



THE
**CEYLON GOVERNMENT
 GAZETTE**

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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. 12 of 1936.

No. 11 of 1908.

An Ordinance to amend the Ceylon Post Office Ordinance, 1908.

R. E. STUBBS.

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

Short title.

1 This Ordinance may be cited as the Ceylon Post Office (Amendment) Ordinance, No. 12 of 1936.

Repeal of section 40 of Ordinance No. 11 of 1908 and substitution of a new section therefor.

2 Section 40 of the Ceylon Post Office Ordinance, 1908, (hereinafter referred to as "the principal Ordinance"), is hereby repealed and the following section is substituted therefor :—

Postal articles directed to banks, shipping offices, &c. deemed to be under control of Postmaster-General until delivered to addressees.

40. Every postal article addressed to any person at any bank, or at any premises licensed under the Excise Ordinance, No. 8 of 1912, or at any shipping office or public or private lodging house, and delivered to or received by the manager of such bank, or the licensee of such premises, or the person apparently in charge of such office or lodging house, or any one acting as agent or servant of such manager, licensee or person, shall be deemed to be under the control of the Postmaster-General until delivered to the person to whom the same is addressed.

Amendment of section 41 (1) of the principal Ordinance.

3 Section 41 of the principal Ordinance is hereby amended in sub-section (1) thereof as follows :—

(1) by the substitution for the words—

" within one month after the receipt thereof by or on behalf of such licensee or other person as aforesaid ",
of the words—

" within two months after the receipt thereof by or on behalf of such manager, licensee or other person as aforesaid ";

and,

(2) by the substitution for the words—

" the licensee or other person as aforesaid "

of the words—

" the manager, licensee, or other person as aforesaid ".

Amendment of section 50 of the principal Ordinance.

4 Section 50 of the principal Ordinance is hereby amended as follows :—

(1) by the re-numbering thereof as section 50 (1) ; and

(2) by the addition thereto of the following sub-section :—

" (2) Where an application is made under sub-section (1) for the recovery of any amount from any person who has neglected or refused to refund that amount, it shall be lawful for the Police Magistrate to order such person to pay, in addition to the amount specified in the application, a sum not exceeding twenty-five rupees as the costs of and incidental to such application ; and any sum so awarded as costs shall be recovered for the use of the post office as if it were a fine imposed under this Ordinance."

Passed in Council the Seventeenth day of November, One thousand Nine hundred and Thirty-six.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-fifth day of November, One thousand Nine hundred and Thirty-six.

G. M. RENNIE,
Secretary to the Governor.

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

No. 13 of 1936.

An Ordinance further to amend the Quarantine and Prevention of Diseases Ordinance, 1897.

No. 3 of 1897.

R. E. STUBBS.

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 Quarantine and Prevention of Diseases (Amendment) Ordinance, No. 13 of 1936.

Short title.

2 Section 5 of the Quarantine and Prevention of Diseases Ordinance, 1897, is hereby amended in sub-section (1) thereof, by the substitution for the word "Quarantine," in paragraph (b) of that sub-section, of the words "quarantine, for the manner of disinfecting or fumigating such goods, for the imposition of fees or charges for carrying out such operations and for the method of recovering such fees or charges."

Amendment of section 5 (1) (b) of Ordinance No. 3 of 1897.

Passed in Council the Seventeenth day of November, One thousand Nine hundred and Thirty-six.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-fifth day of November, One thousand Nine hundred and Thirty-six.

G. M. RENNIE,
Secretary to the Governor.

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

No. 14 of 1936.

An Ordinance to amend the Registration of Documents Ordinance, No. 23 of 1927.

R. E. STUBBS.

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 Registration of Documents Amendment Ordinance, No. 14 of 1936.

Short title.

2 Section 35 of the Registration of Documents Ordinance, No. 23 of 1927, is hereby amended in sub-section (1) thereof by the addition of the following proviso to that sub-section :—

Amendment of section 35 of Ordinance No. 23 of 1927.

"Provided that the Registrar-General may with like effect make such an order for the correction of any error or omission made in registering any such instrument if it is proved to his satisfaction by any person interested that by reason of the death or legal incapacity of any person or party whose written consent is required as aforesaid or for any other sufficient cause whatever, such written consent cannot be obtained."

Passed in Council the Seventeenth day of November, One thousand Nine hundred and Thirty-six.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Twenty-fifth day of November, One thousand Nine hundred and Thirty-six.

G. M. RENNIE,
Secretary to the Governor.

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance to declare and amend the Kandyan Law in certain respects.

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

Short title and application.

1 This Ordinance may be cited as the Kandyan Law Declaration and Amendment Ordinance, No. of 1936, and shall apply to persons subject to the Kandyan law.

Interpretation.

2 In this Ordinance, unless the context otherwise requires—

- (a) "gift" means a voluntary transfer, assignment, grant, conveyance, settlement, or other disposition *inter vivos* of immovable property, made otherwise than for consideration in money or money's worth ;
 (b) "donor" means a person who has made a gift ;
 (c) "donee" means a person in whose favour a gift has been made.

I. *Transfer of Property.*

Clause of disinherision not required.

3 Every person competent to contract may transfer, assign, grant, convey, settle, or otherwise dispose of all or any property to which he shall be entitled at any time of whatsoever nature movable or immovable to or on such person or persons not legally incapacitated from taking the same as he shall see fit ; and no transfer, assignment, grant, conveyance, settlement, or other disposition, whether for valuable consideration or not, and whether executed before or after the commencement of this Ordinance, shall be or be liable to be set aside as invalid either wholly or in part by reason that any person, who by any law, usage, or custom, now or at any time heretofore in force would be or would have been entitled to a share of or interest in the property on the death intestate of the person executing the transfer, assignment, grant, conveyance, settlement, or other disposition, has not received such share or interest, or has been deprived of his inheritance or any part thereof. Every such transfer, assignment, grant, conveyance, settlement, or other disposition shall be of full force and effect according to its tenor notwithstanding the absence of any clause providing for disinherision of heirs or any like provision and no such clause shall be or shall be deemed to have been necessary at any time.

Revocation of deeds of gift.

4 (1) Subject to the provisions and exceptions hereinafter contained, a donor may, during his lifetime and without the consent of the donee or of any other person, cancel or revoke in whole or in part any gift, whether made before or after the commencement of this Ordinance, and such gift and any instrument effecting the same shall thereupon become void and of no effect to the extent set forth in the instrument of cancellation or revocation : Provided that the right, title, or interest in any immovable property of any person claiming such right, title, or interest under any instrument of lease, mortgage, transfer or assignment executed for valuable consideration by the donee prior to the commencement of this Ordinance shall not, by reason of any such cancellation or revocation of the gift, be affected or prejudiced to any greater extent than it would have been if this Ordinance had not been enacted.

Method of revocation.

(2) No such cancellation or revocation of a gift effected after the commencement of this Ordinance shall be of force or avail in law unless it shall be effected by an instrument in writing declaring that such gift is cancelled or revoked and signed by the donor or by some person lawfully authorized by him in the presence of a licensed notary and two or more witnesses present at the same time, and unless the execution of such instrument be duly attested by such notary and witnesses.

Deeds of gift which cannot be revoked.

5 Notwithstanding the provisions of section 4 (1), it shall not be lawful for a donor to cancel or revoke any of the following gifts whether made before or after the commencement of this Ordinance, that is to say :

Gift to a temple.

- (a) any gift by virtue of which the property which is the subject of that gift shall vest in the trustee or the controlling viharadhipati for the time being of a temple under the provisions of section 20 of the Buddhist Temporalities Ordinance, 1931, or in any bhikshu with succession to his sacerdotal pupil or pupils or otherwise than as pudgalika for the benefit of himself and his heirs, executors, administrators or assigns ;

- (b) any gift in consideration of and expressed to be in consideration of a future marriage, which marriage has subsequently taken place ; Gift in consideration of marriage.
- (c) any gift creating or effecting a charitable trust as defined by section 99 of the Trusts Ordinance, No. 9 of 1917 ; Gift effecting a charitable trust.
- (d) any gift in the instrument effecting which the donor shall have expressly renounced his right to revoke or cancel by a declaration containing the words "I renounce the right to revoke" or words of substantially the same meaning or, if the language of the instrument be not English, the equivalent of those words in the language of the instrument. Gift containing a renunciation of the right to revoke.

6 (1) Upon the cancellation or revocation of any gift, the donor shall be liable to pay to the donee compensation in such sum as shall represent the cost of any improvements to the property effected by the donee, after deducting the rents and profits received by him, and the expenses incurred in the fulfilment of the conditions, if any, attached to the gift, provided that if the donee has made default in the fulfilment of any such conditions, no compensation shall be payable to him in respect of the improvements or otherwise. Compensation for revocation.

(2) Such compensation shall be payable to any donee otherwise entitled thereto whether or not he would be an heir at law of the donor in the event of such donor dying intestate.

II. Adoption.

7 No adoption effected after the commencement of this Ordinance shall avail in law to create any right or liability unless it be evidenced by an instrument in writing with the consent of the person adopted expressed in the instrument and signed by both the adoptor and the person adopted, in the presence of a licensed notary and two or more witnesses present at the same time and unless such instrument be duly attested by such notary and witnesses ; provided that if the person adopted be a minor such consent may be given and such instrument signed on his behalf by his parents or, if only one parent be alive, by that parent ; but if there be no surviving parent, or if either of his parents cannot be found or is incapable of acting in this behalf by reason of unsoundness of mind, ill-health, or other incapacity, the District Court having jurisdiction in the place where the minor resides may, upon petition by way of summary procedure of any person interested and after such inquiry as the court may direct, appoint any person or persons to give such consent and to sign such instrument. Method of adoption.

For the purposes of the Civil Procedure Code, 1889, and of the Stamp Ordinance, 1909, an application to the District Court under this section shall be deemed to be an action of the value of one hundred rupees.

8 (1) On the death of the adoptor intestate, a person duly adopted, whether before or after the commencement of this Ordinance, shall have such right of succession to his estate as if he were a legitimate child of the adoptor, that is to say, if the adoptor leave him surviving no child or descendant of a deceased child, then as an only child, or if the adoptor leave a child or children or a descendant of a deceased child, then to the same extent and in like manner as a child, and if married in binna or in diga as the case may be, then as a child so married ; but the person adopted shall, by virtue of the adoption, have no right of succession to any person other than the adoptor. Rights of person adopted.

(2) The adoptor shall not, by virtue of the adoption, acquire any right to succeed to the estate or any part thereof of the person adopted on his death intestate. Adoptor not to succeed.

(3) Notwithstanding the adoption, the person adopted shall continue to have such right of succession to his or her own parent or parents, or any other person, as he or she would have had if the adoption had not been effected. Person adopted succeeds to own parents or relations.

(4) A duly effected adoption shall not be cancelled or revoked, and no cancellation or revocation shall affect any right or liability arising out of the adoption. Adoption not to be revoked.

III. Marriage.

9 (1) A marriage contracted in binna or in diga as the case may be, or deemed by virtue of the provisions of the Amended Kandyan Marriage Ordinance, 1870, or any other law for the time being in force, to be or to have been so contracted, shall be and until dissolved shall continue to be, for all purposes of the law governing the succession to the estates of deceased persons, a binna or diga marriage, and Binna and diga marriages.

shall have full effect as such ; and no change in the residence of either party to the marriage, and no conduct of either party to the marriage or of any other person, shall convert or be deemed to have converted a binna marriage into a diga marriage, or a diga marriage into a binna marriage, or cause or be deemed to have caused a person married in diga to have the rights of succession of a person married in binna, or a person married in binna to have the rights of succession of a person married in diga.

(2) Whenever the rights of any person in relation to the law of intestate succession under this Ordinance or otherwise depend upon or are affected by the fact that any person is married, or married in diga or binna, as the case may be, the marriage must be a marriage valid in law, and, in particular, a woman shall not lose any right to which she would otherwise be entitled by reason of her having left her parents' house and gone out in diga, unless she shall have contracted a marriage valid in law.

IV. *Inheritance : Immovable Property.*

Paraveni property.

10 (1) In the construction or interpretation of any written or other law and for the purpose of the determination or adjudication of any matter of law, the expressions " paraveni property " or " ancestral property " or " inherited property " and equivalent expressions shall mean immovable property to which the deceased has become entitled—

- (a) by succession to any other person who has died intestate, or
- (b) under a deed of gift executed by a donor to whose estate or a share thereof the deceased would have been entitled to succeed if the donor had died intestate immediately prior to the execution of the deed, or
- (c) under the last will of a testator to whose estate or a share thereof the deceased would have been entitled to succeed had the testator died intestate :

Provided, however, that if the deceased shall not have left him surviving any child or descendant, property which had been the acquired property of the person from whom it has passed to the deceased shall be deemed acquired property of the deceased.

Partition of paraveni property.

(2) Where the paraveni property of any person includes a share in any immovable property of which that person is a co-owner, any divided part of or interest in that property which may be or may have been assigned or allotted to that person by any deed of partition or by any decree for partition entered under the provisions of Ordinance No. 10 of 1863, shall for all purposes be and be regarded as paraveni property of that person.

Acquired property.

(3) Except as in this section provided, all property of a deceased person shall be deemed to be acquired property.

Paternal paraveni ;
maternal paraveni.

(4) The expressions " paternal paraveni " and " maternal paraveni " and similar or equivalent expressions shall be deemed to mean paraveni property as hereinbefore described derived from or through the father or from or through the mother, as the case may be.

Widow.

11 When a man shall die intestate leaving a spouse him surviving, then—

(a) the surviving spouse shall be entitled to an estate for life in the acquired property of the deceased intestate, and, if there be no acquired property, or if such property be insufficient for her maintenance, then to maintenance out of the paraveni property: provided that if the deceased intestate shall have left a child or descendant by a former marriage, the surviving spouse's life estate shall extend to only one half of the acquired property ;

Re-marriage of widow.

(b) if the surviving spouse shall contract a diga marriage, she shall cease to be entitled to maintenance out of the paraveni property of the deceased but shall not by reason of such re-marriage forfeit her aforesaid life estate in the acquired property ;

Widow an ewessa cousin.

(c) should the surviving spouse be an ewessa cousin of the deceased intestate, she shall not thereby become entitled to any share in the estate larger than that to which she would otherwise have become entitled ;

When widow succeeds to paraveni.

(d) in the event of the deceased leaving him surviving no other heir, the surviving spouse shall succeed to all his property both paraveni and acquired.

12 The diga marriage of a daughter after the death of her father shall not affect or deprive her of any share of his estate to which she shall have become entitled upon his death, provided that if within a period of one year after the date of such marriage the brothers and binna-married sisters of such daughter or any one or more of them, but if more than one then jointly and not severally, shall tender to her the fair market value of the immovable property constituting the aforesaid share or any part thereof, and shall call upon her to convey the same to him or her or them, such daughter shall so convey and shall be compellable by action so to do.

Daughter married in diga after father's death.

13 When a man shall die intestate leaving him surviving issue by two or more marriages, such issue and the descendants of any pre-deceased child or children shall inherit *inter se* in all respects as if there had been but one marriage and the estate of the deceased shall not descend *per stirpes* to the issue of each marriage according to the number of marriages.

Issue of two marriages : *per capita*.

14 For the purposes of succession to the estate of any person who shall die intestate, the term "legitimate" shall mean born of parents married according to law and the term "illegitimate" shall mean born of parents not married according to law : provided that a legal marriage between any parties shall have the effect of rendering legitimate any children who may have been procreated between the same parties before the marriage, unless such children shall have been procreated in adultery.

Legitimate and illegitimate.

15 When a man shall die intestate leaving an illegitimate child or illegitimate children, such child or children shall have no right of inheritance in respect of the deceased's paraveni property, but shall be entitled to succeed to the acquired property of the deceased in the event of there being no legitimate child or the descendant of a legitimate child, and subject to the interests of the surviving spouse, if any.

Illegitimate child.

16 If a person shall die intestate leaving him or her surviving parents, whether married in binna or in diga, or a parent, but no child or descendant of a child and no surviving spouse, then—

Father and mother.

(a) the parents in equal shares, or if one only be alive, then that one shall, if there be surviving any brother or sister of the deceased or the descendant of a brother or sister, be entitled to a life estate in the acquired property of the deceased. The right of a sole surviving parent shall arise and continue whether or not the other parent shall have died before the deceased intestate ;

(b) on the death of the surviving parent, the acquired property shall, subject to the provisions of section 17, devolve upon the brother or sister or brothers and sisters, or the descendant or descendants of any deceased brother or sister by representation ;

Brothers and sisters.

(c) if there be no brother or sister or descendant of a deceased brother or sister, the parents in equal shares, or the surviving parent as the case may be, shall become entitled to the property ;

When no surviving brother or sister.

(d) the father, or if the father be dead the next heir or heirs on the father's side, shall inherit the paternal paraveni, and the mother, or if the mother be dead the next heir or heirs on the mother's side, shall inherit the maternal paraveni. The mother shall not inherit paternal paraveni unless there be surviving no heir on the father's side, and in like manner the father shall not inherit maternal paraveni unless there be surviving no heir on the mother's side.

Paternal paraveni and maternal paraveni.

17 In the devolution of the estate of any person who shall die intestate after the commencement of this Ordinance,

Brothers and sisters *inter se* always inherit as sons and daughters.

(a) whenever the estate or any part thereof shall devolve upon heirs other than a child or the descendant of a child, and such heirs are in relation to one another brothers or sisters, or brothers and sisters, or the descendants of any deceased brother or sister, such heirs shall inherit *inter se* the like shares and in like manner as they would have done had they been the children or descendants of the deceased intestate ;

(b) whenever the estate or any share thereof shall devolve upon heirs who in relation to one another are of the half-blood, such heirs *inter se* shall inherit *per capita* and the estate shall not descend to them *per stirpes*.

The half-blood *per capita*.

Succession to woman married in diga or married in binna on mother's property.

18 (1) When a woman unmarried, or married in diga, or married in binna on her mother's property, shall die intestate leaving children or the descendants of a child or children, the estate of the deceased shall devolve in equal shares upon all such children, (the descendant or descendants of any deceased child being entitled to his or their parent's share by representation) whether male or female, legitimate or illegitimate, married or unmarried and, if married, whether the marriage be in binna or in diga :

Provided that if the deceased was married in binna as aforesaid, an illegitimate child or children shall not be entitled to succeed to the paraveni property of the deceased :

Provided further that the descendant of a deceased child shall be entitled to that child's share by representation whether or not he or she has been kept apart from the deceased intestate.

