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PART II.—LEGAL.

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

L. D.—O 91/39

No. 20 of 1942.

An Ordinance to make provision for the establishment, incorporation and regulation of a University in Ceylon.

A. CALDECOTT.

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SECOND SCHEDULE.

**An Ordinance to make provision for the establishment,
incorporation and regulation of a University in
Ceylon.**

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

1. (1) This Ordinance may be cited as the Ceylon University Ordinance, No. 20 of 1942, and shall, subject as hereinafter provided, come into operation on such date as the Governor may appoint by Proclamation published in the *Gazette* :

Short title and commencement.

Provided that the Governor may, in any such Proclamation, declare that the operation of any provision of this Ordinance, or the application of any such provision to any Faculty or to any department of study, shall be suspended.

Provided, further, that the operation of this Ordinance, in so far as it applies to the Ceylon Medical College and the Faculty of Medicine, shall be suspended until the Executive Committee of Health is satisfied that the degree of Bachelor of Medicine of the University of Ceylon will be recognized by the General Council constituted under the Medical Act, 1886, of the Imperial Parliament as conferring the same Professional status as the diploma as Licentiate in Medicine and Surgery conferred under the Medical Ordinance.

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(2) Where the operation of any provision of this Ordinance or the application of any such provision to any Faculty or department of study has been suspended under sub-section (1), the Governor may, by Proclamation published in the *Gazette*, declare that the operation of any such provision or the application of any such provision to any such Faculty or department shall cease to be suspended with effect from such date as may be specified in the Proclamation.

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

Interpretation.

“ Act ” means any Act made in accordance with the provisions of this Ordinance or of any Statute ;

“ Authorities ” means the Authorities of the University mentioned in section 14, and includes any other Authority prescribed by Statute ;

- “ Council ” means the University Council constituted in accordance with the provisions of section 19 ;
- “ Court ” means the University Court constituted in accordance with the provisions of section 15 ;
- “ Faculty ” means a Faculty established under section 22 ;
- “ Officer ” means the Vice-Chancellor, the Registrar, the Deans of the Faculties, the Librarian, and the holder of any office created by Statute ;
- “ Regulation ” means any Regulation made by an Authority or officer or other body of the University in accordance with the provisions of this Ordinance or of any Statute or Act ;
- “ Statute ” means any of the Statutes contained in the Schedule and any Statute made in accordance with the provisions of this Ordinance ;
- “ Teacher ” includes Professor, Reader, Lecturer, and any other person imparting instruction in the University, and who is in receipt of an annual salary ;
- “ University radius ” means the radius prescribed under section 31.

PART I.

*The University.***Incorporation and general powers of the University.**

3. (1) There shall be established in Ceylon, in accordance with the provisions of this Ordinance, a University, (in this Ordinance referred to as “ the University ”), with the name and style of “ The University of Ceylon ”, by which name the Chancellor, the Pro-Chancellor, the Vice-Chancellor and the members for the time being of the Court, the Council and the Senate of the University, duly nominated, appointed or elected by or in accordance with the provisions of this Ordinance, are hereby constituted a body corporate with perpetual succession, and with full power and authority by and in such name—

- (a) to sue and be sued in all courts ;
- (b) to have and use a common seal and to alter the same at its pleasure ;
- (c) for the purposes of this Ordinance, and subject to the Statutes, Acts and Regulations, to purchase any property movable or immovable, and to take, accept and hold any such property which may become vested in it by virtue of any such purchase, or by any grant, donation, lease, testamentary disposition or otherwise ;
- (d) to sell, hypothecate, lease, exchange or otherwise dispose of any such property : Provided that any sale, hypothecation, lease, exchange or other disposition of any such property shall be void if the same is made in contravention of any restriction, condition or prohibition imposed by law or by the instrument or order by which the property was vested in the University ; and
- (e) to exercise and perform, in accordance with the provisions of this Ordinance and of the Statutes, Acts and Regulations, whenever necessary, all the powers and duties conferred or imposed upon the University by any of such provisions.

(2) The powers conferred upon the University by this section shall be exercised by the Council, unless otherwise expressly provided in this Ordinance, or in the Statutes, Acts or Regulations.

Location of the University.

4. The University constituted by this Ordinance shall have its seat in or near Kandy, on the site lying within the boundaries of any land hereafter vested in the University under section 5 (hereinafter referred to as “ the University precincts ”).

Vesting of land, &c. in the University.

5. The Governor may, by Order, vest in the University, for the purposes of this Ordinance and subject to such restrictions, conditions and prohibitions, of any nature whatsoever relating to use, occupation or disposition, as may be specified in the Order, any land or building acquired for a public purpose under the provisions of any laws now or hereafter to be in force for the acquisition of private lands for public purposes, or any other Crown land.

Powers of the University.

6. The University shall, subject to the provisions of this Ordinance and of any Statute, Act or Regulation, have the powers following :—

- (a) to provide for instruction in such branches of arts, science and learning as the University may determine, and also to make provision for research and for the advancement and dissemination of knowledge ;

- (b) to hold examinations for the purpose of ascertaining the persons who have acquired proficiency in different branches of study ;
- (c) to provide postgraduate courses and for this purpose to co-operate with other Universities or authorities, in such manner and for such purposes as the University may determine ;
- (d) to grant and confer degrees, diplomas and other academic distinctions to and on persons who shall have pursued approved courses of study in the University and shall have passed the examinations of the University ;
- (e) to admit graduates of other Universities to equal or similar degrees in the University on such conditions as may be prescribed by Act made on the recommendation of the Senate, and to register them as graduates of the University ;
- (f) to confer degrees of the University on any persons who shall be employed by the University as Professors, Readers, Lecturers, or otherwise, or who shall have carried on independent research therein ;
- (g) to confer honorary degrees or other distinctions on approved persons ;
- (h) to recognise the examinations and periods of study passed by persons seeking admission to, or by students of, the University at other Universities or places of learning of University status as equivalent to such examinations and periods of study in the University, or such part thereof, as may be prescribed by Act, and to withdraw such recognition at any time ;
- (i) to institute Professorships, Readerships, Lecturerships and any other posts or offices which may be required, and to make appointments thereto ;
- (j) to erect, equip, and maintain for the purpose of the University, libraries, laboratories and other buildings whether for instructional or residential purposes ;
- (k) to institute and award Fellowships, Scholarships, Exhibitions, Bursaries, and Medals and other Prizes ;
- (l) to manage Halls of Residence, and to license lodging-houses, for the residence of students of the University ;
- (m) to regulate and provide for the residence, discipline, and moral, mental and physical well-being of officers, teachers and students of the University ;
- (n) to demand and receive such fees as may from time to time be prescribed by Act ;
- (o) to do all such other acts and things, whether incidental to the powers aforesaid or not, as may be requisite in order to further the objects of the University.

7. The University shall be open to all persons of either sex and of whatever race, creed or class, and no test of religious belief or profession shall be adopted or imposed in order to entitle any person to be admitted as a teacher or student of the University, or to hold any appointment therein (other than that of Warden of a Hall of Residence), or to graduate thereat or to hold, enjoy or exercise any advantage or privilege thereof :

Distinctions of race, creed, class or religion prohibited ; but religious instruction permitted.

Provided that nothing in the preceding provisions of this section shall be deemed to prevent religious instruction being given in any manner which may be prescribed by Act to those willing to receive it by persons approved for that purpose by the Council.

8. (1) Where any person represents to the Governor that he is prepared to provide a place of worship within the University radius for the use of any religious community, the Governor may, after consulting the Council, lease to that person or to the representatives of that religious community, at a nominal rent, such extent of Crown land as the Governor may deem necessary for the purpose.

Places of worship.

(2) Where any land, other than Crown land, is required for the purposes of a lease under sub-section (1), that land may be acquired under the Land Acquisition Ordinance and shall, for the purposes of the application of the provisions of that Ordinance, be deemed to be land required for a public purpose.

Cap. 203.

(3) In this section, " place of worship " includes accommodation attached to a place of worship for the purpose of housing members of a religious order.

9. The authorities responsible for organising the teaching of the University shall be prescribed by Statute ; and the courses of study shall be prescribed by Act or Regulation.

Teaching authorities and courses of study.

PART II.

The Chancellor and Officers of the University.

The Chancellor. 10. The Governor shall be *ex officio* Chancellor of the University. He shall be the Head of the University and the President of the Court, and shall, when present, preside at meetings of the Court and at any Convocation of the University.

The Pro-Chancellor. 11. The Minister for Education for the time being shall be Pro-Chancellor of the University. He shall, when present, and in the absence of the Chancellor, preside at meetings of the Court and at any Convocation of the University.

The Vice-Chancellor. 12. (1) The first Vice-Chancellor shall be appointed by the Governor, and subsequent appointments to the office of Vice-Chancellor shall be made by the Governor on the recommendation of the Court.

(2) The Vice-Chancellor shall be a whole-time officer of the University and shall be the principal executive and academic officer thereof. He shall be an *ex officio* member of the Court and an *ex officio* member and Chairman of the Council and of the Senate. He shall convene all meetings of the Court, the Council, and the Senate, and all Convocations, and shall, in the absence of the Chancellor and Pro-Chancellor, preside at meetings of the Court and at any Convocation of the University. He shall be entitled to convene, be present at, and speak at, any meeting of any Authority or other body of the University, but shall not be entitled to vote at such meeting unless he is a member of the Authority or body concerned.

(3) It shall be the duty of the Vice-Chancellor to see that the provisions of this Ordinance and of the Statute, Acts and Regulations are duly observed; and he shall have and may exercise all such powers as he may deem necessary for this purpose.

(4) The Vice-Chancellor shall give effect to the decisions of the Council regarding the appointment, dismissal or suspension of the officers and teachers of the University, and shall exercise general supervision over the administrative and educational arrangements of the University. He shall be responsible for the presentation to the Council of the annual accounts of the University and of all financial estimates, annual or supplementary. He shall also be responsible for the discipline of the University in accordance with this Ordinance and the Statutes, Acts and Regulations, and shall exercise and perform such other powers and duties as may be conferred or imposed upon him by this Ordinance or prescribed by Statute or Act.

(5) The Vice-Chancellor shall hold office for a term of five years, but he may be reappointed in accordance with this section:

Provided that if the Court so recommends, no person shall continue to hold the office of Vice-Chancellor after he has completed his sixtieth year; or, if he completes his sixtieth year in the course of an academic year, after the last day of such academic year.

(6) If any vacancy occurs in the office of Vice-Chancellor, or if the Vice-Chancellor, by reason of leave, illness, or other cause, is unable temporarily to perform the duties of his office, the Council shall, as soon as possible, subject to the approval of the Chancellor, make such arrangements as it may think fit for carrying on the office. Until such arrangements have been made, the Registrar shall carry on the routine duties of the office.

