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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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DRAFT ORDINANCES.

MINUTE.

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

L. D.—O 56/41

An Ordinance to make provision for the grant of relief in respect of certain personal injuries sustained during the period of the present emergency.

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 Personal Injuries (Emergency Provisions) Ordinance, No. of 1942.

Power to make schemes for the payment of allowances, pensions and grants in respect of certain war injuries and war service injuries.

2. (1) The Financial Secretary may make a scheme in accordance with the provisions of this Ordinance, providing for the making of payments in respect of the following injuries sustained during the period of the present emergency, namely—

- (a) war injuries sustained by gainfully occupied persons (with such exceptions, if any, as may be specified in the scheme) and by persons of such other classes as may be so specified; and
- (b) war service injuries sustained by civil defence volunteers.

(2) In respect of any such injury, a scheme may authorise the Financial Secretary, in such circumstances and subject to such conditions as may be specified in the scheme, to make the following payments to or in respect of the person injured, namely—

- (a) payments by way of allowance (hereafter in this Ordinance referred to as "injury allowances"), which shall be payable only so long as the person injured is incapacitated for work by the injury and has not received any such payment as is mentioned in the next following paragraph, and
- (b) payments by way of pension or grant, which shall be payable only where the injury causes serious and prolonged disablement or death; and
- (c) payments for the purchase of or the grant at the expense of Government of artificial limbs or surgical or other appliances.

(3) A scheme may empower the Financial Secretary to make regulations for giving effect to the purposes of the scheme.

(4) A scheme may provide that it shall come into operation, or that it shall be deemed to have come into operation, on such date as may be specified therein.

(5) A scheme may be amended or revoked by a subsequent scheme.

(6) No scheme 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*; and, upon such publication, the scheme shall be as valid and effectual as though it were herein enacted.

Power to make payments in accordance with scheme.

3. (1) The Financial Secretary is hereby empowered to make, subject to the provisions of this Ordinance, all such payments as may be authorised by or under any scheme. Such payments shall be made out of the public revenue or other funds of the Island and are hereby charged upon such revenue and other funds.

(2) Any decision of the Financial Secretary, as to the making or refusal, or as to the continuance or discontinuance, or as to the amount or nature, of any payment under a scheme, may be varied by a subsequent decision of the Financial Secretary, but, save in so far as it is so varied, shall be final and conclusive.

Relief from liability to pay compensation or damages.

4. (1) In respect of a war injury sustained during the period of the present emergency by any person, and in respect of a war service injury sustained during that period by a civil defence volunteer, no such compensation or damages shall be payable, whether to the person injured or to any other person, as apart from the provisions of this sub-section—

- (a) would be payable under the Workmen's Compensation Ordinance; or
- (b) would, whether by virtue of any written or other law, or by virtue of any contract, be payable—
 - (i) in the case of a war injury, by any person; or

Cap. 117.

(ii) in the case of a war service injury sustained by a civil defence volunteer, by the employer of the volunteer, or by any person who has any responsibility in connexion with his duties as a volunteer or by any other civil defence volunteer ;

on the ground that the injury in question was attributable to some negligence, nuisance or breach of duty for which the person by whom the compensation or damages would be payable is responsible.

(2) The failure to give a notice or make a claim or commence proceedings within the time required by any written law shall not be a bar to the maintenance of proceedings in respect of any personal injury, if—

- (a) an application for a payment under a scheme, or under any other written law or instrument, has been duly made to the Financial Secretary in respect of the injury ; and
- (b) the court before which the proceedings are brought is satisfied that the said application was made in the reasonable belief that the injury was such that a payment could be made under that scheme or that other written law or instrument, as the case may be ; and
- (c) the Financial Secretary certifies that the application was rejected, or that payments made in pursuance of the application were discontinued, on the ground that the injury was not such an injury ; and
- (d) the proceedings are commenced within one month from the date of the said certificate of the Financial Secretary.

5. Where an employee—

- (a) is in receipt of an injury allowance under a scheme during a period for which he is incapacitated for work ; and
- (b) would, but for the provisions of this section, be entitled to receive a sum from his employer by way of wages or other emoluments in respect of that period ;

Reduction of sick pay by amount of allowances.

the employer shall be under no obligation to pay to him in respect of that period an amount greater than the amount by which the said sum exceeds that allowance.

6. (1) Where it is necessary, in order to determine the amount of any payment to be awarded under a scheme in respect of any injury, to ascertain the earnings of the person injured in respect of any period before he sustained the injury, the Financial Secretary may by notice in writing require—

Power to obtain information as to earnings of injured person.

- (a) any person who was an employer of the injured person during that period ; and
- (b) any other person having any knowledge with respect to the financial circumstances of the injured person during that period ;

to furnish in accordance with the notice any information in his possession relating to those earnings or circumstances, and to produce to any person specified in the notice any wage books, records or other documents in his possession containing any entries with respect of those earnings.

(2) If any person—

- (a) fails to comply with the requirements of any such notice, or
- (b) in purported compliance with any such notice, knowingly or recklessly makes any untrue statement or untrue representation, or produces any document which is false in a material particular or is calculated to deceive ;

he shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding three hundred rupees.

7. Any person who, for the purpose of obtaining a payment under a scheme, either for himself or for any other person, knowingly makes any untrue statement or untrue representation, shall, on conviction after summary trial before a Magistrate, be liable to imprisonment for a term not exceeding three months.

Penalty for false statements.

8. Any assignment of, or charge on, and any agreement to assign or charge, any payment awarded or to be awarded under a scheme shall be void ; and, on the adjudication as an insolvent of any person to whom such a payment has been awarded, the payment shall not pass to any assignee or other person acting on behalf of the creditors.

Assignments, &c., to be void.

Interpretation.

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

“civil defence organisation” means any organisation, established for civil defence purposes, which is declared by a scheme to be a civil defence organisation for the purpose of this Ordinance and the scheme;

“civil defence volunteer”, in relation to an injury, means a person certified by a responsible officer of a civil defence organisation to have been a member of that organisation at the time when the injury was sustained;

“gainfully occupied person” means a person who is engaged in any trade, business, profession, office, employment or vocation and is wholly or substantially dependent thereon for a livelihood, and includes a person who, though temporarily unemployed, is normally so engaged and dependent;

“period of the present emergency” means the period beginning with the date of the commencement of this Ordinance and ending with such date as the Governor may appoint by Proclamation published in the *Gazette*;

“responsible officer”, in relation to a civil defence organisation, means any officer of that organisation who is recognised by the Financial Secretary as a responsible officer for the purposes of this Ordinance;

“scheme” means a scheme made under this Ordinance;

“war injury” means any physical injury—

(a) caused by—

(i) the discharge of any missile (including liquids and gas); or

(ii) the use of any weapon, explosive or other noxious thing; or

(iii) the doing of any other injurious act; either by the enemy or in combating the enemy or in repelling an imagined attack by the enemy; or

(b) caused by the impact on any person or property of any enemy aircraft, or any aircraft belonging to, or held by any person on behalf of or for the benefit of, His Majesty or any power allied with His Majesty, or any part of, or anything dropped from, any such aircraft;

“war service injury” in relation to a civil defence volunteer, means any physical injury which the Financial Secretary certifies to have been shown to his satisfaction to have arisen out of and in the course of the performance by the volunteer of his duties as a member of the civil defence organisation to which he belonged at the time when the injury was sustained, and (except in the case of a war injury) not to have arisen out of and in the course of his employment in any other capacity.

(2) No certificate shall be given by the Financial Secretary in relation to the definition of “war service injury” in subsection (1), unless he has been furnished with a report about the injury in question by a responsible officer of the civil defence organisation of which the volunteer concerned was a member at the time when the injury was sustained; and any such certificate may be revoked by the Financial Secretary at any time on new facts being brought to his notice.

Objects and Reasons.

The object of this Bill is to make provision for the payment of allowances or pensions and for the grant of other relief to civil defence volunteers who sustain physical injuries during the performance of their duties and to “gainfully occupied persons” who are injured by hostile attack or other war operations. “Gainfully occupied person” is defined (Clause 9) as one who is engaged in any trade, business, profession, office, employment or vocation, and is wholly or substantially dependent thereon for a livelihood.

It will be observed that an ordinary civilian will be compensated only for a “war injury” as defined in the Bill, whereas a civil defence volunteer will be compensated for any physical injury received while on duty.

2. The grant of relief or compensation will be made in accordance with a Scheme for the preparation of which the Financial Secretary will be responsible. A Scheme will be operative only after it has been approved by the State Council and ratified by the Governor.

3. All payments required to give effect to the provisions of any Scheme will be made out of and charged upon the general revenue of the Island.

Financial Secretary's Office,
Colombo, February 9, 1942.