Woman married in binna on father's property.

(2) When a woman married in binna on her father's property shall die intestate leaving children or the descendants of a child or children, such child or children, and his or their descendant by representation, shall be entitled to succeed *inter se* in like manner and to the like shares as they would have become entitled out of the estate of their father :

Provided that if the deceased was married in binna as aforesaid an illegitimate child or children shall not be entitled to succeed to the paraveni property of the deceased.

V. Inheritance : Movable Property.

Heirlooms and movables appertaining to paraveni.

19 Heirlooms and live and dead stock appertaining to immovable property to which a person has become entitled as paraveni property as defined by section 10 shall, on his dying intestate, devolve in like manner as immovable property and the following provisions of this Ordinance shall not apply thereto.

The widow's paraphernalia.

20 When a man shall die intestate leaving a surviving spouse she shall be entitled to all wearing apparel, jewellery and ornaments used by her or provided for her use by her deceased husband.

The widow or widower.

21 When any person shall die intestate leaving a surviving spouse and a child or children, or the descendant of any deceased child entitled to represent his or her parent, the surviving spouse, whether the marriage was in binna or in diga, shall succeed in like manner and to a like share of all the movable property of the deceased whenever obtained, as if he or she had been a legitimate child of the deceased.

All children inherit equally.

22 Subject to the aforesaid right of the surviving spouse, if any, the movable property of any person who shall die intestate shall devolve in equal shares upon all his or her surviving children (the descendant or descendants of any deceased child being entitled to his or her or their parent's share by representation) whether male or female, legitimate or illegitimate, married or unmarried, and, if married, whether the marriage be in binna or in diga : provided that if the deceased was a male person an illegitimate child shall not succeed if there be surviving any legitimate child or the descendant of a legitimate child : provided further that the issue of a legitimate child *inter se* shall succeed in like manner.

When there is no surviving child or descendant.

23 When any person shall die intestate leaving no child or descendant of any deceased child, the surviving spouse, if any, shall succeed to all the movable property of the deceased.

VI. General.

Saving existing judgments, decrees or orders.

24 Nothing in this Ordinance shall be deemed to affect or render invalid any existing judgment, decree, or order of a court of competent jurisdiction in respect of any property or the right, title or interest of any person in respect of property the subject matter of the action in which such judgment, decree, or order was given, passed, or made.

Assistance and support not to affect rights of succession.

25 A person who has rendered assistance and support or any other benefit to a person who has subsequently died intestate, shall not by reason of such assistance, support, or benefit, become entitled to succeed to any interest in the estate of such deceased intestate to which he would not have become entitled had such assistance, support or benefit not been rendered.

Objects and Reasons.

The object of this Bill is to give legislative effect to the recommendations made in the report of the Kandyan Law Commission which was published as Sessional Paper XXIV of 1935.

Colombo, December 1, 1936.

J. C. HOWARD,
Legal Secretary.

MINUTE.

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

An Ordinance to make provision for the regulation and control of the prices of commodities.

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 Control of Prices Ordinance, No. of 1936. Short title.

2 (1) If it appears to the Executive Committee that there is, or is likely to arise, in this Island or in any part thereof, any shortage of or any unreasonable increase in the price of any article, the Executive Committee may make such regulations as may be necessary or expedient for the purpose of remedying or preventing that shortage or increase in price. Power of Executive Committee to make regulations.

(2) Without prejudice to the generality of the powers conferred by the foregoing provision, regulations made by the Executive Committee may—

- (a) prescribe the maximum price (both wholesale and retail) above which any article shall not be sold in the Island or in any part thereof and the conditions of such sale, including conditions as to the time and place of the sale and the quantity and quality of the article to be sold ;
- (b) provide for the appointment, constitution and functions of a general advisory board and of one or more local advisory boards and confer on such board or boards the power to advise as to the prices at which and the conditions subject to which any article may be sold ;
- (c) include provision for preventing the hoarding of articles, for requiring returns and information, for the summoning of witnesses or informants, for the administration of oaths, for the production or impounding of documents, for the search and inspection of premises, for the seizure, sale and destruction of articles and the disposal of forfeited articles ;
- (d) contain such incidental or consequential provisions as appear to the Executive Committee to be necessary or expedient for securing the effective exercise and discharge of the powers and duties of the Executive Committee under this Ordinance and of any powers or duties conferred or imposed on any board appointed or constituted for the purposes of this Ordinance.

(3) Regulations made by the Executive Committee under this section may be limited in operation to any particular place or part of the Island and in duration for any prescribed time or period.

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

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

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

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

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

Penalty for breach of regulations.

3 Any person who commits a breach of any regulation made by the Executive Committee under this Ordinance shall be guilty of an offence and shall, on conviction after summary trial before a Police Magistrate, be liable to a fine not exceeding one thousand rupees or to imprisonment of either description for a period not exceeding six months, or to both such fine and imprisonment, and, in the case of such an offence being continued or repeated after such conviction, to an additional fine not exceeding five hundred rupees for each day on which such offence is continued or repeated, or to imprisonment of either description for a period not exceeding one year, or to both such fine and imprisonment; and the Court may order the forfeiture of the article in respect of which the offence was committed.

Application of Ordinance.

4 The provisions of this Ordinance or of any regulation made thereunder shall have no application to any article imported, purchased or stored by or on behalf of the Naval, Military or Civil Authorities for the use of His Majesty's Forces or the Civil Administration.

Interpretation.

5 In this Ordinance, unless the context otherwise requires—
“article” means any article of food, drink, or merchandise;
“Executive Committee” means the Executive Committee of Labour, Industry and Commerce.

Objects and Reasons.

The object of this Bill is to take power to enable the Executive Committee of Labour, Industry and Commerce to make regulations to prevent or remedy any shortage in, or unreasonable increase in the price of, any article of food, drink, or merchandise.

2. The Bill is modelled on the Foodstuffs (Prevention of Exploitation) Act, 1931, and reproduces the essential provisions of the Prices Regulation Ordinance, No. 36 of 1917, which is no longer in operation in the Island.

G. C. S. COREA,

Minister for Labour, Industry and Commerce.

The Ministry of Labour, Industry and Commerce,
Colombo, November 18, 1936.

MINUTE.

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

An Ordinance to make provision for the regulation and control of the manufacture and sale of matches.

TABLE OF SECTIONS.

1. Short title.
2. Manufacture of matches and manufacture, import and supply of splints, &c., prohibited except under licence.
3. Application for licence.
4. Licences.
5. Issue of licences.
6. Revocation of licences.
7. Returns and information.
8. Inspection of manufactories, &c.
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10. Regulations.
11. Offences.
12. Penalties.
13. Forgery, &c., of banderols, labels or stamps.
14. Prosecutions to be sanctioned by Attorney-General.
15. Manufacture of boxes as cottage industry.
16. Interpretation.
17. Saving of provisions of other written law.

An Ordinance to make provision for the regulation and control of the manufacture and sale of matches.

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 Manufacture of Matches (Regulation) Ordinance, No. of 1936.

2 (1) On and after a day to be appointed by the Governor by Proclamation in the Gazette, no person shall—

- (a) manufacture any matches, splints, veneers or boxes unless he is the holder of a licence authorising such manufacture ;
- (b) import any splints, veneers or boxes into Ceylon unless he is the holder of a licence authorising such import ;
- (c) supply any splints, veneers or boxes to any person who is not the holder of a licence to manufacture matches.

Manufacture of matches and manufacture, import and supply of splints, &c. prohibited except under licence.

(2) The Proclamation under sub-section (1) shall be published in the Gazette at least one month before the date appointed thereby.

3 Every application for a licence shall be made to the Registrar-General in the prescribed form.

Application for licence.

4 (1) Every licence shall be in the prescribed form and shall be in force for the period specified therein.

Licences.

(2) Every licence to manufacture matches, splints, veneers or boxes shall specify the premises to be used as a manufactory for such articles or any of them ; and every licence to manufacture matches shall, in addition, specify the maximum permitted monthly output of the manufactory.

(3) No person other than the person named in a licence shall be deemed to be the holder of that licence for the purposes of this Ordinance.

(4) No licence shall be issued to any person except upon payment of the prescribed fee.

5 (1) Every person who, before the date appointed by the Governor under section 2 (1), makes application to the Registrar-General for a licence to manufacture matches and proves to the satisfaction of the Registrar-General—

Issue of licences.

(a) that he is, on the date of the application, the proprietor of a business established in Ceylon for the manufacture of matches in Ceylon ; and

(b) that such business was established prior to the first day of June, 1936, and was carried on continuously from that day until the date of the commencement of this Ordinance,

shall be entitled to obtain a licence for the manufacture of matches.

(2) The maximum permitted output of the manufactory specified in the licence to manufacture matches issued to a person entitled to obtain such a licence under sub-section (1) shall be determined by the Registrar-General in such manner as shall be prescribed.

(3) No licence to manufacture matches shall be issued by the Registrar-General to any person other than a person entitled to such a licence under sub-section (1) except in accordance with such regulations as may be made for the purpose of authorising the issue of licences to persons not so entitled.

6 (1) Where any person who is the holder of a licence contravenes any of the conditions attached to that licence, the Registrar-General, may, after notice to such person and after inquiry held in such manner as may be prescribed, make order revoking the licence issued to that person.

Revocation of licences.

(2) Any person whose licence has been revoked by the Registrar-General by order made under sub-section (1) may appeal against that order to the Minister for Labour, Industry and Commerce in such manner as may be prescribed ; and the decision of the Minister on any such appeal shall be final and conclusive.

7 (1) The Registrar-General may by notice in writing call upon any person engaged or suspected to be engaged in the manufacture, import, or supply of matches, splints, veneers or boxes to furnish before a specified date a return in the prescribed form containing such information as may be required for the purposes of this Ordinance.

Returns and information.

(2) Without prejudice to the generality of the powers conferred by sub-section (1), information may be called for in respect of all or any of the following matters :—

(a) the actual or potential output of any manufactory in Ceylon at which matches, splints, veneers or boxes are manufactured ;

(b) the quantities of such articles kept in stock or stored in any manufactory or other place or premises ;

(c) the cost of manufacture of any such articles and the prices (both wholesale and retail) at which, and the quantities in which, such articles are sold, imported or supplied.

(3) Every return furnished under sub-section (1) shall be accompanied by a declaration that the statements contained in that return are true and accurate.

(4) Every declaration made for the purposes of sub-section (3) shall be free from stamp duty.

Inspection of
manufactories,
&c.

8 The Registrar-General or any person authorised by him in writing may, at any reasonable time during the day, enter any manufactory, store, godown, shed, land or premises for the purpose of—

- (a) inspecting, examining or taking an account or stock of any matches, splints, veneers or boxes ;
- (b) verifying any particulars mentioned in any application for a licence or any information furnished in any return made under this Ordinance.

Prohibition of
manufacture of
matches in
excess of
permitted
output.
Regulations.

9 The holder of a licence to manufacture matches shall not, at the manufactory specified in that licence, manufacture matches in excess of the maximum permitted monthly output of that manufactory.

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

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

- (a) all matters stated or required in this Ordinance to be prescribed ;
- (b) the form of applications for licences and the particulars to be entered therein ;
- (c) the form of licences, the period for which such licences shall be in force, the particulars to be entered therein and the conditions to be attached thereto, the fees or scales of fees payable therefor and the manner of paying such fees ;
- (d) the issue of licences, the introduction of a system of quotas for the manufacture of matches at manufactories, the allocation of quotas, the re-allocation of quotas on the revocation or cancellation of a licence and the conditions and restrictions applicable to such issue, allocation or re-allocation ;
- (e) the method by which the Registrar-General shall determine or vary the maximum permitted monthly output of a manufactory ;
- (f) the determination of the grades or standards of matches ;
- (g) the determination and notification of the minimum price below which or the maximum price above which matches shall not be sold either wholesale or by retail ;
- (h) the regulation of the issue of matches out of any manufactory and the determination of the maximum or minimum number of matches which may be packed in any box sold or offered for sale ;
- (i) the compulsory use of banderols, labels or stamps, the manner in which such banderols, labels or stamps shall be affixed on boxes, the issue and sale by the Registrar-General of banderols, labels and stamps and the prices or fees to be paid or recovered therefor ;
- (j) the supply of splints, veneers or boxes to persons licensed to manufacture matches ;
- (k) the control of manufactories of matches, splints, veneers or boxes, and the safety, health, wages and conditions of labour of persons employed in the manufacture of such articles ;
- (l) the registers and books which shall be kept for the purposes of this Ordinance, the forms of such registers and books and the particulars to be entered therein, and the forms of all returns and declarations required to be made for the purposes of this Ordinance ;
- (m) the importation or exportation of matches, splints, veneers or boxes ;
- (n) the inspection or search of any place or conveyance used for the manufacture, sale, storage or carriage of matches, splints, veneers or boxes ;

- (o) the detention and disposal of matches, splints, veneers or boxes ordered to be forfeited to His Majesty under this Ordinance ;
- (p) the manner of serving notices for the purposes of this Ordinance ;
- (q) inquiries and appeals under section 6 including the time within which such appeals may be preferred ;
- (r) the collection of statistics relating to the match industry ;
- (s) all matters incidental to or connected with the matters or subjects specifically referred to in this sub-sector.

(3) Every regulation made by the Executive Committee shall be brought before the State Council by a motion that such regulation shall be approved and, if so approved, shall be submitted to the Governor for ratification. No regulation made by the Executive Committee shall have effect until it has been approved by the State Council and ratified by the Governor. Notification of such approval and ratification shall be published in the Gazette.

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

11 (1) Any person who—

Offences.

- (a) commits a breach of any of the provisions of this Ordinance or of any regulation made thereunder ; or
- (b) resists or obstructs any person in the performance of the duties imposed or in the exercise of the powers conferred upon him by this Ordinance ; or
- (c) omits or refuses to furnish a return or to supply any information required by the Registrar-General under this Ordinance ; or
- (d) makes in any declaration or return, furnished by him under this Ordinance, any statement which he knows to be false, or supplies to the Registrar-General any information which he knows to be false,

shall be guilty of an offence.

(2) Where grades or standards have been prescribed for matches, any person who sells or offers for sale any matches which do not conform to such grades or standards shall be guilty of an offence.

(3) Where maximum or minimum prices have been prescribed for any matches, any person who sells such matches or offers such matches for sale at a price above the maximum or below the minimum price prescribed for such matches, shall be guilty of an offence.

(4) Any person who attempts or conspires to commit any offence under this Ordinance shall be deemed to be guilty of that offence.

12 (1) Any person who commits an offence under this Ordinance (other than an offence under section 13) shall, on conviction after summary trial before a Police Magistrate, be liable to a fine not exceeding one thousand rupees or to imprisonment of either description for a period not exceeding six months or to both such fine and imprisonment.

Penalties.

(2) The Police Magistrate may, on the conviction of any person of any offence relating to any matches, splints, veneers or boxes, make order declaring that such matches, splints, veneers or boxes shall be forfeited to His Majesty ; and where the holder of a licence is convicted of an offence under this Ordinance, the Police Magistrate may, in addition to any other penalty which he is authorised to impose for that offence, make order cancelling that licence.

13 (1) Any person who forges or counterfeits, or uses, sells, offers for sale, disposes of, or has in his possession, knowing or having reason to believe the same to be forged or counterfeited, any banderol, label or stamp purporting to be issued by the Registrar-General, shall be guilty of an offence and shall be liable to imprisonment of either description for a term which may extend to two years or to a fine not exceeding one thousand rupees, or to both such imprisonment and fine.

Forgery, &c.,
of banderols,
labels or
stamps.

(2) In any proceedings in which the genuineness of any banderol, label or stamp shall be in question, a certificate in the prescribed form, under the hand of the prescribed officer, to the effect that such banderol, label or stamp is spurious on the ground that it does not contain the characteristic features of a genuine banderol, label or stamp, as

the case may be, of corresponding denomination, number and date, shall be received in all courts of law as conclusive evidence of the spuriousness of such banderol, label or stamp.

(3) The prescribed officer who issues a certificate under sub-section (2) shall not be examined or cross-examined in any court of law with respect to any such certificate.

Prosecutions to be sanctioned by Attorney-General.

14 No prosecution shall be instituted against any person for any offence under this Ordinance except with the written sanction of the Attorney-General.

Manufacture of boxes as cottage industry.

15 A person shall not be guilty of an offence under this Ordinance by reason only of the fact that he manufactures boxes in a cottage or dwelling-house, not on his own account, but on agreement with or as the employee of the holder of a licence to manufacture matches.

Interpretation.

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

“ box ” means the container in which matches are put up for sale and includes a paper envelope or any other container ;

“ Executive Committee ” means the Executive Committee of Labour, Industry and Commerce ;

“ licence ” means a licence issued by the Registrar-General under this Ordinance ;

“ manufactory ” means the premises in which matches splints, veneers or boxes are manufactured and includes any warehouse used for the storage or custody of such articles ;

“ matches ” includes safety and non-safety matches, lucifers, vestas, fusees and vesuvians ;

“ prescribed ” means prescribed by this Ordinance or by any regulation made thereunder ;

“ Registrar-General ” includes an Assistant Registrar-General ;

“ regulation ” means a regulation made by the Executive Committee under this Ordinance ;

“ sale ” includes a sale by sample or grade and a sale for immediate or future delivery ;

“ splints ” means undipped splints such as are commonly used for making matches ;

“ veneers ” means veneers such as are ordinarily used for making boxes.

(2) Where a match-stick contains more heads than one capable of being ignited by striking, each such head shall be deemed to be a match.

Saving of provisions of other written law.

17 The provisions of this Ordinance shall be in addition to and not in substitution or derogation of the provisions of any other written law relating to the manufacture of matches, splints, veneers or boxes or to factories established for such manufacture or to the licensing, supervision, or control of such factories, in so far as such other written law is not inconsistent with the provisions of this Ordinance.

Objects and Reasons.

The object of this Bill is to make provision for the regulation and control of the manufacture and sale of matches in Ceylon.

2. Clause 2 provides that on and after a date to be appointed by the Governor by Proclamation in the Gazette no person will be allowed to manufacture matches, splints, veneers or boxes, or to import splints, veneers or boxes except under a licence issued by the Registrar-General. Licences to manufacture matches will, in the first instance, be issued only to persons who are the proprietors of match manufactories established in Ceylon before June 1, 1936. Every licence will specify the premises licensed as a manufactory and the maximum permitted monthly output of such manufactory. This output will be determined on a quota basis in accordance with regulations which will be made for the purpose by the Executive Committee of Labour, Industry and Commerce. Power will also be taken to fix the maximum and minimum prices at which matches may be sold and to prescribe grades and standards of manufacture for matches.