(7) In the absence of the Vice-Chancellor at any meeting of the Council, the Council shall elect a Chairman for the purposes of the meeting from among the members present.

The Registrar and the Librarian.

13. (1) The Registrar shall be a whole-time officer of the University and shall be appointed by the Chancellor on the recommendation of the Council. He shall exercise and perform such powers and duties as may be conferred or imposed upon him by this Ordinance or prescribed by Statute, Act or Regulation.

(2) The Librarian shall be a whole-time officer of the University and shall be appointed by the Chancellor on the recommendation of the Council. He shall exercise and perform such powers and duties as may be prescribed by Statute, Act or Regulation.

PART III.

The University Authorities.

14. The Authorities of the University shall be the Court, the Council, the Senate, the Faculties, the General Board of Studies and Research, and such other bodies as may be prescribed by Statute as Authorities of the University.

Authorities
of the
University.

15. (1) The University Court, in this Ordinance referred to as "the Court", shall consist of the following persons:—

The Court.

(a) *Ex officio members—*

- (i) The Chancellor.
- (ii) The Pro-Chancellor.
- (iii) The Vice-Chancellor.
- (iv) The Professors.
- (v) Readers and Lecturers in independent charge of Departments of Study.
- (vi) Such other members as may be prescribed by Statute.

(b) *Life members—*

- (i) Persons appointed by the Chancellor to be life members for distinguished services rendered to the University or to education generally: Provided that the number of life members so appointed shall not at any time exceed five.
- (ii) Individual donors of not less than Rs. 100,000 to the University for a purpose approved by the Council, who may be appointed by the Chancellor to be life members.

(c) *Other members—*

- (i) One member of each Faculty to be elected by the Faculty.
- (ii) Members to be elected by the registered graduates from among their own body.
- (iii) Members to be elected from among their own body by the teachers of the University other than the Professors, and the Readers and Lecturers in independent charge of Departments of Study.
- (iv) Members to be elected by the members of the State Council of Ceylon from among their own body.
- (v) Members to be elected from among their own bodies by such institutions connected with oriental culture as the Council shall from time to time determine.
- (vi) Members to be elected from among their own bodies by the Council of Legal Education and the Ceylon Medical Council.
- (vii) Members to be elected from among their own bodies by such Councils, Boards, Associations, or other bodies, or groups of bodies, as the Council shall from time to time determine.

(2) Except as otherwise provided by this Ordinance, the number of members to be elected or appointed under the respective paragraphs of sub-section (1) (c) and their term of membership shall be prescribed by Statute, and the mode of election of members to be elected under sub-section (1) (c) (i), (ii) and (iii) shall be prescribed by Act.

(3) The total number of members of the Court shall not at any time exceed one hundred. The quorum for a meeting of the Court shall be prescribed by Statute.

16. (1) The Court shall meet once in each year, on a date to be fixed by the Vice-Chancellor, at a meeting to be called the Annual Meeting of the Court.

Meetings of
the Court.

(2) The Vice-Chancellor may whenever he thinks fit, and shall upon a requisition in writing signed by not less than twenty members of the Court, convene a special meeting of the Court.

17. Subject to the provisions of this Ordinance and of the Statutes, Acts and Regulations, the Court shall have and perform the following powers and duties:—

Powers and
duties of
the Court.

- (a) to make Statutes, and by Statute to amend, add to or repeal the same: Provided that no Statute made by the Court shall be repugnant to the laws of Ceylon or to any provision of this Ordinance;

- (b) to consider, amend, or cancel Acts made by the Council ;
- (c) to consider, amend, or adopt the annual report, the annual accounts, and the financial estimates of the University: Provided that no such amendment shall be made unless the opinion of the Council thereon has first been obtained ;
- (d) to do any other act or to perform any other duty authorised or imposed upon the Court by this Ordinance or by Statute.

The Council. 18. The University Council, in this Ordinance referred to as "the Council", shall be the executive body of the University.

Constitution of the Council. 19. (1) The Council shall consist of the following persons :—

(a) *Ex officio members*—

- (i) The Vice-Chancellor.
- (ii) The Director of Education.
- (iii) The Deans of the Faculties.

(b) *Other members*—

- (i) Five members appointed by the Chancellor.
- (ii) Three members elected by the Court from among its own body, not being salaried officers of the University.
- (iii) Two members elected by the Senate from among its own body.
- (iv) One Warden elected by the Wardens of the Halls of Residence from among their own number: Provided that if, in the opinion of the Council, the Wardens of the Halls of Residence have not made such an election within a reasonable time, it shall be lawful for the Council to nominate one of the Wardens to represent them and any person so nominated by the Council shall be deemed to have been duly elected for the purpose of this paragraph.

(2) Members of the Council other than *ex officio* members shall hold office for a period of three years :

Provided that members elected under the provisions of sub-section (1) (b) (ii) and (iii) shall retain their membership so long only within the said period of three years as they continue to be members of the body which elected them, and that the member elected or nominated under the provisions of sub-section (1) (b) (iv) shall retain his membership so long only within the said period of three years as he retains his position of Warden of a Hall of Residence.

(3) The mode of election of members to be elected under sub-section (1) (b) (iv) shall be prescribed by Act.

(4) Seven members of the Council shall form a quorum.

Powers and duties of the Council.

20. Subject to the provisions of this Ordinance and of the Statutes, Acts and Regulations, the Council shall have and perform the following powers and duties :—

- (a) to hold, control, and administer the property and funds of the University ;
- (b) to select a Coat of Arms for the University, subject to the approval of the Court, and to determine the form, provide for the custody and direct the use, of the common seal of the University ;
- (c) to regulate and determine all matters concerning the University in accordance with this Ordinance, the Statutes, Acts and Regulations ;
- (d) after consideration of the recommendations of the Senate, and subject to ratification by the Court, but without prejudice to anything done by the Council before such ratification:—
 - (i) to institute, abolish, or suspend Professorships, Readerships, Lecturerships, and other teaching posts, and
 - (ii) to determine the qualifications and emoluments of teachers ;
- (e) to appoint officers whose appointment is not otherwise provided for, and to suspend or dismiss on the grounds of incapacity or conduct which in the opinion of not less than two-thirds of the members of the Council renders him unfit to be an officer or teacher of the University any officer, or any teacher appointed under the provisions of section 34 or section 35 ;

- (f) to appoint, and to suspend, dismiss or otherwise punish persons in the employ of the University other than officers and teachers ;
- (g) to administer any funds placed at the disposal of the University for specific purposes ;
- (h) to receive and accept bequests, donations and grants of any property to the University : Provided that all such bequests, donations and grants shall be reported to the Court at its next meeting ;
- (i) to consider the annual report, the annual accounts, and the financial estimates of the University, and to submit such report, accounts, and estimates to the Court ;
- (j) to draft Statutes as and when it sees fit and to submit the same to the Court ; and to make Acts for any matters in respect of which Acts are authorised to be made ; and to make such Regulations as are not provided to be made by any other Authority ;
- (k) to provide the buildings, premises, furniture and apparatus, and other material needed for carrying on the work of the University ;
- (l) to appoint examiners, whether from the staff of the University or from elsewhere, after consideration of the recommendations of the Senate, and to determine any fees which may be paid to such examiners ;
- (m) to supervise and control the residence and discipline of students of the University, and to make arrangements for promoting their health and general welfare ;
- (n) to institute, maintain, and manage Halls of Residence, and to appoint Wardens thereto ;
- (o) to enter into, vary, carry out, or cancel contracts on behalf of the University, and to invest any moneys belonging to the University, including any unapplied income, in any security in which, under the provisions of section 20 of the Trusts Ordinance or of any other written law, it is lawful to invest trust moneys ; or, with the approval of the Financial Secretary, to invest any such moneys in the purchase of immovable property in Ceylon or vary such investments ; or to place on fixed deposit in any bank approved in this behalf by the Financial Secretary any portion of such moneys not required for immediate expenditure ;
- (p) to determine by Regulation, after consulting the Senate, the dates for the commencement and the termination of the academic year ;
- (q) to determine, after consulting the Senate, the academic dress of the Chancellor, Pro-Chancellor, officers, graduates and students of the University ;
- (r) to exercise all other powers of the University, the exercise of which is not otherwise provided for by this Ordinance or by Statute. Provided that the exercise of such powers shall be subject to ratification by the Court, but without prejudice to anything done by the Council before such ratification :

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Provided that no resolution shall be passed by the Council in relation to any academic matter unless the Senate has first been given the opportunity of recording and transmitting to the Council its opinion thereon.

In this section, "academic matter" includes any matter which is subject to the control and general direction of the Senate under section 21.

21. The Senate of the University, in this Ordinance referred to as "the Senate", shall be the academic body of the University, and, subject to the provisions of this Ordinance and of the Statutes, Acts and Regulations, shall have the control and general direction of instruction, education, and examinations within the University, and shall exercise and perform such other powers and duties as shall be conferred or imposed upon it by any of such provisions. The constitution of the Senate, its powers and duties, and the term of membership of the members thereof, other than the *ex officio* members, shall be prescribed by Statute.

The Senate.

22. (1) The University shall have power to establish Faculties of Oriental Studies, Arts, Science, Law, Medicine, Agriculture, Commerce, and Engineering, and such other Faculties (whether formed by the addition of Faculties or by the subdivision or combination of an existing Faculty or of existing Faculties, or otherwise) as may be prescribed by Statute.

Faculties and Deans of Faculties.

(2) The constitution and the powers and duties of the Faculties, and the term of membership of the members thereof, other than the *ex officio* members, shall be prescribed by Statute.

(3) The Departments of Study to be comprised in each of the Faculties shall be prescribed by Act.

(4) There shall be a Dean of each Faculty who shall be a Professor elected by the Faculty from among the Heads of Departments of Study in the Faculty and shall hold office as Dean for such term, and exercise and perform such powers and duties, as may be prescribed by Statute. For the purposes of this sub-section, the Professor of each such Department, or the Reader or Lecturer if there is no Professor, shall be deemed to be the Head of the Department. If more than one Professor or more than one Reader or Lecturer is attached to any such Department, the Vice-Chancellor shall appoint such Professor or Reader or Lecturer as he thinks fit to be Head of the Department, and such Professor or Reader or Lecturer shall be responsible to the Dean for the organization of the teaching in that Department:

Provided that if, through his absence on leave or for any other reason, the Dean is prevented from performing the duties of his office, it shall be lawful for the Vice-Chancellor to appoint a Professor from among the Professors of the Faculty to perform such duties.