H. J. HUXHAM,
Financial Secretary.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Kurunegala, will be holden at the Court-house at Kandy, on Tuesday, March 10, 1942, at 11 o'clock of the morning of the said day.

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

Fiscal's Office,
Kurunegala, February 9, 1942.

N. E. ERNST,
Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Kegalla, will be holden at the Court-house at Kandy, on Tuesday, March 10, 1942, at 11 o'clock of the morning of the said day.

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

Fiscal's Office,
Ratnapura, February 10, 1942.

R. M. DAVIES,
Fiscal.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,538. In the matter of the insolvency of Joseph Gerreyrn of Insolvency. 57, College street, Batemans.

TAKE notice that a meeting of creditors of the above-named insolvent will take place at the sittings of this court fixed for March 13, 1942, to appoint an auditor and to declare a dividend in the above case.

February 7, 1942.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Colombo.

No. 5,588. In the matter of the insolvency of Gabadagamage Insolvency. William Perera and Abigail Gertrude Perera, both of Homagama, insolvents.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvents will take place at the 2nd sitting of this court on March 6, 1942, for the examination of the insolvents.

February 10, 1942.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Colombo.

Insolvency No. 5,603. In the matter of the insolvency of Sapumohottiwodimpalawilage Hendrick Gunawardene of Malgakkanda road, Maradana, Colombo, insolvent.

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 March 20, 1942, to consider the grant of a certificate of conformity to the insolvent.

February 11, 1942.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Colombo.

Insolvency Jurisdiction. No. 5,623. In the matter of the insolvency of Tugh Putra Singha Laana of Panigalagalla road, Nugegoda, insolvent.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will be held at the second sitting of this court on March 6, 1942, for the examination of the above-named insolvent.

January 30, 1942.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Colombo.

No. 5,641. In the matter of the insolvency of Karunamuny Insolvency. Nandis Silva of 212/46, Bogahawatta, Gasworks street, Colombo.

WHEREAS K. N. Silva has filed a declaration of insolvency, and a petition for the sequestration of his estate has been filed by P. D. Wilham Perera of 254/40, Union place, Colombo, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said K. N. Silva insolvent accordingly; and that two public sittings of the court, to wit, on March 20, 1942, and on May 8, 1942, 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.

February 10, 1942

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Kandy

No. I. 103 In the matter of the insolvency of Joseph Stanley David of Lewella, Kandy.

WHEREAS Joseph Stanley David has filed a declaration of insolvency, and a petition for the sequestration of his estate has also been filed by Don Simon Manapporuma, under the Ordinance

No. 7 of 1853. Notice is hereby given that the said court has adjudged the said Joseph Stanley David insolvent accordingly; and that two public sittings of the court, to wit, on March 6, 1942, and on March 27, 1942, 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.

February 3, 1942.

By order of court, R. B. RATNAIKA,
Secretary.

NOTICES OF FISCALS' SALES.

Western Province.

In the Court of Requests of Colombo.

G. Josephine Perera of 20/9, Alutpettiyawatta lane, Alut-mawatta road, Mutwala, Plaintiff.
No. 73,179. *Rs. 16. 39* vs.

(2) Subasinghe Nissara Rosalun, (P) Pittige Wilbert Silva, both of 50 (1-2), St. Bridget's lane, Alut-mawatta. Defendants.

NOTICE is hereby given that on Friday, March 6, 1942, at 4 P.M., will be sold by public auction at the premises the right, title, and interest of the said 2nd and 3rd defendants in the following property for the recovery of the sum of Rs. 35 50 costs incurred and Rs. 13 prospective costs, viz. —

All that allotment of land called Kongahawatta and of the plantations and buildings standing thereon bearing assessment No. 3222A/92 (1) situated at Madampitiya road in Alut-mawatta, now 50 (1-2), St. Bridget's lane, Alut-mawatta road, within the Municipality and District of Colombo, Western Province; bounded on the north-east and south-east by the property belonging to the estate of the late Mr. N. D. P. Silva, on the south-west by the property of W. A. Rodrigo and others, and on the north-west by the portion of this land allotted to R. C. Fonseka, R. Engracia Fonseka, and R. V. Fonseka: containing in extent 12 square perches according to the figure of survey thereof dated May 12, 1909, made by P. F. Gunasekera, Surveyor (excluding therefrom a portion in extent 1 47/100 square perches sold and conveyed to Mr. C. S. Anthony, J.P.

Fiscal's Office,
Colombo, February 10, 1942.

H. C. WIJESINHA,
Deputy Fiscal.

Southern Province.

In the District Court of Matara.

Parawahera Revetha Terunanga of Weherahena Temple Applicant.

No. 3,655 Testy. *Rs. 16. 39* vs.

(1) Pallumulle Kapugamage David de Silva of Wewa Ihalgoda, and others Respondents.

NOTICE is hereby given that on Monday, March 9, 1942, commencing at 3 o'clock in the afternoon, will be sold by public auction at the respective premises the right, title, and interest of the said respondents in the following property for the recovery of a sum of Rs. 553 60, viz. —

1. All that undivided $\frac{3}{4}$ shares of the divided lot marked No. 3 of the land called Etiyandeniyeawatta, situated at Wewa Ihalgoda within the Four Gravets of Matara, Matara District, Southern Province; and bounded on the north by Gansabhawa road, east by lots Nos 5, 6, 7, 8, 9, 10, and 11 of the same land, south by Ihalaetiandeniyeakumbura alias Bibuleliyadda, and on the west by Godakadurugahawatta; and containing in extent 1 acre 1 rood and 17 689 perches, together with an undivided $\frac{3}{4}$ shares of all the buildings standing thereon. Registered A 101/266.

2. All that divided and separated portion marked figure No. 1 of the land called Koradamanayagahawatta, situated at Wewa Ihalgoda aforesaid; and bounded on the north by Etambahenawatta alias Ihalapelawatta, east by lot No. 3 of same land, south by Polambahena, and on the west by Uruwalahena alias Uruwalawatta; and containing in extent 3 roods and 17 3 perches. Registered A 66/379.

Deputy Fiscal's Office,
Matara, February 5, 1942.

H. V. F. ABAYAKOON,
Additional Deputy Fiscal

In the District Court of Matara.

M. J. Siriwardana of Mmuwangoda, Galle Plaintiff.
No. 11,975. *Rs. 10. 39* vs.

C. A. Ariyatileke of Matara Defendant.

NOTICE is hereby given that on Friday, March 13, 1942, commencing at 3 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property for the recovery of a sum of Rs. 1,385 10, viz. —

All that soil and trees together with the buildings standing thereon of the land called Bakmgahakoratuwa, situated at Welheriya within the Four Gravets of Matara, Matara District, Southern Province; and bounded on the north by Atapattugedeniya alias Pasdunkoralegedeniya, east by Atapattugewatta alias Pasdunkoralegewatta, south by Ekanayakagewatta, and west by Tilakaratnawallawewatta; and containing in extent 2 roods.

Deputy Fiscal's Office,
Matara, February 7, 1942.

H. V. F. ABAYAKOON,
Additional Deputy Fiscal

NOTICES IN TESTAMENTARY ACTIONS.

28/ In the District Court of Colombo.
Order Nisi.
 Testamentary In the Matter of the Intestate Estate of Dissa-
 Jurisdiction. nayake Pathirannehelage Don William of
 No. 9,899. Wattaddera, deceased.
 Dissanayake Pathirannehelage Don Cornelis of Wattad-
 dera Petitioner.
 And

(1) Dissanayake Baby Nona, widow of deceased. (2) Dissa-
 nayake Pathirannehelage Dona Belin Nona, both of
 Wattaddera Respondents.

THIS matter coming on for disposal before T. Weeraratne, Esq.,
 District Judge of Colombo, on December 3, 1941, in the presence
 of C. B. Dias, Proctor, on the part of the petitioner above named;
 and the affidavit of the petitioner dated November 22, 1941,
 having been read:

It is ordered that the petitioner above named be and he is hereby
 declared entitled, as the son of the deceased abovenamed, to have
 letters of administration to the above estate issued to him accord-
 ingly, unless the respondents above named to some other person or
 persons interested shall, on or before January 22, 1942, show
 sufficient cause to the satisfaction of this court, to the contrary.

December 9, 1941.

T. WEERARATNE,
 District Judge.

The date for showing cause against the above *Order Nisi* is hereby
 extended to February 26, 1942.

JAMES JOSEPH,
 District Judge.

22/ In the District Court of Colombo.
Order Nisi.
 Testamentary In the Matter of the Last Will and Testament of
 Jurisdiction. Pol Cornelis de Silva of Ahungalla in Kosgoda,
 No. 9,926. deceased.
 Hakuni Baby Nona of Ahungalla in Kosgoda Petitioner.

