



THE
CEYLON GOVERNMENT
GAZETTE

EXTRAORDINARY.

No. 8,475 — TUESDAY, AUGUST 22, 1939.

Published by Authority.

PART II.—LEGAL.

DRAFT ORDINANCES.

MINUTE.

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

L. D.—O 55/39

An Ordinance further to amend the Essential Commodities Reserves Ordinance, No. 5 of 1939.

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 Essential Commodities Reserves (Amendment) Ordinance, No. . of 1939.

Short title.

2 The following new section shall be inserted immediately after section 14 of the Essential Commodities Reserves Ordinance No. 5 of 1939, and shall have effect as section 14A of that Ordinance:—

Insertion of new section 14A in Ordinance No. 5 of 1939.

14A. (1) Notwithstanding anything in the Criminal Procedure Code—

Power of Director to sanction prosecutions and compound offences.
Cap. 16.

(a) no prosecution shall be instituted against any person for any offence except by the Director or with his written sanction;

(b) where the Director has reasonable grounds for believing that any person has committed an offence, he may, if he thinks fit, compound such offence instead of instituting a prosecution against that person for that offence;

(c) where a prosecution has been instituted against any person for any offence, the Director may, at any time before the Magistrate has recorded his verdict, compound that offence and withdraw the prosecution.

(2) Where an offence is compounded under sub-section (1), the Director may accept from the offender such sum of money as the Director may deem appropriate for the composition of that offence; and any sum so accepted shall be credited to the general revenue of Ceylon.

Cap. 16.

(3) Save as provided in sub-sections (1) and (2), the provisions of the Criminal Procedure Code shall apply in respect of any offence or the prosecution of any person therefor.

(4) In this section, "offence" means an offence under this Ordinance.

Objects and Reasons.

The object of this Bill is to provide—

- (a) that prosecutions for offences under the Essential Commodities Reserves Ordinance, No. 5 of 1939, shall be instituted only by the Director or with his written sanction;
- (b) that offences under the Ordinance may be compounded by the Director who will be authorised to accept a sum of money in composition of any offence, whether before or after the institution of criminal proceedings.

G. C. S. COREA,

Minister for Labour, Industry and Commerce.

Colombo, August 21, 1939.