General Board
of Studies
and Research.

23. There shall be a General Board of Studies and Research. The constitution and the powers and duties of this Board, and the term of membership of the members thereof, other than the *ex officio* members, shall be prescribed by Statute.

Other
Authorities.

24. The constitution, powers, and duties, and the term of membership of members other than *ex officio* members of such other bodies as shall be declared by Statute to be Authorities of the University shall be prescribed by Statute.

PART IV.

Convocation.

Holding of
Convocation.

25. (1) A Convocation of the University for the purpose of conferring degrees shall be held once in every year on such date as may be approved by the Chancellor: Provided that a special Convocation may be held at such other time as the Chancellor may direct.

(2) The procedure of any such Convocation shall be prescribed by Act.

PART V.

Statutes, Acts and Regulations.

Statutes.

26. (1) Subject to the provisions of this Ordinance, Statutes may be made providing for all or any of the following matters:—

- (a) the constitution, powers, and duties, and the term of membership of members other than *ex officio* members of the Authorities of the University, of the Boards of Studies, of the Board of Residence and Discipline, and of the Board for the Training of Teachers, where such matters have not been determined by this Ordinance;
- (b) the filling of vacancies on, and the convening of, any Authority or other body of the University, where not otherwise provided for;
- (c) the conditions of appointment, and emoluments, of the officers and teachers of the University, and their powers and duties;
- (d) the creation of offices in the University other than those provided for in this Ordinance, and the abolition of such offices;
- (e) the admission of students to the University;
- (f) the maintenance of a register of registered graduates;
- (g) the determination of the degrees, diplomas, and other academic distinctions to be conferred by the University;
- (h) the conferment of honorary degrees;
- (i) the conditions of residence and the discipline of students, and the appointment of Wardens of Halls of Residence;
- (j) the institution and award of Fellowships, Scholarships, Exhibitions, Bursaries, and Medals and other Prizes for which funds or property may in any manner whatsoever be provided, and the making of Regulations respecting the same and the tenure thereof;
- (k) the interpretation of the Statutes, Acts, and Regulations;
- (l) all matters which under the provisions of this Ordinance are to be or may be prescribed by Statute.

(2) The Statutes contained in the First Schedule shall be the first Statutes of the University, and shall be deemed to have been made by the Court under this Ordinance and may be amended, added to or repealed by Statutes made in accordance with the provisions of this Ordinance.

27. (1) Save as otherwise provided in sub-section (2), no Statute shall be made by the Court until the Court has consulted the Council and obtained the opinion of the Council on the terms of the proposed Statute.

Powers of
Court, Council
and Chancellor
in relation to
Statutes.

(2) The Council may propose to the Court the draft of any Statute to be made by the Court. Such draft shall be considered by the Court at its next meeting. The Court may approve such draft and make the Statute, or may amend the draft, or may reject it, or may return it to the Council for reconsideration, either in whole or in part, together with any amendment which the Court may suggest.

(3) The Court shall not initiate, and the Council shall not propose to the Court the draft of, any Statute, whereby the status, powers, or constitution of any Authority of the University will be affected until such Authority has been given an opportunity of expressing an opinion thereon. Such opinion shall be in writing and shall be considered by the Court and shall, if the Statute is made by the Court, be submitted to the Chancellor.

(4) Every Statute which has been made by the Court shall be submitted to the Chancellor, who may refer the Statute back once to the Court for further consideration, or may assent thereto.

(5) Every Statute shall, when assented to by the Chancellor, be published in the *Gazette* and shall come into force on the date of such publication.

28. Subject to the provisions of this Ordinance, and of the Statutes, Acts may be made providing for all or any of the following matters:—

Acts.

- (a) the courses of study to be prescribed for all degrees and diplomas of the University;
- (b) the conditions under which students shall be admitted to the degree or diploma courses and to the University examinations, and be eligible for degrees and diplomas;
- (c) the conditions of residence of the students of the University;
- (d) the fees to be charged for courses of study in the University, for residence, for admission to the examinations, for degrees and diplomas, and for the registration of graduates;
- (e) the formation of Departments of Study in the Faculties;
- (f) the constitution, powers, and duties of any Board, Committee or other body of the University, where such matters have not been otherwise determined;
- (g) the conditions and mode of appointment, duties, and emoluments, of examiners, and the conduct and standard of examinations;
- (h) the numbers, qualifications, and emoluments of persons in the employ of the University other than officers and teachers;
- (i) such other emoluments and allowances as are not otherwise provided for;
- (j) all matters which under the provisions of this Ordinance or of the Statutes are to be or may be prescribed by Act.

29. (1) Acts shall be made by the Council.

Provided that no Act shall be made under any of the paragraphs (a), (b), (e) and (g) of section 28 unless a draft of such Act has been proposed by the Senate.

(2) The Council shall not have power to amend any draft proposed by the Senate under sub-section (1), but may reject it or return it to the Senate for reconsideration, either in whole or in part, together with any amendments which the Council may suggest.

(3) All Acts made by the Council shall be submitted to the Court at its next meeting, and the Court shall have power, by a resolution passed by a majority consisting of not less than two-thirds of the members present at such meeting, to amend or cancel any such Act, but without prejudice to anything already done thereunder:

Provided that—

- (a) no such amendment of an Act shall be made until the Court has first taken the opinion of the Council;
- (b) any Act cancelled by the Court shall, upon such cancellation, be null and void:

Powers of
Court, Council
and Chancellor
in relation to
Acts.

Provided, further, that it shall be lawful for the Vice-Chancellor to make such order as he may think fit with regard to any case of difficulty which may arise owing to the amendment or cancellation by the Court of any Act so submitted to the Court; and such order shall have effect accordingly.

(4) It shall be lawful for the Council by Act to add to, amend, alter or repeal any Act for the time being in force.

Regulations.

30. (1) Subject to the provisions of this Ordinance and of the Statutes and Acts, the Authorities and the other bodies of the University may make Regulations providing—

- (a) for all matters of procedure at the meetings of such Authorities and bodies, for the holding of their meetings, for the keeping of their records, and generally for all other matters relating to their business.
- (b) for all matters which under the provisions of this Ordinance or of the Statutes or Acts are to be or may be prescribed by Regulation, and for all other matters solely concerning such Authorities and bodies and not provided for by this Ordinance or by Statute or Act.

(2) It shall be lawful by Regulation to add to, amend, alter or repeal any Regulation for the time being in force.

(3) The Council may direct the amendment, in such manner as it may specify, of any Regulation made under this section, and the Authority or other body to which the direction is given shall comply therewith :

PART VI.

Residence.

Conditions of residence and administration of Statutes and Acts relating thereto.

31. (1) Every undergraduate member of the University shall reside within such radius from the Convocation Hall of the University as shall from time to time be prescribed by Act, (in this Ordinance referred to as "the University radius"), in a Hall of Residence or under such conditions of residence as may from time to time be prescribed by Statute or Act.

(2) The Statutes and Acts relating to conditions of residence shall be administered by the Board of Residence and Discipline.

PART VII.

Examinations, Admission to the University and to Courses of Study and Graduation.

Examinations.

32. All examinations held by the University shall be conducted in such manner as shall be prescribed by Statutes, Acts and Regulations.

Admission and periods of study for graduation.

33. (1) Subject to the provisions of the Statutes, Acts and Regulations, admission to the University shall be controlled by a Board of Admission which shall consist of—

- (a) The Vice-Chancellor.
- (b) The Deans of the Faculties.
- (c) Such other officers or teachers of the University as the Council shall from time to time determine.

(2) No person shall be eligible for admission to a course of study for a degree unless he has attained such age as shall be prescribed by Statute and has passed an Entrance Examination of the University or an examination recognised by the University as equivalent thereto, and unless he possesses such further qualifications, if any, as may be prescribed by Act or Regulation in relation to such course of study.

(3) Subject to the provisions of the Statutes, Acts and Regulations relating to residence, the period of resident study necessary to qualify any student for graduation shall not be less than three academic years of three terms each, the whole of which period shall be subsequent to the date on which the student has been admitted to the University :

Provided that students who have already obtained degrees at other Universities, the examinations of which are recognised as equivalent to the examinations of the University, shall be permitted to qualify for graduation under such conditions as regards resident study as may be prescribed by Act :

Provided, further, that, where the Vice-Chancellor certifies that for a specific period a student has been engaged on full-time study at the Ceylon University College or the Ceylon Medical College or the University before its establishment in the University precincts, such period shall be deemed to be part of the period of resident study for the purposes of this sub-section.

PART VIII.

Appointment of Teachers, &c.

34. Every appointment to a post of Professor, Reader or Lecturer in the University shall be made by the Council after considering the recommendation of a Board of Selection, the members of which shall be—

Appointment of Professors, &c.

- (i) the Vice-Chancellor.
- (ii) The Dean of the Faculty to which the post belongs.
- (iii) Two members appointed by the Council from among its own body.
- (iv) Two members who have knowledge of the subject of study concerned appointed by the Senate from among its own body.
- (v) Two members who shall not be officers or teachers of the University, appointed by the Court from among its own body.

35. Every appointment to a post of teacher other than that of Professor, Reader or Lecturer shall be made by the Council after considering the recommendation of a Selection Committee constituted in such manner as may be prescribed by Statute.

Appointment of other teachers.

36. (1) Every appointment of a teacher made under the provisions of section 34 or section 35, or of a Registrar or Librarian, shall be upon an agreement in writing between the University and such teacher, Registrar or Librarian. Such agreement shall be—

Agreements.

- (a) in the case of experienced persons who have already gained distinction in their subjects, for such period and on such terms as the Council may resolve; and
- (b) in other cases, for a probationary period of three years which may be extended by the Council by resolution for a further period of one year, if the Council thinks fit.

(2) In the case of agreements entered into by the University under sub-section (1) (b), any renewal thereof upon the expiration of the probationary period shall be expressed to be and remain in force, subject to the reservations hereinafter referred to, until the teacher, Registrar or Librarian appointed thereby has completed his fifty-fifth year, or, if he completes his fifty-fifth year in the course of an academic year, until the last day of such academic year, and in any such agreement there shall be expressly reserved—

- (a) a right for the University to annul the agreement on any ground on which it shall be lawful for the Council, under the provisions of section 20 (e), to dismiss a teacher, Registrar or Librarian;
- (b) an option for the University to renew the agreement so that it may continue and remain in force until the teacher, Registrar or Librarian has completed his sixtieth year, and
- (c) a right for the teacher, Registrar or Librarian to terminate the agreement at any time upon three months' notice in writing to the Vice-Chancellor.

37. Every full-time officer and teacher of the University shall be entitled to leave on such terms as shall be prescribed by Act.

