



THE  
CEYLON GOVERNMENT  
GAZETTE

EXTRAORDINARY.

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No. 8,303 — WEDNESDAY, JULY 21, 1937.

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*Published by Authority.*

PART II.—LEGAL.

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

**DRAFT ORDINANCES.**

MINUTE.

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

**An Ordinance to amend the Municipal Councils Ordinance, 1910.**

No. 6 of 1910.

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 Municipal Councils Amendment Ordinance, No. of 1937.

Short title.

2 Section 110 of the Municipal Councils Ordinance, 1910, (hereinafter referred to as "the principal Ordinance"), is hereby amended—

Amendment of section 110 of Ordinance No. 6 of 1910.

(1) in sub-section (8), by the addition at the end thereof, of the following new paragraph, which shall have effect as paragraph (i) of that sub-section :—

" (i) In the case of public markets, the declaration of market areas, and the licensing, restriction, or prohibition of sales within such areas in accordance with section 202A."

(2) by the addition at the end thereof, of the following new sub-section which shall have effect as sub-section (25) of that section :—

“(25) The abatement of nuisances, including the prohibition, regulation and control of the operation of gramophones, loudspeakers, amplifiers and other instruments automatically or mechanically producing or reproducing sound.”.

Insertion of new section 202A in the principal Ordinance.

3 The following new section shall be inserted immediately after section 202 of the principal Ordinance, and shall have effect as section 202A of that Ordinance :—

Market areas.

202A. (1) The Council may by by-law made under Part IX, assign to any public market—

- (a) a market area for meat and fish ; and
- (b) a market area for fruit and vegetables,

and may prohibit the sale; otherwise than in accordance with licences issued by the Chairman, of meat or fish, or fruit or vegetables, as the case may be, in any such area.

(2) In any such case, the Chairman may issue licences for the sale of meat or fish, or fruit or vegetables, as the case may be, within any market area, at authorised premises other than the public market, and may fix and levy such fees in respect of the same as may be determined by by-law.

(3) In any case in which the Council is satisfied that sufficient facilities are afforded for the public requirements of any market area by the public market, or by such market and other premises already authorised in combination, the Council may by by-law made as aforesaid, prohibit the sale of meat or fish, or fruit or vegetables, as the case may be, within the said area, except at such public market, or if the Council so determines, except at such public market and such other authorised premises.

(4) In any such case the Council may by such by-law direct that no licences or no further licences shall be issued for the sale of meat or fish, or fruit or vegetables, as the case may be, within the market area ; and if the Council determines that no such licences shall be issued the Council may, on providing adequate accommodation for the purpose in the public market, require that any person carrying on the sale of any of the said articles within the market area, at premises other than the public market, shall transfer such sale to the public market.

(5) Nothing in this section shall authorise the Council by by-law or otherwise to restrict the sale of fruit or vegetables by itinerant vendors who do not sell at fixed places, or do not for the purposes of such sale establish themselves in any street or in any other public place.

(6) In this section “meat” means the flesh or any other part of any dead animal or bird.

#### *Objects and Reasons.*

The object of Clause 3 of this Bill is to insert in the Municipal Councils Ordinance, 1910, a new section 202A, containing provisions similar to those enacted in section 163 of the Local Government Ordinance, No. 11 of 1920.

A Municipal Council will be authorised to prescribe “market areas” for each public market and to prohibit the sale of meat and fish, and fruit and vegetables, respectively, except at such public market or at licensed premises within a market area. The Council will also be empowered to require, if necessary, that any such article shall be sold only in the public market. The amendment of the law will not affect the sale of fruit or vegetables by itinerant vendors.

The new section 202A will differ from section 163 of the Local Government Ordinance in that by-laws made under the new section may declare separate market areas for meat and fish, and fruit and vegetables, respectively.

Clause 2 (1) of the Bill effects a consequential amendment in section 110 (8) of the principal Ordinance, and inserts in that section a new paragraph corresponding to paragraph 168 (12) (a) of the Local Government Ordinance, No. 11 of 1920.

2. A Municipal Council has no power under the principal Ordinance to make by-laws to prevent nuisances caused by the unrestricted use of gramophones and radio sets equipped with loudspeakers.

The object of Clause 2 (2) of this Bill is to insert in section 110 of the principal Ordinance a new sub-section (25) which will enable a Council to make by-laws for the abatement of nuisances, including the prohibition, regulation and control of the operation of gramophones, loudspeakers, amplifiers and other instruments automatically or mechanically producing or reproducing sound.

S. W. R. D. BANDARANAIKE,  
Minister for Local Administration.

Colombo, July 12, 1937.

### MINUTE.

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

**An Ordinance for making provision for the Public and the Railway Services, and the Electrical Undertakings for the financial year 1937-38.**

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 Appropriation Ordinance, No.            of 1937. Short title.

2 Without prejudice to any other law authorising any expenditure, sums not exceeding ninety-nine million and fifty-five thousand three hundred and eleven rupees, twenty million eight hundred and forty-five thousand five hundred and ten rupees and two million eight hundred and ninety-four thousand three hundred and twenty-nine rupees are hereby declared to be payable for the service of the financial year beginning on October 1, 1937, and ending on September 30, 1938, out of the revenue and other funds of the Island, the Ceylon Government Railway and the Electrical Undertakings respectively ; and the said sums may be expended as specified in the Schedules to this Ordinance. Appropriation for the financial year 1937-38.

