting Attorney-General.
Colombo, July 17, 1935.

MINUTE.

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

M. L. A. 124

No. 30 of 1928.

An Ordinance to amend the Whaling Ordinance, 1928.

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 Whaling Amendment Ordinance, No. of 1935.

Amendment of
Schedule to
Ordinance
No. 30 of 1928.

2 The Schedule to the Whaling Ordinance, 1928, is hereby amended by the substitution, for the form of licence set out therein, of the form set out in the Schedule to this Ordinance.

SCHEDULE.

Form of Licence.

Whaling Ordinance, 1928.

No. —.

Subject to the provisions of the Whaling Ordinance, 1928, and of the regulations made thereunder, licence is hereby granted to _____ of _____ (hereinafter called "the licensee") to kill, hunt, and take whales in the colonial waters of Ceylon within the following limits :—

And to flench, render, boil down, treat, or manufacture the blubber or any part of the carcass of any whales so taken,

For a period of five years from the date of this licence :

And (1) to establish—

*(a) A floating factory at _____ on the following vessel :—
ss. " _____ ".

*(b) A land factory at _____ ; and

(2) To employ the following vessel as a whale-catching vessel :—

ss " _____ ".

This licence is also subject to the following terms and conditions :—

1. This licence is not transferable without the approval of the Governor first obtained.

2. The licensee shall, within one year from the date of this licence, establish the floating (or land) factory referred to above.

(S. 3.)
*Strike out
whichever is
inapplicable.

3. (1) The licensee shall not establish any additional factory or employ any additional whale-catching vessel until the payment of the additional fee prescribed in that behalf and the particulars of such factory or vessel are duly endorsed on this licence by the Marine Biologist.

(2) The licensee shall not be entitled to have this licence endorsed for the use of more than three additional whale-catching vessels.

4. The licensee shall pay to the Marine Biologist a fee of Rs. 300 per annum in respect of the factory and one whale-catching vessel, and a fee of Rs. 150 per annum for every additional factory or whale-catching vessel established or employed by him.

5. The licensee shall in every year during the period for which this licence is granted pay to the Principal Collector of Customs an export duty of one rupee per 40 gallons for the first 160,000 gallons exported from Ceylon during the year, and of two rupees for each quantity of 40 gallons in excess of that number.

6. The proportion which the production of press oil shall bear to the total production of oil shall be not less than one gallon of press oil to two and a half gallons of blubber oil.

7. The licensee shall not take or kill—

- (a) any sperm whale of a length less than 25 feet, or such other length as the Governor may specify at the end of two years from this date in revision of this condition ;
or
- (b) any whale calf or immature whale, or any female whale when it is accompanied by a calf ; or
- (c) any blue whale of a length less than 60 feet, the term "blue whale" being deemed to include Sibbald's rorqual and sulphur bottom ; or
- (d) any fin whale of a length less than 50 feet, the term "fin whale" being deemed to include common finback, common finner, common rorqual, fin back, herring whale and razorback ; or
- (e) any right whale, the term "right whale" being deemed to include North Cape whale, Greenland whale, southern right whale, Pacific right whale and southern pigmy right whale.

8. A close season for whales may be imposed by the Governor and shall be observed by the licensee.

9. The licensee shall pay as compensation in respect of any damage to any fishing vessel or fishing appliance at any time resulting from his operations such amount as shall be assessed by the Government Agent or Assistant Government Agent of the district within which the owner or lessee of such vessel or appliance resides.

10. The licensee shall from time to time supply the Governor with any information he may require, and on or before January 31 in each year shall render to the Governor an annual report on his operations during the previous year. Such reports shall state *inter alia* the following particulars :—

- (1) The number and description of whales taken during each month of the year ;
- (2) In respect of each whale taken by him details as to—
 - (a) Date of taking.
 - (b) Place of taking.
 - (c) Species.
 - (d) Sex.
 - (e) Length—measured, from tip of the snout to the notch between the flukes of the tail, if whale is taken out of the water ; estimated, if cut up in the water.
 - (f) Length and sex, if ascertainable, of any foetus present.
 - (g) Contents of stomach, if ascertainable.
- (3) The number of gallons of oil of various grades produced during each month of the year ;
- (4) The quantity of baleen obtained ;
- (5) The quantity of guano (which term shall include all fertilizers obtained from the whale) manufactured.

11. The licensee shall permit an authorized representative of the Department of Fisheries to inspect his records at all reasonable times.

12. The licensee shall at all times during the continuation of this licence have a duly appointed agent resident in the Island to represent him.

13. The licensee shall make adequate arrangements for utilising all residue left after the extraction of the oil.

14. The licensee shall not engage gunners or crew for any of his whaling vessels on such terms as are likely to make their remuneration depend solely upon the mere number of whales taken.

15.*

Licence fee Rs. 300 paid.

(Sgd.) _____
Marine Biologist.

* Here insert any additional terms and conditions to which this licence is subject.

Forms of Endorsement.

1. The licensee is hereby permitted to establish an additional floating (or land) factory at _____ (If a floating factory, continue and to use the following vessel for that purpose :—
ss. " _____ ").

Fee paid Rs. 150.

(Sgd.) _____,
Marine Biologist.

2. The licensee is hereby permitted to use the following vessel as an additional whale-catching vessel :—

ss. " _____ ".

Fee paid Rs. 150.

(Sgd.) _____,
Marine Biologist.

Objects and Reasons.

The object of this amendment of the Whaling Ordinance, 1928, is to insert in the form of the licence set out in the Schedule to that Ordinance additional conditions that have to be included in order to enable effect to be given to the terms of an International Convention for the Regulation of Whaling signed at Geneva on the 24th September, 1931. It was found necessary to alter the order of the existing conditions in order to give the new conditions their proper context. A new form of licence containing all the conditions rearranged in their proper sequence has accordingly been substituted for the existing form.

CHAS. BATUWANTUDAWA,
Minister for Local Administration.

Colombo, July 19, 1935.

MINUTE.

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

An Ordinance to declare and define the privileges, immunities and powers of the State Council and of the members thereof to secure freedom of speech and debate or proceedings in the Council ; and to give protection to persons employed in the publication of the reports, papers, minutes, votes or proceedings of the Council.

WHEREAS by Article 73 of the Ceylon (State Council) Order in Council, 1931, it is provided that a law may be enacted in accordance with the provisions of that Order defining the privileges, immunities and powers to be held, enjoyed, and exercised by the State Council and by the members thereof, subject, however, to the proviso that such privileges, immunities or powers when so defined shall not exceed those for the time being held, enjoyed and exercised by the Commons House of Parliament of the United Kingdom of Great Britain and Northern Ireland or the members thereof :

And whereas it is expedient by virtue of the powers so conferred by Article 73 of the Ceylon (State Council) Order in Council, 1931, to define by Ordinance the privileges, immunities and powers of the State Council and of the members thereof :

And whereas it is essential to the due and effectual exercise and discharge of the functions and duties of the members of the State Council and to the making of laws for the peace, order and good government of this Island that the freedom of speech and debate or proceedings in the Council should not be impeached or questioned in any court or place outside the Council and that no obstructions or impediments should exist to the publication of such reports, papers, votes, minutes or proceedings of the Council as the Council may deem fit or necessary to be published :

And whereas it is expedient that such freedom should be secured by law and that all such obstructions or impediments which may arise should be removed :

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

Short title and commencement.

1 This Ordinance may be cited as the State Council Powers and Privileges Ordinance, No. of 1935, and shall come into operation on such date as the Governor shall appoint by proclamation in the Gazette.

CHAPTER I.

Privileges, immunities and powers of the State Council and of its members and officers.

- 2 There shall be freedom of speech and debate or proceedings in the Council and such freedom of speech and debate or proceedings shall not be liable to be impeached or questioned in any court or place out of the Council. Freedom of speech and debate.
- 3 No member shall be liable to any civil or criminal proceedings, arrest, imprisonment or damages by reason of anything which he may have said in the Council or by reason of any matter or thing which he may have brought before the Council by petition, bill, resolution, motion or otherwise. Members not liable to action in certain cases.
- 4 Except for a contravention of this Ordinance, no member shall be liable to arrest, detention or molestation in respect of any debt or matter which may be the subject of civil proceedings while proceeding to, or in attendance at, or returning from, any meeting or sitting of the Council :
 Provided that any person otherwise entitled to any immunity or privilege under this section who shall be deemed to have committed any act of insolvency may be dealt with under Ordinance No. 7 of 1853 as if he had not such immunity or privilege. Freedom from arrest in civil proceedings.
- 5 No person shall be liable in damages or otherwise for any act done under the authority of the Council and within its legal powers or under any warrant issued by virtue of those powers. Person not liable in damages for acts done under authority of Council.
- 6 At any stage of any civil or criminal proceedings instituted for or on account or in respect of any matter of privilege, upon production to the court or judge by the defendant or accused of a certificate under the hand of the Speaker, or in his absence or other incapacity by the Clerk, stating that the matter in question is one which concerns the privilege of the Council, that court or judge shall immediately stay such civil or criminal proceedings, and thereupon the same and every process issued therein shall be deemed to be finally determined. Stay of process in respect of matters of privilege.
- 7 Save as otherwise expressly provided in this Ordinance, the Council and the members thereof shall hold, enjoy and exercise such and the like privileges, immunities and powers as on the fifteenth day of April, nineteen hundred and thirty-one (being the date on which the Order in Council was proclaimed in Ceylon) were held, enjoyed and exercised by the Commons House of the Parliament of the United Kingdom of Great Britain and Northern Ireland and by the members thereof, and also such privileges, immunities and powers as are from time to time defined by any written law of this Island, but not exceeding those at the commencement of such law enjoyed and exercised by the Commons House aforesaid and by the members thereof, whether such privileges, immunities or powers were so held, possessed or enjoyed by custom, statute or otherwise :
 Provided always that no such privileges, immunities or powers shall at any time exceed those at the same time held and exercised by the Commons House of the said Parliament and by the members thereof. Privilege to be the same as that enjoyed by House of Commons.
- 8 All privileges, immunities and powers of the Council shall be part of the general and public law of the Island, and it shall not be necessary to plead the same, but the same shall in all courts of the Island be judicially noticed. Privileges to be noticed judicially.
- 9 For the purposes of this Ordinance, the Council is hereby declared to possess all such powers and jurisdiction as may be necessary for enquiring into, judging and pronouncing upon the commission of any such acts, matters or things as are herein declared to be contraventions of this Ordinance and for awarding and carrying into execution the punishment therefor provided by this Ordinance. Powers of the Council.
- 10 The Council sitting as a court shall have all such rights and privileges of a court of record as may be necessary for the purpose of summarily enquiring into and punishing the acts, matters and things herein declared to be contraventions of this Ordinance. Council to be a court of record.

CHAPTER II.

Contempt of the Council.

- 11 (1) The Council may, for or in respect of the contempts hereinafter mentioned in sub-section (2), whether committed by a member or by any other person, summarily punish the offender by fine as provided by the Standing Orders or by this Council empowered to punish for contempt.

Ordinance ; and, if any such fine so imposed be not immediately paid, the offender shall be committed by warrant under the hand of the Speaker to the custody of the Fiscal or of an officer of the Council in such place as it may direct until payment be made or for a period not exceeding one month.