3. The early introduction of a system of quotas to control the manufacture of matches is considered to be essential for the protection of local business concerns which afford employment to indigenous labourers. It is due to the enterprise of these firms that a considerable reduction has been effected in the price of matches in the Island.

4. The control of the manufacture and importation of splints is necessary for the general protection of the industry and will, incidentally, encourage the use of Ceylon timber in the manufacture of matches.

5. It is not intended that the new law should interfere with the manufacture of boxes as a cottage industry and Clause 15 accordingly affords the necessary protection to those who, in their own homes, make boxes or containers not on their own account but on contract with the manufacturers of matches.

G. C. S. COREA,
Minister for Labour, Industry and Commerce.

Ministry of Labour, Industry and Commerce,
Colombo, November 1, 1936.

MINUTE.

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

An Ordinance to make provision for the creation and issue of Registered Stock, Government Promissory Notes and Bearer Bonds for the purpose of raising loans in Ceylon.

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An Ordinance to make provision for the creation and issue of Registered Stock, Government Promissory Notes and Bearer Bonds for the purpose of raising loans in Ceylon.

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

Short title and date of operation.

1 This Ordinance may be cited as the Registered Stock and Securities Ordinance, No. of 1936, and shall come into operation on such date as the Governor shall appoint by Proclamation in the Gazette.

Issue of registered stock promissory notes and bearer bonds for the purpose of raising authorised loans.

2 (1) Whenever by any Ordinance, whether enacted before or after the date on which this Ordinance comes into operation, authority has been or is hereafter given to raise any sum of money by way of loan for any purpose mentioned in that Ordinance, or whenever it is necessary to raise any sum of money for the purpose of repaying any loan raised by the Government under this or any other Ordinance, the Governor may from time to time raise such sum or any part thereof under the provisions of this Ordinance in any one or more of the following modes :—

- (a) by the creation and issue of registered stock ;
- (b) by the issue of securities in the form of Government promissory notes ;
- (c) by the issue of securities in the form of bearer bonds.

(2) Registered stock or securities issued under this Ordinance for the purpose of raising any specified sum of money shall be deemed to be stock or securities issued in respect of a separate loan notwithstanding that the sum of money so raised is part only of a sum of money authorised by any other Ordinance to be raised by way of a loan.

Loans to be a charge upon revenue.

3 The principal moneys and interest represented or secured by any registered stock or securities issued under this Ordinance are hereby charged upon and shall be payable out of the general revenue and assets of Ceylon.

Governor to specify mode of raising loan and other particulars.

4 (1) The Governor shall, in respect of each loan to be raised under this Ordinance, specify by Order published in the Gazette—

- (a) the sum of money to be raised by that loan ;
- (b) the mode or modes of raising the loan ;
- (c) the rate of interest payable on the loan ;
- (d) the dates in each year on which the half-yearly interest on the loan shall be payable ;
- (e) the rate at which a half-yearly appropriation out of the general revenue and assets of Ceylon shall be made as a contribution to the sinking fund established for the purpose of redeeming that loan and the date from which such contributions shall commence ;
- (f) the date of redemption of the registered stock or securities to be issued for the purpose of raising that loan.

(2) The date of redemption of any registered stock or securities shall not be later than sixty years from the date of issue of such stock or securities.

(3) Where the Governor deems it expedient to reserve an option to redeem any registered stock or securities at any date earlier than the date of redemption specified for such stock or securities by the Order under sub-section (1), he shall by that Order further specify the terms and conditions on which such stock or securities may be redeemed at any earlier date.

5 Upon the publication under section 4 of an Order of the Governor in respect of any loan to be raised under this Ordinance, the Registrar may, subject to the provisions of that Order and to such further directions as the Governor may issue in that behalf, make all such arrangements as may be necessary to raise that loan upon the most favourable terms that can be obtained.

Registrar to make necessary arrangements.

Registered Stock.

6 The Registrar shall keep a register in respect of each issue of registered stock under this Ordinance.

Register of stock.

7 The Government of Ceylon shall be bound to pay to the person registered for the time being as the owner of any registered stock (hereinafter called the "stockholder"), the principal sum represented by that stock and the interest due thereon, in accordance with the provisions of this Ordinance, at the rate and on the dates specified by the Governor by Order under section 4 or in pursuance of an option to redeem such stock reserved in that Order.

Liability of Government in respect of issue of registered stock.

8 For the purposes of this Ordinance, no person shall be entitled to any registered stock unless he is registered as a stockholder.

Stockholders.

9 No person shall be registered as the first stockholder of any registered stock except upon payment in full of the purchase price of that stock.

Registration of first stockholders.

10 Every stockholder shall be entitled to obtain from the Registrar a stock certificate, that is to say, a certificate of the registration in the register of the name of that stockholder as the owner of the stock specified in that certificate. No stockholder of any stock, other than the first stockholder of that stock, shall be entitled to obtain a stock certificate except upon payment of the prescribed fee.

Stock certificates.

11 (1) For the purposes of this Ordinance, the title of any stockholder to any registered stock shall not be deemed to be transferred to any other person except upon the execution of an instrument in writing signed by the stockholder and the transferee and upon the registration of that transferee as the stockholder in the manner hereinafter provided.

Transfer of registered stock.

(2) Interest which has fallen due in respect of any registered stock but which has not been paid to the stockholder for the time being shall not be deemed to be payable to a transferee of that stock unless the instrument of transfer expressly provides for the payment of that interest to that transferee.

12 No person shall be registered as the transferee of any registered stock except upon payment of the prescribed fee and surrender to the Registrar of the stock certificate and the instrument of transfer relating to that stock.

Registration of transfers of stock.

13 (1) Where two or more persons are registered as joint holders of any stock, it shall be lawful for the Registrar to pay any interest due thereon to the person whose name appears first in the register among those joint holders:

Payment of interest to joint stockholders.

Provided, however, that where one or more of the joint holders, including the person whose name appears first in the register, is dead or under any legal disability, it shall be lawful for the Registrar on proof to his satisfaction of such death or disability, to pay such interest to that person whose name appears first on the register among the surviving joint holders or among the joint holders who are not under any such disability:

Provided, further, that if the first of such joint holders or, if that joint holder is dead or under any legal disability, then if the first of the surviving joint holders or the first of the joint holders who are not under legal disability requests the Registrar in writing to pay the interest due on such stock to any specified person, it shall be lawful for the Registrar to pay such interest to that person accordingly.

(2) Nothing herein contained shall affect the rights of joint holders of any registered stock *inter se* or any claim which the representative of a deceased person may have against the survivor or survivors under or in respect of any registered stock to which sub-section (1) applies.

Closing of Register.

14 The register of stock shall be closed for a period of fourteen days immediately preceding each date on which interest on that stock falls due; and no transfer of that stock shall be registered during that period.

Alteration of register.

15 (1) No alteration shall be made in the register of stock except for the purpose of effecting or recording—

- (a) a transfer of registered stock;
- (b) an exchange of registered stock for securities or of securities for registered stock;
- (c) a subdivision or consolidation of registered stock;
- (d) a devolution or vesting of title to registered stock on or in any person by reason of the death or insolvency of a stockholder or otherwise;
- (e) a seizure or sequestration of stock by process of law;
- (f) a change in the name, title or designation of any stockholder:

Provided that the Registrar may at any time alter the register for the purpose of correcting any *bona fide* clerical or arithmetical error.

(2) No alteration shall be made in the register except upon—

- (a) application made in such form as the Registrar may provide;
- (b) proof to the satisfaction of the Registrar of the facts stated in the application and of any other matters relevant thereto; and
- (c) payment of the prescribed fee.

Register to be conclusive evidence of facts entered therein.

16 The entries in the register of stock kept under this Ordinance shall be conclusive evidence of the facts, matters, particulars, and transactions to which those entries relate: Provided that nothing herein contained shall affect the provisions of Ordinance No. 12 of 1864 entitled "An Ordinance to provide for the production in evidence of copies instead of originals of public documents".

Government Promissory Notes.

Government promissory notes.

17 (1) Every promissory note shall be signed by the Registrar for and on behalf of the Government of Ceylon and shall, when issued, bind the Government of Ceylon to pay the principal sum mentioned in that note and the interest thereon in accordance with the provisions of this Ordinance, at the rate and on the dates specified in the Order of the Governor under section 4 or in pursuance of an option to redeem such notes reserved in that Order.

(2) Promissory notes shall be issued in such denominations as the Governor may direct.

(3) The provisions of section 10 of the Money Lending Ordinance, No. 2 of 1918, shall have no application to any promissory note issued under this Ordinance.

Manner and effect of indorsement.

18 Notwithstanding anything in the Bills of Exchange Ordinance, 1927—

No. 25 of 1927.

- (1) no indorsement of a Government promissory note shall be valid unless made by the signature of the holder written on the back of the note in one of the spaces provided for that purpose;
- (2) a person shall not, by reason only of his having indorsed a Government promissory note, be liable to pay any money due either as principal or as interest thereon.

Right of survivors of joint or several payees of promissory notes.

19 (1) Notwithstanding anything in any law to the contrary—

- (a) when a promissory note is payable to two or more persons jointly, and either or any of them dies, the note shall be payable to the survivor or survivors of those persons; and
- (b) when a promissory note is payable to two or more persons severally, and either or any of them dies, the note shall be payable, to the survivor or survivors of those persons, or to the representative of the deceased, or to any of them.

(2) Nothing herein contained shall affect any claim which any representatives of a deceased person may have against the survivor or survivors under or in respect of any promissory note to which sub-section (1) applies.

Bearer Bonds.

20 (1) Every bearer bond shall be signed by the Registrar for and on behalf of the Government of Ceylon and shall, when issued, bind the Government of Ceylon to pay the principal sum mentioned in that bond and the interest thereon in accordance with the provisions of this Ordinance, at the rate and on the dates specified in the Order of the Governor under section 4 or in pursuance of an option to redeem such bond reserved in that Order.

Bearer bonds.

(2) Bearer bonds shall be issued in such denominations as the Governor may direct.

21 (1) There shall be attached to every bearer bond coupons for the payment of interest which fall due thereunder :

Interest coupons.

Provided that the number of coupons attached to a bearer bond on the date of its issue to any person may cover a period shorter than that of the currency of the bond if, in the opinion of the Registrar, it is inconvenient or inexpedient to attach to that bond coupons sufficient in number to cover the entirety of the period of the currency of the bond.

(2) If the number of coupons attached to any bearer bond on the date of its issue to any person is insufficient to cover all payments of interest due on that bond after that date, the holder of the bond shall be entitled to a renewal thereof at the prescribed time and in the prescribed manner and circumstances.

Payment of interest and redemption of stock and securities.

22 So long as any interest is payable under this Ordinance in respect of any stock or securities, the Governor shall, in each half-year ending with the date on which the interest on such stock or securities falls due, appropriate out of the general revenue and assets of Ceylon a sum sufficient to meet all interest payable on that date and shall authorise the Registrar to pay such interest out of the sum so appropriated.

Appropriation of revenue for payment of interest.

23 (1) The interest due on any registered stock or securities shall be payable half-yearly on the dates specified by Order of the Governor under section 4.

Payment of interest.

(2) Where any amount has become payable on any date as interest due on any registered stock or securities, no interest on that amount shall, after that date, be paid or payable by the Government to any person in any circumstances.

24 No person shall be entitled to claim interest on any registered stock or securities in respect of any period which has elapsed after the earliest date on which demand could lawfully have been made for the payment of the principal amount due on such stock or securities.

Cessation of liability to pay interest.

25 All payments of interest and all payments of the principal amount due on any registered stock or securities shall be made at the Treasury in Colombo : Provided that it shall be lawful for the Registrar or any person authorised by the Registrar in that behalf to pay any such interest or principal amount at any other place, whether within or outside Ceylon, in pursuance of any arrangement which the Registrar may make for that purpose.

Place of payment.

26 Any sum not exceeding five thousand rupees payable by way of interest or as principal in respect of any registered stock or security standing in the name of or held by a minor or lunatic may be paid in such manner as may be prescribed ; and, upon payment of any such sum in the prescribed manner, the Government shall, notwithstanding any written or other law to the contrary, be discharged from all liability to pay that sum.

Payment to minors and lunatics.

Sinking Funds.

27 After the date specified in the Order of the Governor under section 4 as the date from which contributions to the sinking fund for any loan shall commence, the Governor shall, in each half-year ending with the date specified in that Order for the payment of the half-yearly interest on any stock or securities issued in respect of that loan, appropriate out of the general revenue and assets of Ceylon a sum determined in accordance with the rate specified in that Order as the contribution to the sinking fund established for the purpose of redeeming that loan.

Appropriation of revenue for sinking fund.

- Separate sinking fund for each loan.
Investment of sinking fund.
- 28** A separate sinking fund shall be established for each loan raised under this Ordinance.
- 29** (1) All moneys appropriated under section 27 as contributions to the sinking fund established for any loan shall be paid to the Trustees, and may by them be invested—
- (a) in stock or securities issued in respect of that loan: provided that such stock or securities shall not, for the purpose of such investment, be purchased at a price in excess of their par value; or
- (b) in such other investments or classes of investments as may be approved by the Governor.
- (2) The Trustees may from time to time in their discretion vary any investment made under sub-section (1) or may realise and re-invest any moneys invested under that sub-section; and the provisions of sub-section (1) shall apply in like manner to any such variation or re-investment.
- Investment of interest on sinking fund.
- 30** The dividends, interest, bonus and other profits of any investment of any part of any sinking fund shall be invested by the Trustees so as to form part of that sinking fund in like manner as moneys appropriated under section 27 as contributions to that sinking fund.
- Cessation of contributions to sinking fund.
- 31** Notwithstanding anything to the contrary contained in this Ordinance, if at any time the Trustees are satisfied that the sinking fund of any loan raised under the provisions of this Ordinance will be sufficient with further accumulations of interest, but without further payments of contributions, to enable the loan to be redeemed at the time fixed for its redemption, they shall inform the Governor accordingly; and the Governor is hereby authorised in such event to suspend further payments of half-yearly contributions to that sinking fund:
- Provided, however, that the contributions to that sinking fund shall be recommenced if the Trustees at any time thereafter inform the Governor that they are no longer satisfied that the sinking fund with further accumulations of interest will be sufficient for the redemption of that loan.
- Expenses to be paid out of sinking fund.
- 32** There shall be paid out of the sinking fund all expenses specifically incurred in, or incidental to, the investment and management of that fund and the repayment of the loan for which that fund was established.
- Deficiency in sinking fund to be a charge upon revenue.
- 33** In the event of the sinking fund established for any loan under this Ordinance being found, at the time fixed for the repayment of that loan, to be insufficient for such redemption, the deficiency shall be made good out of the general revenue and assets of Ceylon.
- Conversion of Loans.*
- Power of Governor to authorize—
- (a) conversion of loans generally;
- (b) creation and issue of stock or securities necessary for conversion;
- (c) creation and issue of stock or securities to meet expenses of conversion;
- (d) new stock or securities to have all privileges of original stock or securities.
- 34** The Governor shall have and may from time to time exercise the following powers and authorities or any of them:—
- (a) he may declare any stock or securities issued in Ceylon under the provisions of this or any other Ordinance to be convertible into registered stock or other securities to be issued under the provisions of this Ordinance;
- (b) he may authorise the creation and issue under this Ordinance of such an amount of registered stock or securities as may be necessary for the conversion of the stock or securities in respect of which a declaration has been made under paragraph (a);
- (c) he may authorise the creation and issue under this Ordinance of such registered stock or securities as may be necessary for the purpose of paying any expenses incurred in the creation and issue of registered stock or securities under this section;
- (d) he may declare that all privileges, exemptions and immunities attaching by virtue of any written law in force in Ceylon to any stock or securities shall attach to any new registered stock or securities issued under this Ordinance in conversion of such earlier stock or securities.
- Arrangements for conversion.
- 35** Any conversion authorised under section 34 may be effected either by arrangement with the holders of existing stock or securities, or by purchase thereof out of moneys raised by the sale of stock or securities, or partly in one way and partly in the other.

Issue of Duplicates and Renewals of Stock Certificates and Securities.

36 When a stock certificate is lost, stolen or destroyed either wholly or in part, the Registrar may, on proof to his satisfaction of such loss, theft or destruction and on payment of the prescribed fee, issue a duplicate stock certificate in the name of the stockholder of the registered stock to which the stock certificate relates. Every duplicate stock certificate so issued shall have the word "DUPLICATE" printed, impressed or stamped thereon.

Issue of duplicate stock certificates.

37 (1) When a security is alleged to have been lost, stolen or destroyed either wholly or in part, and a person claims to be the person to whom but for the loss, theft or destruction it would be payable, he may, on application to the Registrar and on producing proof to the satisfaction of the Registrar of the loss, theft or destruction and of the justice of the claim, obtain from the Registrar on payment of the prescribed fee, an order for—

Issue of duplicate securities.

- (a) the payment of interest in respect of such security said to be lost, stolen or destroyed, pending the issue of a duplicate security; and
- (b) the issue after a period to be specified in the order of a duplicate security payable to the applicant.

(2) An order shall not be made under sub-section (1) until after the issue of the prescribed notification of the loss, theft or destruction.

(3) The loss of the security in respect of which an order is made under sub-section (1) shall be published in the prescribed manner.

(4) If at any time before the Government becomes discharged under the provisions of this Ordinance from liability in respect of any security the whole of which is alleged to have been lost, stolen or destroyed, such security is found, any order passed in respect thereof under this section shall be cancelled.

38 On the surrender to the Registrar of a stock certificate or promissory note or bearer bond which is defaced or damaged, or of a promissory note in which the spaces provided for indorsement have all been used for that purpose, or of a bearer bond at the end of the period which the interest coupons originally attached to that bond were intended to cover, the Registrar may, if he is satisfied that the claim of the person surrendering the certificate, note or bond is just and lawful, issue to such person on payment of the prescribed fee, if any, a new certificate, note or bond of the same class or series and value, and shall thereupon cancel the certificate, note or bond surrendered to him for renewal.

Renewal of stock certificates and securities.

39 It shall be lawful for the Registrar, in such circumstances as may be prescribed—

Right of Registrar to compel renewal of securities.

- (a) to issue a notice to the holder of any security directing him to apply for a renewal of that security; and
- (b) to withhold payment of the interest or principal amount due in respect of that security until the application for renewal has been made and determined.