THIS matter coming on for disposal before James Joseph, Esq.,
 District Judge of Colombo, on January 16, 1942, in the presence of
 Mr. W. A. Gunawardena, Proctor, on the part of the petitioner
 above named, and the affidavit of (1) the petitioner dated January
 14, 1942, and (2) the attesting notary dated December 28, 1941,
 having been read:

It is ordered that the last will and testament of Pol Cornelis de
 Silva, deceased, the original of which has been produced and is now
 deposited in this court, be and the same is hereby declared proved;
 and that the petitioner above named be and she is hereby declared
 entitled to have letters of administration to the above estate with
 the will annexed issued to her accordingly, unless any person or
 persons interested shall, on or before February 19, 1942, show
 sufficient cause to the satisfaction of this court to the contrary.

January 17, 1942.

JAMES JOSEPH,
 District Judge.

22/ In the District Court of Colombo.
Order Absolute in the First Instance.
 Testamentary In the Matter of the Last Will and Testament and
 Jurisdiction. Codicil of Josephine Mary Alpin Stokes, late of
 No. 9,929. Kandy, deceased.

THIS matter coming on for final determination before James
 Joseph, Esq., District Judge of Colombo, on January 17, 1942,
 in the presence of Messrs. Julius & Creasy of Colombo, Proctors,
 on the part of the petitioner, Henry James Dudgeon Stokes of
 Yatawatte estate, Marawela, Matale; and the affidavit of the
 said petitioner dated January 5, 1942, an affidavit as to the due
 execution of the will and codicil, original will, original codicil and
 certificate of death of the above-named deceased having been read:
 It is ordered that the will of the said deceased dated December 11,
 1926, and a codicil thereto dated March 4, 1927, of which the originals
 have been produced and is now deposited in this court, be and the
 same are hereby declared proved; and it is further declared that
 the said petitioner is the sole executor named in the said will and that
 he is entitled to have probate of the said will and codicil issued to
 him on his paying estate duty and taking oath of office.

January 17, 1942.

JAMES JOSEPH,
 Additional District Judge.

26/ In the District Court of Colombo.
Order Nisi.
 Testamentary In the Matter of the Last Will and Testament of
 Jurisdiction. Ronald Maddon Ferguson of 30, Morella road,
 No. 9,940. Wandsworth Common in the County of London
 formerly of Wynbee Pierremont avenue Broad-
 stans in the County of Kent, deceased.

THIS matter coming on for disposal before James Joseph, Esq.,
 District Judge of Colombo, on January 28, 1942, in the presence of
 Messrs. Julius & Creasy of Colombo, Proctors, on the part of the
 petitioner, Andrew Frank Patterson of Colombo; and the affidavit
 of the said petitioner dated January 24, 1942, a certified copy of
 probate, a certified copy 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 January 15, 1942, having been read:
 It is ordered that the will of the said deceased dated March 27, 1924,
 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 one of the attorneys 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 February 19, 1942, show sufficient cause to the
 satisfaction of this court to the contrary.

January 28, 1942.

JAMES JOSEPH,
 District Judge.

26/ In the District Court of Colombo.
Order Nisi declaring Will proved.
 Testamentary In the Matter of the Last Will and Testament of
 Jurisdiction. Ricarda Cecilia Rance formerly of 58, Priory
 No. 9,943. road, Hampstead, in the County of Middlesex,
 England, and late of 32, Selcroft road, Purley, in
 the County of Surrey, England, widow, deceased.

THIS matter coming on for disposal before James Joseph, Esq.,
 District Judge of Colombo, on January 30, 1942, in the presence of
 Victor Mahalingam Cook, Proctor, on the part of the petitioner,
 Percival Stephen Martensz of Colombo, and (1) the affidavit of the
 said petitioner dated January 27, 1942, (2) the power of attorney
 dated November 1 and 3, 1941, and (3) the order of the Supreme
 Court dated January 26, 1942, having been read: It is ordered that
 the will of the said Ricarda Cecilia Rance, deceased dated May 5,
 1937, an exemplification of probate of which under the Seal of His
 Majesty's High Court of Justice in England 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 Percival Stephen
 Martensz is the attorney in Ceylon of the executors named in the
 said will and that he is entitled to have letters of administration
 (with will annexed) issued to him accordingly, unless any person
 or persons interested shall, on or before February 19, 1942, show
 sufficient cause to the satisfaction of this court to the contrary.

February 2, 1942.

JAMES JOSEPH,
 District Judge.

29/ In the District Court of Negombo.
Order Nisi.
 Testamentary In the Matter of the Intestate Estate of Kalumth
 Jurisdiction. Secumen de Silva late of Thumbrigaskatuwa
 No. 3,172. Between
 Kadupiti Jesman de Silva of Thumbrigaskatuwa, widow of
 Kalumth Secumen de Silva Petitioner.
 And

(1) Kalumth Wijeratne, (2) ditto Milgrette Nona, (3) ditto
 Iréngeny, (4) ditto Seels Silva all of Thumbrigas-
 katuwa Respondents.

THIS matter coming on for disposal before V. E. Rajakarier,
 Esq., District Judge of Negombo, on January 23, 1942, in the
 presence of Mr. S. M. A. Raheeman, Proctor, on the part of the
 petitioner; and the petition and the affidavit of the said petitioner
 dated January 23, 1942, and January 20, 1942, respectively having
 been read:

It is ordered (a) that the 4th respondent, above named be and he
 is hereby appointed guardian *ad litem* of the 1st to 3rd respondents,
 who are minors, to represent them for all the purposes of this
 action, and (b) that the said 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 accordingly, unless the
 respondents above named or any other person or persons interested
 shall, on or before February 18, 1942, show sufficient cause to the
 satisfaction of this court to the contrary.

January 23, 1942.

V. E. RAJAKARIER,
 District Judge.

32/ In the District Court of Kalutara.
Order Nisi declaring Will proved, etc.
 Testamentary In the Matter of the Estate of the late. Illekuttige
 Jurisdiction. Arthur Abraham Fernando, deceased, of Beru-
 wala. No. 3,021.
 Weeraratnejayasuriya Anichinatabendige Agnes Jayasuriya of
 Beruwala Petitioner.

(1) Illekuttige Heria Catherine Fernando, (2) ditto Mervyn
 Hubert Fernando, (3) ditto Samson Gilbert Fernando, (4)
 ditto Gertrude Malika Fernando, (5) ditto Kusuma Violet
 Fernando, all of Beruwala, by their guardian *ad litem* (6)
 Illekuttige Aron Alias Fernando of Beruwala Respondents.

THIS matter coming on for disposal before V. Joseph, Esq.,
 District Judge, Kalutara, on January 20, 1942, in the presence of
 Mr. A. D. de Fonseka, Proctor, on the part of the petitioner; and
 the affidavit of the above-mentioned petitioner dated January 20,
 1942, having been read:

It is ordered that the petitioner above named be and she is hereby
 declared entitled, as widow of the deceased above named, to have
 letters of administration issued to her, unless the respondents or
 any other person interested in the estate shall, on or before February
 19, 1942, show sufficient cause to the satisfaction of this court to the
 contrary.

It is further declared that the said 6th respondent be and he is
 hereby appointed guardian *ad litem* over the said 1st to 5th
 respondents, who are minors, for all the purposes of this action, unless
 the respondents or others interested in the estate shall, on or before
 February 19, 1942, show sufficient cause to the satisfaction of this
 court to the contrary.

January 20, 1942.

V. JOSEPH,
 District Judge.

35
In the District Court of Kalutara.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Estate of the late Haputantirige Don John Abeyratne, deceased, of Meewanapalana. No. 3,022.

Haputantirige Don Elmon Abeyratne of Meewanapalana Petitioner.
Vs.
Pl. 16

(1) Handapangoda Dona Vana Nona, (2) Haputantirige Noris Robies Abeyratne, both of Meewanapalana, (3) Haputantirige Dona Joslin Abeyratne of Pokunuwita, and (4) Haputantirige Dona Adeline Abeyratne of Meewanapalana Respondents.

THIS matter coming on for disposal before V Joseph, Esq., District Judge of Kalutara, on January 21, 1942, in the presence of Mr. D. A. Wearakoon, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated January 21, 1942, having been read.

It is ordered that the will of Haputantirige Don John Abeyratne of Meewanapalana, deceased dated September 28, 1941, and numbered 63 which is filed of record in the court, be and the same is hereby declared proved, unless the respondents or any other person interested in the estate shall, on or before February 25, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Haputantirige Don Elmon Abeyratne of Meewanapalana, petitioner, is the executor named in the said will and that he is entitled to have probate of the same issued to him accordingly and to have letters of administration to the intestate estate of the said deceased issued to him, unless the respondents or others interested shall, on or before February 25, 1942, show sufficient cause to the satisfaction of this court to the contrary.

January 21, 1942.

V JOSEPH,
District Judge.