(2) The contempts referred to in sub-section (1) shall be—

- (a) disobedience to any order made by the Council for attendance or for production of papers, books, documents or records, unless such attendance or production be excused as hereinafter provided in section 20 ;
- (b) refusing to be examined before or to answer any lawful and relevant question put by the Council unless such refusal be excused as provided in section 20 ;
- (c) the wilful failure or refusal to obey any rule, order or resolution of the Council ;
- (d) the offering to or acceptance by any member or officer of the Council of a bribe to influence him in his conduct as such member or officer, or the offering to or acceptance by any member or officer of the Council of any fee, compensation, gift, or reward for or in respect of the promotion of or opposition to any Bill, resolution, matter, rule or thing submitted to or intended to be submitted to the Council ;
- (e) assaulting, obstructing or insulting any member coming to or going from the Council or on account of his conduct in the Council, or endeavouring to compel any member by force, insult or menace to declare himself in favour of or against any proposition or matter depending or expected to be brought before the Council ;
- (f) assault upon, interference with, or resistance to an officer of the Council while in the execution of his duty ;
- (g) sending to a member any threatening letter or challenging a member to fight on account of his conduct in the Council ;
- (h) Creating or joining in any disturbance in the Council or in the vicinity of the Council while the same is sitting, whereby proceedings of the Council are or are likely to be interrupted ;
- (k) tampering with, deterring, threatening, beguiling or in any way unduly influencing any witness in regard to evidence to be given by him before the Council ;
- (l) presenting to the Council any false, untrue, fabricated or falsified document with intent to deceive the Council ;
- (m) prevarication or other misconduct as a witness before the Council ;
- (n) the publication of any false or scandalous libel on any member touching his conduct as a member ;
- (p) any contempt from time to time set forth and declared to be such in any Standing Order of the Council.

CHAPTER III.

Warrants and Arrests.

Speaker to
issue warrants.

12 (1) For the purpose of punishing any of the contempts named in this Ordinance the Speaker is hereby empowered upon a resolution in that behalf of the Council, to issue a warrant under his hand for the apprehension and imprisonment of any person who, having been sentenced to pay a fine, fails to pay the same.

(2) Every warrant issued by the Speaker under sub-section (1) shall, for the purposes of the Fiscal's Ordinance, 1867, be deemed to be a process issued by a court of competent jurisdiction.

Form of
warrant.

13 Every warrant aforesaid shall be addressed to the Fiscal or to an officer of the Council and shall contain a statement that the person therein mentioned has been adjudged guilty of contempt of the Council and shall specify the nature of such contempt ; and every such warrant shall be sufficient if it can be reasonably inferred therefrom that the person mentioned therein has been adjudged guilty of any of the contempts aforesaid and it shall not be necessary to observe any particular form in any such warrant.

Person disturbing
proceedings of the
Council may be
arrested without
warrant.

14 Any person creating or joining in any disturbance in the Council during its actual sitting may be arrested without warrant on the verbal order of the Speaker, and may be kept in the custody of an officer of the Council until a warrant can be made out for the imprisonment of such person in manner aforesaid.

15 Every Fiscal and his deputies and their officers, and all police officers, constables and other persons, are hereby required to assist in the apprehension and detention of any person in pursuance of any such verbal order as aforesaid of the Speaker, and to aid and assist in the execution of any such warrant as aforesaid, and where any such warrant directs that the person mentioned therein shall be imprisoned in any prison or other place, the Superintendent or keeper thereof is hereby required to receive such person into his custody in the said prison or other place and there to imprison him according to the tenor of the warrant.

Fiscals, &c., to assist in execution of warrant or verbal order.

16 It shall be lawful for any person charged with or assisting in the execution of any warrant under the hand of the Speaker to break open in the day time any door or search any premises in which the person for whose apprehension such warrant was issued may be, or may reasonably be suspected of being, concealed.

Doors may be broken open in executing warrant.

CHAPTER IV.

Attendance of witnesses before the Council and matters incidental thereto.

17 The Council may order any person to attend before the Council and to produce any paper, book, record or document in the possession or under the control of such person.

Power to order attendance of witnesses.

18 Any order to attend or to produce documents before the Council shall be notified to the person required to attend or produce documents by a summons under the hand of the Clerk issued by direction of the Speaker; and in every such summons there shall be stated the time when and the place where the person summoned is required to attend and the particular documents which he is required to produce, and the summons shall be served on the person mentioned therein, either by delivering to him a copy thereof or by leaving a copy thereof, at his usual or last known place of abode in the Island, with some adult person, and there shall be paid or tendered to the person so summoned, if he do not reside within four miles of the Council Chamber, such sum for his expenses as may be prescribed by any Standing Order made in that behalf.

Attendance to be notified by summons.

19 The Council may require that any facts, matters, and things relating to the subject of inquiry before the Council be verified or otherwise ascertained by the oral examination of witnesses, and may cause any such witnesses to be examined upon oath which the Speaker is hereby authorized to administer.

Witnesses may be examined on oath.

20 If any person ordered to attend or produce any paper, book, record or document before the Council refuse to answer any question that may be put to him or to produce any such paper, book, record or document on the ground that the same is of a private nature and does not affect the subject of inquiry, the Council may thereupon excuse the answering of such question or the production of such paper, book, record or document, or may order the answering or production thereof.

Objection to answer questions or to produce papers.

21 Any person who, before the Council (and whether or not that person has been sworn or has made a solemn affirmation or declaration), after being duly cautioned as to his liability to punishment under this section, intentionally gives a false answer to any question material to the subject of inquiry which may be put to him during the course of any examination, shall be guilty of an offence under section 190 of the Ceylon Penal Code and shall be liable, on conviction, to the penalties prescribed by that section for that offence.

Penalty for perjury before Council or Committee.

22 The provisions of the Ceylon Evidence Ordinance, 1895, relating to privileged evidence shall apply in the case of evidence given before the Council.

Privileged evidence.

23 (1) Every witness before the Council who shall answer fully and faithfully any questions put to him by the Council shall be entitled to receive a certificate under the hand of the Speaker stating that such witness was upon his examination so required to answer and did answer any such questions.

Certificate issued to witnesses making full disclosure to be a bar to civil or criminal proceedings.

(2) On production of such certificate to any court of law such court shall stay any proceedings, civil or criminal, except for a charge under section 190 of the Ceylon Penal Code for perjury against such witness for any act or thing done by him before that time and revealed by the evidence of such witness, and may, in its discretion, award to such witness such expenses as he may have been put to.

Evidence of proceedings in the Council or Committee not to be given without leave.

24 No member or officer of the Council and no shorthand writer employed to take minutes of evidence before the Council shall give evidence elsewhere in respect of the contents of such evidence or of the contents of any manuscript or document laid before the Council or in respect of any proceedings or examination before the Council without the special leave of the Council first had and obtained. Such special leave may be given after a dissolution or during a recess or adjournment by the Speaker, or, in his absence or other incapacity, by the Clerk.

CHAPTER V.

Miscellaneous.

Commons Journals to be *prima facie* evidence in inquiries touching privilege.

25 Subject to the provisions of this Ordinance, a copy of the Journals of the Commons House of the Parliament of the United Kingdom of Great Britain and Northern Ireland printed or purporting to be printed by the order or by the printer of the Commons House aforesaid shall be received as *prima facie* evidence without proof of its being such copy upon any inquiry touching the privileges, immunities and powers of the Council or of any member thereof.

Journals printed by order of the Council to be admitted as evidence.

26 Upon any inquiry touching the privileges, immunities and powers of the Council or of any member, any copy of the journals printed or purporting to be printed by the Government Printer shall be admitted as evidence of such journals in all courts and places without any proof being given that such copy was so printed.

Penalty for printing false copy of Ordinance, journal, &c.

27 Any person who shall print or cause to be printed a copy of any Ordinance now or hereafter in force, or a copy of any report, paper, minutes or votes and proceedings of the Council as purporting to have been printed by the Government Printer or by or under the authority of the Council or by the Speaker, and the same is not so printed, or shall tender in evidence any such copy as purporting to be so printed knowing that the same was not so printed, shall be guilty of an offence and shall be liable upon conviction to imprisonment of either description for a period not exceeding three years.

Protection of persons responsible for publications authorised by the Council.

28 Any person, being a defendant in any civil or criminal proceedings instituted for or on account or in respect of the publication by such person or by his servant, by order or under the authority of the Council of any reports, papers, minutes, votes or proceedings, may, on giving to the plaintiff or prosecutor (as the case may be) twenty-four hours' written notice of his intention, bring before the court in which such civil or criminal proceedings are being held a certificate under the hand of the Speaker or of the Clerk stating that the reports, papers, minutes, votes or proceedings in respect whereof such civil or criminal proceedings have been instituted were published by such person or by his servants by order or under the authority of the Council together with an affidavit verifying such certificate, and such court shall thereupon immediately stay such civil or criminal proceedings and the same and every process issued therein shall be deemed to be finally determined.

Publication of proceedings without malice.

29 In any civil or criminal proceedings instituted for publishing any extract from or abstract of any such report, paper, minutes, votes or proceedings as in the preceding section mentioned, if the court or jury (as the case may be) be satisfied that such extract or abstract was published *bona fide* and without malice, judgment or verdict (as the case may be) shall be entered for the defendant or accused.

Members not to receive compensation for promotion or opposition of Bills, &c.

30 (1) No member shall accept or receive either directly or indirectly any fee, compensation, gift or reward for or in respect of the promotion of or opposition to any Bill, resolution, matter or thing submitted or intended to be submitted for the consideration of the Council.

(2) Any person acting in contravention of this section shall be liable to a penalty not exceeding fifteen thousand rupees, and, in addition, to repay the amount of the value of the fee, compensation, gift or reward accepted or received by him.

Attorney-General may sue for recovery of penalties.

31 The Attorney-General may sue for and recover in any civil court of competent jurisdiction in the Island any penalty incurred by any person under this Ordinance as though such penalty were a debt due to the Crown.

No person to be prosecuted for breach of Ordinance except by Attorney-General.

32 No prosecution for any contravention of or offence under this Ordinance shall be instituted in any criminal court in this Island except at the instance of the Attorney-General.

33 All fines imposed for contraventions of or offences under this Ordinance and all penalties and other moneys payable under this Ordinance shall, when recovered, be credited to the general revenue of the Island.

Fines, &c., to be credited to general revenue.

34 (1) Every person guilty of a contravention of this Ordinance may, in addition to any other penalty to which he is liable by this Ordinance or by any other law, be sentenced by the Council to simple imprisonment for such period not exceeding one month as the Council shall determine : provided that such imprisonment shall be finally determined by the dissolution of the Council whether by effluxion of time or otherwise.

Council empowered to impose sentence of imprisonment.

(2) No person upon whom a sentence has been imposed under sub-section (1) shall be committed to prison except upon a warrant given under the hand of the Speaker.

(3) Every warrant issued by the Speaker under this section shall for the purposes of the Fiscals Ordinance, 1867, be deemed to be a process issued by a court of competent jurisdiction.

35 For the purposes of this Ordinance, the person who fills the office of the Speaker at the time of any dissolution of the Council shall be deemed to be the Speaker until a Speaker has been elected in accordance with the provisions of the Order in Council.

Speaker to act notwithstanding dissolution of Council.

36 Notwithstanding anything in any other written law to the contrary, no process issued by any court of this Island in the exercise of its civil jurisdiction shall be served or executed within the Council Chamber or through the Speaker, the Clerk or an officer of the Council.

Civil process not to be served in Council Chamber.

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

Interpretation.

“ Clerk ” means the Clerk of the Council appointed under Article 27 of the Order in Council ;

“ committee ” means any executive, standing, select or other committee of the Council, and includes the Board of Ministers ;

“ Council ” means the State Council of Ceylon constituted under the Order in Council and, except in sections 5, 9, 10, 11 (1), 11 (2) (c), 12 (1), 14 and 34, includes a committee ;

“ journals ” means the minutes of the Council or the official record of the votes or proceedings thereof ;

“ member ” means a member of the Council whether elected or nominated, and includes an Officer of State ;

“ Order in Council ” means the Ceylon (State Council) Order in Council, 1931 ;

“ officer of the Council ” means any person who may from time to time be appointed to the staff of the Council, whether permanently or temporarily, and includes the Clerk and any police officer on duty within the precincts of the Council Chamber ;

“ Speaker ” includes the person for the time being presiding over the Council ;

“ Standing Order ” means a Standing Order made in accordance with Article 26 of the Order in Council.