#### SCHEDULE I.

Sums payable out of the Revenue of the Island.

	Rs.
1. His Excellency the Governor .. .. .	174,988
2. Supreme Court .. .. .	581,483
3. State Council .. .. .	502,106
4. Audit Office .. .. .	529,977
5. Chief Secretary .. .. .	230,557
6. Civil Service .. .. .	405,664
7. Clerical Service .. .. .	48,900
8. Defence .. .. .	1,109,974
9. Ceylon Naval Volunteer Force .. .. .	28,667
10. Air Navigation .. .. .	52,870
11. Coast Lights .. .. .	26,216
12. Legal Secretary .. .. .	92,200
13. Attorney-General .. .. .	262,975
14. Legal Draftsman .. .. .	110,250
15. Public Trustee .. .. .	130,762
16. District Courts .. .. .	878,175
17. Courts of Requests and Police Courts .. .. .	521,686
18. Village Tribunals .. .. .	308,676
19. Fiscals .. .. .	955,601
20. Financial Secretary .. .. .	21,554
21. Treasury .. .. .	418,314
22. Public Debt .. .. .	28,000
23. Pensions .. .. .	898,000
24. Exchange .. .. .	50,000
25. Currency .. .. .	220,338
26. Loan Board .. .. .	11,789
27. Government Stores .. .. .	257,176
28. Government Press .. .. .	676,878
29. Department of Income Tax and Stamps .. .. .	460,227
30. Customs .. .. .	816,292
31. Miscellaneous Services .. .. .	960,080
32. Minister for Home Affairs .. .. .	47,013
33. Provincial Administration .. .. .	3,881,369
34. Excise Department .. .. .	1,642,870
35. Police .. .. .	3,748,346
36. Prisons .. .. .	931,108
37. Government Analyst .. .. .	86,422
38. Zoological Gardens .. .. .	53,000
39. Minister for Agriculture and Lands .. .. .	58,673
40. Commissioner for Development of Agricultural Marketing .. .. .	245,044
41. Appeal Board (Land Settlement Ordinance) .. .. .	600

	Rs.
42. Land Commissioner .. .. .	255,526
43. Land Settlement Department .. .	473,180
44. Survey Department .. .. .	3,328,938
45. Department of Agriculture .. .. .	1,810,631
46. Forest Department .. .. .	694,073
47. Registrar of Co-operative Societies .. .	220,434
48. Irrigation Department .. .. .	1,350,327
49. Irrigation Annually Recurrent .. .	390,500
50. Irrigation Extraordinary .. .. .	793,900
51. Minister for Local Administration .. .	25,083
52. Commissioner of Local Government .. .	2,745,228
53. Registrar of Motor Cars .. .. .	109,594
54. Salt and Mineralogy .. .. .	700,371
55. Department of Fisheries .. .. .	60,440
56. Minister for Health .. .. .	37,456
57. Quarantine .. .. .	353,198
58. Medical and Sanitary Services .. .. .	12,139,092
59. Medical College .. .. .	288,945
60. Ayurvedic Medicine .. .. .	57,500
61. Minister for Labour, Industry and Commerce .. .	41,044
62. Registrar-General and Director of Commercial Intelligence .. .. .	1,308,121
63. Controller of Labour .. .. .	666,705
64. Minister for Education .. .. .	39,404
65. Education .. .. .	19,348,090
66. University College .. .. .	576,294
67. Archaeological Department .. .. .	164,544
68. Colombo Museum .. .. .	122,687
69. Minister for Communications and Works .. .	43,334
70. Colombo Port Commission .. .. .	3,092,330
71. Ports other than Colombo .. .. .	83,308
72. Post Office and Telegraphs .. .. .	8,170,674
73. Public Works Department .. .. .	2,126,658
74. Public Works Annually Recurrent .. .	5,347,925
75. Public Works Extraordinary .. .. .	4,695,034
76. Railway Department .. .. .	4,345,510
77. Electrical Installations in Government Buildings .. .. .	584,413
	99,055,311

## SCHEDULE II.

Sums payable out of the Revenue of the Ceylon  
Government Railway.

	Rs.
1. Ordinary working expenditure of the Railway .. .	20,183,110
2. Payment to Renewals Fund on account of depreciation .. .. .	662,400
3. Interest on Railway Capital payable to the Revenue of the Island .. .. .	—
4. Payment to Betterments Fund .. .. .	—
	20,845,510

## SCHEDULE III.

Sums payable out of the Revenue of the Electrical  
Undertakings.

	Rs.
1. Ordinary working expenditure of the Electrical Undertakings .. .. .	1,953,569
2. Interest payable to the Revenue of the Island on Advances .. .. .	40,000
3. Annuities payable to the Revenue of the Island on Loans .. .. .	619,080
4. Transfer to Reserve, Extensions and Renewals Fund .. .. .	281,680
	2,894,329

*Objects and Reasons.*

This Bill makes provision for expenditure, not covered by other law, on the Public and the Railway Services, and the Electrical Undertakings of the Island for the financial year 1937-38.

In accordance with Article 59 (1) of the Ceylon (State Council) Order-in-Council, 1931, provision is not made in this Bill for sums which are already authorised by law, amounting to Rs. 20,937,665 in the aggregate, as detailed under the appropriate Heads in the Estimates.

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

Colombo, July 21, 1937.