40 (1) Where there is a dispute as to the title to a promissory note in respect of which application for renewal has been made, the Registrar may—

Renewal of promissory note in case of dispute as to title.

- (a) where any party to the dispute has obtained a final decision from a court of competent jurisdiction declaring him to be entitled to such note, issue a renewed note in favour of such party, or
- (b) refuse to renew the note until such a decision has been obtained, or
- (c) after such inquiry as he may deem necessary, declare by order in writing which of the parties is, in his opinion, entitled to such note, and may, after the expiration of three months from the date of such declaration, issue a renewed note in favour of such party, unless within that period he has received notice that proceedings have been instituted by any person in a court of competent jurisdiction for the purpose of establishing title to such note.

In this sub-section, the expression "final decision" means a decision from which no appeal or further appeal lies or any decision which is appealable but against which no appeal has been filed within the period of limitation allowed by law.

(2) The Registrar may for the purposes of any inquiry under this section exercise all or any of the powers of a Commissioner under Ordinance No. 9 of 1872.

Exchange of registered stock and securities.

41 On application made by any person claiming to be the holder of any registered stock or securities issued under this Ordinance, the Registrar may, if he is satisfied that the applicant is the lawful holder of such stock or securities, and on payment of the prescribed fee, exchange stock for securities or securities for stock or securities of one kind for securities of the other kind :

Provided that—

- (a) all stock and securities so given or taken in exchange shall have been issued in respect of the same loan ; and
- (b) the nominal value of the stock or securities given by the Registrar in exchange shall be the same as the nominal value of the stock or securities taken by him in exchange.

Consolidation and subdivision of stock and securities.

42 Subject to such conditions as may be prescribed, the Registrar may—

- (a) on the application of a person claiming to be entitled to any stock or securities, and
- (b) on being satisfied of the justice of the claim of such applicant, and
- (c) on surrender of the stock certificate relating to such stock or of such securities received in the prescribed manner, and
- (d) on payment of the prescribed fee,

consolidate or subdivide such stock or securities and issue to the applicant one or more new stock certificates or securities as may be required.

Liability in respect of promissory note renewed, &c.

43 (1) When a renewed promissory note has been issued under section 38 or section 40, or a new promissory note has been issued on an exchange under section 41 or upon a consolidation or subdivision under section 42, in favour of any person, the note so issued shall be deemed to constitute a new contract between the Government and such person and all persons deriving title thereafter through him.

(2) No such renewal, exchange, consolidation or subdivision shall affect the rights as against the Government of any other person to the security or securities so renewed, exchanged, consolidated or subdivided or to any stock so exchanged.

Indemnity bonds.

44 Where application is made to the Registrar under this Ordinance for the issue of a duplicate stock certificate or a duplicate security or for the exchange, renewal, consolidation or subdivision of any stock or securities, the Registrar may require the applicant, as a condition precedent to the grant of the application, to execute a bond with or without sureties undertaking to indemnify the Government against the claims of all persons claiming under the original stock certificate or security or under the stock or securities so exchanged, renewed, consolidated or subdivided, as the case may be.

Immediate discharge in certain cases.

45 On payment by or on behalf of the Government to the holder of a bearer bond of the amount expressed therein on or after the date when it becomes due or on the renewal of a bearer bond under section 38, or on the renewal of a promissory note under section 40, or on the exchange of a bearer bond under section 41, or on the consolidation or subdivision of a bearer bond under section 42, the Government shall be discharged in the same way and to the same extent as if such bearer bond or promissory note were a promissory note payable to bearer :

Provided that in the case of a promissory note renewed under section 40, nothing in this section shall be deemed to bar a claim against the Government in respect of such note by any person who had no notice of proceedings under that section or who derives title through a person who had no such notice.

Discharge in other cases.

46 Save as otherwise provided in this Ordinance, the liability of the Government shall—

- (a) in respect of any registered stock or security redeemed on or after the date on which payment of the principal amount becomes due, be discharged after the lapse of six years from that date :

- (b) in respect of any security in place of which a duplicate is issued under section 37, be discharged after the lapse of six years from the date of the first notification under section 37 (3) published in respect of such security or from the date of the last payment of interest on such security, whichever date is the later ;
- (c) in respect of a security for which a renewed security is issued under section 38 or section 40, or in respect of stock or securities in place of which new stock or securities are issued upon an exchange under section 41, or upon a consolidation or subdivision under section 42, be discharged after the lapse of six years from the date of the issue of the renewed security or of the new stock or securities, as the case may be.

47 (1) If within six months of the death of a person who was entitled to registered stock or to a promissory note the nominal or face value of which does not in the aggregate exceed five thousand rupees, probate of the will or letters of administration of the estate of such person is not produced to the Registrar, he may, after such inquiry as he may deem necessary, determine who is the person entitled to such stock or promissory note or to administer the estate of the deceased and may—

Summary procedure in special cases.

- (a) where any such stock relates to a loan due for repayment, authorise the registration of the name of such person in substitution for the name of the deceased in the register of stock and the payment to such person of the amount due in respect of that stock ;
- (b) where any such promissory note relates to a loan due for repayment, authorise payment to such person of the amount due on that promissory note ;
- (c) where any such stock or promissory note relates to a loan not due for repayment, authorise, in the case of stock, the registration of the name of such person in substitution for the name of the deceased, and, in the case of a promissory note, the renewal of such promissory note in favour of such person.

(2) Upon the payment or renewal of any promissory note in accordance with sub-section (1), the Government shall be discharged from all liability in respect of the note so paid or renewed ; and any substitution of names made under that sub-section shall, for the purposes of any claim against the Government, be deemed to have effected a valid transfer of the stock in respect of which it was made.

(3) Any creditor or claimant against the estate of the deceased may recover his debt or claim out of money paid to any person under sub-section (1) and remaining in his hands unadministered in the same manner and to the same extent as if the said person had obtained letters of administration of the estate of the deceased ; and nothing in this section shall affect any claim of an executor or administrator or other representative of the deceased against such person other than a claim to recover amounts lawfully paid by him in due course of administration of the estate of the deceased.

Miscellaneous.

48 (1) For the purposes of this Ordinance—

- (a) the Deputy Financial Secretary shall be the Registrar ; and
- (b) the Deputy Chief Secretary and the Deputy Financial Secretary shall be the Trustees of the sinking fund established for each loan.

Registrar and Trustees.

(2) The Registrar may by writing under his hand delegate to any officer of the Department of the Deputy Financial Secretary any of the powers or duties conferred or imposed upon him by this Ordinance.

49 The signature of the Registrar may be printed, stamped, engraved, or impressed by any mechanical process on any stock certificate, promissory note or bearer bond and a signature so printed, stamped, engraved or impressed shall be as valid as if it had been inscribed in the proper handwriting of the Registrar.

Signature of Registrar may be printed on stock or securities.

50 (1) In the case of any public or other office to which the Governor may by Notification in the Gazette declare this sub-section to apply—

- (a) registered stock may be issued to or transferred to or by the holder for the time being of that office by the name of his office ;
- (b) a promissory note may be made or indorsed payable to or to the order of the holder of that office by the name of his office.

Holding of stock and securities by holders of public and other offices.

(2) When registered stock or a promissory note is issued to or held by the holder of an office to which sub-section (1) applies, such stock or promissory note shall be deemed to be transferred, notwithstanding anything to the contrary in this Ordinance, from each holder of the office to the succeeding holder of the office on the date on which the latter takes charge of the office.

(3) When the holder of an office to which sub-section (1) applies indorses to a third party a promissory note made or indorsed as aforesaid, he shall subscribe the indorsement with his name and the name of the office.

(4) This section applies as well to an office of which there are two or more joint holders as to an office of which there is a single holder.

Notice of Trust not receivable save as provided.

51 (1) Save as otherwise provided in or under this Ordinance, no notice of any trust in respect of any registered stock or securities shall be receivable by the Registrar or by the Government.

(2) The Registrar shall not be deemed to have received notice of any trust by reason only of the fact that he has recognised an indorsement on a Government promissory note by an executor or an administrator as such, nor shall he inquire into the terms of any will by which such executor or administrator may be bound; but, on being satisfied of the due appointment of such executor or administrator, he shall be entitled to treat such executor or administrator as the owner of any promissory note belonging to the estate represented by such executor or administrator.

Seizure of stock or securities by Fiscal.

52 The provisions of section 229 of the Civil Procedure Code, 1889, shall apply to the seizure of stock or securities by the Fiscal in the execution of a decree of court, as if stock certificates or securities were share certificates and as if the Registrar were the proper officer of a company or corporation referred to in that section.

Exemption from stamp duties.

53 All documents or instruments made or used under the provisions of this Ordinance shall be in such form as the Financial Secretary may specify and shall be free from stamp duty, anything in any other Ordinance to the contrary notwithstanding.

Inspection of register and documents.

54 (1) No person shall be entitled to inspect, or to receive information derived from, any registered stock or security in the possession of the Government or any register, book or other document kept or maintained by or on behalf of the Government in relation to registered stock or securities, save on payment of such fee and save in such circumstances and on such terms and conditions as may be prescribed.

(2) Nothing in this section shall apply to the Auditor-General or to the Commissioner of Income Tax.

Regulations.

55 (1) The Governor may make regulations for the purpose of giving effect to the provisions of this Ordinance.

(2) In particular and without prejudice to the generality of the foregoing power, such regulations may provide for all or any of the following matters:—

- (a) the manner in which payment of interest in respect of stock or securities is to be made and acknowledged;
- (b) the circumstances in which promissory notes must be renewed before further payment of interest thereon can be claimed;
- (c) the fees to be paid in respect of the issue of duplicate stock certificates or securities and of the renewal, exchange, consolidation and subdivision of stock or securities;
- (d) the proof required to be produced by persons applying for duplicate stock certificates or securities;
- (e) the conditions subject to which stock or securities may be exchanged, consolidated or subdivided;
- (f) enabling holders of registered stock to be described in the register of stock as trustees, and either as trustees of any particular trust or as trustees without qualification, and for the recognition of powers of attorney granted by holders of stock so described;
- (g) the holding of registered stock or promissory notes by the holders of offices other than public offices, and the manner in which and the conditions subject to which stock so held may be transferred;
- (h) all matters required by this Ordinance to be prescribed and all matters incidental to or connected with the matters hereinbefore enumerated.

(3) Nothing in any regulation made under heads (f) and (g) shall, as between any trustees or as between any trustees and beneficiaries under a trust, be deemed to authorise the trustees to act otherwise than in accordance with the rules of law applying to the trust and the terms of the instrument constituting the trust; and neither the Government nor the Registrar nor any person holding or acquiring any interest in any registered stock shall by reason only of any entry in the register of stock or of anything in any document or instrument relating to registered stock, be affected with notice of any trust or of the fiduciary character of any stockholder or of any fiduciary obligation attaching to the holding of any registered stock.

(4) All regulations made by the Governor shall be published in the Gazette and shall upon such publication be as valid and effectual as if herein enacted.

56 The Governor may by Order published in the Gazette delegate to the Financial Secretary any power conferred on the Governor by this Ordinance subject to such conditions, reservations and restrictions as may be specified in the Order.

Delegation of powers of Governor.

57 Nothing in this Ordinance contained shall affect the provisions of—

Savings.

The Ceylon Paper Currency Ordinance, 1884 ;
 The Ceylon Inscribed Rupee Stock Ordinance, 1892 ;
 The General Loan and Inscribed Stock Ordinance, No. 5 of 1921 ;
 The Colonial Treasury Bills Ordinance, No. 7 of 1923 ;
 The Colonial Treasury Bills Ordinance, No. 8 of 1923 ;

No. 52 of 1884.
 No. 8 of 1892.

or any stock, debentures, Treasury bills or other Government securities issued thereunder.

58 In this Ordinance, unless the context otherwise requires—

Interpretation.

“ bearer bond ” means a bearer bond issued under this Ordinance ;
 “ prescribed ” means prescribed by this Ordinance or by any regulation made thereunder ;
 “ promissory note ” means a Government promissory note issued under this Ordinance ;
 “ register of stock ” means the register of stock kept under section 6 ;
 “ registered stock ” or “ stock ” means registered stock issued under this Ordinance ;
 “ security ” means a bearer bond or a promissory note ;
 “ stockholder ” means the person registered for the time being as the owner of any registered stock.

Objects and Reasons.

The object of this Bill is to enable loans to be raised in Ceylon by the creation and issue of registered stock, Government promissory notes and bearer bonds. The requisite authority to raise a new loan will, in each case, have to be granted by the State Council by an Ordinance which will prescribe the amount of the loan to be raised and the purpose to which it may be applied. This Bill merely provides the ancillary procedure and machinery whereby registered stock, promissory notes and bearer bonds may be issued as securities to members of the public who would like to invest their money in local loans which carry a Government guarantee.

2. Though the General Loan and Inscribed Stock Ordinance, No. 5 of 1921, enables Ceylon loans to be raised in England by the issue of inscribed stock, and though the Ceylon Inscribed Rupee Stock Ordinance, 1892, authorises the issue of inscribed rupee stock in Ceylon, it is considered that the securities which will be available when this Bill becomes law will prove more convenient and attractive to local investors. Government promissory notes, in particular, have become a popular form of investment in India and there is reason to anticipate that the issue of such notes in Ceylon will supply a longfelt need.

3. A transaction relating to inscribed stock has to be inscribed in the Register relating to that stock under the signature of the stockholder or his duly appointed attorney. This procedure is both inconvenient and cumbersome. The Bill, therefore, provides for the creation and issue of registered stock which differs from inscribed stock in that transfers of registered stock may be made by deed, though it is necessary that the name of the transferee should later be entered by the Registrar in the register in order to pass title to that stock

to the transferee. Clauses 6 to 16 make provision for the creation and issue of registered stock, the issue of stock certificates and the procedure for effecting transfers of such stock.

4. Government promissory notes (Clauses 17 to 19) will be negotiable instruments, but they differ from ordinary promissory notes in two respects: in the first place, only the Government is liable to pay the principal amount of the note and the interest due thereon, the indorser incurring no liability on the note by indorsement; secondly, an indorsement, to be valid, must be made in the cage provided for that purpose on the back of the note.

5. Bearer bonds (Clauses 20 and 21) are negotiable instruments payable to bearer. They will, therefore, be negotiable by delivery. Attached to each bearer bond will be a set of coupons each of which is sufficient authority to recover payment of the half-yearly interest payable on the bond. When all the coupons have been used, another bond, with a complete set of coupons attached, will be issued on application made for renewal of the bond (Clause 38).

6. Clauses 22 to 26 make provision for the payment of interest and the redemption of stock and securities. The Deputy Financial Secretary will be in charge of the administration of the Ordinance (Clause 48), and all payments will ordinarily be made at the Treasury in Colombo, though arrangements for payment elsewhere will be made to suit the convenience of holders of stock and securities. The Governor will be authorised to appropriate out of the general revenue of Ceylon such sums as are required from time to time for the purpose of paying interest (Clause 22). A separate sinking fund will be constituted for each loan (Clause 28). Provision similar to that contained in the General Loan and Inscribed Stock Ordinance, No. 5 of 1921, has been inserted authorising the conversion of loans which have been raised by the issue of stock or securities (Clause 34).

7. Clauses 36 to 47 contain technical provisions relating to the issue of duplicate securities when the originals have been lost, stolen or destroyed and to the renewal, exchange, consolidation and subdivision of stock and securities. The remainder of the Bill consists of a number of clauses which deal with miscellaneous matters for which necessary provision has to be made in order to facilitate the administration and to secure the effective operation of the law. Holders of public and other offices will be entitled to have stock and promissory notes issued to them in the names of their respective offices (Clause 50). All documents executed for the purposes of the Ordinance will be exempt from stamp duty (Clause 53). Regulations will be made to deal with other matters of detail and procedure which are not considered to be of sufficient importance to warrant inclusion in the text of the Bill.

H. J. HUXHAM,
Financial Secretary.

Colombo, December 3, 1936.

MINUTE.

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

An Ordinance to authorise a sum of One Hundred Million rupees to be raised by way of loan for the construction of certain public works and for other purposes.

TABLE OF SECTIONS.

1. Short title.
2. Authority to raise loan.
3. Method of raising loan.
4. Authority to raise additional sums for incidental expenses, &c.
5. Determination of sterling equivalent of authorised loan.
6. Appropriation of loan.
7. Variation of appropriation authorised in Schedule.
8. Refund from loan to revenue.
9. Power to issue Treasury Bills and to repay expenditure in respect thereof from loan.
10. Date of first contribution to sinking fund of loan issued under Ordinance No. 5 of 1921.
11. Exemption from taxes and duties.

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An Ordinance to authorise a sum of One Hundred Million rupees to be raised by way of loan for the construction of certain public works and for other purposes.

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 Public Works Loan Ordinance, No. of 1936. Short title.
- 2 The Governor is hereby authorised to raise by way of loan a sum not exceeding One Hundred Million rupees for the purposes mentioned in the first column of the Schedule. Authority to raise loan.
- 3 The loan or any part of the loan authorised by this Ordinance may be raised at such time or times as the Governor may determine under the provisions of the Registered Stock and Securities Ordinance, No. of 1936, or of the General Loan and Inscribed Stock Ordinance, No. 5 of 1921. Method of raising loan.
- 4 In addition to the sum specified in section 2, the Governor is hereby authorised to raise in the manner prescribed in section 3 such further sums as may be necessary for the purpose— Authority to raise additional sums for incidental expenses, &c.
- (a) of defraying the expenses incurred in raising the loan or any part thereof ; and
- (b) of paying the stamp duty on transfers of such stock as may be issued under the General Loan and Inscribed Stock Ordinance, No. 5 of 1921.
- 5 For the purpose of determining in sterling currency the amount of any loan or part of a loan authorised by this Ordinance to be raised in rupee currency, one shilling and six pence shall be deemed to be the equivalent of one rupee. Determination of sterling equivalent of authorised loan.
- 6 Save as hereinafter provided, the sums respectively specified in the second column of the Schedule shall, out of any moneys raised under the authority of this Ordinance, be appropriated and applied for the purposes mentioned in the corresponding entries in the first column of that Schedule : Appropriation of loan.
- Provided that no expenditure shall be incurred in respect of Items 42 to 46 in the Schedule until such expenditure shall have been approved by a resolution passed by the State Council and ratified by the Governor.
- 7 It shall be lawful for the Governor to direct that any sum or part of any sum appropriated by or under this Ordinance for any purpose mentioned in the first column of the Schedule, shall, if it is not required for that purpose, be appropriated and applied to any other purpose whether mentioned in the Schedule or not : Variation of appropriation authorised in Schedule.
- Provided that no such direction shall be given by the Governor unless the variation of the appropriation made in the Schedule shall first have been approved by resolution duly passed by the State Council.
- 8 Out of the total sum raised under the authority of this Ordinance, there shall be refunded to the general revenue of Ceylon— Refund from loan to revenue.
- (a) a sum not exceeding Sixteen Million rupees in repayment of all sums expended out of the general revenue prior to the first day of October, 1936, in respect of any of the items mentioned in the Schedule hereto ; and
- (b) all sums expended out of the general revenue on or after the first day of October, 1936, in respect of any of the said items.
- 9 (1) In anticipation of the raising of any loan or of any part of any loan under the authority of this Ordinance, the Governor may, if he thinks fit, raise such sum as he may deem necessary by the issue of Treasury Bills under the Colonial Treasury Bills Ordinance, No. 7 of 1923, or the Colonial Treasury Bills Ordinance, No. 8 of 1923, or under both those Ordinances. Power to issue Treasury Bills and to repay expenditure in respect thereof from loan.
- (2) Every sum raised under this section shall be applied in the manner authorised for the loan or part of the loan in respect of which that sum is raised, and upon the raising of such loan or part of such loan the Governor may—
- (a) expend therefrom such amounts as may from time to time be necessary to meet the liabilities of the Government in respect of the Treasury Bills issued under sub-section (1), or,

to the transferee. Clauses 6 to 16 make provision for the creation and issue of registered stock, the issue of stock certificates and the procedure for effecting transfers of such stock.