(2) In the interpretation of this Ordinance—

(a) any reference to the Speaker in a section in which the expression “ Council ” is defined to include a committee shall, for the purpose of the application of that section to a committee, be construed as a reference to the Chairman of the committee or other member for the time being presiding over the committee ;

(b) any reference to a Board, Committee or person mentioned in the Order in Council by name, designation, or office, shall be construed as a reference to the Board or Committee which for the time being is entitled to function under that name under the Order in Council, or to the person for the time being holding that office or entitled to that designation under the Order in Council, as the case may be.

38 It is hereby expressly declared and enacted that nothing in this Ordinance contained shall be deemed directly or indirectly by implication or otherwise to diminish the rights, privileges or powers of the Council whether such rights, privileges or powers are held by custom, statute, or otherwise in any manner whatsoever.

Saving of rights, powers and privileges of the Council.

Objects and Reasons.

Article 73 of the Ceylon (State Council) Order in Council, 1931, provides that a law may be enacted to define the privileges, immunities and powers to be held, enjoyed and exercised by the State Council and by the members thereof. The exercise of the power conferred by Article 73 is subject to the restriction that the privileges, immunities and powers so defined and assumed by law shall not exceed those for the time being held, enjoyed and exercised by the Commons House of Parliament of the United Kingdom of Great Britain and Northern Ireland or the members thereof.

The object of this Bill is to give effect by Ordinance to the powers conferred by Article 73 subject to the restrictions referred to in that Article.

2. The general scheme of the Bill is to assume specifically those powers, privileges and immunities which have been defined by Parliamentary decisions and statutes, inveterate usage, judicial interpretation and contemporary Dominion or Colonial legislation and, in addition, to take by a general Clause all such other powers and privileges which are exercised and enjoyed by Members of Parliament by virtue of that body of customary law known as the *lex et consuetudo parliamenti*.

3. The provisions of Article 73 of the Order in Council are identical with those of Article 25 of the Letters Patent providing for the constitution of responsible government in the Colony of Southern Rhodesia, and much assistance in the preparation of this Bill has been derived from reference to the Southern Rhodesia Powers and Privileges of Parliament Act, 1924, which, in turn, appears to have been modelled on the Transvaal Powers and Privileges of Parliament Act, 1907. It appears to be well established that, in England, the privileges of the House attached to a committee of the House, but some difficulty has been experienced in the application of this principle to the Board of Ministers and to Executive Committees under our constitution. This Bill defines a committee to include the Board of Ministers and an Executive Committee but care has been taken to vest the punitive powers of the Council in the whole assembly and not in a committee of the Council. The definition of "Council" accordingly excludes a committee in every section which relates to the exercise of the punitive powers of the Council.

4. Clause 3 asserts the freedom of speech and debate or proceedings in the Council. The phraseology of this Clause is derived from the Bill of Rights, 1688 (1 William and Mary, Session 2, Chapter 2). As a necessary corollary to this declaration of freedom of speech, Clause 3 sets out the immunity of members from civil or criminal action or process in respect of any speech made or resolution moved in the Council or in a committee.

5. Clause 4 provides that a member shall not be arrested in the execution of civil process while proceeding to, or in attendance at, or returning from any meeting or sitting of the Council and affirms the original privilege of freedom from arrest extended to Members of Parliament "*eundo, morando, et exinde redeundo*". The proviso that this privilege shall not extend to proceedings in insolvency has been inserted in order that the privilege conferred should not exceed that of a member of Parliament who, if he commits an act of bankruptcy, can by section 128 of the Bankruptcy Act, 1914, be dealt with under that Act in like manner as if he had no parliamentary privilege.

6. Clause 6 empowers the Speaker to decide whether a matter of privilege is involved in a civil or criminal case. This power has been conferred on the Speaker in recognition of the principle that the Council is the sole judge on all matters affecting its own privileges and can delegate to the Speaker all the powers vested in it for such purpose.

7. Clause 7 assumes generally all the privileges, immunities and powers of Parliament not otherwise expressly defined in the Bill. Clause 8 provides that all privileges, immunities and powers should be judicially noticed by the courts. The object of this provision is to ensure the recognition of the privileges of the Council and its members even though such privilege is not claimed or pleaded by an individual member of the Council. The principle underlying the Clause is that waiver of privilege affects the dignity of the House and should not be permitted in any circumstances.

8. Clauses 9 and 10 enable the Council to function as a Court of Record in the exercise of its punitive powers. This jurisdiction is reserved to the entire assembly and cannot be exercised by a committee of the Council.

9. Chapter II. enumerates a variety of acts and matters which have by judicial interpretation and parliamentary practice been regarded as contempts of the authority of a legislative assembly. The definition of "Council" restricts the application of Clause 11 (2) (c) to cases in which a rule, order or resolution of the entire Council has been disobeyed.

10. Chapter III. provides the necessary ancillary procedure for the enforcement of orders made by the Council in the exercise of the powers to punish contempts of its authority. Warrants for arrest and commitment are issued by the Speaker and may be entrusted either to the Fiscal or to an officer of the Council for execution. Clause 16 is a codification of the decision of the House of Lords in the case of Sir Francis Boddart (1810) where it was held that the Sergeant-at-Arms could break open an outer door in the day time for the purpose of arresting a person on a warrant issued by the Speaker.

11. Chapter IV. contains miscellaneous provisions relating to the right of the Council or a committee of the Council to summon witnesses, to take evidence and to require the production of documents. The provisions of the Evidence Ordinance, relating to privileged evidence in the courts will apply equally to evidence given before the Council and witnesses are by Clause 23 protected against civil action or criminal prosecution in respect of matters revealed by the evidence so given by them before the Council.

12. Clause 25 provides that the Journals of Parliament may be used as *prima facie* evidence upon any inquiry touching the privileges, immunities and powers of the Council without special proof of the matter recorded in such Journals. Clauses 28 and 29 protect persons who have published documents on the authority of the Council against civil action or criminal prosecution.

13. A member who accepts any fee or reward for or in respect of or opposition to a Bill is by Clause 30 made liable to a penalty not exceeding Rs. 15,000 which the Attorney-General is authorised to recover by civil action in a court of competent jurisdiction (Clause 31). Clause 34 empowers the Council to impose a sentence of simple imprisonment for a term not exceeding one month as punishment for the contravention of any of the provisions of the Bill. Such imprisonment will be in addition to any other penalty prescribed in the Bill or by other written law.

J. W. R. LANGAKOON,
Acting Attorney-General.

Attorney-General's Chambers,
Colombo, July 22, 1935.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of instructions from the Honourable the Supreme Court of the Island of Ceylon to me directed, I do hereby proclaim that the Sessions of the said court for the 2nd Eastern Circuit, 1935, will be holden at the District Court-house at Batticaloa, on Monday, September 2, 1935, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart thence without leave asked for and granted.

My Notification dated July 1, 1935, proclaiming the Sessions for July 31, 1935, appearing in the issue of the *Government Gazette* dated July 5, 1935, is hereby cancelled.

Fiscal's Office,
Batticaloa, July 17, 1935.

A. VISVANADHAN,
for Fiscal.

DISTRICT AND MINOR COURTS NOTICES.

The Village Communities Ordinance, No. 9 of 1924.

IT is hereby notified in terms of section 98 of the Village Communities Ordinance, No. 9 of 1924, that the under-mentioned Village Committee has, with the approval of the Government Agent, Northern Province, prescribed the building noted below as its court-house from July 1, 1935.

The Kachcheri,
Jaffna, July 17, 1935.

E. T. DYSON,
Government Agent.

Name of Village Committee.	Description of the Building.
Kopay	Saraswathie Girls' School, Kopay

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 4,875. In the matter of the insolvency of Darayanmal Lokumal, carrying on business under the name, style, and firm of "The Bombay Silk Store" at 192, Main street, Colombo.

WHEREAS the above-named Darayanmal Lokumal has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by M. S. M. Croos of 44, Andival street, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Darayanmal Lokumal insolvent accordingly; and that two public sittings of the court, to wit, on August 20, 1935, and on September 3, 1935, 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, S. W. DE SILVA,
for Secretary.

July 20, 1935.

In the District Court of Kandy.

No. 1,869. In the matter of the insolvency of C. Krishnappillai of Gampola.

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 August 23, 1935, to consider the granting of a certificate of conformity to the above-named insolvent.

By order of court, R. MALALGODA,
Secretary.

July 19, 1935.

In the District Court of Jaffna.

Insolvency Jurisdiction. In the matter of the insolvency of Sivasi-
thamparam Murugesapillai, Vadduk-
No. 149. sodda, insolvent.

WHEREAS Sivasi-thamparam Murugesapillai has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Ponnampalam Nagalingam of Chandikappai, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Sivasi-thamparam Murugesapillai insolvent accordingly; and that two public sittings of the court, to wit, on August 1, 1935, and on October 2, 1935, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the Ordinance, and for the taking of the other steps set forth within the said Ordinance, of which creditors are hereby required to take notice.

By order of court, C. CANAPATHYPILLAI,
July 23, 1935. Secretary.

In the District Court of Jaffna.

Insolvency Jurisdiction. In the matter of the insolvency of Seeni-
vesagam Narayanasamy of Vannar-
No. 150. ponnai, insolvent.

WHEREAS Seeni-vesagam Narayanasamy has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Ramanather Nagalingam of Vannar-ponnai East, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Seeni-vesagam Narayanasamy insolvent accordingly; and that two public sittings of the court, to wit, on July 29, 1935, and on September 4, 1935, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the Ordinance, and for the taking of the other steps set forth within the said Ordinance, of which creditors are hereby requested to take notice.

By order of court, C. CANAPATHYPILLAI,
July 23, 1935. Secretary.

In the District Court of Chilaw.

No. 45/I. In the matter of the insolvency of Medibemuni
Charles Silva of Mahapewa.

NOTICE is hereby given that the examination of the above-named insolvent will take place at the sitting of this court on August 22, 1935.

By order of court, S. P. STOUTER,
July 16, 1935. Secretary.

In the District Court of Ratnapura.

No. 64. In the matter of the insolvency of Edmund Peter
Perera Dissanayake of Kiriella.

NOTICE is hereby given that the above-named insolvent has been allowed a certificate of conformity as of the third class.

By order of court, C. H. DE ZILWA,
July 17, 1935. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

The Commissioners of the Loan Board, Colombo.. Plaintiffs,
No. 1,077/1,182G. Vs.

(1) Edirimuni Edmund de Silva of Nandana, 2, Campbell terrace, Colombo (petitioner in D. C., Colombo, No. 6,928, Testamentary, for letters of administration of the estate of Manikkuge Tilly Nandawathie de Silva, late of Nandana, Campbell terrace, Colombo, deceased), legal representative of the estate of Manikkuge Tilly Nandawathie de Silva, deceased. (2) Edirimuni Edmund de Silva of Nandana, 2, Campbell terrace, Colombo . . . Defendants.