Leave.

PART IX.

The Ceylon University Provident Fund.

38. In this Part—

Interpretation of Part IX.

- “contributor” means any officer, teacher, clerk or servant who is a contributor to the Provident Fund;
- “Provident Fund” means the Ceylon University Provident Fund established under section 39;
- “Registrar” includes any other person appointed by the Council under section 47 for the purposes of that section;
- “salary” means the emoluments of the substantive post or appointment held by any contributor and includes any such allowances as may by Statute or Act be declared to constitute part of the salary of a contributor.

39. The University shall establish a fund to be called and known as the Ceylon University Provident Fund.

Establishment of Provident Fund.

40. The Council may make Acts for the regulation, administration and management of the Provident Fund and for all matters incidental to or connected with the Provident Fund for which no express provision is made in this Ordinance.

Acts for regulation of Provident Fund.

Contributions
to the
Provident
Fund.

41. (1) Every officer, teacher, clerk and servant employed by the University, except in such cases as may be prescribed by Act, shall from the date of his employment contribute to the Provident Fund, by means of equal monthly deductions from his salary, an amount equal to one-twentieth of his salary; and the University shall, in addition, out of the University Fund, at the same time contribute to the Provident Fund in respect of every contributor a sum equal to one-tenth of the salary of that contributor.

(2) The Registrar shall open and keep a general account for the Provident Fund and a separate account in respect of each contributor to that Fund. All contributions made by a contributor to the Provident Fund and all contributions made by the University to the Provident Fund in respect of that contributor shall be placed to the credit of the separate account of that contributor in the Provident Fund.

(3) The amount lying to the credit of the account of a contributor shall, subject to the provisions of any Act made by the Council in that behalf, accumulate at compound interest at the rate of four per centum per annum until the day on which that contributor completes his fifty-fifth year; and the account of that contributor shall be closed on that day.

Payments
out of the
Provident
Fund.

42. (1) Where the account of any contributor is closed as provided in section 41, the Registrar shall, subject to the provisions of section 43, pay to that contributor the full amount lying to the credit of his account in the Provident Fund.

(2) Where a contributor, before he has completed his fifty-fifth year, ceases to be employed by the University either on account of ill-health or incapacity or on account of the abolition of the post in which he is employed, or voluntarily retires from the service of the University, the Registrar shall, subject to the provisions of section 43, pay to that contributor the full amount which has accumulated to the credit of his account in the Provident Fund at the date on which he has ceased to be employed, or on which he retired, as the case may be.

(3) Where a contributor, before he has completed his fifty-fifth year, is dismissed on account of conduct which, in the opinion of the Council, renders him unfit to be further employed by the University, the Registrar shall, subject to the provisions of section 43, pay to that contributor the amount contributed by him to the Provident Fund, together with the accumulated interest thereon up to the date of his dismissal.

(4) Where a contributor dies while in the service of the University, the Registrar shall, subject to the provisions of section 43, pay the full amount which has accumulated to the credit of the account of that contributor in the Provident Fund to the estate of the deceased contributor or to the person lawfully entitled to such amount.

Deductions
prior to
payment from
Provident
Fund.

43. Notwithstanding anything in the preceding provisions of this Part and without prejudice to any other right, or remedy, the amount of any loss or damage sustained by the University by reason of the dishonesty or negligence of a contributor at any time during the period of his employment by the University shall be a first charge upon the amount lying to the credit of the account of that contributor in the Provident Fund; and such amount may be deducted at the time any payment is made in accordance with the provisions of section 42.

PART X.

Financial Provisions.

Financial
year.

44. The financial year of the University shall commence on the first day of October in any year and end on the thirtieth day of September in the succeeding year.

University
Fund.

45. There shall be a fund, to be called the University Fund, into which shall be paid—

- (a) fees paid to the University in accordance with the provisions of Acts made under section 28 (d);
- (b) income from endowments;
- (c) moneys provided by the State Council as grants in aid of the University;
- (d) all other moneys belonging to the University from whatsoever source derived.

Grants in aid
of the
University.

46. (1) The Financial Secretary shall, as soon as may be after the commencement of each financial year, pay to the University such moneys as may be provided by the State Council under the annual Appropriation Ordinance as a grant in aid of the University.

(2) The Financial Secretary shall, from time to time, pay to the University such moneys as may be provided by the State Council, by way of a supplementary vote or otherwise, as a grant in aid of the University.

(3) All moneys paid to the University under the preceding sub-sections shall be applied or expended by the University for all or any of the purposes authorised by or under this Ordinance.

47. It shall be the duty of the Registrar, or of any other person who may be appointed for the purposes of this section by the Council in accordance with the Statutes—

Registrar
to keep
accounts, &c.

- (a) to keep the accounts of the University in such form as the Council shall from time to time direct ;
- (b) to receive all moneys paid into the University Fund and to credit such moneys to the proper heads of account ;
- (c) to make all authorised payments ;
- (d) to prepare for the consideration of the Vice-Chancellor the annual financial estimates for the ensuing financial year, and any supplementary estimates under section 53 :

Provided that income derived from grants made for specific purposes, or from endowments for specific objects, shall be separately accounted for in the accounts of the University, and that no payments shall be made from such income for the general purposes of the University or for any purposes or objects other than those for which such grants or endowments were respectively made

48. The accounts of the University shall be annually audited by the Auditor-General.

Audit.

49. The accounts of the University for each financial year shall, when audited, be published in the *Gazette*

Publication
of accounts
in *Gazette*.

50. The annual financial estimates prepared under the provisions of section 47 (d) shall be considered by the Council before the fifteenth day of January in each year. The Council may make such alterations in such financial estimates as it thinks fit and shall transmit them to the Court together with the accounts of the University for the last completed financial year.

Annual
estimates to
be considered
by the Council.

51. The annual accounts of the University and the annual financial estimates shall be considered by the Court at its Annual Meeting, and it shall be lawful for the Court subject to the provisions of section 17 (c), by resolution to adopt the said accounts and to adopt or amend the said estimates, as it thinks fit.

Annual
accounts and
estimates to
be considered
by the Court.

52. The Court shall return the annual financial estimates to the Council together with any resolutions passed under the provisions of section 51 ; and the Council shall thereupon accept the decisions of the Court :

Chancellor's
assent to
estimates.

Provided that—

- (a) subject to the provisions of section 46 (3), the Council may, unless the Court otherwise directs, transfer moneys assigned under one head of expenditure in the passed estimates to any other head ;
- (b) every such transfer shall be reported to the Court at the next Annual Meeting of the Court.

53. In case of necessity and in order to meet unforeseen expenditure, it shall at any time be lawful for the Registrar or other person appointed for the purposes of section 47 to prepare supplementary estimates of expenditure and for the Council to pass such estimates :

Supplementary
estimates.

Provided that such supplementary estimates shall be submitted to the Court at its next Annual Meeting together with the annual financial estimates for the ensuing year.

PART XI.

General Provisions.

54. The University shall not grant any bonus or make any gift or division of money to or between any of its members otherwise than in accordance with Statutes made under the provisions of section 26 (1) (j).

Gifts,
bonuses, &c.

55. If any member of any of the Authorities or other bodies of the University, or any graduate of the University, or any person who has received a diploma or other academic distinction from the University, or any person upon whom an honorary degree has been conferred by the University, is convicted of any crime or offence involving moral turpitude, or is in the opinion of the Council guilty of scandalous conduct,

Deprivation
of degree, &c.,
on account of
misconduct.

it shall be lawful for the Chancellor, on the recommendation of not less than two-thirds of the members of the Council, to do any or all of the following :—

- (a) to remove his name from the membership-roll of such Authority or other body ;
- (b) to remove his name from the register of registered graduates ;
- (c) to deprive him of any degree, diploma or other academic distinction conferred upon him by the University ;
- (d) to deprive him of all privileges of the University which he enjoys.

Question as to validity of elections and appointments.

56. If any question arises whether any person has been duly elected, appointed, nominated or co-opted as, or whether any person is entitled to be, a member of any Authority or other body of the University, the question shall be referred to the Chancellor whose decision thereon shall be final.

Vacancies not to invalidate resolutions or proceedings.

57. No resolution or proceeding of any Authority or other body of the University shall be invalidated merely by reason of the existence of a vacancy or of vacancies among its members.

Rights of women.

58. (1) All courses of study, and all degrees, diplomas and other academic distinctions of the University shall be open to women.

(2) No person shall, by reason of sex, be debarred from any office in the University or from membership of any of its Authorities or other bodies.

Salaries, &c. of officers, &c., exempt from seizure in execution.

59. Notwithstanding anything in any written law other than this Ordinance, the salary or allowances of any officer, teacher, clerk or servant of the University and moneys lying to the credit of any such officer, teacher, clerk, or servant in the Ceylon University Provident Fund shall not at any time be attached, sequestered or seized in execution of the decree or process of any court.

PART XII.

Special Provisions.

Prohibition of persons convicted of certain offences from entering University radius.

Cap. 15.
Cap. 25.

60. (1) It shall be lawful for the Vice-Chancellor, with the consent of the Council, by writing under his hand served on any person who has been convicted of an offence under the provisions of section 365 or section 365A of the Penal Code or of section 2 of the Brothels Ordinance, to prohibit such person from entering or remaining within the University radius or within such part thereof as may be specified in such writing. Such prohibition shall be and remain in force until revoked by the Vice-Chancellor with the like consent.

(2) A certificate under the hand of the Vice-Chancellor to the effect that any person named in the certificate has been prohibited, in accordance with the provisions of sub-section (1), from entering or remaining within the University radius or any specified part thereof, shall be received and accepted by a court as evidence of the facts stated in such certificate until the contrary is proved.

(3) A document purporting to be a certificate issued by the Vice-Chancellor and to be signed by him, shall be received in evidence, and shall, until the contrary is proved, be deemed to be a certificate issued by the Vice-Chancellor under sub-section (1).

Penalty for offence of disobeying prohibition.

61. Any person prohibited under the provisions of section 60 from entering or remaining within the University radius or part thereof who enters or remains within such radius or part thereof in contravention of such prohibition shall be guilty of an offence, and shall, on conviction after summary trial before a Magistrate, be liable to a fine of one hundred rupees in respect of each day upon which he has entered or during which he has remained within such radius or part thereof.

Offences under Section 61 to be cognizable and bailable.
Cap. 16.

62. All offences under section 61 shall be cognizable and bailable within the meaning of those terms as defined in the Criminal Procedure Code.

PART XIII.

Application of Chapter 199 to areas in proximity to the University precincts.

Cap. 199.