4. Government promissory notes (Clauses 17 to 19) will be negotiable instruments, but they differ from ordinary promissory notes in two respects: in the first place, only the Government is liable to pay the principal amount of the note and the interest due thereon, the indorser incurring no liability on the note by indorsement; secondly, an indorsement, to be valid, must be made in the cage provided for that purpose on the back of the note.

5. Bearer bonds (Clauses 20 and 21) are negotiable instruments payable to bearer. They will, therefore, be negotiable by delivery. Attached to each bearer bond will be a set of coupons each of which is sufficient authority to recover payment of the half-yearly interest payable on the bond. When all the coupons have been used, another bond, with a complete set of coupons attached, will be issued on application made for renewal of the bond (Clause 38).

6. Clauses 22 to 26 make provision for the payment of interest and the redemption of stock and securities. The Deputy Financial Secretary will be in charge of the administration of the Ordinance (Clause 48), and all payments will ordinarily be made at the Treasury in Colombo, though arrangements for payment elsewhere will be made to suit the convenience of holders of stock and securities. The Governor will be authorised to appropriate out of the general revenue of Ceylon such sums as are required from time to time for the purpose of paying interest (Clause 22). A separate sinking fund will be constituted for each loan (Clause 28). Provision similar to that contained in the General Loan and Inscribed Stock Ordinance, No. 5 of 1921, has been inserted authorising the conversion of loans which have been raised by the issue of stock or securities (Clause 34).

7. Clauses 36 to 47 contain technical provisions relating to the issue of duplicate securities when the originals have been lost, stolen or destroyed and to the renewal, exchange, consolidation and subdivision of stock and securities. The remainder of the Bill consists of a number of clauses which deal with miscellaneous matters for which necessary provision has to be made in order to facilitate the administration and to secure the effective operation of the law. Holders of public and other offices will be entitled to have stock and promissory notes issued to them in the names of their respective offices (Clause 50). All documents executed for the purposes of the Ordinance will be exempt from stamp duty (Clause 53). Regulations will be made to deal with other matters of detail and procedure which are not considered to be of sufficient importance to warrant inclusion in the text of the Bill.

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An Ordinance to authorise a sum of One Hundred Million rupees to be raised by way of loan for the construction of certain public works and for other purposes.

TABLE OF SECTIONS.

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*'com' rev.
of
1/2.*

An Ordinance to authorise a sum of One Hundred Million rupees to be raised by way of loan for the construction of certain public works and for other purposes.

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

- | | |
|---|---|
| <p>1 This Ordinance may be cited as the Public Works Loan Ordinance, No. of 1936.</p> | <p>Short title.</p> |
| <p>2 The Governor is hereby authorised to raise by way of loan a sum not exceeding One Hundred Million rupees for the purposes mentioned in the first column of the Schedule.</p> | <p>Authority to raise loan.</p> |
| <p>3 The loan or any part of the loan authorised by this Ordinance may be raised at such time or times as the Governor may determine under the provisions of the Registered Stock and Securities Ordinance, No. of 1936, or of the General Loan and Inscribed Stock Ordinance, No. 5 of 1921.</p> | <p>Method of raising loan.</p> |
| <p>4 In addition to the sum specified in section 2, the Governor is hereby authorised to raise in the manner prescribed in section 3 such further sums as may be necessary for the purpose—</p> <p>(a) of defraying the expenses incurred in raising the loan or any part thereof; and</p> <p>(b) of paying the stamp duty on transfers of such stock as may be issued under the General Loan and Inscribed Stock Ordinance, No. 5 of 1921.</p> | <p>Authority to raise additional sums for incidental expenses, &c.</p> |
| <p>5 For the purpose of determining in sterling currency the amount of any loan or part of a loan authorised by this Ordinance to be raised in rupee currency, one shilling and six pence shall be deemed to be the equivalent of one rupee.</p> | <p>Determination of sterling equivalent of authorised loan.</p> |
| <p>6 Save as hereinafter provided, the sums respectively specified in the second column of the Schedule shall, out of any moneys raised under the authority of this Ordinance, be appropriated and applied for the purposes mentioned in the corresponding entries in the first column of that Schedule :</p> <p>Provided that no expenditure shall be incurred in respect of Items 42 to 46 in the Schedule until such expenditure shall have been approved by a resolution passed by the State Council and ratified by the Governor.</p> | <p>Appropriation of loan.</p> |
| <p>7 It shall be lawful for the Governor to direct that any sum or part of any sum appropriated by or under this Ordinance for any purpose mentioned in the first column of the Schedule, shall, if it is not required for that purpose, be appropriated and applied to any other purpose whether mentioned in the Schedule or not :</p> <p>Provided that no such direction shall be given by the Governor unless the variation of the appropriation made in the Schedule shall first have been approved by resolution duly passed by the State Council.</p> | <p>Variation of appropriation authorised in Schedule.</p> |
| <p>8 Out of the total sum raised under the authority of this Ordinance, there shall be refunded to the general revenue of Ceylon—</p> <p>(a) a sum not exceeding Sixteen Million rupees in repayment of all sums expended out of the general revenue prior to the first day of October, 1936, in respect of any of the items mentioned in the Schedule hereto; and</p> <p>(b) all sums expended out of the general revenue on or after the first day of October, 1936, in respect of any of the said items.</p> | <p>Refund from loan to revenue.</p> |
| <p>9 (1) In anticipation of the raising of any loan or of any part of any loan under the authority of this Ordinance, the Governor may, if he thinks fit, raise such sum as he may deem necessary by the issue of Treasury Bills under the Colonial Treasury Bills Ordinance, No. 7 of 1923, or the Colonial Treasury Bills Ordinance, No. 8 of 1923, or under both those Ordinances.</p> <p>(2) Every sum raised under this section shall be applied in the manner authorised for the loan or part of the loan in respect of which that sum is raised, and upon the raising of such loan or part of such loan the Governor may—</p> <p>(a) expend therefrom such amounts as may from time to time be necessary to meet the liabilities of the Government in respect of the Treasury Bills issued under sub-section (1), or,</p> | <p>Power to issue Treasury Bills and to repay expenditure in respect thereof from loan.</p> |

- (b) where such liabilities have been met in the first instance out of general revenue, refund to the general revenue such sums as may have been expended therefrom for that purpose.

Date of first contribution to sinking fund of loan issued under Ordinance No. 5 of 1921.

10 Where the loan or any part of the loan authorised by this Ordinance is issued under the provisions of the General Loan and Inscribed Stock Ordinance, No. 5 of 1921, the date from which contributions to the sinking fund shall commence shall be such date, not later than three years after the date from which interest on such loan may first become payable, as the Governor may determine.

Exemption from taxes and duties.

11 The interest payable—

- (a) upon any inscribed stock or debentures issued by authority of this Ordinance under the General Loan and Inscribed Stock Ordinance, No. 5 of 1921, and
- (b) upon any registered stock, promissory notes or bearer bonds issued by authority of this Ordinance under the Registered Stock and Securities Ordinance, No. of 1936, and held by the Government of any part of His Majesty's Dominions (including therein any British protectorates or protected state and any territory in respect of which a mandate on behalf of the League of Nations has been accepted by His Majesty),

shall be exempt from all taxes and duties leviable or payable under any written law in force in Ceylon notwithstanding anything in any such written law to the contrary.

SCHEDULE.

I.	II.
<i>New Works and Buildings.</i>	Rs.
1. New office accommodation in Colombo ..	2,000,000
2. Law Courts ..	2,000,000
3. New buildings for the Government Stores Department ..	1,250,000
4. Wireless beacons ..	84,000
5. Komari Lighthouse ..	141,000
6. Aerodrome at Ratmalana and Emergency Landing Ground, Puttalam ..	400,000
7. House of Detention and Home for Vagrants at Wanatamulla ..	170,000
8. Training School for Youthful Offenders at Watupitiwela ..	480,000
9. Model Processing house for Jaffna Malayalam Tobacco Co-operative Sale Society ..	60,000
10. Veterinary Department and Farm School (Transfer and reorganisation) ..	150,000
11. Erection of a Public Aquarium ..	175,000
12. Replacement of the S.T. "Nautilus" (Department of Fisheries) ..	150,000
13. Improvements to existing salterns and construction of brine tanks ..	100,000
14. Plants for manufacture of refined salt, &c., and of caustic soda and chloride of lime ..	185,000
15. Out-Patient Dispensary for Colombo ..	750,000
16. Hospital for Incurables ..	150,000
17. Leper Hospital ..	330,000
18. Mental Hospital ..	325,000
19. Acquisition of land for building quarters for the resident staff of the General Hospital who now live in rented buildings ..	500,000
20. Acquisition of land in Colombo for reclamation ..	600,000
21. Extension to Laboratories, University College ..	200,000
22. Extension of the Colombo Museum ..	300,000
23. State Council and Secretariat Buildings ..	3,701,297
<i>Roads and Bridges.</i>	
24. High-Level Road to Avissawella ..	2,616,747
25. Alawwa Bridge ..	358,833
26. Widening Colombo-Galle Road ..	5,250,000
27. Hayes-Lauderdale Road ..	50,000
<i>Water Supply Scheme.</i>	
28. Water Supply, Trincomalee ..	1,000,000
<i>Post and Telegraph.</i>	
29. New Workshops and new Sorting Office, Colombo ..	1,000,000
30. New Post Offices and Postal Buildings in different parts of the Island ..	500,000
31. Modernizing the existing telephone system, including buildings, and extensions to the existing Government Telephone Systems ..	3,177,000
32. Radio Development ..	245,000

I.	II.
<i>Colombo Port Commission.</i>	Rs.
33. Oil Dock, Deep Water Quay, &c. ..	12,000,000
34. Two new Tugs ..	1,000,000
35. Lebnitz Rock Breaker ..	300,000
36. New Caisson for Graving Dock ..	400,000
37. Third Lock and Bridge at McCallum Road ..	670,000
38. Deepening Colombo Harbour ..	860,000
39. Rock removal ..	380,000
40. Extension to Graving Dock ..	1,120,000
<i>Electrical Undertakings.</i>	
41. Hydro-Electrical Scheme and other Electrical extensions and new works ..	24,000,000
<i>Irrigation Works.</i>	
42. Irrigation Schemes ..	15,150,000
<i>Miscellaneous.</i>	
43. Government Model Farms ..	1,000,000
44. Industrial Development ..	3,000,000
45. Water Supply Schemes ..	7,500,000
46. Other works of development ..	4,221,123
	100,000,000

Objects and Reasons.

The object of this Bill is to authorise a sum of Rs. 100,000,000 to be raised by way of loan under the provisions of the Registered Stock and Securities Ordinance, No. of 1936, and of the General Loan and Inscribed Stock Ordinance, No. 5 of 1921. The moneys raised will be used to finance the construction of the public works mentioned in the first column of the Schedule to the Bill and will be appropriated for such purpose in accordance with the allocations made in the second column of that Schedule.

Colombo, December 3, 1936.

H. J. HUXHAM,
Financial Secretary

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 4,952. In the matter of the insolvency of Noordeen Shoikh Abdeen and Abdül Rahuman Mohammed Saeed, carrying on business under the name, Rahmaniya Oil Mills at Negombo road, Peliyagoda, and presently of 176, New Moor street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvents will take place at the sitting of this court on February 9, 1937, for the grant of a certificate of conformity to the insolvents.

By order of court, GERALD E. DE ALWIS,
November 25, 1936. Secretary.

In the District Court of Colombo.

No. 4,979. In the matter of the insolvency of Soona Pana Somasunderam Chetty of 79, Gintupitiya, in Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 16, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
November 25, 1936. Secretary.

In the District Court of Colombo.

No. 4,983. In the matter of the insolvency of Carl J. A. Pavey of 18, Vajira road, Bambalapitiya.

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 January 26, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
November 25, 1936. Secretary.

In the District Court of Colombo.

No. 4,996. In the matter of the insolvency of Walter Ranawana of room No. 17, Tower Flats, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on February 16, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
November 25, 1936. Secretary.

In the District Court of Colombo.

No. 5,008. In the matter of the insolvency of Hathtotuwa-gamage Richard of 32, Gangodawila.

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 February 16, 1937, for the grant of a certificate of conformity to the insolvent.

By order of court, GERALD E. DE ALWIS,
November 25, 1936. Secretary.

In the District Court of Colombo.

No. 5,042. In the matter of the insolvency of Kawanna Rawther Gani of J. Fisher's lane, Pettah, Colombo.

WHEREAS the above-named Kawanna Rawther Gani has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by Peeanna Aiyadurai of 100, Prince street, Pettah, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Kawanna Rawther Gani insolvent accordingly; and that two public sittings of the court, to wit, on February 2, 1937, and on February 23, 1937, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court, GERALD E. DE ALWIS,
December 1, 1936. Secretary.

In the District Court of Nuwara Eliya.

No. 25. In the matter of the insolvency of Muttiah Kangany, son of Arumugam of Delmar estate, Halgranoya.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at a sitting of this court on January 8, 1937, for proving of claims and assignee's report.

By order of court, E. DE S. GUNAWARDENE,
Secretary.

In the District Court of Matara.

No. 122. In the matter of the insolvency of Gardiye-punchihewage Samelappu of Weligama.

WHEREAS the above-named Gardiye-punchihewage Samelappu has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by the said Gardiye-punchihewage Samelappu, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Gardiye-punchihewage Samelappu insolvent accordingly; and that two public sittings of the court, to wit, on December 17, 1936, and on January 19, 1937, 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, R. S. GUNASEKERA,
November 30, 1936. Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

In the matter of the intestate estate of Heenatimullage Don Pioris Appuhamy, late of Meetotamulla in Ambatalenpahala (deceased).

No. 2,951 Testy.

Heenatimullage Don Charles Appuhamy of Meetotamulla aforesaid, administrator Defendant.

NOTICE is hereby given that on Friday, January 15, 1937, at 11 A.M., will be sold by public auction at the premises the right, title, and interest of the estate of the above-named deceased in the following property for the recovery of the sum of Rs. 10.40 being balance stamp duty, viz. :—

All that portion of land called Haliawatta alias Kahatagahawatta, together with the buildings standing thereon, situated at Meetotamulla in Ambatalenpahala of Alutkuru korale south in the District of Colombo, Western Province; bounded on the north by a portion of this land belonging to H. D. Charles Appuhamy, on the east by high road, on the south by the land of W. A. D. Philip Silva, and on the west by railway line; containing in extent 1 rood and 9 57½/100 perches according to plan No. 96/1925 made by C. H. Frida, Licensed Surveyor.

Fiscal's Office, J. R. TOUSSAINT,
Colombo, December 2, 1936. Deputy Fiscal.

In the District Court of Colombo.

In the matter of the intestate estate of Heliya Naide Badige Balahamy Jayasinghe of Moratuwa, deceased.

No. 3,210 Testy.

Alakendra Acharige Don Daniel of Katubedda, Moratuwa Administrator.

NOTICE is hereby given that on Tuesday, January 12, 1937, at 2 P.M., will be sold by public auction at the premises the right, title, and interest of the estate of the above-named deceased in the following property for the recovery of the sum of Rs. 161.69 being deficiency of stamp duty due in this case, viz. :—

All that allotment of land called Hingantriyawatta, together with the buildings, trees, and plantations standing thereon, situated at Katubedda in Moratuwa in the Palle pattu of Salpiti korale in the District of Colombo, Western Province; bounded on the south by road, on the east by the land of Mr. D. S. Kalupahana, on the north by the land of Mr. D. A. Weerawardene, and on the west by the land of W. Bastian Fernando and others; containing in extent 1 acre 3 roods and 23 878/1,000 perches.

Fiscal's Office, J. R. TOUSSAINT,
Colombo, December 2, 1936. Deputy Fiscal.

In the District Court of Colombo.

Mendhi Hussain of Colombo Plaintiff.

No. 41,791.

A. S. Perera of Old Kolonnawa road, Colombo . . Defendant.

NOTICE is hereby given that on Monday, January 11, 1937, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 2,240.93, with further interest on Rs. 2,203 at 12 per cent. per annum from November 16, 1930, to date of decree (February 23, 1931), and thereafter on the aggregate amount at 9 per cent. per annum till payment in full and costs of suit, viz. Rs. 5, viz. :—

1. At 10 a.m.—The defendant's right, title, and interest in and to all that premises called and known as Milla-gahawatta, bearing Sanitary Board No. 135, situated at Wellampitiya in Ambatalenpahala of Alutkuru korale south in the District of Colombo, Western Province; and bounded on the north by property bearing Sanitary Board No. 134 of K. Don Lewis, east and south by property bearing Sanitary Board No. 138 of K. Helena Perera, and on the west by property bearing Sanitary Board No. 136 of Mr. D. E. Wanigasooriya and dewatapara; containing in extent 21 perches.