27
In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Paragahadeniyegedera Habibu Lebbe's son Noor Mohamad Lebbe of Kurugoda in Udagamapala of Hambattu, deceased.

THIS matter coming on for disposal before James Joseph, Esq., District Judge, Kandy, on October 30, 1941, in the presence of Mr. H. A. C. Wickramaratne, Proctor, Supreme Court, on the part of the petitioner, Paragahadeniyegedera Noor Mohamad Lebbe's son Habibu Lebbe; and the affidavits of the said petitioner dated October 25, 1941, and of the attesting witness dated October 24, 1941, having been read:

It is ordered that the last will of the above-named deceased dated September 4, 1941, and now deposited in this court be and the same is hereby declared proved, unless the respondent or any other person or persons interested shall, on or before December 15, 1941, show sufficient cause to the satisfaction of this court to the contrary.

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

October 30, 1941.

JAMES JOSEPH,
District Judge.

Date for showing cause is extended till February 16, 1942.

C. NAGALINGAM,
District Judge.

27
In the District Court of Kandy.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Elamaladeniya Nuwerapakse Pedigedera Bandiya, deceased, of Dodanwela in Medapalata of Yatinuwera.

THIS matter coming on for disposal before James Joseph, Esq., District Judge, Kandy, on December 11, 1941, in the presence of Messrs. Liesching & Lee, Proctors, Kandy, on the part of the petitioner, Elamaladeniya Nuwerapakse Pedigedera Elias of Dodanwela; and the affidavit of the said petitioner dated November 11, 1941, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the son of the above-named deceased, to have letters of administration to the estate of the deceased issued to him, unless the respondents—(1) Elamaladeniya Nuwerapakse Pedigedera Uku and (2) Bathgoda Mahalekam Pindakaregedera Priyadasa, both of Dodanwela, in Medapalata of Yatinuwera; the 1st respondent is represented by her guardian *ad litem* the 2nd respondent above named—or any other person or persons interested shall, on or before January 19, 1942, show sufficient cause to the satisfaction of this court to the contrary.

December 11, 1941.

JAMES JOSEPH,
District Judge.

The date for showing cause is extended for February 16, 1942.

January 19, 1942.

C. NAGALINGAM,
District Judge.

30
In the District Court of Kandy.

Order Absolute in the First Instance declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Wiyesingha Mudianselage Punchi Mudyanse Talwatte, deceased, of Kosala, Lady MacCarthy road, Kandy.

THIS matter coming on for disposal before James Joseph, Esq., District Judge, Kandy, on December 18, 1941, in the presence of Mr. H. A. C. Wickramaratne, Proctor, Supreme Court, Kandy, on the part of the petitioners—(1) Ramanayake Mudianselage Bandara Menika, (2) Wijesingha Mudianselage Alfred Prematilaka Wijesingha Talwatte *alias* Alfred Parakrama Talwatte, both of Lady MacCarthy road, Kandy, and the affidavits of the said petitioners dated November 14, 1941, having been read; and the deposition of the attesting notary dated December 18, 1941.

It is ordered and decreed that the last will of the above-named deceased dated October 19, 1928, and now deposited in this court be and the same is hereby declared proved, unless any person or persons interested shall, on or before January 26, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered and declared that the said petitioners are the executors named in the said will and that they are entitled to have probate of the same issued to them accordingly, unless any person or persons interested shall, on or before the said date show sufficient cause to the satisfaction of this court to the contrary.

December 18, 1941.

C. NAGALINGAM,
District Judge.

Date for showing cause is extended till February 26, 1942.

C. NAGALINGAM,
District Judge.

19
In the District Court of Galle.

Order Absolute in the First Instance.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of the late Packur Mohideen Ravi Umma of Fort, Galle, deceased. No. 7,979.

THIS matter coming on for final determination before N. M. Bharucha, Esq., District Judge of Galle, on December 9, 1941, in the presence of Mr. P. W. Geonewardena, Proctor, on the part of the petitioner, Packur Mohideen Mohamed Ismail of Dangedara, Galle; and the affidavits of (1) the said petitioner dated December 8, 1941, and (2) of the attesting witnesses and notary to the will dated December 1, 1941, having been read:

And it appearing to this court that the said petitioner, as the executor named in the said will, is entitled to obtain probate thereof, it is ordered that probate of the said will of the said deceased be issued to the said petitioner accordingly on his tendering the oath of office.

December 9, 1941.

N. M. BHARUCHA,
District Judge.

29
In the District Court of Galle.

Order Nisi.

No. 7,982 Testy. In the Matter of the Intestate Estate of Lama-hewage Adeline Harriet Perera of Matara, deceased.

Dulcie Mangalika Wijeweera Gunawardena by her next friend Darley Wijeweera Gunawardena of Matara Petitioner.

(1) Sherin de Silva, (2) Iris de Silva, (3) Sumana de Silva, (4) Pal Silva, (5) Wijeweera Gunawardena, (5) Andrew Wijeweera Gunawardena of Nupe, Matara Respondents.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Galle, on December 15, 1941, in the presence of Mr. R. Wickramasinha, Proctor, on the part of the petitioner, Dulcie Mangalika Wijeweera Gunawardena by her next friend, Darley Wijeweera Gunawardena; and on reading the petition and affidavit of the said petitioner dated December 15, 1941, and the motion of the said proctor.

It is ordered and declared that the petitioner, as next friend of the minor Dulcie Mangalika Wijeweera Gunawardena is entitled to have letters of administration issued to him accordingly, unless the respondents shall, on or before February 27, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 5th respondent be appointed guardian *ad litem* over the minors, 1st to 4th respondents, unless the respondents shall, on or before February 27, 1942, show sufficient cause to the satisfaction of this court to the contrary.

December 15, 1941.

N. M. BHARUCHA,
District Judge.

24
In the District Court of Galle.

Order Nisi declaring Will proved.

Testamentary Jurisdiction. In the Matter of the Last Will and Testament of Agnes Caroline Wijesekera of Buona Vista, Galle, deceased. No. 7,987.

Alfred Constantine Wijesekera of Buona Vista, Galle .. Executor.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Galle, on January 16, 1942, in the presence of Messrs. Adhietty & Abeyesundere, Proctors, on the part of the petitioner above named; and the affidavit of (1) the petitioner dated January 12, 1942, (2) the attesting witnesses dated January 12 and 13, 1942, and (3) the attesting notary public dated January 12, 1942, having been read:

It is ordered that the last will and testament of Agnes Caroline Wijesekera, deceased, the original of which has been produced and is now deposited in the court be and the same is hereby declared proved, and that the petitioner above named is the executor named in the said will and he is hereby declared entitled to have probate thereof issued to him accordingly, unless the respondent above named or some other person or persons interested shall, on or before February 20, 1942, show sufficient cause to the satisfaction of this court to the contrary.

January 16, 1942.

N. M. BHARUCHA, District Judge.

In the District Court of Galle.

Order Nisi.

No. 7,989. In the Matter of the Last Will and Testament of Thomas Perera Meepagala, late of Kapuhempola.

Ellen Coila Jayasundera (Hawthorne of Kapuhempola in Akmeemana) Petitioner.

(1) Irangani Perera Meepagala, (2) Indarani Perera Meepagala, both of Kapuhempola in Akmeemana by their guardian ad litem (3) Meepagalage Stephen Perera of Kurmetiyagara in Matara Respondents.

THIS matter coming on for disposal before N M Bharucha, Esq., District Judge of Galle, on January 23, 1942, in the presence of Mr. H de S. Kularatne, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated November 18, 1940; and the affidavit of the attesting witnesses and the notary dated November 18, 1940, having been read :

It is ordered that the last will and the testament of Thomas Perera Meegala, deceased, the original of which has been produced and is now deposited in this court, be and the same is hereby declared proved : and that the petitioner above named is the executrix named in the said last will and that she is hereby declared entitled to have probate thereof issued to her accordingly, unless the respondents above named or some other person or persons interested shall, on or before February 20, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 3rd respondent be appointed guardian ad litem over the said 1st and 2nd minor respondents.

January 23, 1942.

N. M. BHARUCHA, District Judge.

In the District Court of Galle.

Order Nisi.

No. 7,990. In the Matter of the Intestate Estate of Hettihewage George Jmasena of Magalle, Galle, deceased.

Piyadigamage Nandawathie Magalle in Galle Petitioner.

(1) Hetti Hewage Indrani Jmasena, (2) ditto Dharmani Jmasena, (3) ditto Chandani Jmasena, (4) ditto Kalyani Jmasena, (5) Geegana Kantapala Emmynona of Kachchiwatta, Magalle, Galle Respondents.