NOTICE is hereby given that on Thursday, August 29, 1935, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 447 dated May 28, 1930, attested by C. M. G. de Saram of Colombo, Notary Public, and declared specially bound and executable under the decree entered in the above action dated August 3, 1934, and ordered to be sold by the order of court dated June 13, 1935, for the recovery of the sum of Rs. 12,034.54, with

further interest on Rs. 10,037.50 at 6½ per centum per annum from and including May 25, 1934, till date of the said decree, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till date of payment in full and costs of suit, viz. :—

All that allotment of land marked No. 4 on plan No. 2,685 dated June 12, 1923, made by H. G. Dias, Licensed Surveyor and Leveller (being a portion of the land bearing assessment Nos. 2655-2660/1-4-16), with the buildings standing thereon presently bearing assessment No. 2, Campbell terrace, situated at Campbell place in Maradana, within the Municipality and District of Colombo, Western Province, in the Island of Ceylon; bounded on the north by lot No. 5 of the same land, on the east by lots Nos. 5 and 2 of the land bearing assessment Nos. 2661-2664/4-22, on the south by lots Nos. 2 and 3 of the same land, and on the west by reservation for a road; containing in extent 29 83/100 perches, according to the said plan No. 2,685 and all rights, ways, privileges, easements, servitudes, and appurtenances whatsoever thereunto belonging or in any wise appertaining or held, used, or enjoyed therewith and all the estate, right, title, interest, claim, and demand whatsoever of the said Manikkuge Tilly Nandawathie de Silva in, to, out of, or upon the same, and every part or portion thereof. Registered Colombo A199/143.

Fiscal's Office,
Colombo, July 24, 1935.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

The Chettinad Corporation, Limited, of Colombo. . Plaintiffs.
No. 2,175. Vs.

M. F. Vincent Perera of St. Andrews estate, Weliwita, presently of 117, Ethel Kotte. Defendant.

NOTICE is hereby given that on Monday, August 26, 1935, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 1,150, with interest thereon at 9 per cent. per annum from October 23, 1934, to date of decree (April 16, 1935), and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full and costs of suit :—

All that high land and field known as Hettiyagehena and Hettiyakumbura adjoining each other, situate at Weliwita in the Palle pattu of Hewagam korale in the District of Colombo, Western Province; bounded on the north by Vedagehena of Caragoda Arachige Cornis Appu and Bata-dombagahalanda formerly of Oruwalage Simon Perera, on the east by Batadombadewata road, on the south by Millagahawatta of Sarange Babasingho and others, Dingi Appu Mohotti Appu and Kondewa, and on the west by a field of Wedagehena of Caragoda Aratchige Cornis Appu; containing in extent 33 acres and 6 perches, and registered D 133/220.

Fiscal's Office,
Colombo, July 23, 1935.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

In the matter of the estate of Kukulage Lawrence
Perera of 42nd lane, Wellawatta, deceased.

No. 4,277 Testy.

Agnes Mabel Perera of 42nd lane, Wellawatta Administratrix.

NOTICE is hereby given that on Saturday, August 17, 1935, at 12.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said estate of the above-named deceased in the following property for the recovery of the sum of Rs. 125.36 being deficiency of stamp duty due in this case, viz. :—

Premises No. 5, 42nd lane, Wellawatta, with the buildings standing thereon, situated at Wellawatta in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the north by 42nd lane, on the east by the land of Abdul Hassim, on the south by premises No. 10 of 43rd lane, and on the west by premises No. 7 belonging to Noordeen; containing in extent 1 rood more or less.

Fiscal's Office,
Colombo, July 24, 1935.

J. R. TOUSSAINT,
Deputy Fiscal.

22 In the District Court of Colombo.

Pana Ana Sahul Hamid of Dam street, Colombo.. Plaintiff.

No. 50,540. *Rs. 10.* Vs. *78*

Don Albert Kekulawala of Hulftsdorp, Colombo.. Defendant.

NOTICE is hereby given that on Thursday, August 22, 1935, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 1,365, less Rs. 420, viz. :—

All that allotment of land with the buildings thereon bearing assessment No. 60, situated at St. John's road in Pettah Ward, within the Municipality of Colombo, Western Province; bounded on the north by premises bearing assessment No. 62 belonging to W. Lucia de Alwis and others, east by a road, south by premises bearing assessment No. 58 belonging to L. G. Fernando, Abraham Alwis and others, and west by St. John's road; containing in extent 1 82/100 perches according to plan No. 755 dated February 10, 1917, made by A. R. Savundranayagam, Licensed Surveyor.

Fiscal's Office,
Colombo, July 24, 1935.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

Stanley Frederick de Saram of Colombo, administrator (with will annexed) of the estate of Elizabeth Jane Somerville, widow, deceased, (2) James Anderson Ridge of Linden Cottage, Mount Harry road, Sevenoaks, Kent, England, (3) Emma Davidson Murray of 24 Belgrave Terrace, Aberdeen, Scotland, Spinster, (4) Ethel St. Cyr Powell of 3, Glenroyd, Cleveland road, St. Helier Jersey Channel Islands, widow, (5) George Percival Hadden, (6) Daniel Cottier Wilson, and (7) Aubrey Hollingworth, all care of Messrs. George Steuart & Co. Colombo, as Trustees of a certain indenture dated April 2, 1887 Plaintiffs.

No. 54,265. *Rs. 28.* Vs. *78*

(1) Kudduru Aratchige Rosaline Petera, (2) Algama Korallage William Petera (wife and husband), both of 31, Police Training School road, Havelock road, Colombo Defendants.

NOTICE is hereby given that on Wednesday, August 28, 1935, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiffs by bond No. 100 dated September 27, 1928, attested by James Frederick Van Langenberg of Colombo, Notary Public, and declared specially bound and executable under the decree dated November 17, 1933, entered in the above action and ordered to be sold by the order of court dated June 11, 1934, for the recovery of the sum of Rs. 33,311.02, together with interest on Rs. 30,052.51 at 7 per cent. per annum from October 1, 1933, till the date of the said decree, and thereafter on the aggregate amount of the decree at 9 per cent. per annum till date of payment in full and costs of suit Rs. 1,163.02, less Rs. 4,261.85 paid, viz. :—

All those contiguous lots of lands marked Nos. 1 and 2, with all the buildings, trees, and plantation thereon formerly bearing assessment Nos. 7, 8, 9, 10, 11, and 12 and presently bearing assessment Nos. 2155/9A/(1-9) and 2156/8, 9-12, Mayfield road, situated at Kotehena, within the Municipality of Colombo in the District of Colombo, Western Province, in the Island of Ceylon (now bears assessment Nos. 46, 48, 50, 52, 54, 56, 58, 60, and 62, Wasala street, and Nos. 59, 61, 63, 65, 67, and 69, Mayfield road); bounded on the north by land described in Government plan No. 49,945, on the east by the other part of this garden marked No. 3, and on the south and west by the roads; containing in extent 1 rood and 29 21/100 perches; according to the figure of survey thereof dated May 26, 1864, and made by C. H. Schwallie, Licensed Surveyor, together with the buildings standing thereon, and all the buildings to be hereafter erected on the said allotment of land and all rights, privileges, easements, servitudes, and appurtenances whatsoever to the said allotment of land and buildings belonging or in anywise appertaining or used or enjoyed therewith or reputed or known as part and parcel thereof and all the estate, right, title, interest, claim, and demand whatsoever of the defendants in, to, upon, or out of the same.

Registered A 223/173.

Fiscal's Office,
Colombo, July 23, 1935.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Colombo.

National Bank of India, Ltd. Plaintiffs.

No. 51,815. *50.* Vs.

(1) Letchimanan Chetty Karuppen Chetty of 98, Sea street, Colombo, (2) Karuppen Chetty, son of Karuppan Chetty of Kandramanikam, Ramanad, South India, carrying on business at 98, Sea street, Colombo, under the name, style, and firm or vilasam of "Pana Lana Suna Pana Leyna," (3) Caruppan Chetty, son of Suriappa Chetty, (4) Suppahamanian Chetty, son of Suriappa Chetty, both of Kandramanikam, Ramanad, South India, carrying on business at 144, Sea street, Colombo, under the name, style, and firm or vilasam of "Pana Lana Suna Pana Suanna" .. Defendants.

NOTICE is hereby given that on Tuesday, August 20, 1935, commencing at 5 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property, viz. :—

The allotment of land comprising the following five contiguous portions of land called (1) Ambagahawatupanguwa, in extent 1 acre 2 roods and 5 perches; (2) Divulgaha alias Bulugahakella, in extent 2 roods; (3) Maragahawatupanguwa, in extent 1 acre 2 roods and 29 perches; (4) Divulgahawatupanguwa, in extent 16 yards in length and 12 1/2 yards in breadth; and (5) Bulugahawatupanguwa, in extent 27.94 perches and adjoining each other now forming one property, situated at Katunayaka in Dasiya pattu of Alutkuru korale in the District of Negombo, Western Province; and bounded on the north by the lands belonging to A. Peter Salgado and Daniel Salgado and others, east by the lands belonging to V. Paulu Fernando and Thelotage Catherina and Thresia Fernando and others, south by the high road leading to Kadirana and lands belonging to D. Don Fidelis and Mrs. Gunawaradana, and on the west by the lands belonging to K. Elaris Silva, Police Headman, and Winsage Lazarus Fernando and others; containing in extent about 5 acres and trees and buildings and the desiccating mill standing thereon. Registered (1) C 298/202, (2) C 277/2, (3) C 277/19, (4) C 277/20, and (5) C 277/21.

Amount to be levied Rs. 33,611.36, less a sum of Rs. 167.35, with interest on Rs. 24,630.65 and Rs. 8,750.21 at the respective rates at 9 per cent. and 8 1/2 per cent. per annum from February 1, 1933, till May 23, 1933, and thereafter on the aggregate amount of the decree at the same rate till payment, less Rs. 28,231.51 paid on March 16, 1935.

Deputy Fiscal's Office,
Negombo, July 22, 1935.

A. W. ROSA,
Deputy Fiscal.

Central Province.

In the District Court of Colombo.

Brooke Bond (Ceylon), Limited Plaintiffs.

No. 1,478. Vs.

Punchi Banda Nugawela of Arambagama Walawwe, Werellegama, Kandy Defendant.

NOTICE is hereby given that on Saturday, August 17, 1935, commencing at 2 p.m., will be sold by public auction at the respective premises the following property mortgaged with the plaintiffs by bond No. 247 dated September 29, 1933, attested by Ivor Stewart de Saram 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 March 15, 1935, for the recovery of the sum of Rs. 9,280.31 being principal and interest calculated up to June 30, 1934, together with the interest on the sum of Rs. 9,195.24 at the rate of 9 per cent. per annum from July 1, 1934, to date of decree, and further interest thereafter on the aggregate amount of the decree at the rate of 9 per cent. per annum till date of payment in full and costs of suit and poundage (less Rs. 146.12), viz. :—

1. All that allotment of land called and known as Pooragodehena of about 1 amunam in paddy sowing extent, situated at Alagoda Galasiyapattu of Harispattu in the District of Kandy, Central Province of the Island of Ceylon; bounded on the east by the limit of Gallangehena, south by Kandaheeriya of Ukku Banda's chena, west by Mala-ela of Loku Kumarihamy's land and fence, and on the north by oya.