63. (1) Notwithstanding anything in the Housing and Town Improvement Ordinance, it shall be lawful for the Governor, if he deems it expedient to do so in order to preserve the amenities of the University precincts, to declare, by notification published in the *Gazette*, that Chapter I. of Part II of that Ordinance shall apply, subject to the modifications specified in sub-section (2) of this section, to any area of land in proximity to the University precincts to which the said Ordinance does not otherwise apply, as if such area were an area comprised within the administrative limits of a local authority.

(2) Upon the publication of any such notification, the said Chapter shall apply accordingly, subject to the following modifications therein :—

- (a) The word " Vice-Chancellor " shall be substituted for the word " Chairman ", wherever the latter word occurs therein.
- (b) The following section shall be substituted for section 7 thereof :—
7. The Vice-Chancellor shall not refuse—
- (1) to approve any plan, drawing or specification of any building ; or
- (2) to consent to any alteration in any building, unless the building or the alteration of the building is of such a nature as to be likely, in his opinion, to injure the amenities of the University precincts, or unless the applicant for such approval or consent fails to comply with any requirement made under section 8.
- (c) In section 8 (a) thereof, the words " by local by-laws, or in the absence of such by-laws " shall be omitted.
- (d) In section 8 (b) thereof, the words " so as to bring it into accordance with such form or so as to contain any of such particulars " shall be substituted for the words " so as to bring it into accordance with law ".
- (e) In section 8 (e) thereof, the word " Chapter " shall be substituted for the word " Ordinance ".
- (f) In section 13 (1) (c) thereof, the words " this Chapter " shall be substituted for the words " this Ordinance or of any local by-law ".
- (g) In section 13 (2) thereof, the words " so as not to injure the amenities of the University precincts " shall be substituted for the words " in such a way as to bring it into accordance with law ", and the words " and any expenses thereby incurred shall be recoverable upon an order made by the Magistrate in the same manner as a fine imposed by him, and upon recovery shall be paid to the Vice-Chancellor " shall be substituted for the words " and to recover the expenses thereby incurred in the same manner and by the same process as a rate ".
- (h) In section 15 (1) thereof, the words " does not injure the amenities of the University precincts " shall be substituted for the words " is in accordance with law ".
- (i) The reference to the Tribunal of Appeal in section 16 thereof shall be deemed to be a reference to the District Court having jurisdiction in the district in which the said area is situated.

(3) The exercise of any of the powers conferred upon the Vice-Chancellor under the provisions of this section shall be subject to the consent of the Council, and if the Vice-Chancellor refuses to approve any plan, drawing or specification of any building or to consent to any alteration in any building within the said area on the ground that it will injure the amenities of the University precincts, the University shall make compensation to any person for any loss or damage he may sustain in consequence of such refusal ; and any person aggrieved by the failure of the University to make such compensation or to make adequate compensation, may appeal to the District Court having jurisdiction in which such area is situated and the decision of the District Court on any such appeal shall be final.

PART XIV.

Transitory Provisions.

64. The first Vice-Chancellor may be appointed at any time after the enactment of this Ordinance and prior to the date on which this Ordinance or any provision thereof is brought into operation ; and it shall be lawful for any person so appointed, subject to the existence of financial provision therefor, to make such appointments and to take such action as he may think necessary, consistent, so far as may be, with the provisions of this Ordinance and of the Statutes contained in the Schedule, for the purpose of bringing the University into being or for the purpose of the issue of any Proclamation under section 1 ; and, for such purposes, he may exercise any power which, by this Ordinance or by the Statutes aforesaid, is or may be conferred on the University or on any officer or Authority thereof.

Appointment of, and preliminary action by, first Vice-Chancellor.

65. In the case of the first appointments, elections or co-optations to any University Authority, one-half of the total number of members appointed, elected or co-opted in any category, or, in the event of there being an odd number of members in any category, one-half such number less one,

Rotation of membership of University Authorities.

shall retain their membership of such Authority for a term of two years only and shall then retire from such membership. The members who shall so retire shall be chosen by lot :

Provided that any member retiring after a term of two years only under the provisions of this section shall be eligible for re-appointment or re-election, or to be again co-opted, for a full three years term of membership.

Transitional
period.

66. (1) For the purposes of this section, " the transitional period " means the period between the date on which this Ordinance comes into operation and the thirtieth day of September next following.

(2) For the purposes of Part X of this Ordinance, the first financial year of the University shall begin at the end of the transitional period.

(3) The Vice-Chancellor shall prepare the financial estimates for the transitional period. The said financial estimates, shall be deemed to be the financial estimates of the University for the purposes of this Ordinance.

(4) There shall be paid to the University out of moneys provided by the State Council in accordance with the provisions of section 46 a grant in aid of the University to meet the expenses of the University during the transitional period.

(5) Until the grant in aid under the last preceding sub-section shall have been paid, it shall be lawful for the Financial Secretary to advance to the University such sums as he may think necessary to meet the current expenses of the University :

Provided that such sums shall be deemed to be part of the grant in aid under the last preceding sub-section.

(6) If under section 64 the Vice-Chancellor is appointed before this Ordinance comes into operation, it shall be lawful for the Financial Secretary to pay, out of moneys voted by the State Council for the expenses of the Ceylon University College, and until this Ordinance comes into operation, the salary of the Vice-Chancellor under this Ordinance and such expenses as the Vice-Chancellor may incur with the consent of the Financial Secretary for the purposes of section 64.

(7) For the purposes of section 41, the date of the employment of the first Vice-Chancellor shall be the date on which he is appointed under section 64, notwithstanding that this Ordinance may not then be otherwise in operation.

Transfer of
officers.

67. (1) Save as otherwise provided in sub-section (4), every teacher, officer, servant or other person holding an appointment under the Government of Ceylon and employed in the Ceylon University College or the Ceylon Medical College immediately before the date on which this Ordinance comes into operation shall, on that date, be transferred to the employ of the University.

(2) In this Part of this Ordinance, persons transferred under the last preceding sub-section are referred to as " transferred officers ".

(3) A transferred officer shall be employed by the University with as nearly as may be the same status and, subject to this Ordinance, on the same terms, including terms relating to salary or wages, the termination of his employment, allowances and overseas passages for himself and his family, as he had or enjoyed in the service of the Government of Ceylon immediately before the date on which this Ordinance came into operation. Any dispute between the University and a transferred officer as to the application of this section shall be decided by the Governor whose decision shall be final.

(4) The preceding provisions of this section shall not apply to the Principal of the Ceylon University College.

Pensionable
officers
transferred to
University.

68. (1) Every transferred officer who, immediately before the date on which this Ordinance came into operation, held a post declared to be pensionable under the Minutes on Pensions issued by the Governor (hereinafter referred to as a " pensionable officer "), shall be deemed, for the purposes of those Minutes, to continue to hold such a post so long as he is in the employ of the University, and shall be eligible for the grant of a pension as though his service under the University were service under the Government; and the Governor may grant such pension in accordance with the terms of the said Minutes.

Cap. 296.

(2) Notwithstanding anything in the Widows' and Orphans' Pension Fund Ordinance, any transferred officer who, immediately before the date on which this Ordinance came into operation, was subject to the provisions of that Ordinance shall, so long as he remains in the employ of the University, be deemed to be a public officer within the meaning of that Ordinance and for the purpose of the application of the provisions thereof.

Contributions
by University
in respect of
transferred
officers

69. (1) The University shall, in respect of every pensionable officer in its employ, contribute out of the University Fund to the general revenue of the Island in respect of every complete month during which the said officer is in its employ, such sum not exceeding fifteen per centum of the highest

monthly salary received by such officer in his substantive post under the Government or the University as the Governor may from time to time determine.

(2) In addition to the contribution under sub-section (1), the University shall, in respect of every transferred officer who is under section 68 (2) deemed to be a public officer within the meaning of the Widows' and Orphans' Pension Fund Ordinance for the purposes of the application of the provisions of that Ordinance, contribute out of the University Fund to the general revenue of the Island, in respect of every complete month during which each such officer is in the employ of the University, a sum equivalent to three per centum of the salary of each such officer for each such month.

(3) All contributions under the preceding provisions of this section shall be paid annually into the Treasury on or before such date as may be fixed by the Financial Secretary.

(4) In this section, "salary" means the emoluments of the pensionable appointment held by the officer exclusive of allowances other than personal allowance.

Cap. 296.

70. (1) In respect of every transferred officer who is not a pensionable officer there shall, subject as hereinafter provided, be paid to the University out of moneys provided by the State Council a sum equal to one-tenth of the officer's salary during each month of his service under Government accumulated during the period of such service up to the date of payment at compound interest at the rate of four per centum per annum:

Non-pensionable transferred officers.

Provided that no such payment shall be made to the University in respect of any such officer who on the date of his transfer to the employ of the University counts not less than fifteen years of service under Government and elects that, in lieu of any such payment as aforesaid in respect of his service under Government, he should receive from the Government, on ultimate retirement from his employment under the University, a retiring allowance computed on the basis of his service under the Government.

(2) The sum so received by the University in respect of any transferred officer shall be placed to the credit of the account of that transferred officer, in the Provident Fund established under section 39 and shall, for the purposes of the application of the provisions of Part IX. of the Ordinance, be deemed to be a contribution made by the University in respect of that officer under section 41 (1).

71. Every pensionable officer who, immediately before the date on which this Ordinance came into operation, belonged to the class of public officers described in paragraph (a) of clause (1) of Article 88 of the Ceylon (State Council) Order in Council, 1931, shall be entitled to retire from the service of the University in the same circumstances, under the same conditions, and with the same benefits and consequences, as though his service under the University were service under the Government and as though he were a public officer of that class on the date of his retirement from the service of the University.

Pensionable officers entitled to benefits of Article 88 of the Order in Council prior to their transfer to service of the University.

72. Any pensionable officer to whom section 71 does not apply shall be entitled, within a period of five years from the date on which this Ordinance comes into operation, to retire from the service of the University and may then be granted, under the Pension Minutes issued by the Governor, such compensation as might have been granted if he had been, on the date of his retirement, an officer in the public service and had been retired on account of the abolition of his office; and, for the purposes of the grant of such compensation, the service of every such pensionable officer under the University shall be deemed to be service under the Government.

Rights of other pensionable officers.

73. The Governor may, by Order, transfer to the University such fixtures and movable property belonging to the Crown and used by the Ceylon University College or the Ceylon Medical College as may be specified in the Order; and any fixtures or movable property specified in any such Order shall, with effect from such date as may be appointed thereby, vest in and be the property of the University.

Transfer to University of fixtures and movable property of University College and Medical College.