THIS matter coming on for disposal before N. M. Bharucha, Esq., District Judge of Galle, on January 16, 1942, in the presence of Mr. R. Wickramasinha, Proctor, on the part of the petitioner, Piyadigamage Nandawathie; and on reading the petition and the affidavit of the said petitioner dated January 16, 1942, and the motion of the said proctor :

It is ordered and declared that the petitioner, as the widow of the said deceased and that she is entitled to have letters of administration issued to her accordingly, unless the respondents shall, on or before February 20, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the said 5th respondent be appointed as guardian ad litem over the 1st to 4th minor respondents, unless the respondents shall, on or before February 20, 1942, show sufficient cause to the satisfaction of this court to the contrary.

January 16, 1942.

N. M. BHARUCHA, District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Vidane Gamatchige Simon Perera of Sulutanagoda, deceased.

Vidane Gamatchige Abraham Perera of Sulutanagoda Petitioner.

(1) Kuruppu Arachige Missina Ratnasekara, (2) Vidane Gamatchige Margaret Perera, (3) ditto Mary Perera, (4) ditto Dias Perera, (5) ditto Nancy Perera, (6) ditto Willie Martin Perera, (7) ditto Kusuma Perera, (8) ditto Irene Perera, (9) ditto Violet Perera, (10) ditto Lionel Perera, (11) ditto Victor Perera, all of Sulutanagoda; 7th to 11th are minors by their guardian ad litem the 1st respondent. Respondents.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Matara, on December 22, 1941, in the presence of Mr. N. Karunaratna, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 12, 1941, having been read : It is ordered (a) that the 1st respondent be and she is hereby appointed guardian ad litem of the minors, 7th to 11th respondents, to represent them for all 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 February 16, 1942, show sufficient cause to the satisfaction of this court to the contrary.

December 22, 1941.

M. A. SAMARAKOON, District Judge.

In the District Court of Matara.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of Kuruneruge William de Silva of Hettiweediya, Weligama, deceased.

Grace de Silva Jayasuriya of Weligama Petitioner.

(1) Kuruneruge Fully Dayananda de Silva, (2) Kuruneruge Titus Yasananda de Silva, both of Weligama, (3) Sextus Valentine Jayasuriya of Poonagala Group, Diyuluma Respondents.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge of Matara, on January 7, 1942, in the presence of Mr. C. G. Jayasuriya, Proctor, on the part of the petitioner above named : and the affidavit of the said petitioner dated January 6, 1942, having been read : It is ordered (a) that the 3rd respondent be and he is hereby appointed guardian ad litem of the minors, 1st and 2nd respondents, to represent them for all 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 March 16, 1942, show sufficient cause to the satisfaction of this court to the contrary.

January 7, 1942.

M. A. SAMARAKOON, District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Estate of the late Thangaraj No. 875, widow of Visuvalingam of Manipay, deceased.

(1) Visuvalingam K. V. Ganesapathy of ditto, now of P. W. D., Ragalla, (2) Visuvalingam Ratnasabapathy of Hindustan Construction Company of Trincomalee, (3) Kanapathupillai Kandiah and wife (4) Sivaganam, both of Chilaw, and (5) Poomany, daughter of Visuvalingam of Manipay Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on May 27, 1940, in the presence of Mr. V. S. Somasuntharam, Proctor, on the part of the petitioner; and the affidavit of the petitioner having been read : It is ordered that the above-named 1st respondent be appointed guardian ad litem over the minor, 5th respondent, and that the petitioner be declared entitled to have letters of administration to the estate of the above-named deceased, unless the respondent or any other person or persons interested shall appear before this court on August 21, 1940, and state objection or show cause to the contrary.

July 9, 1940.

C. COOMARASWAMY, District Judge.

Time to show cause extended to February 25, 1942.

In the District Court of Jaffna.

Order Nisi.

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Velupillai Sangarapillai of Tellippalai South-west, deceased.

Sangarapillai Sellathurai of Tellippalai South-west Petitioner.

(1) Sangarapillai Pathmanathasamy, (2) Sangarapillai Savuntharanayak, (3) Sangarapillai Subramaniasamy, (4) Sangarapillai Arundhanayaky, all of Tellippalai South-west Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on April 7, 1941, in the presence of Mr. K. E. Thamby, Proctor, on the part of the petitioner, and on reading the affidavit and petition of the petitioner :

It is ordered that the above named petitioner be declared entitled to letters of administration to the estate of the above-named deceased, and that the same be issued to him accordingly, unless the above-named respondents shall, on or before May 23, 1941, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

April 7, 1941.

S. RODRIGO, District Judge.

Extended for November 21, 1941.

October 17, 1941.

Q. F., A. D. J.

Extended for February 20, 1942.

C. C., D. J.

In the District Court of Jaffna

Testamentary Jurisdiction. In the Matter of the Intestate Estate of the late Sangarapillai Subramaniam of Tellippalai East, deceased.

Kamadhipillai, widow of S. Subramaniam of Tellippalai East Petitioner.

(1) Parassamy, daughter of S. Subramaniam, (2) Sangarapillai, Kandiah, both of Tellippalai East Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on May 26, 1941, in the presence of Mr. K. E. Thamby, Proctor, on the part of the petitioner; and on reading the affidavit and petition of the petitioner :

It is ordered that the above named 2nd respondent be appointed guardian ad litem over the above-named 1st respondent to represent

her and act on her behalf in this case and that the petitioner be declared entitled to letters of administration to the estate of the above-named deceased, and that the same be issued to her accordingly, unless the above-named respondents shall, on or before June 27, 1941, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

C. COOMARASWAMY,
District Judge.
May 26, 1941.
Extended for November 21, 1941.
October 17, 1941.
Extended for February 20, 1942.

Q. F. N.
A. D. J.
C. C.,
D. J.

In the District Court of Jaffna.
Order Nisi

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Rasammah, wife of Vaithilingam Kathirgamanathan of Inuvil, deceased.
No. 1,053.
Vaithilingam Kathirgamanathan of Inuvil Petitioner.

Vs.

(1) Kathirgamanathan Anandakumaraswamy of ditto, and
(2) Arunasalam Ampalam of Thavady Respondents.
THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on July 24, 1941, in the presence of Mr. V. Venasithamby, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read: It is ordered that the above-named 2nd respondent be appointed guardian *ad litem* over the above-named minor 1st respondent for the purpose of representing him, and to act on his behalf in the proceedings of this testamentary action and also letters of administration to the estate of the above-named deceased be granted to the petitioner, unless the respondents or any other persons shall appear before this court on August 27, 1941, and show sufficient cause to the satisfaction of this court to the contrary.

C. COOMARASWAMY,
District Judge.
August 7, 1941.
Time to show cause extended for February 18, 1942.

C. COOMARASWAMY,
District Judge.

In the District Court of Jaffna.
Order Nisi

Testamentary In the Matter of the Last Will and Testament Jurisdiction. of the late Poothathamby Ambikapahar of No. 1,067.
Neerveley, deceased.
Sabapathy Thillainathan of Neerveley Petitioner.

Vs.

(1) Ledehumy, widow of Poothathamby Ambikapahar, (2) Thilagavathy, (3) Sivalalabhar, (4) Sivagnanasunderam, and (5) Bhuvanabathi, all children of the said Ambikapahar and resident at Neerveley, 16 Kathirippillai Ambalavanar of Urelu Respondents.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on August 25, 1941, in the presence of Mr. V. Venasithamby, Proctor, on the part of the petitioner; and the affidavits of the notary, witnesses and the petitioner having been read:

It is ordered that the above-named 6th respondent be appointed guardian *ad litem* over the minors, the 2nd to 5th respondents, to represent them and to act on their behalf in the proceedings of this testamentary action and that the last will of the above-named deceased dated January 11, 1941, and filed of record be and the same is hereby declared proved, unless the respondents or any other persons shall, on or before September 24, 1941, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is the executor named in the said will and that he is entitled to have probate of the same issued to him accordingly.

C. COOMARASWAMY,
District Judge.
September 11, 1941.
Time to show cause extended for February 18, 1942.

C. COOMARASWAMY,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Thayal- Jurisdiction. nayagam, wife of Veeragathy Chelliah of Changanai, deceased.
No. 1,107.

Veeragathy Chelliah of Changanai Petitioner.
Vs.

Peththachippillai, widow of Vaithilingam Vallipuram of Changanai Respondent.

THIS matter coming on for disposal before C. Coomaraswamy, Esq., District Judge, Jaffna, on January 9, 1942, in the presence of Mr. R. Kannuduroy, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner having been read: It is ordered that the petitioner be granted letters of administration to the estate of the late Thayalnayagam, wife of Veeragathy Chelliah, unless the respondent shall show sufficient cause to the satisfaction of this court to the contrary on or before February 18, 1942.

C. COOMARASWAMY,
District Judge.
January 20, 1942.

In the District Court of Badulla.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. No. B 1,059.
Lana Papu of Lower King street, Badulla, deceased.