2. All that allotment of land called and known as Amunegawahena of 3 pelas in paddy sowing extent, situated at Alagoda aforesaid; and bounded on the east by the fence of Loku Kumarihamy's land, south by Kandaheeriya, west and north by oya.
3. All that allotment of land called and known as Henegederapitiyahena of about 1 amunam and its field called Wewedeniya of 8 lahas in paddy sowing extent, both of about 1 amunam and 8 lahas, situated at Dombagammana in Galasiyapattu aforesaid; and bounded on the east by the field called Imbuledeniya, south and west by Alagoda-gam-ima, and north by ditch and Imbuledeniya.
4. All that allotment of land called and known as Henegederapitiya of 15 lahas in paddy sowing extent, situated at Dombagammana aforesaid; bounded on the east by fence of Amunepela Hawadiya's hena, south by Kandaheeriya, west by Kandaheeriya, and north by ella and fence of Bodiya's land.
5. An undivided $\frac{1}{2}$ part or share from and out of all that allotment of land called and known as Henegederapitiya of 6 pelas in paddy sowing extent; bounded on the east, south and north by field, and west by fence Ambegodahena, and situate at Dombagammana aforesaid.
6. All that allotment of land called and known as Dunugepattehena of about 2 pelas and 5 lahas in paddy sowing extent, situated at Dombagammana aforesaid; and bounded on the east by Millelagasangekumbure-ella, on the south by agala of Manalillegolle, on the west by Mara-ella of Redeegammanahena, and on the north by the ella of Dunugepattekumbura.
7. An undivided $\frac{1}{2}$ part or share of and in all that allotment of land called Hurigollehena, situated at Warakadeniya in Galasiyapattu aforesaid; bounded on the east by ella of fields, south by agala of Puchagewatta, west by Gangima, and north by agala of Gallindakotuwa; and containing in extent 1 amunam and 2 pelas of paddy sowing.
8. An undivided $\frac{9}{10}$ part or share of and in all that eastern portion of 2 pelas in paddy sowing extent from and out of all that allotment of land called Noolpalemanambiligollehena of 1 amunam in paddy sowing extent, situated at Warakadeniya aforesaid; which said eastern portion is bounded on the east by three feet road and the ella of Millagasange, south by above the ella of Malhatigalawela, west by the limit of the remaining portion of the same land, and north by the ditch of the Redeegammanahena.
9. An undivided $\frac{1}{2}$ part or share of all that allotment of land called Ilangantenne-arambe of 2 pelas in paddy sowing extent, situated at Warakadeniya aforesaid; and bounded on the east by below Alutweediyeederahena, south by the ditch of Vidana Henaya's chena, west by above the ella of Poorankumbura belonging to Vidane Henaya, and on the north by the fence of Alutweediyeederahena.
10. All that allotment of land called Etambegasgodahena of 11 pelas in paddy sowing extent, situated at Warakadeniya aforesaid; and bounded on the east by the fence of Kudahenayagehena, on the south by the village limit and by the portion of Etambegasgodahena sold to Hawadiya Veda, on the west by the jak tree and the mora tree, on the limit of Liyangastennearambe, and on the north by the fence of Alutweediyeederawatta.
11. All that allotment of land called Etambegegasgodahena of 3 pelas paddy sowing extent, situate at Warakadeniya aforesaid; bounded on the east by the ditch of Rankiri's land, on the south by above the agala of Alutweediyeederawatta, on the west also by above the agala of Alutweediyeederawatta, and on the north by the ella of Alupotha.
12. All that allotment of land called Etambegasgodahena of 3 amunams of paddy sowing extent, situate at Warakadeniya aforesaid; and bounded on the east by the agala of Walawwehena, on the south by the fence of Lensuwahenaya's chena, on the west by above the arambe, and on the north by the fence of Alupothakotuwa, all which said lands described under Nos. 9, 10, 11, and 12 adjoin each other form one property and are together bounded on the east by the village limit of Palipana and by the fence of Alupothakotuwa, on the south by the fence of the aramba belonging to Nugawela Ratamahatmaya and others, on the west by above the bank of Poorankumbura, on the north by the fences of the arambe of Gederawatta belonging to Alutweediye Vidane Henayalagedera Pusumba Henaya and Alutweediye Veda Henayalagedera Suddaya and by above the ella of Alupothewela, and registered in Kandy H 118/322.
13. All that allotment of land called Mulhathigalahena of 2 pelas paddy sowing extent, situate at Warakadeniya aforesaid; and bounded on the east by the limit of Lensuwa Henaya's chena, on the south by Mahakumburawatta, on the west by Deniye-ella and Mola-ella, and north by the limit of Dodantennehena.
14. All that allotment of land called and known as Henegederapitiyehena of 3 pelas in paddy sowing extent, situate at Alagoda in Galasiyapattu aforesaid (save and except the house standing thereon and a piece of ground of 2 lahas in paddy sowing extent to the south of the land); and bounded on the east by below the agala of Ankandegollehena, south by oya, west by above the Asweddumekumbura and Galange Vedarale's kumbura, and on the north by Mala-ella of Udagederahena.
15. An undivided $\frac{1}{2}$ part or share of and in all that allotment of land called Henegederapitiyehena of 12 lahas paddy sowing in extent, situate at Alagoda aforesaid; bounded on the east by Gamima, on the south by the limit of the land belonging to Anula Dunuwila Nugawela Kumarihamy, on the west by the ella of wela, and on the north by ditch of the Galangehena.
16. All that allotment of land called and known as Mahakumburedeniya of about 5 lahas paddy sowing in extent, situated at Warakadeniya aforesaid; bounded on the east by the ella of Mahakumburewatta, on the west and north by the mala-ella and below the Imbulgaha, and on the south by the inniyara of Maddegodakumbura.
17. All that allotment of land called Gooruketehena of 18 lahas in paddy sowing extent, situated at Alagoda aforesaid; and bounded on the north and east by Ambegodahena, south by Gederawatta, and west by Pitiyederahena.
18. All that allotment of land called and known as Manabillegollehena of about 2 pelas in paddy sowing extent, situate at Dombagammana in Galasiyapattu aforesaid; and bounded on the east by the fence of Gamegurunnansalagehena, on the south by the agala of Ambegodahena, on the west by the ella of deniya, and on the north by the Redeegammana field.
19. All that allotment of land called and known as Nugetennehena of about 3 pelas in paddy sowing extent, situate at Alagoda aforesaid; and bounded on the east by the agala of Manabillegolle, on the south by the ella of Adadudeniya, on the west by Gansabhawa road, and on the north by the fence of Redeegammanahena.
20. All that allotment of land called Kotenagalawatta of about 1 amunam in paddy sowing extent, situated at Alagoda aforesaid; and bounded on the east by the jak tree standing on Loku Kumarihamy's land and the fence, south by above the ella of the field, west by oya, and on the north by the fence of the land belonging to Tikirale.
21. All that tea and rubber estate called and known as Poojapitiyewatta, situated at Paranagadeniya, Warakadeniya and Palipana in Galasiyapattu aforesaid and at Poojapitiya in the Medasiyapattu of Harispattu aforesaid; bounded on the east by Francina's garden, on the south by the fence of Bototogederawatta, on the west by the fence of Loolpalahena, and on the north by the limit of Hadirankumbura and by the limit of Oliyange; and containing in extent about 14 acres.
22. An undivided $\frac{4}{8}$ parts or shares of and in all that allotment of land called Edandugodahena or watta of 3 pelas in paddy sowing extent, situated at Balawatgoda in Kulugammanasiyapattu of Harispattu aforesaid; and bounded on the east by Bilinchakotuwehena, on the south by the limit of Totapitiyehena, on the west by kumbure-ella, and on the north by ditch of Arambamawalawwehena, and all the crops and produce growing and gathered thereon and at any time and from time to time and at all times hereafter to be growing and gathered thereon and all the buildings, tools, implements, cattle, carts, motor cars, motor lorries and other the dead and live stock which may now or hereafter be in and upon the said premises or thereto belonging or in anywise appertaining or usually held, occupied, used, or enjoyed therewith or reputed or known to belong or be appurtenant thereto, and all rights, ways, privileges, easements, servitudes, and appurtenances whatsoever to the said premises belonging or in anywise enjoyed therewith or reputed to belong or be appurtenant thereto, and all the estate, right, title, interest, property, claim, and demand whatsoever of the defendant in, to, out of, or upon the same.

Note.—Lots 1 to 21 comprise one property called Poojapitiya estate, and will be sold together as such. Lot 22 will be sold separately.

Fiscal's Office,
Kandy, July 22, 1935.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kandy.

Chintamani Mohottige Cecilia Samarasekera Hamine
of 18, Udu Madapotha in Kandy Plaintiff.

No. 44,430.

Vs.

Mohammado Hanifa Kamiss *alias* Mohammado Hanifa
Kamiss, (2) Mohammado Hassim Kamiss, and (3)
Nona Mayin, all of 163, Peradeniya road, Kandy,
(4) Nona Kitchil of Huduhumpola, administratrix of
the estate of Awanna Meera Saibo, deceased. Defendants.

NOTICE is hereby given that on Monday, August 19, 1935, at 2 o'clock in the afternoon, will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 27,488 dated May 18, 1929, and attested by J. W. Wickremasinghe of Kandy, 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 June 19, 1935, for the recovery of the sum of Rs. 1,000, with interest thereon at 9 per cent. per annum from November 6, 1934, till payment in full and costs Rs. 96.90 and poundage, viz. :—All right, title, and interest in and to all that house and garden bearing assessment Nos. 314 and 315, situate at Peradeniya road, within the Town, Municipality, and District of Kandy, Central Province; and bounded on the north-west by the Peradeniya road, south-east by railway reservation, east by the house bearing assessment No. 313, and west by the path and house bearing No. 316; containing in extent about 2 roods, which said land and premises is otherwise described as registered under title A 45/96 and registered under A 57/200 at the Kandy Land Registry, and all the right, title, and interest and claim whatsoever of the said defendants in, to, upon, or out of the said premises mortgaged by the defendants.

Fiscal's Office,
Kandy, July 23, 1935.H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kandy.

Tikiri Banda Dissanayake of Kiribathkumbure, Ganga-
palata, Yatinuwara Plaintiff.

No. 45,732.

Vs.

(1) Pilapitiya Girakange Mudianselage Panchimahat-
maya, (2) Walisundera Mudianselage Dingiri Banda,
both of Kehelwala in Gangapalata, Yati-
nuwara Defendants.

NOTICE is hereby given that on Saturday, August 31, 1935, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 479 dated May 23, 1932, and attested by P. B. Panabokke of Kandy, 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 May 31, 1935, for the recovery of the sum of Rs. 807.50, with interest on Rs. 600 at 12½ cents per Rs. 10 per month from September 12, 1934, till November 8, 1934, and thereafter on the aggregate amount at the rate of 9 per cent. per annum and costs and poundage, viz. :—

(1) All that land called Lallawehenawatta of about 3 pelas paddy sowing extent, situate at Ovala in Gangapalata of Yatinuwara in the District of Kandy, Central Province; and bounded on the east by the limit of Udamudunekopiwatta and Gonkurayalahena, on the south by the agala of Kudaturayalawatta, on the west by Pansaladeniya and Lallawa, on the north by the agala of Pansalewatta, with everything thereon. Registered in B 110/17.

(2) An undivided ½ share towards the east from and out of all that field called Lallawa of about 2 pelas paddy sowing extent, situate at Ovala aforesaid; and bounded on the east by Kudaturaya's garden, on the south by Galdetta of Delange Ukkuwa's field, on the west by Lallawewatta, and on the north by Imaweille of Pansalekumbura. Registered in B 116/182.

(3) All that land called Lallawekumburemegodawatta of 3 pelas paddy sowing in extent, situate at Ovala aforesaid; and bounded on the east by the agala of Pansalawatta, on the south by Pansaladeniya, Lallawekumbura, on the west by the agala of Mutuwa Duraya's garden and fence, and on the north by the agala of Lallawewatta. Registered in B 110/16, and all the right, title, and interest and claim whatsoever of the said defendants in, to, upon, or out of the said several premises mortgaged by the defendants.

Fiscal's Office,
Kandy, July 22, 1935.H. C. WIJESINHA,
Deputy Fiscal.

B 4

In the District Court of Kandy.

Batcha Rawther's son, Ahamed Saibo Mudalali of
Nawalapitiya Plaintiff.

No. 45,576.

Vs.

Attapattu Araccige Jane Nona and Rimbirigoda
Madanayakege Don Charles Appuhamy, both of
Ambagamuwa Defendants.