74. (1) Where under any deed, will, or other written instrument or under any agreement, trust or *fidei commissum*, the Crown has acquired or would but for this section have acquired any right, power or privilege, or has become bound or would but for this section have become bound to the performance of any duty or obligation, such right, power, privilege, duty or obligation being in respect of and for the purposes of the Ceylon University College or the Ceylon Medical College, the right, power, or privilege shall vest in, or the duty or obligation shall be binding on, the University.

Construction of deeds, &c.

(2) Any question whether the preceding provisions of this section any right, power or privilege has become

vested in the University or any duty or obligation has become binding on the University shall be referred to the Governor; and the decision of the Governor thereon shall be final.

(3) Any reference in any document to the Government of Ceylon on behalf of the Ceylon University College or the Ceylon Medical College, or to the Ceylon University College or the Ceylon Medical College, or to the Principal of the Ceylon University College, shall be construed as a reference to the University, or to the Council, or to the Vice-Chancellor, as the case may be.

Repeals, &c.
Cap. 90.

75. The provisions of the Medical Ordinance specified in the first column of the Second Schedule are hereby amended in the manner and to the extent set out in the corresponding entries in the second column of that Schedule.

FIRST SCHEDULE.

THE STATUTES.

I.—*Interpretation.* (Section 26 (k)).

1. (1) In the Statutes, Acts and Regulations, unless the context otherwise requires—

(a) "the Ordinance" means the Ceylon University Ordinance, 1942; and

(b) any reference to a section by number shall be construed as a reference to the section of that number in the Ordinance.

(2) In the Statutes, any reference to a clause by number shall be construed as a reference to the clause of that number in the Statute in which the reference occurs.

2. The Statutes, Acts and Regulations shall be interpreted in such manner as not to conflict with the Ordinance.

3. Words defined in the Ordinance shall have the same meaning in the Statutes, Acts and Regulations, unless the context otherwise requires.

II.—*Constitution, &c., of the Court.* (Section 15 (1), (2)).

1. The following shall be *ex officio* members of the Court:—

- (i) The Deans of the Faculties.
- (ii) Members of the University Council.

2. The number of graduates to be elected by the registered graduates from among their own body under the provisions of section 15 (1) (c) (ii) shall be five.

3. The number of members to be elected from among their own body by the teachers of the University other than Professors and Readers under the provisions of section 15 (1) (c) (iii) shall be two.

4. The number of members to be elected from among their own body by the members of the State Council under the provisions of section 15 (1) (c) (iv) shall be five.

5. The number of members under the provisions of section 15 (1) (c) (v) shall be five.

6. The number of members to be elected under the provisions of section 15 (1) (c) (vi) from the Councils named therein shall be respectively—

The Council of Legal Education	two
The Ceylon Medical Council	two

7. The total number of persons to be elected under the provisions of section 15 (1) (c) (vii) by the Councils, Boards, Associations or other bodies or groups of bodies referred to therein shall not at any time exceed ten.

8. The term of membership of every member of the Court other than the *ex officio* or life members shall be three years, beginning on the first day of January next after his election:

Provided that a member of the Court elected under the provisions of section 15 (1) (c) shall retain his membership for so long only within the said term of three years as he retains the status or membership in virtue of which he was eligible for election as a member of the Court:

Provided, also, that where a member is elected before the first day of January next after the date on which this Ordinance comes into operation, he shall become a member immediately, but the period of his membership shall be calculated from the first day of January next following.

9. An appointed or elected member of the Court who retires shall, subject to the proviso to clause 8, be eligible for reappointment or re-election, as the case may be.

10. Where any member of the Court elected under section 15 (1) (c) resigns or dies, or is incapacitated, or is likely to be absent from the Island for more than nine months, there shall be a casual vacancy which shall be filled on the first day of January next following, and the person elected to fill it shall serve for the remainder of the term of office of his predecessor.

11. If, on the expiration of the term of membership of any member of the Court elected under the provisions of section 15 (1) (c), the person or body who or which elected such member has not elected a successor, such member shall remain a member of the Court till the election of a successor or till the expiration of three months from the date on which his term of membership terminated under the provisions of clause 8, whichever shall first happen.

12. Twenty members of the Court shall form a quorum.

III.—*Constitution, &c., of the Senate.* (Section 21).

1. The members of the Senate shall be—

(a) *Ex officio members*—

- (i) The Vice-Chancellor.
- (ii) The Deans of the Faculties.
- (iii) The Professors.
- (iv) The Readers or Lecturers in independent charge of the Departments of Study.
- (v) The Librarian.

(b) *Other members*—

- (i) Two members elected from among their own body by the teachers of the University other than Professors and Readers.
- (ii) Not more than two members, not being salaried officers or teachers of the University, appointed by the Council from Principals of schools or graduate teachers actively engaged in their profession.
- (iii) Two members of the Council appointed by the Council from among its own body.
- (iv) Not more than two members, not engaged in teaching in any educational institution, appointed by the Council on account of their possessing expert knowledge in some subject which forms or may in due course form a subject of study in the University.
- (v) One member appointed by the Vice-Chancellor from among the Wardens of the Halls of Residence.
- (vi) Not more than three members appointed by the Council to represent institutions connected with oriental culture.

2. The Senate as constituted under clause 1 may, subject to the assent of the Vice-Chancellor in each case, co-opt as members teachers of the University to a number not exceeding one-tenth of its membership as so constituted.

3. The term of membership of every member of the Senate other than the *ex officio* members shall be three years :

Provided that a member of the Senate appointed, elected or co-opted under the provisions of clause 1 (b) (i), (ii), (iii) or (v) or of clause 2 shall retain his membership for so long only within the said term of three years as he continues to perform the functions of the post or retains the membership in virtue of which he was eligible for appointment, election or co-optation as a member of the Senate.

4. An appointed, elected, or co-opted member of the Senate who retires shall, subject to the proviso to clause 3, be eligible for re-appointment or re-election or to be again co-opted, as the case may be.

5. The Vice-Chancellor may depute a Dean of a Faculty to preside at any meeting of the Senate at which he is unable for any reason to preside himself.

6. Nine members of the Senate shall form a quorum.

IV.—*Powers of the Senate.* (Section 21).

Subject to the provisions of the Ordinance and of the Statutes, Acts and Regulations, it shall be lawful for the Senate—

- (a) to make, after report from the Faculties, the General Board of Studies and Research, or the Boards of Studies concerned, all Regulations necessary to give effect to the Statutes and Acts relating to courses of study ;
- (b) to recommend to the Council the names of persons suitable for appointment as examiners, after report from the Faculties concerned ;
- (c) to recommend to the Council the institution, abolition or suspension of Professorships, Readerships, Lecturerships and other teaching posts, and the qualifications and emoluments of teachers, of the University ;
- (d) to report to the Council, after report from the General Board of Studies and Research or the Boards of Studies concerned, on all Acts relating to courses of study ;
- (e) to report on any matter referred or delegated to it by the Court or the Council, and to advise the Council on all academic matters ;
- (f) to formulate schemes for the organisation of new Faculties or for the modification or revision of the organisation of existing Faculties, and to assign to such Faculties their respective subjects of study ; and to recommend teachers to the Council for appointment as members of the Faculties ;
- (g) to fix the times and mode and conditions of competition for Fellowships, Scholarships, Exhibitions, Bursaries, and Medals and other Prizes and to award the same, subject to any conditions attached to the foundation thereof and accepted by the Council ;
- (h) to regulate the admission of persons to courses of study in the University ;

- (i) to appoint a Library Committee and to approve, amend or reject Regulations submitted by such Committee for the guidance of the Librarian in the administration of the University Library or Libraries;
- (j) to discuss, and submit recommendations to the Council on, any matter whatsoever relating to the University.

V.—*Constitution, &c., of the Faculties.* (Section 22 (2)).

1. Each Faculty shall consist of—

Ex officio members—

- (a) The Professors, Readers and Lecturers of the Departments of Study comprised in the Faculty, and such other persons as may be specially declared by Statute to be *ex officio* members of any particular Faculty.

Other members—

- (b) Such teachers of the University as may be appointed to the Faculty by the Council on the recommendation of the Senate.
- (c) Such other persons as may be appointed by the Council on the recommendation of the Senate or specially declared by Statute to be members of, or to be included in, any particular Faculty.

2. The total number of members of each Faculty shall not in the case of the Faculties of Arts and Science exceed thirty, and in the case of any other Faculty fifteen, unless it shall be otherwise prescribed in the Statutes in respect of any Faculty.

3. Nothing contained in this Statute shall prevent any officer of the University or other person from being a member of two or more Faculties at any one time:

Provided that no person shall at any one time be the Dean of more than one Faculty.

4. The Vice-Chancellor shall be an *ex officio* member of all Faculties.

5. The Director of Public Works shall be an *ex officio* member of the Faculty of Engineering, if and when a Faculty of Engineering is established.

6. The Director of Agriculture shall be an *ex officio* member of the Faculty of Agriculture, if and when a Faculty of Agriculture is established.

7. The Archæological Commissioner shall be an *ex officio* member of the Faculty of Arts.

8. The Faculty of Medicine shall include the Director of Medical and Sanitary Services and three members of the Ceylon Medical Council nominated from time to time by the said Council.

9. The Faculty of Law shall include three members of the Council of Legal Education nominated from time to time by the said Council.

10. The term of membership of every member of a Faculty other than the *ex officio* members shall be three years:

Provided that a member of a Faculty appointed or nominated under the provisions of clauses 1 (b), 8 or 9 shall retain his membership for so long only within the said term of three years as he continues to perform the functions of the post or retains the membership in virtue of which he was eligible for appointment or nomination as a member of such Faculty.

11. An appointed or nominated member of a Faculty who retires shall, subject to the proviso to clause 10, be eligible for re-appointment or re-nomination, as the case may be.

12. The Dean of the Faculty shall preside at all meetings of the Faculty:

Provided that in the absence of the Dean the members present shall elect a Chairman from among themselves.

13. The proceedings of every meeting of a Faculty shall be communicated by the Registrar to the Senate.

14. Five members of a Faculty shall form a quorum.

VI.—*Powers of the Faculties.* (Section 22 (2)).

