



THE
CEYLON GOVERNMENT
GAZETTE

EXTRAORDINARY.

No. 8,284 — TUESDAY, APRIL 20, 1937.

Published by Authority.

PART II.—LEGAL.

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

PASSED ORDINANCES.

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

No. 10 of 1937.

L. D.—O. 61/36

An Ordinance to repeal the Electricity Board Establishment Ordinance, No. 38 of 1935, and to make provision for matters incidental to such repeal.

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 Electricity Board (Dissolution) Ordinance, No. 10 of 1937, and shall come into operation on such date as the Governor may appoint by Proclamation in the Gazette.

Short title and date of operation.

2 On the appointed date, the Electricity Board Establishment Ordinance, No. 38 of 1935, shall be repealed and the Electricity Board of Ceylon established under that Ordinance shall be dissolved.

Repeal of Ordinance No. 38 of 1935 and Dissolution of Electricity Board.

Consequential
and incidental
provisions.

3 On and after the appointed date—

- (1) all the rights, powers, duties and functions of or belonging to, or vested in, the Board at the time of its dissolution shall, subject to the provisions of this Ordinance, be transferred and belong to or be vested in, the Government in direct succession to the Board; and the Government shall in all respects whatsoever be deemed to be the successor of the Board;
- (2) all property movable or immovable vested in, or purchased or acquired by, or leased to, or placed at the disposal of, or in any other manner transferred to the Board, or in its possession or control at the time of its dissolution shall be vested in or held by the Government, subject to any trust, charge, liability, reservation, servitude, or other incumbency, attaching or applicable thereto at that time;
- (3) all moneys vested in, held by, or in the possession of, the Board at the time of its dissolution shall be vested in, transferred to and held by the Government; and all charges, contributions, fees or other sums of money due or payable to the Board at the time of its dissolution shall be deemed to be due and payable to the Government;
- (4) all debts, liabilities, obligations or contracts of the Board outstanding or subsisting at the time of its dissolution shall be deemed to be debts, liabilities, obligations or contracts of the Government;
- (5) all deeds, bonds, securities and other instruments executed or issued by or in favour of the Board and in force or enforceable at the time of its dissolution shall be deemed to be executed or issued by or in favour of the Government;
- (6) all actions or other legal proceedings instituted or which might have been instituted by or against the Board at the time of its dissolution may, subject to the provisions of any other written law, be continued or instituted by or against the Government;
- (7) all decrees or orders made by any competent court in favour of, or against, the Board prior to the appointed date shall be deemed to have been made in favour of, or against, the Government;
- (8) all officers and servants employed by the Board at the time of its dissolution shall, subject as hereinafter provided, be entitled to be transferred to the service of the Government on such terms and conditions as may be approved by the Governor;

Provided that nothing herein contained shall in any way affect or be deemed or construed to affect the right of the Government at any time to abolish the office or to discontinue or dispense with the services of any officer or servant so transferred.

Appropriation
of revenue to
meet
expenditure
authorised in
budget of
Board.

4 During the period commencing on the appointed date and ending on the thirtieth day of September, 1937, any sum authorised to be expended by the Board, for any purpose in any budget duly approved by the State Council under section 13 of the principal Ordinance, may, in so far as that sum or any part thereof has not been duly expended for that purpose by the Board prior to the appointed date, be expended for that purpose by the Government and shall be payable out of the general revenue and assets of the Island.

Interpretation.

5 In this Ordinance, unless the context otherwise requires—

“appointed date” means the date appointed by the Governor under section 1;

“Board” means the Electricity Board of Ceylon established under the principal Ordinance;

“principal Ordinance” means the Electricity Board Establishment Ordinance, No. 38 of 1935.

Passed in Council the Twenty-fourth day of February, One thousand Nine hundred and Thirty-seven.

E. W. KANNANGARA,
Clerk of the Council.

Assented to by His Excellency the Governor the Sixteenth day of April, One thousand Nine hundred and Thirty-seven.

E. H. DAVIES,
Additional Secretary to the Governor.