2. At 1 p.m.—The defendant's right, title, and interest in and to all that premises bearing assessment No. 413/39, presently bearing assessment No. 44, Silversmith lane, within the Municipality and in the District of Colombo, Western Province; and bounded on the north by Silver-smith lane, east by property of Parawathy Atchy bearing assessment No. 414/38, south by premises bearing assessment No. 395/94 (1-4) of S. S. Mohammadu Lebbe, and on the west by premises bearing assessment No. 412/40 of S. S. Fernando; containing in extent 8.96 perches.

Fiscal's Office,
Colombo, December 2, 1936.

J. R. TOUSSAINT,
Deputy Fiscal.

In the District Court of Avissawella.

M. R. M. Kumarappa Chettiyar of Ruanwella . . Plaintiff.

No. 2,191.

Vs.

Kurulugama Lekamalage Karunaratne, Gan-Arachchi of Daigala, representative of the estate of Kurugama Lekamalage Panchi Mahatmaya of Daigala..Defendant.

NOTICE is hereby given that on Saturday, January 9, 1937, commencing 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 mortgaged property for the recovery of the sum of Rs. 1,600, with interest thereon at the rate of 9 per cent. per annum from June 26, 1936, till payment in full and costs of this action as taxed by the officer of the court, viz. :—

1. An undivided 5/18 shares of the land called and known as Daigalayawatta, situated at Daigala in Atulugam korale of Three Korales in the District of Kegalla, Province of Sabaragamuwa; and bounded on the north by Walgomagewatta, east by high road, south by Welikadamullewatta, and on the west by Kelani-ganga; containing in extent about 2 bushels of paddy sowing and everything thereon.

2. At 2.30 p.m.—An undivided 5/18 shares of the land called and known as Bombugalagewatta alias Siddappuhitiyawatta, situated at Daigala aforesaid; and bounded on the north by live fence of Balahitiyawatta, east and south by ditch, and on the west by field; and containing in extent about 1½ bushels of paddy sowing and everything standing thereon.

3. At 3 p.m.—An undivided 19/72 shares of the land called and known as Aluthwatta alias Edandagawawatta, situated at Daigala aforesaid; and bounded on the north by Walagamagewatta, east by ditch, south by oya, and on the west by ditch or ela; and containing in extent about 4 bushels of paddy sowing and everything standing thereon.

4. At 3.30 p.m.—An undivided 5/18 shares of the land called and known as Dikowitawatta, situate at Daigala aforesaid; and bounded on the north by Kekiragahawatta, and on the east, south, and west by Walagamagewatta; and containing in extent about 1 bushel of paddy sowing and everything thereon.

5. At 4 p.m.—An undivided 19/72 shares of the land called and known as Pahalawatta, situated at Daigala aforesaid; and bounded on the north by Iththawalaowita, east by ditch of Gala-awula, south by ditch, and on the west by Kelani-ganga; and containing in extent about 3 pelas paddy sowing and everything standing thereon.

6. At 4.30 p.m.—An undivided 23/54 shares of the land called and known as Edandagawahena, situate at Ihala Daigala aforesaid; and bounded on the north by Daigalaya, east by Gala-atula, south by boundary of Egalagawahena, and on the west by Waturabasna-dola; containing in extent about 3 bushels of paddy sowing along with the rubber plantation standing thereon.

Valuation Rs. 1,401.

Fiscal's Office, CHARLES DE SILVA,
Avisawella, November 25, 1936. Deputy Fiscal.

In the District Court of Kandy.

Tudugalamudalige Peter Fernando of 123, Colombo street, Kandy 32 Plaintiff.
No. 47,175. Vs.

(1) Telge Sibus Peiris of Pattiya South in Panadure,
(2) N. K. Ibrahim Sahib of Udagala estate,
Madulkele 16 39 Defendants.

NOTICE is hereby given that on Saturday, December 19, 1936, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title and interest of the said 1st defendant in the following property mortgaged by the 1st defendant with the plaintiff and declared bound and ordered to be sold by decree entered in the above case for the recovery of Rs. 4,073.45, with interest on Rs. 3,871.25 at 9 per cent. per annum from March 31, 1936, till payment in full, viz. :—

An undivided $\frac{1}{2}$ part or share of the land and of the plantations standing thereon out of the portion containing in extent 32 70/100 perches out of Talgahawatta, situated at Pattiya South in Panadure of Panadure badde in Panadure totamunc in the District of Kalutara, Western Province; which said portion containing in extent 32 70/100 perches being bounded on the east by a portion of Talgahawatta belonging to Daniel Peiris Waranakulasuriya Arachchi, on the south by a portion of Talgahawatta belonging to Palamandadige Thesew Fernando, on the west by the high road, and on the north by the land belonging to Pattinihenmedige Andiris Rodrigo, together with the house in its entirety which had been recently built on the same portion, and registered in B 192/165, Kalutara.

Deputy Fiscal's Office, H. SAMERESINGHA,
Kalutara, November 25, 1936. Deputy Fiscal.

Central Province.

In the District Court of Colombo.

Dorothy de Haan Bartholomeusz, wife of Reginald Lindsay Bartholomeusz of Castle street, Colombo 59 Plaintiff.
No. 4,828. Vs.

(1) Frederick Gerald Percival Perera Seneviratne Gunatilleke of Galmaduwa estate, Galmaduwa, Kandy, (2) Mrs. May Joseph, c/o Messrs. Wilson and Kadrigamer, Proctors, Colombo, (3) V. Van Langenberg of Eladuwa estate, Paiyagala, individually and as administrator of the intestate estate of Lloyd Van Langenberg, deceased, (4) Dr. J. R. Van Langenberg, c/o V. Van Langenberg of Eladuwa estate, Paiyagala, (5) Percy Van Langenberg of Talangama, (6) Elaine Van Langenberg of Havelock road, Colombo, (7) Lena Christoffels of Havelock road, Colombo, wife of E. J. Christoffels, (8) M. R. P. L. M. I. T. Murugappa Chettiyar of 18, Trincomalee street, Kandy 20 39 Defendants.

NOTICE is hereby given that on Saturday, January 16, 1937, at 2 P.M., will be sold by public auction at the premises the following property mortgaged with the plaintiff by bond No. 307 dated July 30, 1926, attested by John Ashfield Halangoda 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 July 20, 1936, for the recovery of the sum of Rs. 63,400, being principal and interest calculated up to December 31, 1935, together with interest on Rs. 45,000 at 8 per cent. per annum from January 1, 1936, till the date of the said decree and thereafter on the aggregate amount of the said decree at 9 per cent. per annum till date of payment in full and costs of suit and poundage, viz. :—

All that tract of jungle and cultivated lands called Galmaduwa estate, situated, lying, and being at the villages Bamunupola and Mahawatta in the Udagampaha korale of Lower Dumbara in the District of Kandy, Central Province; and bounded on the north by paddy fields and fence belonging to Mahawatta village, on the east by Kundasale estate, on the west by a ditch, private property, and the village of Bamunupola, and south by private

paddy fields and paddy fields belonging to the estate of Talawatte coffee estate; containing in extent 96 acres 2 roods and 35 perches and which said premises forms part and parcel of all that estate called and known as Galmaduwa estate, situate at Bamunupola, Mahawatta, and Galmaduwa in Udagampaha aforesaid, together with all the trees, plantations, and buildings standing thereon and the crops, produce, machinery, tools, implements, cattle, and other the live and dead stock thereon and together with all rights, privileges, easements, servitudes, and appurtenances whatsoever thereto belonging or in any wise appertaining or usually held, used, occupied, or enjoyed therewith, or reputed or known to be part, parcel, or member of the same and all the estate, right, title, interest, property, claim, and demand whatsoever of the 1st defendant in, to, upon, or out of the same.

Fiscal's Office, H. C. WIJESINHA,
Kandy, December 1, 1936. Deputy Fiscal.

In the Court of Requests of Gampola.

M. S. Seiyado Mohamado of Gampola Plaintiff.
No. 1,592. Vs.

S. Nainam Saibo and (2) Umma Halthoor, both of Ambegamuwa road, Gampola Defendants.

NOTICE is hereby given that on Tuesday, January 5, 1937, at 12 noon, will be sold by public auction at the premises the right, title, and interest of the said first defendant for the recovery of the sum of Rs. 330.25, with interest thereon of Rs. 100 from January 26, 1935, until payment in full and poundage, viz. :—

All those houses and premises bearing assessment Nos. 41 and 42, situate at Ambegamuwa road, Gampola, in Gangapahala korale of Udapalata, Kandy District, Central Province, and in extent of 30 feet in width and 100 feet in length; and bounded on the east by wall of house No. 40 belonging to M. S. S. Mohamado, south by the boundary of land belonging to V. E. K. R. Canipphiah Pillai, north by Ambegamuwa road, and west by the wall of house No. 43 belonging to Mahabooba Umma including everything standing thereon.

Fiscal's Office, I. L. M. SHERIFF,
Kandy, November 30, 1936. Deputy Fiscal.

Southern Province.

In the District Court of Tangalla.

In the matter of the intestate estate of the deceased Senerat Kurugamage Don Davith de Silva, late of Bedigama.

No. T 1,449
Senerat Kurugamage Don Hendrick of Bedigama 16 39 Administrator.

NOTICE is hereby given that on Wednesday, January 6, 1937, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said estate in the following property for the recovery of Rs. 62.10 on account of stamp duty and poundage :—

At Bedigama.

All that land called Liyangasaragawahena, in extent 2 acres and 20 perches, situated at Bedigama in west Giruwa pattu of the Hambantota District, Southern Province, and bounded on the north by land shown in plan No. 164,781 and reservation for a road, east by reservation for a road, south by footpath and Liyangasaragawadeniya and Crown land, and west by the land called Liyangasaragawahena belonging to Babun.

Deputy Fiscal's Office, P. D. WEERAMAN,
Tangalla, November 25, 1936. Additional Deputy Fiscal.

Northern Province

In the District Court of Jaffna.

Kanagar Kathirgamu of Kaithady, Nunavil Plaintiff.
No. 9,723. Vs.

Sinnathamby Kanthar of Nunavil Defendant.

NOTICE is hereby given that on Tuesday, January 5, 1937, at 10 o'clock in the forenoon, will be sold by public auction at the spots the right, title, and interest of the said defendant in the following property for the recovery of

Rs. 696.04, with legal interest thereon at 9 per cent. per annum from May 4, 1936, till payment in full and poundage and charges, viz. :—

1. A piece of land with the house, situated at Madduvil South in Chavakachery parish, Thenmaradchy division of the Jaffna District, Northern Province, called Ampalanthurai or Sooriavalavu, in extent 15 lachams varagu culture; and bounded on the east by road and water channel, north by Somasundarakurukal and others, west by Velu Sabapathy, and south by road.

2. A piece of land situated at Madduvil South in ditto called Kunchuvadaly, in extent 40 lachams varagu culture; and bounded on the east by lane, north by road, west by Sinnachy, widow of Arumugam, and others, and south by the Catholic Mission and others.

Fiscal's Office,
Jaffna, December 1, 1936.

M. SELVADURAI,
for Fiscal.

North-Western Province.

In the Police Court of Negombo.

Rex Plaintiff.
No. 10,093. Vs. 42 60

Wanniachehige Don Agostino Appuhamy of Daraluwa Defendant.

NOTICE is hereby given that on Monday, January 18, 1937, commencing from the 1st land at 5 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 500, less Rs. 200 and poundage, viz. :—

1. The land called Gurugalwanchenyaya and Galagawahenyaya, about 20 acres in extent, partly planted, and situated at Makulwewa in Giratalana korale of Dewamedihatpattu in the District of Kurunegala, North-Western Province; and bounded on the east by Kolamunu-oya, south by the land of Banda and others, west by catchment area of the tank and field, and on the north by field and oya.

2. The land called Kongahamulawatta, 18 acres in extent, situated at Makulwewa aforesaid; and bounded on the east by Gansabhawa road, south by the land of Punchedimika and others, west by the village limit of Polkumbura, and on the north by Godakele of Pinhamy and others.

3. The land called Kumburuwellandehenyaya appearing in plan No. 480 and 10 acres 2 roods and 18 perches in extent, situated at Welipitiya in Giratalana korale aforesaid; and bounded on the east by Gamawela, south by Kolamunu-oya reservation, west by the lands of Appuhamy Arachchi and others, and on the north by Diyagilma.

4. The land called Bogahamulahenyaya appearing in plan No. 479 and 13 acres 1 rood and 10 perches in extent, situated at Madaina in Giratalana korale aforesaid; and bounded on the east by Pinwela, south by Eba, north by Gansabhawa road, and on the west by the village limit of Welipitiya.

5. The field called Ahanwelyaya, 3 amunams and 2 pelas of paddy sowing extent, situated at Madaina aforesaid; and bounded on the east by Welkanda, south and west by Godakele, and on the north by Kotu of Punchihamy and others and jungle.

Fiscal's Office,
Kurunegala, December 1, 1936.

R. S. GOONESEKERE,
Deputy Fiscal.

In the District Court of Kurunegala.

The Chettinad Corporation, Limited, by its attorney,
M. L. M. Ramanathan Chettiar of Elabodagama, Plaintiff.
No. 16,364. Vs. 108 60

(1) J. A. Rambukpota, Ratamahatmaya, (2) Roselin M. Rambukpota, both of Kuruwita in Ramnapura District Defendants.

NOTICE is hereby given that on Saturday, January 16, 1937, commencing from the 1st land 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. 4,241.67, with interest on Rs. 4,000 at 15 per cent. per annum from April 24, 1932, to June 1, 1932, and thereafter with legal interest on the aggregate amount till payment in full and costs of suit (less Rs. 4,174.58), and poundage, viz. :—

1. Bammannewatta of 2 acres 2 roods and 12 perches in extent, situate at Ihalakotuwella in Medapattu korale east of Katugampola hatpattu in the Kurunegala District, North-Western Province; and bounded on the north by

lot 2 in P. P. 347, east by T. P. 204,702 and lot 46 in P. P. 347, south by lots 59, 54A, and 52 in P. P. 353, and on the west by lot 51 in P. P. 353. Registered in C 517/231.

2. Bammannewatta and Elhenyaya of 37 acres 1 rood and 39 perches, situate at Bammanna in Medapattu korale west of Katugampola hatpattu aforesaid; and bounded on the north by lots 5, 11, and 6c in P. P. 347, east by a road, lots 3, 3A, 9, 2A, 47, and 46 in P. P. 347, and T. P. 204,702, south by lots 54 and 57 in P. P. 353, and west by lot 1 in P. P. 347 and lots 53M, 53L, and 53G in P. P. 348. Registered in C 517/232.

3. Kahatagahamulawatta of 3 acres and 11 perches in extent, situate at Horawadunna in Medapattu korale west aforesaid; and bounded on the north by lot 53k in P. P. 348, east by lots 53m and 53n in P. P. 348, south by lots 53o and 62 in P. P. 348, and on the west by lot 53q in P. P. 348. Registered in C 517/233.

4. Kolongahamulawatta of 5 acres 2 roods and 15 perches, situate at Horawadunna aforesaid; and bounded on the north by lots 52r and 52m in P. P. 348 and east by lots 53k and 53p in P. P. 348, south by lot 53r in P. P. 348, and on the west by lots 53t and 53u and 54v in P. P. 348. Registered in C 517/234.

5. Kongahamulawatta of 4 acres and 7 perches in extent, situate at Horawadunna aforesaid; and bounded on the north by lots 54q and 51i in P. P. 348, east by lots 51r and 51j in P. P. 348, south by lot 53u in P. P. 348, and on the west by lots 58 and 54t in P. P. 348. Registered in C 517/235.

6. Kolongahamulawatta and Tembiligodellehena of 5 acres 3 roods and 22 perches, situate at Horawadunna aforesaid; and bounded on the north by lot 54v in P. P. 348, east by lot 53q in P. P. 348, south by lot 53x in P. P. 348, and on the west by lot 53v in P. P. 348. Registered in C 517/236.

7. Bammannewatta or Tiriwanchena of 7 acres 1 rood and 14 perches, situate at Horawadunna aforesaid; and bounded on the north by lots 53k, 53g, and 53i in P. P. 348, east by lots 5A and 2 in P. P. 347, south by lot 62 in P. P. 348, and on the west by lots 62 and 53p in P. P. 348. Registered in C 517/237.

8. Paagahamulawatta of 1 acre 1 rood and 19 perches, situate at Bammanna in Medapattu korale west aforesaid; and bounded on the north by lot 8½i in P. P. 347 and T. P. 204,702, east by lot 8½c in P. P. 347, south by lot 8½d in P. P. 347, and on the west by lots 9 and 8½a in P. P. 347. Registered in C 517/238.

9. The divided northern portion of 1 acre and 3¼ perches in extent from and out of Migahamulawatta, situate at Horawadunna aforesaid; and which said northern portion is bounded on the north by barbed wire fence of lot 53 in P. P. 348 of Appuhamy Vidanerala, east by land of Rambukpota, Ratamahatmaya, south by live fence of a portion of this land of Porolis, and on the west by live fence of a portion of this land of Porolis. Registered in C 517/239.

10. Paranawatta of 3 seers kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by live fence of Heratham's land, east by Gansabhawa road, south by live fence of the garden of Appuhamy Kapurala and others, and on the west by live fence of Punchappu's garden. Registered in C 517/240.

11. An undivided half share of Dalugahahena and Dalugahawatta, both now form one property, situate at Horawadunna aforesaid of 2 acres 1 rood and 9½ perches in extent; and bounded on the north by a road, east by lots 51e, 51f, and 50 in P. P. 348, south by lot 54o in P. P. 348, and on the west by lots 54L and 51A in P. P. 348 and road, and registered in C 517/241.

12. An undivided fifteen upon thirty-two shares of Hurigahamulawatta of 3 acres in extent, situate at Bammanna aforesaid; and bounded on the north by the fence of the garden of Isma Lebbe, east by hena of Ibura Lebbe, south by the garden of Rambukpota, Ratamahatmaya, and on the west by wire fence of Sediris Appuhamy's garden, and registered in C 517/242.

13. An undivided sixty-seven upon one hundred and sixty shares of Dewalewatta of 3 lachas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by wela and cart road, east by field, south by Dewaleidama, and west by Gansabhawa road, and registered in C 517/243.

14. The divided north-western portion of 1 lacha kurakkan sowing extent from and out of Migahahena, situate at Horawadunna aforesaid; and which said north-western portion is bounded on the north by the land of Appuhamy Vidanerala, east by live fence of the divided portion of this land belonging to Punchappuhamy, south by live fence of the divided portion of this land belonging to Santuhamy, and west by the land of Upanchi, and registered in C 517/244.