Subject to the provisions of the Ordinance and of the Statutes, every Faculty shall have the following powers—

- (a) to consider and report on any matter referred to it by the Senate;
- (b) subject to the control of the Senate, to regulate the teaching and research in the Department of Study assigned to such Faculty;
- (c) to present recommendations and reports to the Senate upon all matters connected with the courses and subjects of study comprised in such Faculty;
- (d) to nominate departmental committees, which may include members of other Faculties, for the purpose of considering and reporting on any special subject or combination of subjects;
- (e) to recommend to the Senate persons suitable for appointment as examiners;
- (f) to remit any matter to one or more of the Boards of Studies comprised in the several Faculties for consideration and report:

Provided that if any Faculty so remits any matter to one or more of the Boards of Studies, it shall be lawful for such Faculty to instruct such Board or Boards of Studies to communicate its or their report directly to the Senate and to transmit a copy thereof to the Faculty:

Provided also that it shall be lawful for the Dean of a Faculty in his discretion to remit any matter referred to such Faculty by the Senate to a Board or Boards of Studies without laying such matter before a meeting of the Faculty and to transmit the report of such Board or Boards of Studies to the Senate without laying such report before a meeting of the Faculty.

VII.—*General Board of Studies and Research.* (Section 23).
Constitution.

1. The General Board of Studies and Research shall consist of the following persons :—

Ex officio members—

- (a) The Vice-Chancellor, who shall be the Chairman of the Board.
- (b) The Deans of the Faculties.

Other members—

- (a) Two members of the Court appointed by the Court.
- (b) Two members of the Council appointed by the Council.
- (c) Members of the Senate, two such members being appointed by each Faculty established under section 22 of the Ordinance :

Provided that the representatives of a Department of Study which is included in more than one Faculty shall not vote in more than one Faculty for the purposes of this clause.

2. The term of membership of every member of the General Board of Studies and Research other than *ex officio* members shall be three years :

Provided that a member of the General Board of Studies and Research appointed under the provisions of clause 1 shall retain his membership for so long only within the said term of three years as he retains the membership in virtue of which he was eligible for appointment.

3. An appointed member of the General Board of Studies and Research who retires shall, subject to the proviso to clause 2, be eligible for re-appointment.

Powers.

4. The General Board of Studies and Research shall have power to consider any matters concerning teaching and courses of study and research which affect the University as a whole and to report thereon to the Senate and, at its discretion, to the Council, and similarly to consider and report upon any matters referred to it by the Senate.

VIII.—*Boards of Studies.* (Section 26 (1) (a), (b)).

Constitution.

1. Boards of Studies shall from time to time be appointed by the Council on the recommendation of the Senate to deal with matters pertaining to the several Departments of Study comprised in the Faculties or to any two or more of such Departments of Study.

2. The Vice-Chancellor, the Dean of the Faculty concerned and the Head or Heads of the Department or Departments of Study shall be *ex officio* members of every such Board of Studies.

3. Every Board of Studies shall consist of the *ex officio* members named in clause 2 and of such other members of the Faculty and such Professors, Readers or Lecturers of the University as the Council may from time to time appoint, after considering the report of the Senate, made after the Senate has consulted the Faculty :

Provided that the Council, after considering the report of the Senate, made after the Senate has consulted the Faculty, may appoint as members of any Board of Studies such other persons, not being teachers of the University, as it thinks fit :

Provided, further, that the number of such other persons shall in no case exceed one-fifth of the total number of the members of such Board.

4. The Council shall appoint one of the members of every Board of Studies to be a Convener thereof. Such Convener shall preside at the meetings of such Board and shall have an original vote, and where the voting is equal, a casting vote in addition. In the absence of the Convener, a Board of Studies shall appoint its own Chairman from among the members present.

5. The term of membership of every member of a Board of Studies other than the *ex officio* members shall be three years :

Provided that a member of a Board of Studies appointed in his capacity of member of a Faculty or of Professor, Reader or Lecturer of the University shall retain his membership for so long only within the said term of three years as he retains the membership or continues to perform the functions of the post in virtue of which he was eligible for appointment as a member of such Board of Studies.

6. An appointed member of a Board of Studies who retires shall, subject to the proviso to clause 5, be eligible for re-appointment.

Powers and Duties.

7. The respective Boards of Studies shall report through the appropriate Faculties, or directly if so instructed by the Faculties, to the Senate upon any matter relating to courses and syllabuses of study, prescribed books, examinations, or research or on any matters specially referred to them by the Senate or the Faculties or the General Board of Studies and Research.

8. Every Board of Studies shall have power to recommend to the Faculty concerned persons suitable to be examiners in the subjects with which it deals.

IX.—*Board of Residence and Discipline.* (Section 26 (1) (a)).

1. There shall be a Board of Residence and Discipline, which shall consist of—

- (a) The Vice-Chancellor.
- (b) The Wardens of the Halls of Residence.
- (c) Such other members as may be appointed by the Council.

2. The powers and duties of the Board of Residence and Discipline shall be prescribed by Act.

3. The members of the Board of Residence and Discipline appointed under clause 1 (c) shall retain their membership for three years and shall be eligible for re-appointment.

X.—*Board for the Training of Teachers.* (Section 26 (1) (a)).

1. There shall be a Board for the Training of Teachers, which shall consist of—

- (a) The Vice-Chancellor.
- (b) The Director of Education.
- (c) The Principal of the Government Training College, Colombo.
- (d) The Professor of Education.
- (e) The Reader in Psychology.
- (f) Two members appointed by the Senate.

2. The powers and duties of the Board for the Training of Teachers shall be prescribed by Act.

3. The term of membership of every member of the Board for the Training of Teachers appointed under clause 1 (f) shall be three years.

4. An appointed member of the Board for the Training of Teachers who retires shall be eligible for re-appointment.

XI.—*Selection Committee.* (Section 35).

The Selection Committee referred to in section 35 shall be constituted as follows:—

- (a) The Vice-Chancellor.
- (b) The Dean of the Faculty concerned.
- (c) The Head of the Department of Study concerned.

XII.—*The Registrar.* (Section 13 (1)).

1. The duties of the Registrar shall be—

- (a) to be custodian of the records, documents, common seal and such other property of the University as may be determined from time to time by the Vice-Chancellor;
- (b) to act as Secretary to all University Authorities and to keep the minutes of the meetings of such Authorities: Provided that it shall be lawful for him to depute the Assistant Registrar, if such officer is appointed, to attend and keep the minutes of such meetings of Authorities as he cannot himself conveniently attend;
- (c) to arrange for the examinations conducted by the University;
- (d) to perform such other functions as may be necessary for the due discharge of the duties imposed upon him by the Ordinance and by the Statutes, Acts and Regulations.

2. It shall be lawful for the Registrar, subject to the previous approval of the Vice-Chancellor, to appoint and to suspend, dismiss or otherwise punish members of the staff of the University in receipt of emoluments amounting to less than one hundred rupees per mensem:

Provided that all action taken in the exercise of such powers in respect of the clerical staff shall be reported to the Council for its confirmation.

XIII.—*Deans of Faculties.* (Section 22 (4)).

1. The Dean of every Faculty shall be the executive officer thereof.

2. He shall hold office for three years and shall be eligible for re-election.

3. He shall be responsible for the conduct of teaching in the Faculty and for the issue of the lecture lists of the Departments of Study comprised therein.

4. He shall have the right to be present and to speak at any meeting of any departmental committee of the Faculty, but shall not have the right to vote thereat unless he is a member of such committee.

XIV.—*The Librarian.* (Section 13 (2)).

Subject to the provisions of Statute IV. (1), the Librarian shall be responsible for the administration and care of the University Library or Libraries.

XV.—*Age of Admission.* (Section 33 (2)).

No person shall be admitted to the University under the provisions of section 33 unless and until he has completed his seventeenth year.

XVI.—*Degrees, Diplomas and Academic Distinctions.*

(Section 26 (1) (g)).

1. The University may confer any of the following degrees :—

- (a) Bachelor of Arts (B.A.).
- (b) Master of Arts (M.A.).
- (c) Doctor of Letters (D. Litt.).
- (d) Bachelor of Science (B.Sc.).
- (e) Master of Science (M.Sc.).
- (f) Doctor of Science (D.Sc.).
- (g) Bachelor of Laws (LL.B.).
- (h) Master of Laws (LL.M.).
- (i) Doctor of Laws (LL.D.).
- (j) Bachelor of Medicine (M.B.).
- (k) Master of Surgery (M.S.).
- (l) Doctor of Medicine (M.D.).
- (m) Doctor of Philosophy (Ph.D.).
- (n) Bachelor of Commerce (B. Com.).
- (o) Master of Commerce (M. Com.).

2. No new degree or diploma shall be established, or other academic distinction adopted, without the concurrence of the Senate.

XVII.—*Honorary Degrees.* (Section 26 (1) (h)).

All proposals for the conferment of honorary degrees shall be made by the Senate and shall be submitted to the Council for confirmation.

XVIII.—*Registered Graduates.* Section 26 (1) (f)).

- (a) Every graduate of the University, provided that two years or more have elapsed since the date of his graduation;
- (b) every graduate of another University who has been admitted to a degree of the University under the provisions of section 6 (e), provided that two years or more have elapsed since the date of his graduation at such other University; and
- (c) every person who is certified by the Vice-Chancellor to have graduated as an external student of the University of London after a course of instruction at the Ceylon University College or the Ceylon Medical College extending over at least three years, provided that two years or more have elapsed since the date of his graduation,

shall, on payment of such fees and subject to such conditions as may be prescribed by Act, be entitled to have his name enrolled in the register of registered graduates and to enjoy the privileges of registration.

XIX.—*Salary of the Vice-Chancellor.* (Section 26 (1) (c)).

The salary of the Vice-Chancellor for the first five years, or, if his term of office is extended, for the period of such extension, shall be at the rate of Rs. 30,000 per annum. The salary after such period shall be determined by Statute.

XX.—*Salaries of Officers and Teachers.* (Section 26 (1) (c)).

The scales of salaries set forth below shall apply in all cases of new appointments to the full-time offices and teaching posts indicated :—

(i) *Officers—*

- (a) The Registrar .. Rs. 6,000 by eight annual increments of Rs. 300 to Rs. 8,400
- (b) The Librarian .. Rs. 3,600 by five annual increments of Rs. 240 and two of Rs. 300 to Rs. 5,400

(ii) *Teachers—*

- (a) Professors .. Rs. 9,600 by five annual increments of Rs. 480 and two of Rs. 600 to Rs. 13,200
- (b) Readers .. Rs. 7,200 by six annual increments of Rs. 300 to Rs. 9,000
- (c) Lecturers .. Rs. 6,000 by eight annual increments of Rs. 300 to Rs. 8,400
- (d) Assistant Lecturers Rs. 3,600 by five annual increments of Rs. 240 and two of Rs. 300 to Rs. 5,400 :

Provided that it shall be lawful for the Council to decide that the salary scales of any one of the offices or teaching posts mentioned in this Statute shall be made at a higher or lower rate of salary, whether as regards the minimum or the maximum, than that provided in this Statute and that it shall be lawful for the Chancellor, if he thinks fit, to approve such decision.