Suppiah Marimuthu Cannan of Badulla Petitioner.

THIS matter coming on for disposal before A. S. Vanigasurur, Esq., District Judge, Badulla, on December 9, 1941, in the presence of Messrs. H. J. & W. L. Pinto, Proctors, on the part of the petitioner above named; and his petition dated December 9, 1941, and affidavit dated December 1, 1941, and the affidavit of the attesting witnesses to the last will dated December 1, 1941, having been read: It is ordered that the last will of the above-named Lana Papu, deceased, of which the original has been produced and is now deposited in this court be and the same is hereby proved.

And it is further ordered that the petitioner is the executor and the sole legatee named in the said last will and that he is entitled to have probate thereof issued to him accordingly, unless any persons lawfully interested therein shall, on or before January 27, 1942, show sufficient cause to the satisfaction of this court to the contrary.

A. S. VANIGASURIAR,
District Judge.
December 9/12, 1941.

Time for showing cause is extended till February 24 1942.

A. S. VANIGASURIAR,
District Judge.
January 27, 1942.

In the District Court of Ratnapura.

Order Absolute declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Badham Adolphus Thornhill of Denawaka Group, No. 1,114.
Pelmadulla, deceased.

THIS matter coming on for disposal before S. S. J. Goonesekara, Esq., District Judge of Ratnapura, on January 22, 1942, in the presence of Mr. F. P. Wirasekera, Proctor, on the part of the petitioner, William Adolphus Group of Denawaka Group, Pelmadulla; and (1) the affidavit of the said petitioner dated January 13, 1942, (2) the affidavit of the attesting notary dated September 30, 1941, as to the due execution of the said will, (3) the order of the Supreme Court dated October 10, 1941, having been read:

It is ordered that the last will of the said Badham Adolphus Thornhill, deceased dated March 3, 1941, and now deposited in court be and the same is hereby declared proved.

It is further declared that the said William Pantton Brown is one of the executors named in the said will and that he is entitled to have probate of the same issued to him accordingly.

S. S. J. GOONESEKARA,
District Judge.
January 22, 1942.

PASSED ORDINANCES.

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

No. 1 of 1942.

L. D.—CF 3/42

An Ordinance to make provision for the insurance of goods in Ceylon against certain risks in time of war and for purposes connected therewith or incidental thereto.

A. CALDECOTT.

TABLE OF SECTIONS.

1. Short title.
2. Appointment of Commissioner, &c.
3. Goods insurable under the Ordinance.
4. Ownership of goods.
5. War Risks Insurance Scheme.
6. Employment of agents by the Government.
7. Compulsory insurance.
8. Restriction on carrying on certain insurance business.
9. War Risks Insurance Fund.

10. Power to obtain information.
11. Refund of premiums, &c.
12. Sanction of Attorney-General for prosecutions.
13. Bar of legal proceedings.
14. Exemption from stamp duty.
15. Communication to Commissioner for War Risks Insurance of information available in departments of Commissioner of Income Tax, Estate Duty and Stamps.
16. Regulations.
17. Interpretation.

SCHEDULE.

An Ordinance to make provision for the insurance of goods in Ceylon against certain risks in time of war and for purposes connected therewith or incidental thereto.

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 War Risks (Goods) Insurance Ordinance, No. 1 of 1942.

Appointment of Commissioner, &c.

2. (1) The Governor may appoint any person, by name or by office, to be or to act as Commissioner for War Risks Insurance and such other officers and servants as the Governor may deem necessary for the purposes of this Ordinance.

(2) In the performance of his duties and the discharge of his functions under this Ordinance, the Commissioner shall be subject to the general direction and control of the Executive Committee of Labour, Industry and Commerce.

Goods insurable under the Ordinance.

3. (1) Subject to the provisions of this section, the following goods shall, in relation to any person carrying on business as a seller or supplier of goods of any description be deemed to be goods insurable under this Ordinance, that is to say, all goods situated in Ceylon being either—

- (a) goods of that description, or
- (b) goods used as material from which goods of that description are produced or as ingredients or component parts of goods of that description:

Provided that no goods shall be deemed to be insurable under this Ordinance—

- (i) in relation to any person, being the owner of the goods, who carries on business as a seller of goods, unless they are owned by him with a view to being sold, or to being used as material for the production of goods to be sold, or as ingredients or component parts of goods to be sold;
- (ii) in relation to any person, being the owner of the goods, who carries on business as a supplier of goods, unless they are owned by him with a view to being supplied for the purposes of or in pursuance of a contract made by him for work, labour and materials, or to being used as material for the production of goods to be supplied as aforesaid, or as ingredients or component parts of goods to be so supplied.

(2) For the purposes of the proviso to sub-section (1), any goods shall be deemed to be owned by the person in whom the property in the goods is vested:

Provided that any reference in that sub-section to the owner of any goods—

- (a) shall include a reference to any person for the time being entitled, either unconditionally or conditionally, to have the property in the goods vested in him;
- (b) in relation to any goods—

(i) the property in which is vested in any person otherwise than in the course of a business carried on by him in Ceylon, or as respects which any person is entitled to have the property therein vested in him otherwise than in the course of such a business; and

(ii) which any person carrying on business in Ceylon is for the time being entitled to sell as agent,

shall include a reference to the last-mentioned person,

and any reference to goods owned by any person shall be construed accordingly.

(3) In relation to a person carrying on in Ceylon the business of selling agricultural products produced by him, all agricultural products for the time being situated in Ceylon shall, subject to the following provisions of this section, be deemed to be goods insurable under this Ordinance.

(4) Things which, in relation to a person carrying on any business as a seller of goods, are at any time goods insurable

under this Ordinance shall not cease to be goods so insurable by reason only that they are subsequently placed in or affixed to land under a contract of sale entered into by that person in the course of that business.

(5) Notwithstanding anything in the preceding provisions of this section, goods of the descriptions specified in the Schedule shall be deemed not to be insurable under this Ordinance.

(6) The Executive Committee may, by regulation, amend the Schedule whether by way of addition thereto, or omission therefrom, or otherwise.

4. Save in so far as is otherwise expressly provided in this Ordinance, any goods shall, subject to the provisions of this section, be deemed for the purposes of this Ordinance to be owned—

Ownership
of goods.

- (a) if the property in the goods is for the time being vested in a person in relation to whom they are insurable under this Ordinance, by that person ;
- (b) if the property in the goods is not so vested, by any person in relation to whom the goods are insurable as aforesaid and who is for the time being entitled, either unconditionally or conditionally, to have the property in the goods vested in him :

Provided that where—

- (i) any goods would, under the foregoing provisions of this section, be deemed to be owned by a person in whom the property therein is vested otherwise than in the course of a business carried on by him in Ceylon, or who is entitled to have the property therein vested in him otherwise than in the course of such a business ; and
 - (ii) any person carrying on business in Ceylon is for the time being entitled to sell the goods as agent ;
- the goods shall be deemed to be owned by the last-mentioned person.

5. (1) The Governor may, by notification published in the *Gazette*, put into operation a scheme to be called the "War Risks (Goods) Insurance Scheme" (in this Ordinance referred to as "the Scheme") whereby the Government undertakes, in relation to persons carrying on business as sellers or suppliers of goods, the liabilities of insuring such persons against war risks in respect of goods insurable under this Ordinance which are from time to time owned by such persons in the course of such business.

War Risks
Insurance
Scheme.

(2) The Scheme may also extend—

- (a) to the undertaking by the Government, in relation to any person carrying on business in Ceylon as a seller or supplier of goods, of the liability of insuring such a person against war risks in respect of goods insurable under this Ordinance which are not owned by him, but in which he has an interest arising in the course of that business ;
- (b) without prejudice to the provisions of paragraph (a) of this sub-section, to the undertaking by the Government, in relation to a person carrying on any business in Ceylon, of the liability of insuring such a person against war risks in respect of—
 - (i) any goods situated in Ceylon which are in his possession, otherwise than under a hire-purchase agreement, for the purposes of that business ;
 - (ii) any goods situated in Ceylon which are subject to a mortgage in his favour held by him in the course of that business, being in either case goods which are not owned by him but which are insurable under this Ordinance in relation to the person by whom they are owned.

(3) Subject to the provisions of sub-sections (6) and (7), the Scheme shall be such as to secure—

- (a) that any liability of the Government as insurer under the Scheme is determined by a policy of insurance issued in the prescribed form and in respect of a period not exceeding the period for the time being prescribed in that behalf, by a person acting on behalf of the Government ;
 - (b) that any premium under a policy so issued is payable at such rate as may be prescribed ; and
 - (c) that the amount of any one premium payable under a policy so issued is not less than such sum as may be prescribed.
- (4) The prescribed form of policy may be such—
- (a) as to limit the nature and extent of the indemnity provided by the Government and to impose conditions subject to which the indemnity is provided ; and

(b) as to incorporate by reference the provisions set out in the regulation prescribing the form.