NOTICE is hereby given that on Thursday, August 22, 1935, commencing at 2 o'clock in the afternoon, will be sold by public auction at the respective premises the following property mortgaged with the plaintiff by bond No. 1,767 dated July 21, 1928, and attested by P. Charles Dias of Nawalapitiya, 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 May 31, 1935, for the recovery of the sum of Rs. 5,676, with interest on Rs. 3,300 at the rate of 12 per cent. per annum from August 13, 1934, till October 29, 1934, and thereafter interest on the aggregate amount at 9 per cent. till payment in full and poundage, viz. :—

(1) All that field called Heewatwagurepela, situate at Ambagamuwa in Ambagamuwa korale of Uda Bulatgama in the Kandy District, Central Province; and bounded on the north by the ditch of Gampolagederawatta, on the east by the limitary ridge of Hapukanuwepela, on the south by the limitary ridge of Hendarakumbura, and on the west by the limitary ridge of aswedduma; and containing 1 pela paddy sowing in extent, together with everything appertaining thereto.

(2) All that land called Polgampolakumbura presently high and low land, situate at Ambagamuwa aforesaid; and bounded on the north by the ela-wella of Ambagahapela, on the east by the ridge of Attanakumbura and the limit of Hatlahe, on the south by the ela-wella of Udamahakumbura, and on the west by the ridge of Panwilla; and containing in extent 1 pela paddy sowing, together with the plantations and the tagram roofed house erected thereon, and registered in L 12/227, 30/179, 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 defendants.

Fiscal's Office,
Kandy, July 22, 1935.H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Nuwara Eliya.

T. L. Jusey Perera of Padiyapellala Plaintiff.

No. 1,735.

Vs.

(1) Kodituwakkubandawaka Aratchige Mango Hamine,
(2) Willegodage Andiris Appuhamy, both of Padiya-
pellala Defendants.

NOTICE is hereby given that on Saturday, August 17, 1935, at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 538 being the aggregate amount of the principal and interest due on mortgage bond No. 27,041 dated August 3, 1928, attested by B. A. Illangantilaka, Notary Public of Hanguranketa, together with interest on the sum of Rs. 340 at the rate of 15 per cent. per annum from August 3, 1934, till date of decree and thereafter on the aggregate amount of the decree at 9 per cent. per annum till payment in full, costs of suit, and poundage :—

All that undivided ¾ shares out of the land called Kahatapitiyahena now watta in extent 2 seers kurakkan sowing, situated at Napatawala in Maturata Pallegampaha korale of Uda Hewaheta in Nuwara Eliya District of the Central Province in Ceylon; and bounded on the east by the stone fence of Malinda's chena, south by the stone fence of the garden belonging to Napatawala korale, west by the road, and north by the stone fence of the land belonging to Baliambannalayehena and of the plantations and buildings standing thereon.

Deputy Fiscal's Office, C. J. OORLOFF,
Nuwara Eliya, July 20, 1935. Additional Deputy Fiscal.

Southern Provinces

In the District Court of Matara.

A. A. Weerasekera of Dondra Plaintiff.

No. 7,315.

Vs.

Balasurige Don Samel of Dewalegama Defendant.

NOTICE is hereby given that on Saturday, August 17, 1935, commencing at 2.30 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. 2,319.11, together with legal interest thereon from March 16, 1933, till payment in full, viz. :—

1. All that the fruit trees and soil of the contiguous land called Managaderawatta and Tembilihahena *alias* Kumburadatchahena, situate at Dewalegama in the Kandaboda pattu of the Matara District, Southern Province; and bounded on the north by lot 21 A9 in preliminary plan No. 165, east by lot 21 A9 in preliminary plan No. 165, south by lands described in title plans Nos. 194,087 and 163,218 and lot No. 46, 50, and 46 in preliminary plan No. 165, and on the west by lot 21 A8 in preliminary plan No. 165; and containing in extent 4 acres and 3 perches.

2. All that the fruit trees and soil of the contiguous lands called Tembilihahagodella and Kurunkuriyadolehena, situate at Dewalegama aforesaid; and bounded on the north by water-course, lot Nos. 21 A2 and 21A 11A, strip of land reserved for the road and water-course, east by lot Nos. 21A 11A and lot No. 21A 12 and lands described in title plans Nos. 265,229 and 257,538, south by land described in title plan No. 26,440, and on the west by land described in title plan No. 274,612; and containing in extent 9 acres 3 roods and 6 perches.

3. An undivided $\frac{1}{2}$ share of all the fruit trees and of the soil of the land called Tembilihahagodellehena, situate at Dewalegama aforesaid; and bounded on the north by lot No. 21 A7 in preliminary plan No. 165, east by lot No. 21 A7 and 21 A6 in preliminary plan No. 165, south by Maha-ela and lot No. 51 in preliminary plan No. 165, and west by lots Nos. 46 and 21A7 in P. P. No. 165; and containing in extent 1 acre and 6 perches.

4. All the fruit trees and soil of the land called Tembilihahagodella, situate at Dewalegama aforesaid; and bounded on the north and west by water-course, east by lot No. 21 A9 in preliminary plan No. 165, land described in title plan No. 264,440, south by lot No. 46 in preliminary plan No. 165 and water-course; and containing in extent 3 acres 1 rood and 36 perches.

5. All the fruit trees, soil, all the plantations, citronella boiler, and all the appurtenances belonging to the boiler, and all the buildings standing thereon, of the land called Udumullehena, situate at Dewalegama aforesaid; and bounded on the north by lot No. 21A in preliminary plan No. 165, east by water-course, south by land described in title plan Nos. 257,635, 194,088, and 257,538 and lot No. 26 in preliminary plan No. 165; and containing in extent 4 acres 2 roods and 28 perches.

6. All that undivided 40 kurunies of paddy sowing extent of the land called Kanuketiya, situated at Dewalegama aforesaid; and bounded on the north by Pitoheliyadda, east by Pittennewatta, south by Paragaswatta, and on the west by Kapugewatta; and containing in extent 2 amunams of paddy sowing.

7. All the fruit trees and soil of, and the rubber plantations (made by the defendant) standing on the divided western $\frac{5}{6}$ portion (which was amicably divided for the undivided $\frac{5}{6}$ share) of the contiguous lands called Dodamahitiya and Tudella, situated at Heenipella in the Kandaboda pattu aforesaid; the said $\frac{5}{6}$ share being bounded on the north by river, east by the remaining $\frac{1}{6}$ share of the same land belonging to Balasurige Don Hendrick, south by Denakumbura, and on the west by the river; and containing in extent about 46 kurunies of paddy sowing.

H. V. F. ABAYAKOON,
Deputy Fiscal's Office, Matara, July 18, 1935. Additional Deputy Fiscal.

Northern Province.

In the District Court of Jaffna.

Pearl Ratnam Rasiyah of Araly in Jaffna, presently of Mantheevu, Batticaloa Plaintiff.
No. 3,561. Vs.

Emily Rasammah Rasiyah of Chundiculi Defendant.

NOTICE is hereby given that on Saturday, August 24, 1935, at 3.30 in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property for the recovery of Rs. 5,000, with interest at the rate of 6 per cent. per annum from July 24, 1933, till payment in full, costs Rs. 25.80, poundage, and charges, viz. :—

A piece of land situated at Araly in Vaddukkoddai parish, Valikamam West division of the Jaffna District, Northern Province, called Kottapulam; containing in or reputed to contain in extent 17 lachams p.c. and 3 kulies being the total extent of the 1st parcel in extent

7 lachams p.c. and 1 kuly and of the 2nd parcel in extent 10 lachams p.c. and 2 kulies, with its appurtenances, well, and stone built house; and bounded on the east by the heirs of the widow of Kanagaratnam and the heirs of Sabapathy and Sanmugam and Kartigesu Sellathurai, north by lane, west by bye-lane and the wife of Thiyyarajah, and on the south by wife of Thiyyarajah and the heirs of the widow of Kanagaratnam.

Fiscal's Office, Jaffna, July 18, 1935. S. TURAIYAPPAH, Deputy Fiscal.

North-Western Province.

In the District Court of Kurunegala.

(1) S. P. S. M. Ramanathan Chettiar and (2) S. P. S. M. Subramaniam Chettiar, both of Narammala .. Plaintiffs.
No. 16,762. Vs.

(1) W. James Ponniah of Katupota in Meddeketiye korale, (2) W. Y. Sellaiya of Polpitiya in the same village Defendants.

NOTICE is hereby given that on Friday, August 23, 1935, at 4.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of Rs. 2,000, with interest thereon at 12 per cent. per annum from August 16, 1929, to January 15, 1935, and thereafter with legal interest on the aggregate amount till payment in full and costs of suit (less Rs. 990) and poundage :—

1. An undivided $\frac{1}{32}$ share of the land called Kandukotuwehenyaya, now garden of about 15 lahas kurakkan sowing extent, situated at Polpitiya in Meddeketiye korale of Katugampola hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by the village limit of Katupota, now by the road leading to Moonamaldeniya, east by the high road leading from Katupota to Kadhapola, south by the Diyagillma of Badalgewewa, west by the village limit of Umangawa, together with the entirety of the seven zinc roofed boutiques built of granite walls and concrete and also the plantations standing thereon. Registered in C 317/344.

2. All that western portion in extent 5 perches more or less from and out of the land called Marakkayagama-henyaya, now garden in extent 10 perches, together with the entirety of the 2 tiled boutiques built of granite, bricks, and concrete and also with the plantations standing thereon, situated at Polpitiya aforesaid, and which said western portion is bounded on the north by road leading to Puttalam road, east by the western wall of the tiled boutique and the fence of the remaining portion of this land belonged to Bandihamy, Korala, and now of Mr. William Pedris, south by a portion of this land belonging to Bandihamy, Korala, now of W. James Ponniah, west by the high road leading from Katupota to Madampe. Registered in C 298/377.

Fiscal's Office, Kurunegala, July 23, 1935. R. S. GOONESEKERA, Deputy Fiscal.

In the District Court of Colombo.

Alfred Benjamin Gomes of Woodlands, Pickering's road, Colombo 39 Plaintiff.
No. 3,167. Vs.

(1) Leo Miranda of Messenger street, administrator of the estate of Pius Miranda, deceased, (2) Manuel Rozairo Miranda of Mutwal, administrator of the estate of Lazar Sabas Miranda, deceased. .. Defendants.

NOTICE is hereby given that on Wednesday, September 4, 1935, at 9.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendants as administrators in the following property mortgaged with the plaintiff by bond No. 781 dated March 17, 1927, attached by P. M. Seneviratne 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 May 13, 1935, for the recovery of Rs. 31,718.75, with interest on Rs. 21,750 at 10 per cent. per annum from May 1, 1935, to May 13, 1935, and thereafter on the aggregate amount at 9 per cent. per annum, costs of suit, and poundage :—

All those two contiguous allotments of land called Kaduruzahapallama *alias* Kadurugahaovita and Moragaha-owita, situate at Morukkuliya in Otara palata of Pitigal korale in the District of Chilaw, North-Western Province; and bounded on the north by lands of Migel Fernando,

Annavirala and W. S. Nicholas Fernando, east by land of Colombage Bridget Fernando, south by high road, and west by land of W. S. Sebastian Tissera; containing in extent 2 acres 2 roods and 28.5 perches according to plan No. 499 dated December 17, 1919, made by W. R. S. Fernando, Licensed Surveyor, together with the plantations and all the buildings, stores, factories, engines, boilers, and all other machinery, fixtures, furniture, tools, and implements, cattle and other live and dead stock, in and upon the said premises, together with the crops and produce thereof.

Deputy Fiscal's Office, L. F. ROSA, Additional Deputy Fiscal.
Chilaw, July 23, 1935.

In the District Court of Colombo.

National Bank of India, Limited Plaintiffs.
No. 51,815. Vs.

(1) Letchimanan Chetty Karuppen Chetty of 88, Sea street, Colombo, and 3 others Defendants.