15. An undivided two-eighth share of Hurigahamulawatta of 3 acres in extent, situate at Bammanna aforesaid; and bounded on the north by endaru fence of the garden of

Ismail Lebbe, east by hena of Hajar Umma, south by land of Rambukpota, Ratemahatmaya, and on the west by land of Janis Appu and others, and registered in C 343/169.

16. An undivided three-fourth share of Ekaspeleketa-kalagahamulawatta of 6 acres 1 rood and 39 perches, situate at Horawadunna aforesaid; and bounded on the north by lots 61 and 61F in P. P. 348, east by lot 62 in P. P. 348, south by T. P. 157,520 and lots 63A and 61D in P. P. 348, and on the west by lot 61C and 61B in P. P. 348, and registered in C 297/35.

17. Kajugahamulawatta of 2 acres in extent, situate at Bammanna aforesaid; and bounded on the north and east by a road, south by fence of land of Herathamy and others, and on the west by live fence of land of Isma Lebbe, and registered in C 395/92.

18. An undivided half share of Elhena of 8 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the garden of Vihare and Galkanda, east by the chena of Kadirepola Appuhamy, south by Galkanda, and on the west by the chena of Vihare, and registered in C 161/357.

19. Ambagahamulahena of 3 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the east by the chena of Guruhamy, south by the chena of Kiri Menika and others, west by the chena of Midin Bawa and others, and on the north by the chena of Ranhamy, and registered in C 161/358.

20. Kendekelehena of 2 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the limit of the chena of Mudalihamy, east by the chena of Kadirepola Unnanse, south by the limit of the chena of Ranhamy, and on the west by the limit of the chena of Kadirepola Unnanse, and registered in C 161/359.

21. Tiriwanehena of 2 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the chena of Ranhamy, east by the chena of Kadirepola Unnanse, south by Galkanda, and on the west by the chena of Guruhamy, and registered in C 161/360.

22. Kahatagahamulahena of 2 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north and south by the chena of Guruhamy, east by pillewa of the field of Silla and others, and on the west by the chena of Kirimenika, and registered in C 161/361.

23. Godellehena of 1 timba kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the west by the chena of Kadirepola Unnanse, east by Crown land, south by the chena of Ukkumenika, and on the north by the chena of Sella Nachchire, and registered in C 161/362.

24. Bakmigahamulahena of 2 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the chena of Ranhamy and Hetuhamy Vidane, east by wela, south by the land of Sella Nachchire, and on the west by the land of Kirimenika, and registered in C 161/363.

25. Dewalegawahena of 3 kurannies kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the land of Kapurala and others, east by the land of Nikulahenaya and Dewalekele, and on the south and west by the lands of Rambukpota Bandara, and registered in C 161/364.

26. Kongahamulahena of 9 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the land of the Vihare, east by compass road on Crown land and land of Rambukpota, Ratemahatmaya, south by the land of Appuhamy, and on the west by Crown hill, and registered in C 161/365.

27. Kahatagahamulahena of 2 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the land of Vihare, east by the land of Velappu and others, south by the land of Appuhamy and others, and on the west by the land of Midin Bawa and others, and registered in C 161/366.

28. An undivided $\frac{1}{4}$ share of Delgahawatta of 2 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by Halpanliyadda, east by land of Ranhamy and others, south and west by the land of Ranhamy and others and land of Omeru Vedarala, and registered in C 271/263.

29. An undivided $\frac{1}{4}$ share of Delgahamulawatta of 6 seers kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by Delgahamulawatta of Meedin Bawa, east by Kosgahamulawatta of Meedin Bawa, south by Beligahamulawatta of Alitambilage Tambi, and on the west by Delgahamulawatta of Alima Nachchi, and registered in C 442/25.

30. An undivided $\frac{1}{5}$ share of Delgahawatta of $5\frac{1}{2}$ acres in extent, situate at Bammanna aforesaid; and bounded on the north by wela, east by the land of Guru Vedarala and others, south by Gansabhawa road, and on the west by the land of Uduma Lebbe and others, and registered in C 412/279.

31. An undivided $\frac{1}{2}$ share of Ihalawatta of $1\frac{1}{2}$ lahas kurakkan sowing extent, situate at Bammanna aforesaid;

and bounded on the north by Rosalin Nona's land, east by the land of Rambukpota and others, south by the land of Pei Appu, and on the west by the land of Guru Vedarala, and registered in C 388/273.

32. An undivided $\frac{7}{48}$ share of Huriyagahamulahena of about 2 acres in extent, situate at Bammanna aforesaid; and bounded on the north, east, and south by the land of Rambukpota, Ratemahatmaya, and west by Iburallebbegehena, and registered in C 472/222.

33. An undivided $\frac{109}{480}$ share of Hurigahamulawatta of $1\frac{1}{2}$ acres in extent, situate at Bammanna aforesaid; and bounded on the north by Bogahamulawatta of Abdul Cader and others, east by the land of Ibura Lebbe, south by the land of J. D. Rambukpota, and on the west by the village limit of Horawadunna, and registered in C 433/102.

34. Elhena *alias* Ehetugahahena of 1 pela kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the land of Kadirapola Pansala, and on the east, south, and west by the lands of Rambukpota, Ratemahatmaya, and registered in C 167/381.

35. The divided north-western portion of 1 laha kurakkan sowing extent from and out of Migahahena, now garden, situate at Bammanna aforesaid; and which said northern portion is bounded on the north by the land of Appuhamy Vidanerala, east by live fence of the divided portion of this land belonging to Punchappuhamy, south by live fence of the divided portion of this land belonging to Santuhamy, and on the west by the land of Upanchi, and registered in C 343/170.

36. An undivided $\frac{1}{5}$ share of Dewalelangawatta of 2 pelas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the land of Guruhamy Vedarala, east by the field, south by Dewalemukalana and land of Ratemahatmaya, and on the west by Talgahamulahenyaya, and registered in C 332/89.

37. An undivided $\frac{1}{30}$ share of Delgahawatta of 5 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by the garden of Mohammado Ali and others, east by the garden of Guru Vedarala and others, south by Gansabhawa road, and on the west by the garden of Isma Lebbe, and registered in C 424/171.

38. An undivided $\frac{1}{30}$ share of the high and low lands called Delgahamulakumbura of 15 lahas paddy sowing extent and its adjoining pillewa of 3 lahas kurakkan sowing extent, both now form one property, situate at Bammanna aforesaid; and bounded on the north by ela, east by the garden of Rambukpota, Ratemahatmaya, and others, south by the garden of Isma Lebbe, and on the west by Appuhamy's field, and registered in C 424/172.

39. An undivided $\frac{1}{5}$ share of Delgahamulawatta of 1 laha kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north and east by Gansabhawa road, south and west by the gardens of Rambukpota, Ratemahatmaya, and others, and registered in C 391/202.

40. An undivided $\frac{1}{5}$ share of Delgahamulawatta of 5 acres and 1 rood in extent, situate at Bammanna aforesaid; and bounded on the north by wela, east by garden of Guruhamy, and on the south and west by the garden of Isma Lebbe, and registered in C 401/186.

41. An undivided $\frac{1}{4}$ share of Kajugahamulawatta of $1\frac{1}{2}$ lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by Guru Vedaralagawatta, east by minor road, south by the land of Rambukpota, Ratemahatmaya, and others, and on the west by the land of Jei Nachchi, and registered in C 401/107.

42. An undivided $\frac{1}{4}$ share of Delgahamulahena of 2 roods and 21 perches in extent, situate at Bammanna aforesaid; and bounded on the north by lots 8 and $10\frac{1}{2}$ in P. P. 347, east by T. P. 204,702 and lot $8\frac{1}{2}$ in P. P. 347, south by lot $8\frac{1}{2}$ in P. P. 347, and on the west by lots $8\frac{1}{2}$ A and 9 in P. P. 347, and registered in C 297/34.

43. An undivided $\frac{2}{5}$ share of Kohombagahamulawatta of $\frac{1}{4}$ acre in extent, situate at Bammanna aforesaid; and bounded on the north by the limit of Diulgahamulahena, east by Pinliyadda, south by Gansabhawa road, and on the west by live fence of the land belonging to James, and registered in C 344/108.

44. Kajugahamulawatta of 1 acre in extent, situate at Bammanna aforesaid; and bounded on the north and east by a road, south by fence of land of Herathamy and others, and west by live fence of land of Isma Lebbe, and registered in C 395/92.

45. Migahahena of 1 timba kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by live fence of the land of Sinnappu, east by the land of James Alexander, Ratemahatmaya, south by the land of the said Ratemahatmaya, and on the west by the ditch of the land of Appuhamy Vedarala, and registered in C 208/317.

46. An undivided two-fifth share of Millagahamulahena of 4 acres 1 rood and 15 perches, situate at Bammanna

aforesaid; and bounded on the north by lot 6D in P. P. 347, east by a road, south by lot 5A in P. P. 347, and on the west by lot 11 and 6B in P. P. 347, and registered in C 294/369.

47. An undivided southern one-third share of Bulugahamulawatta of 3 acres in extent, situate at Bammanna aforesaid; and bounded on the north by the land of Peris Appu and others, east by the land of Ranhamy, south by the land of Guru Vedarala and others, and on the west by the land of Herathamya, and registered in C 302/165.

48. Bogahamulawatta of $3\frac{1}{2}$ acres in extent and its adjoining Hurigahamulawatta of $1\frac{1}{2}$ acres in extent, both form one property, situate at Bammanna aforesaid; and bounded on the north by Delgahamulawatta and land of Hawamma, east by Delgahamulahena and land of Ibura Lebbe, south by land of Ibura Lebbe and land of Rambukpota, Ratemahatmaya, and on the west by the village limit of Horawadunna, and registered in C 422/242.

49. An undivided seven upon thirty shares of the high and low lands called Delgahamulakumbura of 15 lahas paddy sowing extent and its adjoining pillewa of 1 laha kurakkan sowing extent, both now form one property, situate at Bammanna aforesaid; and bounded on the north by ela, east by Delgahamulawatta, south by the garden of Isma Lebbe, and west by the field of Appuhamy Vidane, and registered in C 406/220.

50. An undivided seven upon thirty share of Delgahamulawatta of $5\frac{1}{2}$ acres in extent, situate at Bammanna aforesaid; and bounded on the north by field, east by the garden of Guru Vedarala and others, south by Gansabhawa road, and on the west by garden of Uduma Lebbe and others, and registered in C 406/219.

51. An undivided half share of Bemmekumbura of 1 pela paddy sowing extent, situate at Bammanna aforesaid; and bounded on the north by the field of Kapurala, east by ela, south by the field of D. C. Senaratne Jayakody, and on the west by dewale land, and registered in C 409/238.

52. An undivided half share of Ihalawattehena of 2 lahas kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by Ihalawattehena of Siyatu Banda, east and south by the lands of J. A. Rambukpota, Ratemahatmaya, and on the west by the land of Guru Vedarala, and registered in C 409/237.

53. An undivided half share of Kadurugahamulawatta of 4 kurunies kurakkan sowing extent, situate at Bammanna aforesaid; and bounded on the north by daminna tree on Innawatta, east by the chena of Isma Lebbe and others, south by Pinhena, and west by the village limit of Horawadunna, and registered in C 287/100.

54. An undivided one-third share of Bulugahamulawatta of $1\frac{1}{2}$ acres in extent, situate at Bammanna aforesaid; and bounded on the north and east by the land of Ranhamy, south by live fence of the land of Sai Appu, and west by the land of Leitan Appuhamy and others, and registered in C 355/62.

Fiscal's Office, R. S. GOONESEKERA,
Kurunegala, November 30, 1936. Deputy Fiscal.

In the District Court of Kurunegala.

(1) K. M. P. R. Kumarappa Chettiar, (2) K. M. P. R. Periya Caruppen Chettiar by their attorney, Veyana Rana Balakrishna Rawutha Kurunegala. Plaintiffs.

No. 17,035.

(1) Tennekoon Mudiyanselage Kiri Banda of Potuhera, (2) Ena Una Maha Mohideen Abdul Cader of Kuripotte, both in Udapola Medalassa korale. Defendants.

NOTICE is hereby given that on Friday, January 8, 1937, 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 for the recovery of the sum of Rs. 356.90, with interest on Rs. 215 at 24 per cent. per annum from February 13, 1933, to December 18, 1933, and thereafter with legal interest on the aggregate amount till payment in full and costs (less Rs. 18.40), and poundage, viz. :—

An undivided 14/64 share of the lands called Tumpelawatta and Gangodahenewatta forming one property, situated at Potuhera, Kuripotte, and Bevilgomuwa in Udapola Medalassa korale in Dambadeni hatpattu in the District of Kurunegala, North-Western Province; and bounded on the north by ditch and live fence of the gardens of Appuhamy and Ukkurala (now by limit of the garden of Ranhamy and others and fence of the garden of Ukkuamma and others), east by high road, south by live fence of the garden of Nagalingam (now by wire fence of the garden of Kapuruhamy, er Arachchi, and others), and west by

elawella and live fence of Pinkumburewatta; and containing in extent according to the plan No. 474 dated May 10, 1924, made by C. H. de Silva Wickremaratne, Licensed Surveyor, 13 acres 2 roods and 18 perches. Registered in F 298/77.

Subject to mortgage bond No. F.029 dated January 24, 1930, and attested by K. Kandiah, Notary Public.

Fiscal's Office, R. S. GOONESEKERA,
Kurunegala, November 30, 1936. Deputy Fiscal.

In the District Court of Kurunegala.

Weeraratne Patabendige Albert Silva of Weligama, administrator of the estate of W. P. Charles Silva Plaintiff.

No. 18,275. Vs.

G. D. John Fernando of Ilukwehera estate, Ibbagomuwa in Ihalawisideke korale Defendant.

NOTICE is hereby given that on Monday, January 11, 1937, at 10 o'clock in the forenoon, will be sold by public auction at the Fiscal's Office, Kurunegala, the right, title, and interest of the said defendant in the following movable property for the recovery of the sum of Rs. 1,917.73, with interest thereon at 9 per cent. per annum from January 30, 1936, till payment in full and costs and poundage, viz. :—

"Riley" car bearing No. Q 1061.

Fiscal's Office, R. S. GOONESEKERA,
Kurunegala, November 30, 1936. Deputy Fiscal.

In the District Court of Kurunegala.

Weeraratne Patabendige Albert Silva of Weligama, administrator of the estate of W. P. Charles Silva Plaintiff.

No. 18,275. Vs.

G. D. John Fernando of Ilukwehera estate, Ibbagomuwa in Ihalawisideke korale Defendant.

NOTICE is hereby given that on Tuesday, January 12, 1937, commencing from first land at 10 o'clock in the forenoon, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 1,917.73, with interest thereon at 9 per cent. per annum from January 30, 1936, till payment in full and costs and poundage, viz. :—

1. All that land called Kathatagahamulahena of 1 acre 2 roods and 23 perches, situated at Ipalawa in Ihalawisideke korale of Hiriyala hatpattu in the District of Kurunegala, North-Western Province, and bounded on the north by Amperala village boundary, east by lot 49, south and west by lot 47, together with everything standing thereon. Registered in B 207/232.

2. All that land called Ihalaimpitiyepillewa of 2 roods and 20 perches in extent, situated at Ipalawa aforesaid; and bounded on the east by lots 102 and 103, and on the north, west, and south by lot 64, together with everything standing thereon. Registered B 207/235.

3. All that land called Bogahamulahena and Galgelangahena of 7 acres and 22 perches in extent, situated at Uda Tammita in Ihalawisideke korale aforesaid; and bounded on the north by Polgolla village boundary, east by Daramitipola village boundary, south by lots 9B and 6, west by reservation for a path and lot 4, together with everything standing thereon. Registered B 206/208.

4. An undivided $\frac{1}{2}$ share of Ilukweherakumbura of 33 acres and 26 perches in extent, situated at Ilukwehera in Hetahaye korale of Hiriyala hatpattu aforesaid; and bounded on the north by kumbuk tree standing on the limit of Thodanangahaweloya and mee tree, east by Palahalawewa, lands claimed by Punchirala, Ranhamy, Tikka, Mohotha, Kudaya, Dingiriya and Baiya, and by villagers, south by land claimed by villagers, west by mee tree standing on the land of Kirihamy, ela of the fields of the villagers and property of Frederik Mendis, together with everything thereon. Registered in B 201/261.

The fourth land is under seizure under D. C., Kurunegala, writs Nos. 17,714 and 15,628. Writs in D. C., Kurunegala, cases Nos. 17,714 and 15,628 have been issued against the defendant herein.

Fiscal's Office, R. S. GOONESEKERA,
Kurunegala, November 30, 1936. Deputy Fiscal.

Province of Sabaragamuwa.

In the District Court of Ratnapura.

V. Motha of Rakwana Plaintiff.
No. 5,692. Vs.

Mr. Alexander Francis Molamure, Hurst Green, Alexandra place, Cinnamon Gardens, the executor under the last will and testament of J. W. Maduwawela of Kolonna, deceased Defendant.

NOTICE is hereby given that on Wednesday, January 6, 1937, 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 as executor of the estate of J. W. Maduwawela, deceased, in the following property for the recovery of the sum of Rs. 561-80 and poundage, viz.:

All that allotment of land called and known as Meegaswatta alias Walauwewatta, situate at Rakwana in Meda pattu of Atakalan korale in the District of Ratnapura of the Province of Sabaragamuwa; and bounded on the north by Meegaswatta, east by land on which the Hospital stands, south by Government cart road, and on the west by Catholic cemetery; containing in extent 3 acres, together with the buildings standing thereon.

Fiscal's Office, Ratnapura, November 30, 1936.
N. SWAMINATHA AYER, Additional Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament and of the Intestate Estate of Mary Rose who sometime resided at Florida Villa, Elgin in Scotland, afterwards at Orchard House, Carluke, and latterly at the Stotfield Hotel, Lossiemouth, Elginshire aforesaid, deceased.

Stanley Frederick de Saram of Messrs. F. J. & G. de Saram, Colombo Petitioner.