(5) Different forms of policies, different rates of premium and different periods may be prescribed under sub-section (3) in relation to different descriptions of goods and according to the place at which and the circumstances in which the goods insured are situated.

(6) Notwithstanding anything in the preceding provisions of this section, the Governor may, by Order, direct that in relation to any description of goods there shall be charged and paid on all goods of that description exported from or imported into Ceylon an insurance fee of such amount as shall be prescribed in the Order. Every such Order shall be published in the *Gazette* and shall, upon such publication, be as valid and effectual as if it were herein enacted.

(7) An Order under sub-section (6) may, in addition, make provision—

- (a) for the registration of sellers or suppliers of goods and declaration of stocks of goods of that description ;
- (b) for the collection of insurance fees ;
- (c) for the exemption from the payment of such insurance fee of any goods or class of goods specified in the Order ;
- (d) for such other matters as the Governor may deem necessary or expedient for the proper application and enforcement of the Order.

And such Order may provide a penalty for any contravention thereof not exceeding a fine of five thousand rupees in respect of each offence.

(8) While there is in force in relation to any description of goods an Order under sub-sections (6) and (7), it shall not be necessary to issue to any seller or supplier of goods of that description a policy of insurance ; but every seller or supplier of goods of that description, who complies with the provisions of such Order as to registration or otherwise, shall be deemed to be insured in respect of such goods subject to the conditions and to the extent and for the period for the time being prescribed by such Order.

6. The Governor may employ or authorise the employment of any person to act as agent of the Government for any of the purposes of this Ordinance and may pay to any person so employed such remuneration as the Governor thinks fit :

Provided that no person shall be so employed unless that person is either—

- (a) a member of a prescribed association ; or
- (b) an accredited agent of such member ; or
- (c) a person who in Ceylon has a standing contract with underwriters who are members of the Society of Lloyd's, whereby such person is authorised, within the terms of such contract, to issue protection notes, cover notes or other documents granting insurance against war risks.

7. (1) No person shall, after such date as the Governor may appoint by Proclamation published in the *Gazette*, carry on any business in Ceylon as a seller or supplier of goods unless, in respect of any goods insurable under this Ordinance which are for the time being owned by him in the course of that business—

- (a) there is in force a policy of insurance against war risks issued in accordance with the Scheme whereby he is insured in respect of all such goods for a sum not less than the value thereof for the time being ; or
- (b) there is in force in relation to any description of goods of which he is a seller or supplier an Order under sub-sections (6) and (7) of section 5 and he has duly complied with the provisions of that Order so as to be deemed under the provisions of sub-section (8) of that section to be insured in respect of such goods for a sum not less than the value thereof for the time being :

Provided that nothing in this sub-section shall restrict the carrying on of business as aforesaid by any person, if and so long as the value of all goods insurable under this Ordinance which are for the time being owned by him within Ceylon in the course of that business does not exceed such amount as may be prescribed.

(2) Where under any form of policy prescribed under this Ordinance the maximum amount recoverable in respect of goods is, irrespective of the sum insured, less than the value of those goods, any reference in the preceding provisions of this section to the value of goods shall be construed, in relation to those goods, as a reference to that maximum amount.

(3) Any person who acts in contravention of the provisions of sub-section (1) shall be guilty of an offence and shall,

Employment
of agents
by the
Government.

Compulsory
insurance.

on conviction after summary trial before a Magistrate, be liable to a fine not exceeding one thousand rupees and to a further fine not exceeding five hundred rupees for every day after the first on which the contravention continues.

(4) The Governor may, by Order made as respects any description of goods specified in the Order, direct that the Scheme shall not operate so as to compel any person to insure in respect of goods of that description.

8. (1) After the date on which the Scheme is put into operation, no person shall, except as a person authorised by the Government as its agent to issue policies in pursuance of that Scheme, carry on the business of insuring persons carrying on business in Ceylon, as sellers or suppliers of goods, against war risks in respect of goods insurable under this Ordinance which are from time to time owned by such persons in the course of such business as is last-mentioned.

Restriction
on carrying
on certain
insurance
business.

(2) Every person who acts in contravention of the provisions of sub-section (1) shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding five thousand rupees and to a further fine not exceeding one thousand rupees for every day after the first on which the contravention continues.

9. (1) There shall be established and maintained a fund for the purposes of this Ordinance to be called the "War Risks (Goods) Insurance Fund" into which shall be paid all sums received by way of insurance premiums and fees under the Scheme and out of which shall be paid all sums required for the fulfilment by the Government of any of its obligations or for the repayment of any premiums under this Ordinance or for the payment of the remuneration or expenses of agents and other persons employed for the purposes of the Scheme.

War Risks
Insurance
Fund.

(2) If, at any time when a payment falls to be made out of the Fund, the sum standing to the credit of the Fund is less than the sum required for the making of that payment, an amount equal to the deficiency shall be paid into the Fund as an advance out of the general revenue.

(3) If at any time the amount standing to the credit of the Fund exceeds the sum which, in the opinion of the Financial Secretary, is likely to be required for the making of payments out of the Fund, the excess shall be appropriated to the repayment of moneys advanced to the Fund and the surplus, if any, shall be applied to such purposes as may be determined by resolution passed by the State Council and ratified by the Governor.

(4) The Commissioner shall prepare in such form and manner as may be prescribed, and shall publish, either annually or at such shorter intervals as may be prescribed, an account of all sums received into and paid out of the Fund.

(5) The Auditor-General shall be responsible for the audit of the Fund.

10. (1) The Commissioner or any person authorised by the Commissioner in writing may at all reasonable times enter any premises occupied by any person carrying on in Ceylon the business of fire insurance or of a seller or supplier of goods, and may inspect the premises and may require any person found therein, who is for the time being in charge thereof or in control of the business carried on therein, to produce to him and allow him to examine such accounts, books or other documents as may relate to the business carried on in the premises, and to furnish to him such information as he may reasonably require for the purposes of this Ordinance, and, in particular, for the purpose of ascertaining whether or not any person has insured any goods against war risks, and, if so, for what value.

Power to
obtain
information.

(2) Any person who wilfully obstructs the Commissioner or a person authorised by the Commissioner in the exercise of his powers under sub-section (1) or fails without reasonable excuse to comply with the request made under that sub-section shall, in respect of each occasion on which any such obstruction or failure takes place, be guilty of an offence and shall be liable, on conviction after summary trial before a Magistrate, to a fine not exceeding five hundred rupees.

(3) Whoever, in purporting to comply with his obligations under sub-section (1) knowingly or recklessly makes a statement false in a material particular, shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to a fine not exceeding one thousand rupees or to imprisonment of either description for a period not exceeding three months, or to both such fine and imprisonment.

(4) Where in any proceedings in respect of a contravention of section 7 in relation to any business, it is proved, in relation to that business—

(a) that a demand for the production of a policy of insurance issued in accordance with the Scheme insuring

the person carrying on the business was duly made under sub-section (1) and was not complied with ; and

(b) that the person making the demand was not satisfied that there was such a policy in existence ;

it shall be presumed, except in so far as the contrary is proved, that the said section 7 was being contravened in relation to that business at the time that the demand was made and continued to be contravened in relation to that business at all times thereafter.

Refund of premiums, &c.

11. (1) Where goods of any description have been insured by a seller or supplier of goods for any period, and before that period has elapsed goods of that description have ceased, by virtue of an amendment of the Schedule, to be goods insurable under this Ordinance, the person who has insured such goods shall be entitled to a proportionate refund of premiums.

(2) The Commissioner may, with the approval of the Financial Secretary, in any case where it appears to be just and equitable so to do, refund the whole or any part of any sum paid by any person by way of premiums under the Scheme or remit payment of any part of any sum so payable by any person.

Sanction of Attorney-General for prosecutions.

12. No prosecution for any offence under this Ordinance, shall be instituted against any person except by the Attorney-General or with his written sanction.

Bar of legal proceedings.

13. No suit, prosecution or other legal proceeding shall lie against any person for anything which is in good faith done or intended to be done under this Ordinance.

Exemption from stamp duty.

14. Every policy of insurance, executed or issued in accordance with the Scheme for the purpose of this Ordinance, shall be exempt from stamp duty.

Communication to Commissioner for War Risks Insurance of information available in departments of Commissioner of Income Tax, Estate Duty and Stamps.

15. Notwithstanding anything in section 4 of the Income Tax Ordinance or in any other written law, the Commissioner of Income Tax, Estate Duty and Stamps, or any officer of his departments authorised by him in that behalf, may, from such information as may be available to him in his capacity as such Commissioner, from time to time furnish to the Commissioner for War Risks Insurance a list of names of persons who appear to hold stocks of goods which—

- (a) are insurable under this Ordinance ; and
- (b) are of a value not less than such amount as may be prescribed for the purposes of the proviso to section 7 (1).