NOTICE is hereby given that on Friday, August 30, 1935, at 9 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said 1st and 2nd defendants in the following property for the recovery of Rs. 33,611.36 less a sum of Rs. 16,735, with interest on Rs. 24,630.65 and Rs. 8,750 at the respective rates of 9 and 8½ per cent. per annum from February 1, 1933, till May 23, 1933, and thereafter on the aggregate amount of the decree at the same rate till payment in full, costs of suit, and poundage, less a sum of Rs. 28,231.51 paid in reduction of the amount due on March 16, 1935:—

An undivided ½ share of the land called Mannokkahena-kotuwa, situate at Diganwewa in Munnessaram pattu of Pitigal korale north in the District of Chilaw, North-Western Province; and bounded on the north by Bangadeniya-Mundalana road, west by Diganwewa cemetery road, south and east by Crown land; containing in extent 12 acres 3 roods and 15 perches.

Deputy Fiscal's Office, L. F. ROSA, Additional Deputy Fiscal.
Chilaw, July 23, 1935.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Arthur Merrill St. Clair Hesse of Olgart, No. 7,217. Nugegoda, deceased.

Arthur Gordon Hesse of Olgart, Nugegoda.

And

(1) Arthur Clarence Hesse, and (2) Arthur Eardley Hesse, both of Olgart in Nugegoda, and 2nd respondent is a minor appearing by his guardian *ad litem* the 1st respondent Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on June 19, 1935, in the presence of Mr. M. E. Wickremesinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated June 18, 1935, having been read:

It is ordered (a) that the 1st respondent be and he is hereby appointed guardian *ad litem* of the minor, the 2nd respondent above named, to represent him for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as father of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before August 1, 1935, show sufficient cause to the satisfaction of the court to the contrary.

June 19, 1935. G. C. THAMBYAH, District Judge.

In the District Court of Colombo.
Order Nisi in Intestacy.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Arthur Leslie Millen of Lipton, Limited, No. 7,254 N.T. Colombo, in the Island of Ceylon, residing at 8, Deal place A, Colpetty, Colombo aforesaid, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on July 16,

1935, in the presence of Mr. G. N. S. de Saram, Proctor, on the part of the petitioner, David Ernest Martensz of Colombo; and (1) the affidavit of the said petitioner dated July 3, 1935, (2) power of attorney dated March 8, 1935, and (3) affidavit of Henry Sydney Millen dated March 8, 1935, having been read: It is ordered that the said David Ernest Martensz is the attorney in Ceylon of the heirs and next-of-kin of the said Arthur Leslie Millen, deceased, and that as such he is entitled to have letters of administration issued to him accordingly, unless any person or persons interested shall, on or before August 1, 1935, show sufficient cause to the satisfaction of this court to the contrary.

July 16, 1935.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Louisa Feodora Perera *nee* de Saram of No. 7,218. Colombo, deceased.

Simon Robert de Saram of Tambugalla in Kegalla District Petitioner.

(1) Belinda Nandawathie Van Rooyen, minor, appearing by her guardian *ad litem* (2) Solomon Reginald de Saram both of Nugegoda street in Colombo Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on June 19, 1935, in the presence of Mr. M. E. Wickremesinghe, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated June 18, 1935, having been read:

It is ordered (a) that the 2nd respondent be and he is hereby appointed guardian *ad litem* of the minor, the 1st respondent above named, to prepresent her for all the purposes of this action, and (b) that the petitioner be and he is hereby declared entitled, as father of the above-named deceased, to have letters of administration to her estate issued to him, unless the respondents above named or any other person or persons interested shall, on or before August 1, 1935, show sufficient cause to the satisfaction of the court to the contrary.

June 19, 1935.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Nanavakkaramage Dona Seelawathie of Kalapaluwawa in the Palle pattu of Hewagama korale.

Amarasinghe Jessie Silva of Kalapaluwawa aforesaid Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on June 25, 1935, in the presence of Mr. F. J. Botejue, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated June 18, 1935, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as mother and only heir of the above-named deceased, to have letters of administration to her estate issued to her, unless any person or persons interested shall, on or before August 1, 1935, show sufficient cause to the satisfaction of the court to the contrary.

June 25, 1935.

G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Sulemma Lebbe Muhammadi No. 7,235. Lebbe of Pasyala in the Udugaha pattu of Siyane korale, deceased.

Muhammadi Lebbe Sehumahudum of Pasyala aforesaid Petitioner.

And

Muhammadi Lebbe Abdul Rahim of Pasyala aforesaid Respondent.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on June 26, 1935, in the presence of Messrs. Moonesinghe & Jayamaha, Proctors, on the part of the petitioner above named; and

the affidavits (1) of the said petitioner dated June 18, 1935, and (2) of the attesting notary and one of the attesting witnesses dated June 18, 1935, having been read :

It is ordered that the last will of Sulama Lebbe Muham-madu Lebbe, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved ; and he 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 respondent above named or any other person or persons interested shall, on or before August 1, 1935, show sufficient cause to the satisfaction of this court to the contrary.

June 25, 1935.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. David Lionel Karunatileke of 53, Church No. 7,252. road, Mattakkuliya, deceased.

Lilian Mary Karunatileke of 53, Church road, Mattak-kuliya Petitioner.

And

- (1) Winifred Violet Karunatileke, (2) Theodatia Jas-min Karunatileke, (3) Tudor Gerald Karunatileke, (4) Clarence Joseph Karunatileke, all of Church road, Mattakkuliya, Colombo Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on July 11, 1935, in the presence of Mr. A. R. M. Razeen, Proctor, on the part of the petitioner above named ; and the affidavit of the said petitioner dated January 28, 1935, 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 August 1, 1935, show sufficient cause to the satisfaction of the court to the contrary.

July 11, 1935.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi in Intestacy.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Alfred James Plummer of the Forest No. 7,255 N.T. Department, Colombo, in the Island of Ceylon, deceased.

Harry Ernest Cordue Lushington of the Forest De- partment, Colombo Petitioner.

- (1) Jean Elizabeth Plummer of Parkets Green Cottage, Hadlow road, Tonbridge, Kent, England, (2) John Sinclair Kennedy, Director of Irrigation, Colom- bo Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on July 16, 1935, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Harry Ernest Cordue Lushington of the Forest Department, Colombo ; and (1) the affidavit of the said petitioner dated May 3, 1935, (2) power of attorney dated March 6, 1935, and (3) minute of consent from John Sinclair Kennedy dated July 10, 1935, having been read : It is ordered that the said Harry Ernest Cordue Lushington is the attorney in Ceylon of Edith Mary Louisa Plummer, the widow and one of the heirs and next-of-kin of the said Alfred James Plummer, deceased, and that as such he is entitled to have letters of administration issued to him accordingly, unless the above-named respondents or any other person interested shall, on or before August 1, 1935, show sufficient cause to the satisfaction of this court to the contrary ; It is further ordered that the said 2nd respondent be and he is hereby appointed guardian *ad litem* over the 1st minor respondent above named for the purposes of this action.

July 16, 1935.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testa- Jurisdiction. ment of Alice Butt, formerly of 2, Cedar No. 7,257. House, Marloes road, Kensington, in the County of Middlesex, but late of 36, Buckingham Palace Mansions in the said County, widow, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on July 17, 1935, in the presence of Messrs. Julius & Creasy of Colombo, Proctors, on the part of the petitioner, Mr. Aubrey Holling-worth of Colombo ; and the affidavit of the said petitioner dated July 5, 1935, 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 June 19, 1935, having been read : It is ordered that the will of the said deceased dated September 27, 1923, 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 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, accord- ingly unless any person or persons interested shall, on or before August 1, 1935, show sufficient cause to the satis- faction of this court to the contrary.

July 17, 1935.

G. C. THAMBYAH,
District Judge.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the No. 2,954. late Senadiridumunnage Thegis Appu- hamy of Muddaragama, deceased.

Senadiridumunnage Gunasekara Appuhamy of Mud- daragama Petitioner.

- (1) Hettipathirannehelage Baby Nona Gunawardene of Muddaragama, (2) Senadiridumunnage Sedanona of Wadduwa, (3) ditto May Nona, (4) ditto Menik- hamy, (5) ditto Seelawathie, (6) ditto Nandawathie, all of Muddaragama Respondents.

THIS matter coming on for disposal before D. H. Balfour, Esq., District Judge of Negombo, on May 24, 1935, in the presence of Mr. M. P. Jayawardane, Proctor, on the part of the petitioner ; and the petitioner's petition and affidavit dated May 24 and May 9, 1935, respectively, having been read :

It is ordered that the petitioner be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to the above-named estate issued to him, unless the respondents above named or any other person or persons interested shall show sufficient cause to the satisfaction of this court to the contrary on or before June 27, 1935.

It is further ordered that the 2nd respondent be appointed guardian *ad litem* over the 4th, 5th, and 6th respondents for the purpose of this case, unless the respondents above named or any other person or persons interested shall show sufficient cause to the satisfaction of this court to the contrary on or before June 27, 1935.

May 24, 1935. D. H. BALFOUR,
District Judge.

Time for showing cause against this Order Nisi is hereby extended to August 1, 1935.

July 18, 1935. D. H. BALFOUR,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Koruwa Ankanange Thomis Fernando No. 2,653. Kulasuriya, deceased, of Marina Cottage, Beruwala.

John Albert Fernando Kulasuriya of Marina Cottage, Beruwala Petitioner. Joselina Maria Fernando Kulasuriya of Marina Cottage Respondent.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Kalutara, on May 28, 1935, in the presence of Mr. Arthur de Silva, Proctor, on the

part of the petitioner, John Albert Fernando Kulasuriya of Marina Cottage, Beruwala; and the affidavit of the said petitioner dated May 28, 1935, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as son of the above-named deceased, to have letters of administration to his estate issued to him, unless the respondent or any other person or persons interested shall, on or before August 19, 1935, show sufficient cause to the satisfaction of this court to the contrary.

May 28, 1935.

N. M. BHARUCHA,
District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Jurisdiction. Nainabaduge Francis Fernando, No. 2,643. deceased, of Beruwala.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Kalutara, on April 17, 1935, in the presence of Mr. Cyril de Zoysa, Proctor, on the part of the petitioner, Nainabaduge Hedrick Fernando of Beruwala; and the affidavit of the said petitioner dated April 9, 1935, having been read:

It is ordered that the said petitioner be and he is hereby declared entitled, as son, to have letters of administration to the estate of the above-named deceased issued to him, unless the respondents or any other person or persons interested shall, on or before June 11, 1935, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 4th respondent be and she is hereby appointed guardian *ad litem* over the 5th to 9th respondents who are minors for all the purposes of this action, unless (1) Rajapaksa Menikhamy of Beruwala, (2) Nainabaduge Mailentina Fernando of Atutgama, (3) Nainabaduge Peiris Fernando of Haldummulla, (4) Sarukkalige Eslin Kusumawathie de Silva, (5) Nainabaduge Vergin Charlet Sardawathie, (6) ditto Voilet Somawathie, (7) ditto Richard Fernando, (8) ditto Edlin Sumanawathie, (9) ditto Alfred Fernando, all of Beruwala, respondents, or any other person or persons interested shall, on or before June 11, 1935, show sufficient cause to the satisfaction of this court to the contrary.

April 17, 1935.

N. M. BHARUCHA,
District Judge.

The time for showing cause against the *Order Nisi* is extended till July 30, 1935.

N. M. BHARUCHA,
District Judge.

In the District Court of Nuwara Eliya.

Order Absolute in the First Instance.

Testamentary In the Matter of the Last Will and Testament of Marimutthu Oaganathar of Jaffna, deceased.

Nagamutthu Marimutthu of Talawakele Petitioner.