- (1) Edith Gordon Rose of Courtland-Anderson of 10, Gilston road, South Kensington, London, England widow, (2) William Henry Rose of Burgh House, Burgh Woodbridge, Suffolk, England, in his personal capacity and as trustee of the will of Alexa Anna Gordon Johnston or Rose or Walker, deceased, and (3) Frederick Campbell Rose, care of Lloyds Bank, Limited, 6, Pall Mall, London S.W. 1, England Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 26, 1936, in the presence of Mr. J. F. Van Langenberg, Proctor, on the part of the petitioner, Stanley Frederick de Saram of Colombo; and (1) the affidavit of the said petitioner dated November 19, 1936, (2) the power of attorney dated August 24, 1936, and (3) three minutes of consent from the above named respondents dated respectively August 6, 1936, August 4, 1936, and July 31, 1936, having been read: It is ordered that the said Stanley Frederick de Saram is the attorney in Ceylon of Neva Rose or Maclean, executrix *datore qua* next of kin and one of the next of kin of the above-named deceased, and that letters of administration (with will annexed) *de bonis non* be granted to him for the express purpose of administering that portion of the property, estate, and effects in Ceylon of the said Mary Rose, deceased, left unadministered whereof she died testate in respect of a part and intestate in respect of the remaining part, unless any person or persons interested shall, on or before December 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 26, 1936. G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the Reverend Donald Macdonald of Hill Park, Inverness, Scotland, deceased.

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

24, 1936, in the presence of Frederick Claude Rowan of Colombo, Proctor, on the part of the petitioner, Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated November 23, 1936, a certified copy of testament testamentary, an extract decree *datore qua* in favour of Alexander Rose Paterson, a certified copy of the will of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court's order dated November 16, 1936, having been read: It is ordered that the will of the said deceased dated May 4, 1888, of which a certified copy has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the executor *datore qua* representative of one of the next of kin, and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before December 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 24, 1936. G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Kaggoda Thantirige Endoris Appuhamy No. 7,568. of Slave Island, deceased.

Kahanda Kanattage Podinona of 80, Malay street, Slave Island Petitioner.

- (1) Kaggoda Thantirige Baby Nona of Labuduwa, Galle. (2) ditto Alice Nona of Narahenpita, (3) ditto Piya-dasa, (4) ditto Mimi Nona of Narahenpita . . Respondents.

THIS matter coming on for disposal before V. L. St. Clair Swan, Esq., District Judge of Colombo, on April 29, 1936, in the presence of M. Weeraratne, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated April 24, 1936, having been read:

It is ordered (a) that the 1st respondent be and she is hereby appointed guardian *ad litem* of the minor the 4th respondent above named, to represent her for all the purposes of this action, and (b) that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to his estate issued to her, unless the respondents above named or any other person or persons interested shall, on or before June 11, 1936, show sufficient cause to the satisfaction of the court to the contrary.

April 29, 1936. V. L. ST. CLAIR SWAN, District Judge.

November 12, 1936. G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Edward Osmund Felsing of Union place, Slave Island, Colombo, deceased.

William Alexander Felsing of Alexandra road, Wellawatta Petitioner.

- (1) Evelyn Yvette Felsing, (2) Jean Marie Felsing, (3) Edna Felsing, all of Bishop's College, Boyd place, Colombo, (4) Hulbert Felsing of Kalutara, (5) Haman Felsing of Union place, Colombo, (6) Grace Vandort of Dort place, Bambalapitiya Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 12, 1936, in the presence of Mr. T. H. Jansz, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 12, 1936, having been read: It is ordered that the last will of Edward Osmund Felsing, deceased, of which the original has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the petitioner is the executor named in the said will and that he is entitled to have probate issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before December 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 12, 1936. G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Don William Abeyagoonsekera of Bambalapitiya, deceased.

George Edward William Paul Abeyagoonsekera of School lane, Kollupitiya, Colombo Petitioner. And

- (1) Cecil Margaret Abeyagoonsekera, (2) Alexandra Eleanor Abeyagoonsekera, (3) Madred Phyllis Violet Abeyagoonsekera, (4) Daisy Augusta Abeyagoonsekera, (5) Cyril Lionel William Abeyagoonsekera, (6) Ethel Victorine Margaret Abeyagoonsekera, (7) Bertram Felix William Abeyagoonsekera, (8) Shelton Lloyd William Abeyagoonsekera, all of School lane, Kollupitiya. (9) Gertrude Dulcie Bella Jayawardene, (10) Irene Stella Fonseka, both of Beragas Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 2, 1936, in presence of Mr. S. A. Jayasekera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated October 27, 1936, having been read:

It is ordered (a) that the 7th respondent be and he is hereby appointed guardian ad litem of the minor, the 8th 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 son 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 December 10, 1936, show sufficient cause to the satisfaction of the court to the contrary.

November 2, 1936. G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. Jayalath Aratchige Don Abilin Abeyewickreme of Old Kolonnawa road in Colombo, deceased.

Cicy Abeyewickreme (See Dep) of Old Kolonnawa road in Colombo Petitioner. And

- (1) Pearl Selva Abeyewickreme, (2) Andrewansa Mervyn Abeyewickreme, (3) Chandrayansa Abeyewickreme, and (4) Ariyawansa Noel Abeyewickreme, all of Old Kolonnawa road in Colombo, minors, appearing by their guardian ad litem (5) Muhandiram D. P. A. Wijewardene of Skelton road in Colombo .. Respondents.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 9, 1936, in presence of Mr. C. H. de Silva, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 5, 1936, having been read:

It is ordered (a) that the 5th respondent be and he is hereby appointed guardian ad litem of the minors, the 1st, 2nd, 3rd, and 4th respondents above named, to represent them for all the purposes of this action, and (b) 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 December 10, 1936, show sufficient cause to the satisfaction of the court to the contrary.

November 9, 1936. G. C. THAMBYAH, District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of Christopher Hubert Jolliffe No. 7,817.

Frederick John de Saram, known as Fred de Saram of 4th floor, building Fort, Colombo .. Petitioner.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 13, 1936, in the presence of Mr. Aelian Samarasinghe, Proctor, on the part of the petitioner above named; and (1) the affidavit of the said petitioner dated November 12, 1936, (2) exemplification of probate of the last will and

testament of the above-named deceased, (3) power of attorney in favour of the petitioner, and (4) the order of the Supreme Court dated October 30, 1936, having been read:

It is ordered that the last will of Christopher Hubert Jolliffe, deceased, 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 petitioner is the attorney of the sole executrix named in the said will, and that he is entitled to have letters of administration with a copy of the exemplification of probate of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before December 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 13, 1936. 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 Ian Douglas Walker of No. 7,828. Messrs. Walker and Greig, Limited, Colombo, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 24, 1936, in the presence of Frederick Claude Rowan of Colombo, Proctor, on the part of the petitioner, Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated November 23, 1936, an exact confirmation of the executor, a certified copy of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated November 16, 1936, having been read: It is ordered that the will of the said deceased dated March 17, 1912, of which a certified copy has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the sole executrix named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before December 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 24, 1936. 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 Aubrey Ransford Collett of No. 7,829. 3, Old Broad street, in the City of London and Mangersbury Manor, Stow-on-the-Wold, Gloucester, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 24, 1936, in presence of Frederick Claude Rowan of Colombo, Proctor, on the part of the petitioner, Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated November 23, 1936, a certified copy of probate, a certified copy of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated November 16, 1936, having been read: It is ordered that the will of the said deceased dated February 23, 1934, of which a certified copy has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of the executors named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before December 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 24, 1936. 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 William Yates Bayly, formerly of the Sagville Street Club, Dublin, but late of the Kildare Street Club, Dublin, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 24, 1936, in the presence of Frederick Claude Rowan of

Colombo, Proctor, on the part of the petitioner, Oscar Percy Mount of Colombo; and the affidavit of the said petitioner dated November 23, 1936, a certified copy of probate of the last will and testament of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated November 18, 1936, having been read: It is ordered that the will of the said deceased dated January 19, 1932, of which a certified copy 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 accordingly, unless any person or persons interested shall, on or before December 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 24, 1936.

G. C. THAMBYAH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Ernest Arthur Chettle of Alderbrook Smithwood Common Cranleigh, in the County of Surrey and of Winchester House, Old Broad street, in the City of London, deceased.

THIS matter coming on for disposal before G. C. Thambyah, Esq., District Judge of Colombo, on November 25, 1936, in the presence of Messrs. Julius & Creasy of Colombo, Proctors, on the part of the petitioner, Roger Francis Edge of Colombo; and the affidavit of the said petitioner dated November 24, 1936, a certified copy of probate, a certified copy of the will of the above-named deceased, power of attorney in favour of the petitioner, and Supreme Court's order dated November 18, 1936, having been read: It is ordered that the will of the said deceased dated December 4, 1929, of which a certified copy has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said petitioner is the attorney of two of the proving executors named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before December 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 25, 1936.

G. C. THAMBYAH,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Mohammadu. Lebbe Marikkar Ismail No. 2,736. Lebbe Marikkar, deceased, of Maradane in Beruwala.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Kalutara, on October 5, 1936, in the presence of Mr. Wilson de Silva, Proctor, on the part of the petitioner, and Mr. Lebbe Marikkar Abdul Careem Marikkar of Maradane, Beruwala; and the affidavit of the said petitioner dated October 5, 1936, having been read: It is ordered that the above named be and he is hereby declared entitled as brother-in-law of the deceased above named, to have letters of administration to his estate issued to him, unless the respondents—(1) Pitche Bawa Lebbe Marikkar Rehumuth Umma of Maradane, (2) Ismail Lebbe Marikkar Mohammodu Hannaei of Maradane, a minor, and (3) Pitche Bawa Lebbe Marikkar Abdul Waheed of Maradane, guardian *ad litem* over the 2nd minor respondent or any other person or persons interested shall, on or before November 17, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 3rd respondent be and he is hereby appointed guardian *ad litem* over the 2nd respondent, who is a minor, for all the purposes of this action, unless the respondents shall, on or before November 17, 1936, show sufficient cause to the satisfaction of this court to the contrary.

October 5, 1936.

M. A. SAMARAKOON,
District Judge.

Showing cause against this Order Nisi extended till January 26, 1937.

November 17, 1936.

M. A. SAMARAKOON,
District Judge.

In the District Court of Kandy.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the late Jurisdiction. Mera Pulle Idroos, deceased, of 238, No. 5, 44. Peradeniya road, Kandy.

THIS matter coming on for disposal before R. F. Dias, Esq., District Judge, Kandy, on October 22, 1936, in the presence of Mr. M. Arsen on the part of the petitioner, Ena Abusa Ummat and the affidavit of the said petitioner dated September 11, 1936, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents—(1) Idroos Mohammed Yousoof of 220, Peradeniya road, Kandy, (2) Dhanina Umma of 245, Peradeniya road in Kandy, (3) Umma Habiba of 242, Peradeniya road, Kandy, (4) Ummu Rahima of 241, Peradeniya road in Kandy, (5) Ummu Farida of 238, Peradeniya road in Kandy by her guardian *ad litem* the sixth respondent, (6) Mohammed Thameem Ahamaed Saheed of 238, Peradeniya road, Kandy, or any other person or persons interested shall, on or before December 10, 1936, show sufficient cause to the satisfaction of this court to the contrary.

October 22, 1936.

R. F. DIAS,
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Estate of the late Jurisdiction. Nammuni Kankanana Vidana Maha No. 7,739. Durage Hinni Nona, deceased, of Dangedera, Galle.

THIS matter coming on for disposal before G. Furse Roberts, Esq., District Judge, Galle, on October 22, 1936, in the presence of Mr. A. S. Jayawickrama, Proctor, on the part of the petitioner, Mahadurage Mendis Ariyadasa of Dangedera, Galle; and the affidavit of the said petitioner dated September 7, 1936, having been read:

It is ordered that the 2nd respondent, Nallamana Durage Nonno of Dangedera, be and she is hereby appointed guardian *ad litem* over the 1st respondent (minor) Ganhela Kankanange Sumana of Dangedera, unless the said respondent or any person or persons interested shall, on or before December 14, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner, as the brother of the said deceased, is entitled to have letters of administration be issued to him accordingly, unless the above-named respondents or any person or persons interested shall, on or before December 14, 1936, show sufficient cause to the satisfaction of this court to the contrary.

October 22, 1936.

G. FURSE ROBERTS,
District Judge.

In the District Court of Tangalla.

Order Nisi.

D. C. Testy. In the Matter of the Intestate Estate of the Case No. 1,250. deceased, Mrs. Alice Ediriwira nee Wickramasuriya late of Tangalla.

Muhandiram Mendis Ediriwira of Tangalla . . . Petitioner.

(1) Evan Vincent Ediriwira of Moratuwa; (2) Gordon Wilson Ediriwira of Kalutara; (3) Winnie Jannet Fernando, nee Ediriwira of Moratuwa; (4) Clement Ediriwira of Colombo; (5) Lawrence Ediriwira of Tangalla; (6) Karunawathie Ediriwira of Tangalla; (7) Bandhula Ediriwira of Moratuwa, minor. Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge of Tangalla, on October 26, 1936, in the presence of Messrs. Wikramanayake and Edirisuriya on the part of the petitioner above named; and the affidavit of the above-named petitioner dated October 22, 1936, having been read:

It is ordered and adjudged that the 1st respondent be appointed guardian *ad litem* over the minor, the 7th respondent, unless any person or persons interested shall, on or before December 14, 1936, show sufficient cause to the contrary.

It is further ordered that the petitioner be and he is hereby declared entitled, as widower of the deceased, to have letters of administration of the said estate issued to him, unless any person or persons interested shall, on or before December 14, 1936, show sufficient cause to the contrary.

R. R. SELVADURAI,
District Judge.

949 In the District Court of Jaffna. *Order Nisi.*

Testamentary In the Matter of the Estate of the late No. 349. Vallipuram Narayanapillai of Valvettiturai, late of Taiping, F. M. S., deceased.

Sinnamamail, widow of Narayanapillai of Valvettiturai Petitioner.

(1) Puvayeswary and (2) Puvayeswary, daughters of Narayanapillai, (3) Nagamuttu Vallipuram of ditto, the 1st and 2nd respondents are minors by their guardian *ad litem* the 3rd respondent. ... Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on November 6, 1936, in the presence of Mr. S. Appadurai, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read: It is ordered that the petitioner be declared entitled to have letters of administration to the estate of the said intestate, as his widow, unless the respondent or any person or persons interested shall appear before this court on December 18, 1936, and state objection or show cause to the contrary.

Jaffna, November 21, 1936. C. COOMARASWAMY, District Judge.

In the District Court of Trincomalee.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Last Will and Jurisdiction. Testament of the late Anthionpillai No. 241 554 Santiapillai of Division No. 2, Trincomalee, deceased.

Santiapillai Joseph Emmanuel of Division No. 2, Trincomalee Petitioner.

Rosalija, widow of Santiapillai of Division No. 2, Trincomalee Respondent.

THIS matter coming on for disposal before A. R. Supramaniam, Esq., District Judge of Trincomalee on November 25, 1936, in the presence of Mr. D. Rajaratnam, Proctor, Supreme Court, on the part of the petitioner; and the affidavit of the said petitioner dated November 19, 1936, and of the notary and witnesses to the last will dated November 24, 1936, having been read:

It is ordered that the will of Anthionpillai Santhiapillai of Division No. 2, Trincomalee, deceased, dated November 3, 1936, and now deposited in this court, be and the same is hereby declared proved, unless the respondent above named or any other person or persons interested shall, on or before December 22, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said petitioner is the executor named in the said will and that he is entitled to have probate of the same issued to him accordingly, unless the respondent above named or any other person or persons interested shall, on or before December 22, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 25, 1936. A. R. SUPRAMANIAM, District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Jurisdiction. No. 2,176. Balasuria Mudiyansele Dingiribandappuhamy of Karawita, deceased.

Balasuriya Mudiyansele Kiri Menik Ettena of Karawita Petitioner.

(1) Randani Korallage Randohamy, (2) Balasuria Mudiyansele Menikamy, (3) ditto Hitihamy, (4) ditto Kandappuhamy, all of Karawita: 2nd, 3rd, and 4th. minors by their guardian *ad litem* the 1st respondent Respondents.

THIS matter coming on for disposal before J. N. Vethavanam, Esq., District Judge of Chilaw, on November

13, 1936, in the presence of Mr. C. V. M. Pandittesekere, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated November 13, 1936, having been read:

It is ordered that the 1st respondent be and she is hereby appointed guardian *ad litem* of the 2nd, 3rd, and 4th respondents, who are minors, and the petitioner declared entitled, as mother of the said deceased, to have letters of administration to his estate issued to her accordingly, unless the respondents or any other person or persons interested shall, on or before December 11, 1936, show sufficient cause to the satisfaction of this court to the contrary.

November 13, 1936. J. N. VETHAVANAM, District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Estate of the late No. 1,577. Dugganna Walawwe Medduma Bandara Mahatmaya (deceased) of Marapona.

THIS matter coming on for disposal before G. S. Suraweera, Esq., District Judge of Kegalla, on January 15, 1936, in the presence of Mr. J. B. Fernando, Proctor, on the part of the petitioner; and the affidavit of Halawath Mudiyansele *alias* Duggana Walawwe Rajakaruna Ekanayaka Wasala Kumarasinghe Mudiyanseralahamillage Medduma Banda of Marapona dated August 29, 1935, having been read and the evidence of the Notary who attested the will and witnesses thereto.

It is ordered that the will of Duggana Walawwe Medduma Bandara Mahatmaya of Marapona, deceased, dated December 28, 1934, and now deposited in this court, be and the same is hereby declared proved, unless the respondents (1) Duggana Walawwe Rajakaruna Ekanayake Wasala Kumarasinghe Mudiyanseralahamillage Tikirikumarahamy, (2) ditto Kiribanda, both of Marapona, and (3) ditto Dingirikumarahamy of Meeputiya, Kegalla, shall on or before February 12, 1936, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Halawath Mudiyansele *alias* Duggana Walawwe Rajakaruna Ekanayake Wasala Kumarasinghe Mudiyanseralahamillage Medduma Banda of Marapona is the executor named in the said will and that he is entitled to have probate of the same issued to him accordingly as executor of the will of the said deceased unless the said respondents or any person or persons shall, on or before February 12, 1936, show sufficient cause to the satisfaction of this court to the contrary.

January 15, 1936. G. S. SURAWEERA, District Judge.

The date for showing cause is extended to June 17, 1936.

February 12, 1936. G. S. SURAWEERA, District Judge.

The date for showing cause is extended to September 9, 1936.

June 17, 1936. G. S. SURAWEERA, District Judge.

The date for showing cause is extended for November 4, 1936.

October 7, 1936. H. A. DE SILVA, District Judge.

The date for showing cause is extended for December 9, 1936.

November 4, 1936. H. A. DE SILVA, District Judge.