Cap. 188.

Regulations.

16. (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 authorised or required by this Ordinance to be prescribed ;
- (b) risks other than those prescribed by this Ordinance which shall be deemed to be war risks for the purposes of this Ordinance ;
- (c) the forms of policies of insurance, the maximum period in respect of which such policies shall be issued, the rates on which premiums on such policies shall be payable, and the minimum amount which shall be payable as any one premium on such policies.

(3) 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 notification of such approval and ratification in the *Gazette*, be as valid and effectual as if it were herein enacted.

Interpretation.

17. In this Ordinance, unless the context otherwise requires—

- “ agricultural products ” means products of agriculture, horticulture or silviculture ;
- “ Commissioner ” means the Commissioner for War Risks Insurance appointed under section 2 ;
- “ Executive Committee ” means the Executive Committee of Labour, Industry and Commerce ;
- “ Fund ” means the War Risks (Goods) Insurance Fund established under section 9 ;
- “ goods ” means any materials, commodities or articles other than money and includes agricultural products ;
- “ Government ” means the Government of Ceylon ;

- “prescribed” means prescribed by this Ordinance or by regulation ;
- “regulation” means a regulation made under this Ordinance ;
- “seller” or “seller of goods” includes a seller of goods acting as an agent ;
- “situated in Ceylon”, when used with reference to goods, means situate on land or borne on inland waters or borne on waters of Ceylon in transit from ship to shore or shore to ship ; but, except as aforesaid, does not include goods sea-borne in ports or on waters of Ceylon ;
- “supplier” or “supplier of goods” means a person carrying on a business in the course of which he supplies goods for the purpose of or in pursuance of a contract made by him for work, labour and materials ;
- “war risks” means the risks of loss or damage—
- (a) caused by—
- (i) the discharge of any missile (including liquids and gas) ; or
 - (ii) the use of any weapon, explosive or other noxious thing ; or
 - (iii) the doing of any other injurious act, either by the enemy or in combating the enemy or repelling an imagined attack by the enemy ; or during the training of armed forces or during military exercises ; or
- (b) caused by the impact on any property of any enemy aircraft, or any aircraft belonging to, or held by any person on behalf of or for the benefit of His Majesty or any allied power, or any part of or anything dropped from any such aircraft ;

and includes such other risks, arising from action taken by an enemy, or from action taken in combating an enemy or in repelling an imagined attack by an enemy, or during the training of armed forces or during military exercises, as may be prescribed.

SCHEDULE.

(Section 3 (5).)

Goods deemed not to be insurable under the Ordinance.

1. In relation to a person carrying on the business of producing agricultural products, the following goods produced by that person when on land occupied by him in the course of that business, that is to say, agricultural products and articles of food and drink wholly or partly manufactured or derived from any such product, and fleeces and the skins of animals.
2. Timber, floating, and timber on the site where felled.
3. Coal (including anthracite and cannel coal), coke, coal, tar pitch and manufactured fuel of which coal or coke is the chief constituent.
4. Non-metalliferous mine and quarry products, unmanufactured, other than mica.
5. Bricks and tiles of brick-earth and clay and refractory bricks, blocks and tiles, other than glazed bricks and tiles.
6. Synthetic magnesite.
7. Cement and cement clinker.
8. Lime.
9. Slates for roofing, slates for damp courses and slate slabs.
10. Concrete products of all descriptions.
11. The following manufactures of stone :—
 - Pavement kerbs and setts ; channels, slabs and flags ; and manufactured stone for building purposes.
12. Iron ore and iron pyrites.
13. Manganese ore of all descriptions, except manganese ores for use in the manufacture of chemicals, electric batteries, manganese metal, glass or ceramics.
14. Ores, concentrates, drosses and residues for smelting of aluminium, antimony, copper, lead, nickel and zinc (or spelter), and drosses and residues of tin.
15. Ores, concentrates, mattes, drosses and residues of gold, silver, platinum, palladium, iridium, rhodium, osmium and ruthenium.
16. Iron and steel scrap.
17. Cinder, scale and slag.
18. Scrap of the following metals and alloys thereof—
 - Aluminium, antimony, copper, lead, nickel, tin and zinc (or spelter).
19. Iron and steel of the following descriptions :—
 - (a) Pig iron ;
 - (b) Ferro-alloys, other than in powder form ;
 - (c) Ingots, billets, blooms and slabs ; tin plate bars and sheet bars ;
 - (d) Plates coated or uncoated, whether fabricated or not ;
 - (e) Sheets, coated or uncoated ;
 - (f) Angles, channels, tees, joists, piling sections and other sectional material, whether fabricated or not ;

- (g) Rounds, rods, wire rods, squares, hexagons, flats and all other sections and shapes ;
- (h) Bolts of $\frac{1}{2}$ in. in diameter and over, unmachined ; rivets of $\frac{1}{2}$ in. in diameter and over, unmachined ;
- (i) Rails, sleepers, fishplates and sole plates ;
- (j) Tinplates, terne plates, black plates and silver finished plates ;
- (k) Hoop and strip, hot or cold rolled ;
- (l) Tyres, axles and wheels ;
- (m) Goods of the following descriptions (not including bolts, rivets, nuts, washers, screws or spikes) :—
Iron castings (except where wholly or partly machined) ; steel castings ; forgings ; stampings (except where wholly or partly machined) ; pressings ;
- (n) Colliery arches and pit props ;
- (o) Hot finished wrought iron and steel tubes and standard fittings therefor, however made ; cast iron pipes and standard fittings therefor ; malleable cast fittings for pipes and tubes ;
- (p) Assemblies of plates and sectional materials as component parts of structures.
20. Copper, unwrought, whether refined or not, in ingots, bars, billets, wire-bars, blocks, slabs, cakes, cathodes, anodes, and rods, and copper shot.
21. Aluminium, antimony, tin and zinc (or spelter), unwrought, in ingots, pigs, blocks, cakes, bars and slabs ; lead and nickel, unwrought, in all forms.
22. Alloys of aluminium, antimony, copper, lead, nickel, tin, zinc (or spelter), unwrought, in ingots, pigs, blocks, cakes, bars and slabs.
23. Lead in white lead stacks and chambers.
24. Gold, silver, platinum, palladium, iridium, rhodium, osmium, and ruthenium and alloys thereof, in grain, ingot, bar, sheet, tube, wire or powder and ply metal in the form of sheet, tube or wire, of which any of the said metals or any alloy thereof is a component.
25. Articles and findings made solely (except for fittings and embellishments if any), of gold, platinum, palladium, iridium, rhodium, osmium or ruthenium.
26. Silver at the following stages of manufacture :—settings, stampings, draftings, spinings, castings and pressings.
27. Unmounted diamonds, whether rough or polished and industrial diamonds, mounted or unmounted.
28. Natural pearls, mounted or unmounted.
29. Other precious and semi-precious stones, unmounted, cut or uncut.
30. Gem set jewellery, that is to say, precious and semi-precious stones mounted in gold, platinum, palladium, iridium, rhodium, osmium or ruthenium.
31. Jewelled watch cases.
32. Printing machinery of the following descriptions, and component parts thereof :—
Typesetting ; letter press (including rotary and flat bed) ; lithographic ; photogravure ; stereotyping.
33. The following compounds of radium of a concentration exceeding ten per cent. :—
Bromide, carbonate, chloride and sulphate.
34. Spent oxide of iron.
35. Recovered sewage greaso ; sewage sludge ; and manure manufactured or derived from sewage.
36. Paintings in oil or water colours ; pencil, ink and charcoal drawings and pastels on canvas or paper (including board) ; hand printed impressions taken from blocks, plates or like material, whether framed or unframed ; reproductions by the colour-collotype process ; sculpture, whether in the round, in relief or in intaglio.
37. Printed books, being not less than 50 years old, and manuscripts.
38. Objects of art or craftsmanship being not less than one hundred years old.
39. Postage stamps (intended for collection purposes) denoting a postal service or services, being marks or devices embossed or impressed or comprised in a label.
40. Goods forming the subject of a hire purchase agreement or agreements where the hirer is a person not carrying on the business of selling, letting or hiring goods of the description so hired and wherein provision is made for payment in not less than four instalments spread over a period of not less than six months.
41. Gas of the kind supplied by public utility undertakings and gas oil owned by producers of such gas.
42. Water.
43. Electricity.
44. Plumbago.

Passed in Council the Twenty-ninth day of January, One thousand Nine hundred and Forty-two.

D. C. R. GUNAWARDANA,
Clerk of the Council.

Assented to by His Excellency the Governor the Eleventh day of February, One thousand Nine hundred and Forty-two.

E. R. SUDBURY,
Secretary to the Governor.