THIS matter coming on for final determination before R. M. G. Monypenny, Esq., District Judge, Nuwara Eliya, on June 28, 1935, in the presence of Mr. Victor Tambinayagam, Proctor, on the part of the petitioner above named; and the affidavit and affidavit of the petitioner dated June 25 and 29, 1934, respectively, and the order of the Supreme Court dated November 30, 1934, transferring this action from the District Court of Jaffna to this court, having been read: It is ordered that the petitioner above named, be and he is hereby appointed executor of the last will and testament of Marimutthu Olaganathar of Jaffna, and that probate of the said last will and testament be issued to him as the executor mentioned therein.

June 28, 1935.

R. M. G. MONYPENNY,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Patabendi Vitanatchige Don Hendrick, No. 7,649. deceased, of Meepe.

THIS matter coming on for disposal before C. E. de Vos, Esq., District Judge of Galle, on April 9, 1935, in the presence of Mr. P. W. Goonewardene, Proctor, on the part of the petitioner, Attatage Wimalawathie of Meepe; and the affidavit of the said petitioner dated April 9, 1935, having been read:

It is ordered that the 8th respondent be appointed guardian *ad litem* over the 1st to 7th minor respondents, unless the respondents, viz., (1) Patabendi Vitanatchige

Dona Seelawathie, (2) ditto Piyadasa, (3) ditto Ubayaratna, (4) ditto Sriyawathie, (5) ditto Warnawathie, (6) ditto Dharmapala, (7) ditto Violet, all of Meepe, (8) Dodampe Gamage Don Cornelis of Dodampe, or any other person or persons interested shall, on or before May 21, 1935, 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 said respondents or any other person or persons interested shall, on or before May 21, 1935, show sufficient cause to the satisfaction of this court to the contrary.

April 9, 1935. C. E. DE VOS,
District Judge.

The date for showing cause is extended to July 2, 1935.

May 21, 1935. C. E. DE VOS,
District Judge.

The date for showing cause is extended to July 30, 1935.

July 2, 1935. C. E. DE VOS,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the Jurisdiction. late James Godage, deceased, of Haliwala, Galle. No. 7,663.

THIS matter coming on for disposal before C. E. de Vos, Esq., District Judge of Galle, on July 5, 1935, in the presence of Mr. D. A. Wickramasingha, Proctor, on the part of the petitioner, Paul Godage of Haliwala; and the affidavit of the said petitioner dated July 4, 1935, having been read:

It is ordered that the 1st respondent be appointed guardian *ad litem* over the 9th and 10th respondents, unless the respondents, viz., (1) Hobina Dias Madanayaka of Haliwala, (2) Nicholas Godage, (3) Cornelis Godage, (4) Jane Godage, wife of (5) Lewis Dias Abeywardena Wickramasingha, (6) Roseline Godage, wife of (7) Mendias Dias Abeywardena Wickramasingha, all of Atiraliya in Akurissa, (8) Johanna Godage, (9) Ann Godage, (10) Lora Godage, all of Haliwala, or any other person or persons shall, on or before August 2, 1935, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as eldest son of the above-named deceased, is entitled to have letters of administration issued to him accordingly, unless the said respondents or any other person or persons shall, on or before August 2, 1935, show sufficient cause to the satisfaction of this court to the contrary.

July 5, 1935. C. E. DE VOS,
District Judge.

In the District Court of Matara.

Order Absolute.

Testamentary. In the Matter of the Last Will and Testament of Gertrude Arnelia Stork of Matara, deceased.

Gerald Percival Keuneman of Matara Petitioner.

(1) Mrs. Lilian Winn, (2) Miss Daisy Stork, (3) Mr. L. P. Stork, (4) Mr. W. H. Stork, (5) Mr. R. E. Stork, (6) Mr. C. Stork, (7) Miss Majorie Winn, all of Bambalapitiya, Colombo Respondents.

THIS matter coming on for disposal before Cyril Ernst de Pinto, Esq., District Judge of Matara, on May 22, 1935, in the presence of Messrs. Keuneman, Proctors, on the part of the petitioner above named; and the affidavit (1) of the said petitioner dated May 7, 1935, (2) of the attesting Notary dated April 4, 1935, having been read:

It is ordered that the will of the said deceased dated April 29, 1927, of which the original has been produced and is now deposited in the court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the executor named in the said will and that he is entitled to have probate of the said will issued to him.

May 22, 1935. C. E. DE PINTO,
District Judge.

Order extended August 30, 1935.

July 3, 1935. C. E. DE PINTO,
District Judge.

In the District Court of Tangalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the deceased, Thanganattu Sellaturay, late of Tangalla. No. 1,214.

Sellaturay Selvaratnam of Palapitiya Petitioner.

Dr. Sellaturay Ariyaratnam of Colombo Respondent.

THIS matter coming on for disposal before L. G. Poulrier, Esq., District Judge of Tangalla, on December 3, 1934, in the presence of Mr. D. P. Atapattu, on the part of the petitioner above named; and the affidavit of the above-named petitioner dated November 19, 1934, having been read:

It is ordered and adjudged that the petitioner be and he is hereby entitled, as son of the deceased above named, to have letters of administration of the estate issued to him, unless any person or persons interested shall, on or before January 24, 1935, show sufficient cause to the satisfaction of this court to the contrary.

December 3, 1934. J. N. VETHEVANAM, District Judge.
Extended for June 27, 1935.
May 22, 1935. R. R. SELVADURAI, District Judge.
Extended for August 1, 1935.
June 27, 1935. R. R. SELVADURAI, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Theiranaippillai, wife of Mootappah of Uduvil, deceased. No. 33.

Mootappah Thambippillai of Chunnagam Petitioner.

Kandiah Thambirajah of Puloly Respondent.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, on February 5, 1935, in the presence of Mr. T. S. Kanagaratnam, Proctor, on the part of the petitioner; and on reading the affidavit and petition of the petitioner:

It is ordered that the above-named petitioner be declared entitled to letters of administration to the estate of the above-named deceased, and that letters be issued to him accordingly, unless the above named respondent or any other person shall appear before this court on or before March 29, 1935, and show sufficient cause to the satisfaction of this court to the contrary.

February 16, 1935. C. COOMARASWAMY, District Judge.
Extended for May 24, 1935.
Extended for July 12, 1935. C. COOMARASWAMY, District Judge.
Extended for July 26, 1935. C. COOMARASWAMY, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Kasathar Mootappah of Uduvil, deceased. No. 34.

Mootappah Thambippillai of Chunnagam Petitioner.

Eliathamby Kanagasabai of Chunnagam Respondent.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, on February 5, 1935, in the presence of Mr. T. S. Kanagaratnam, Proctor, on the part of the petitioner; and on reading the affidavit and petition of the petitioner:

It is ordered that the above-named petitioner be declared entitled to letters of administration to the estate of the above-named deceased, and that letters be issued to him accordingly, unless the above-named respondents or any other person shall appear before this court on or before March 29, 1935, and show sufficient cause to the satisfaction of this court to the contrary.

February 16, 1935. C. COOMARASWAMY, District Judge.
Extended for May 24, 1935.
Extended for July 12, 1935. C. COOMARASWAMY, District Judge.
Extended for July 26, 1935. C. COOMARASWAMY, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of the late Sellamma, wife of Ampalavanar Arunasalam, late of Tapah in the Federated Malay States, deceased. No. 8,427.

Ampalavanar Kandiah of Karaitivu West, the attorney of A. Arunasalam of Karaidivu West. Petitioner.

- (1) Puvanesary, daughter of Arunasalam of ditto, (2) ... daughter of Arunasalam of ditto, (3) Arunasalam Kanasingam of ditto, (4) Ledchumy, daughter of Arunasalam of ditto, and (5) Valliammai, widow of Ampalavanar of ditto, the 1st to 4th respondents are minors by their guardian ad litem the 5th respondent ... Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on May 18, 1934, in the presence of Mr. A. Kanagasabai, Proctor, on the part of the petitioner; and the affidavit of the petitioner, having been read: It is ordered that the petitioner as the attorney of the said A. Arunasalam, be declared entitled to have letters of Administration to the estate of the said intestate, unless the respondents or any other person or persons, shall appear before this court on July 20, 1934, and state objection or show cause to the contrary.

May 31, 1934. C. COOMARASWAMY, District Judge.
Extended to August 20, 1935. C. COOMARASWAMY, District Judge.

In the District Court of Jaffna.

Testamentary In the Matter of the Estate of the late Jurisdiction. Seethevipillai, wife of Meyagar Kumarasamy of Puloly West, deceased. No. 8,628.

Meyagar Kumarasamy of Puloly West Petitioner.

- (1) Sithamparapillai Pulupillai of Puloly West, (2) ... daughter of Kumarasamy of ditto (dead); (1) Veluther Sithamparapillai and wife (2) Sinnapillai of Puloly West, substitutes of the 2nd respondent ... Respondents.

THIS matter of the petition of the above-named petitioner, praying for letters of administration to the estate of the late Seethevipillai, wife of Meyagar Kumarasamy of Puloly West, coming on for disposal before C. Coomaraswamy, Esq., District Judge, on June 21, 1935, in the presence of Mr. K. Subramaniam, Proctor, for petitioner; and on reading the petition and affidavit of the petitioner dated October 23, 1934:

It is ordered that the petitioner, as the widow of the said intestate is entitled to have letters of administration to the estate of the late Seethevipillai, wife of Meyagar

Kumarasamy issued to him, unless the substitutes of the 2nd respondent above named shall, on or before July 31, 1935, show sufficient cause to the satisfaction of the court to the contrary.

July 2, 1935.

C. COOMARASWAMY,
District Judge.

In the District Court of Badulla.

Order Nisi

Testamentary Jurisdiction No. B 956. In the Matter of the Intestate Estate of the late Don Cornelius Wirasinha of Badulla, deceased.

Nanayakkara Dona Sopaya Perera Wirasinha of Badulla Petitioner.

And

Edmund Piyadasa Wirasinha of Badulla ... Respondent.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge of Badulla, on June 10, 1935, in the presence of Mr. T. Fred. Blaze, Proctor, on the part of the petitioner; and her petition and affidavit dated May 29, 1935, having been read:

It is ordered and decreed that the petitioner, as the widow of the deceased, be and she is hereby declared entitled to administer the estate of the said deceased, and to have letters of administration issued to her, unless the respondent or any person or persons lawfully interested therein shall, on or before July 16, 1935, show sufficient cause to the satisfaction of the court to the contrary.

June 10, 1935.

H. A. DE SILVA,
District Judge.

Time for showing cause is extended till August 6, 1935.

N. M. BHARUCHA,
District Judge.

COUNCIL OF LEGAL EDUCATION NOTICES.

“The Council of Legal Education Incorporation Ordinance, 1900.”

RULES made by the Incorporated Council of Legal Education under section 7 of The Council of Legal Education Incorporation Ordinance, 1900.

Law College, C. P. A. BRITO-MUTUNAYAGAM,
Colombo, July 19, 1935. Registrar.

The rules made under The Council of Legal Education Incorporation Ordinance, 1900, as last amended by Notification dated June 27, 1935, published in Gazette No. 8,132 of July 5, 1935, were further amended at a meeting of the Council held on July 18, 1935, as follows:—

1. Rule 24 is amended by the addition of the following proviso:

“Provided that for the purposes of the certificates under Rules 35 and 41 such attendance shall have commenced after the student passed the first examination and the second examination respectively.”

2. Rule 24 is amended by substituting for the word “examination” therein the words “examination and his name may be removed from the register;”

3. Between Rule 24 and Rule 25 the following new Rule 24A is inserted:—

Re-admission of students. 24A. Any student whose name has been removed from the register under Rule 24 may if he applies for readmission within one year of such removal be readmitted and registered again as a student on paying a readmission fee of Rs. 50 in addition to the sum in respect of which he was in default at the time when his name was removed from the register; and a student so readmitted shall for all purposes be treated as if his name had never been removed from the register.