XXI.—*Rent Allowances and Deductions.* (Section 26 (1) (c)).

The allowances, if any, to be made in lieu of residence to the officers, teachers, clerks and servants of the University, and the deductions to be made in respect of rent from their salaries shall be prescribed by Act.

SECOND SCHEDULE.

(Section 75.)

Amendment of the Medical Ordinance.

I.	II.
Provisions of the Medical Ordinance.	Nature and extent of amendment.
Section 6 ..	There shall be added at the end of section 6, the following :— “ In this section, “ property ” shall not include any property transferred to the ownership or control of the University of Ceylon by or under the Ceylon University Ordinance ; and “ affairs ” shall not include any affairs of the University of Ceylon.”
Section 8 ...	(1) In paragraphs (d), (e), (f), (g), (h) and (i) of sub-section (1) of section 8, there shall be substituted, for the words “ the College ” wherever they occur in those paragraphs, the words “ the University of Ceylon ”. (2) In paragraphs (j) and (k) of sub-section (1) of section 8, there shall be substituted, for the words “ University College ” wherever they occur in those paragraphs, the words “ University of Ceylon ”.
Section 10 ..	In paragraph (a) of section 10, the words “ in medicine and surgery or ” shall be omitted.
Section 15 ..	In paragraph (b) of sub-section (1) of section 15, there shall be substituted, for the words “ lecturers of the College ”, the words “ teachers of the Faculty of Medicine of the University of Ceylon ”.
Section 32 ..	Sub-section (1) of section 32 shall be amended as follows :— (1) by the substitution, in paragraph (b) of that sub-section, for the words “ College Council. ”, of the words “ College Council ; or ” ; and (2) by the addition, immediately after paragraph (b) of that sub-section, of the following new paragraph :— “ (c) holds the degree of Bachelor of Medicine of the University of Ceylon.”

Passed in Council the Second day of April, One thousand Nine hundred and Forty-two.

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

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

C. H. HARTWELL,
Secretary to the Governor.

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

No. 21 of 1942.

52/4/5 (BK)

Chapter 281,
Vol. VI.,
page 252.

An Ordinance to amend the Local Loans and Development Ordinance.

A. CALDECOTT.

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 Local Loans and Development (Amendment) Ordinance, No. 21 of 1942.

Amendment of section 5A of Chapter 281. (See page 197 of Volume I. of the Supplement to the Legislative Enactments.)

2. Section 5A of the Local Loans and Development Ordinance, (hereinafter referred to as “ the principal Ordinance ”) is hereby amended as follows :—

- (1) by the substitution for the words “ The Governor may from time to time, ”, of the words “ Subject as hereinafter provided, the Governor may from time to time, ” ;
- (2) by the substitution, for the words “ the Financial Secretary may determine. ”, of the words “ the Financial Secretary may, subject to the approval of the Governor, determine : ” ;

(3) by the addition, at the end of that section, of the following :—

“ Provided that—

- (a) the aggregate amount of the sums outstanding on loan to the Commissioners at any time shall not exceed two million rupees ;
- (b) the aggregate amount of the sums which may be so lent to the Commissioners in any financial year shall not exceed one million rupees ; and
- (c) the time allowed for the repayment of any sum so lent to the Commissioners shall not, in any case, exceed a period of two years.

In this section, “ financial year ” means the period of twelve months commencing on the first day of October in any year and ending on the thirtieth day of September in the succeeding year.

3. Section 8 of the principal Ordinance is hereby amended as follows :—

- (1) by the re-numbering of sub-section (2) as sub-section (3) ;
- (2) in the re-numbered sub-section (3), by the substitution, for the words “ Notwithstanding anything contained in this section,”, of the words “ Notwithstanding anything in the preceding provisions of this section,” ; and
- (3) by the insertion, immediately before the re-numbered sub-section (3), of the following new sub-section :—

“ (2) Notwithstanding anything in sub-section (1), the Commissioners shall not make any loan to the Colombo Municipal Council under this Ordinance except with the prior approval of the Financial Secretary ; and such approval shall not be granted unless the Financial Secretary is satisfied, upon report made to him by the Commissioners, that the amount of the moneys available in the fund for other loans under this Ordinance will not be unduly diminished by reason of the grant of the loan proposed to be made to that Council.”.

4. Section 32 of the principal Ordinance is hereby repealed.

Passed in Council the Second day of April, One thousand Nine hundred and Forty-two.

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

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

C. H. HARTWELL,
Secretary to the Governor.

Amendment of section 8 of the principal Ordinance. (Page 254 of Vol. VI. of the Legislative Enactments.)

Repeal of section 32 of the principal Ordinance. (Page 261 of Vol. VI. of the Legislative Enactments.)

DISTRICT AND MINOR COURTS NOTICES.

Circuit Courts, Ratnapura District.

NOTICE is hereby given that the Circuit Courts at Bulangoda and Rakwana will be held by me on the dates given below :—

(The dates are subject to alteration)

1942.	Bulangoda.	Rakwana.
July ..	3, 4 and 17, 18 ..	10 and 24
August ..	7, 8 and 21, 22 ..	14 and 28
September ..	4, 5 and 18, 19 ..	11 and 25
October ..	2, 3 and 16, 17 ..	9 and 23
November ..	6, 7 and 20, 21 ..	13 and 27
December ..	4, 5 and 17, 18 ..	11 and 22

S. S. J. GOONESEKERA,
Magistrate and Commissioner of Requests.

Magistrate's Court,
Ratnapura, April 27, 1942.

court on June 5, 1942, for the examination of the above-named insolvents.

By order of court, C. EMMANUEL,
Secretary.

In the District Court of Galle.

No. 722. In the matter of the insolvency of P. C. Dias of Kalu-
Insolvency wella, Galle.

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 June 22, 1942, to consider the issuing of a certificate of conformity to the said insolvent.

April 21, 1942

By order of court, M. N. PEIRIS,
Secretary.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

Insolvency No. 5,584 In the matter of the insolvency of (1) Ahamed Lebbo Mohamed Ameen of 67, Dematagoda, Colombo, and (2) Mohamed Cassim Abul Hassen of 63, Messenger Street, Colombo, both carrying on business under the name, style, and firm of “ Hassen & Ameen ” at 340, Harry road junction, Old Moor street, Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvents will be held at the second sittings of this

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

Don Patrick Atukugile of Nittambuwa Plaintiff.
No. 1,646/M.

Vs

(1) Wickramacheli Appuhamillage Harry Margaret Cecilia Hamme, (2) Mahapathrennehelage Ukku Singho, both of Pasyala (teacher, Government School, Pasyala) .. Defendants.

NOTICE is hereby given that on Wednesday, June 3, 1942, at 2 P.M., will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property,

for the recovery of the sum of Rs. 400, with interest thereon at 9 per cent. per annum from September 18, 1941, till payment in full and costs, viz. :-

All that land called and known as Kiriswatta, together with the trees, plantation, and everything thereon, situated at Nambadaluwa in the Udugaha pattu of Siyane korale in the District of Colombo, Western Province; bounded on the north by the land belonging to Caranis Appu and others, on the east by the land belonging to Randunupatirennelagala Welun Appu and others, on the south by the land belonging to Welatantirigurunanselage Peiris Silva Appuhamy, and on the west by the high road leading from Veyangoda to Attanagalla; containing in extent within these boundaries about 3 acres and undivided half share of the tiled house thereon.

Fiscal's Office,
Colombo, May 5, 1942.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Colombo.

B. Wilson Perera of Grandpass road, Colombo Plaintiff.
No. 12,433/M.

G. D. Singho Appuhamy of Kelaniya, administrator *de bonis non* of the estate of the late G. D. Juwanis Appuhamy Defendant.

NOTICE is hereby given that on Friday, May 29, 1942, at 4 P.M., will be sold by public auction at the premises the following property for the recovery of the sum of Rs. 900 and incurred costs Rs. 302.09, and prospective costs Rs. 114.64, viz. :-

The right, title, and interest of the defendant as administrator *de bonis non* of the estate of the late G. D. Juwanis Appuhamy, viz. :-

All that allotment of land called Talgahawatta, bearing assessment Nos. 197 and 199, situated at Old Kolonnawa road, within the Municipal limits and in the District of Colombo, Western Province; and bounded on the north by lot No. 3 bearing assessment No. 111, east by premises bearing assessment No. 3 of V. U. Lazarus, south by premises bearing assessment No. 1A of P. A. Fernando, and No. 117 of B. Hinmas, and west by Old Kolonnawa road and a road reservation 8 feet wide; containing in extent 24 perches Registered under A 271/4.

Fiscal's Office,
Colombo, May 5, 1942.

H. C. WIJESINHA,
Deputy Fiscal.

In the District Court of Kalutara.

Ambepitiyage Don Podisipno Appuhamy of Pinhena in Beruwala Plaintiff.
No. 21,334

31, Opatha Carnesari Thorunans of Gangarama Vihare, Pinhena Defendant.

NOTICE is hereby given that on Saturday, May 30, 1942, at 2 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said 31st defendant in the following property, for the recovery of Rs. 143, viz. :-

All that allotment of land called Gorakagahawatta *alias* Galhenagewatta (marked lot 2A in plan No. 3,235 dated May 15, 1941, and made by T. F. Collette, Surveyor) situated at Pinhena in Alutgam badda of Kalutara totamuno, in the District of Kalutara, Western Province; and bounded on the north by Ambepitiyeganga, east by lots 4 and 2, south by lots 1A and 2, and west by a road; and containing in extent 1 acre 2 roods and 10 perches according to the said plan.

Deputy Fiscal's Office,
Kalutara, May 4, 1942.

P. D. WEERAMAN,
Deputy Fiscal.

Southern Province.

In the Court of Requests of Matara.

K. G. J. Weerasinha of Gabelaweddiya Plaintiff.
No. 303

Hewa Koparage Mahindawasa of Wehelgoda, Matara .. Defendant.

NOTICE is hereby given that on Tuesday, June 2, 1942, commencing at 3.30 in the afternoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following mortgaged property for the recovery of a sum of Rs. 289.72, with legal interest on Rs. 189.36 from March 28, 1942, till payment in full, viz. :-

All that undivided 136/309 parts of the soil and fruit trees together with all the buildings thereon of the divided and separated lot B of Hewagamagewatta, situate at Wehelgoda, within the Four Gravets of Matara, Matara District, Southern Province; and bounded on the north by lot C of the same land, east by lot C of Hewagamagewatta, south by lot A of the same land, and Gansabhawa road, and west by lot A of Hewagamagewatta, and containing in extent 32.4 perches.

Deputy Fiscal's Office,
Matara, April 28, 1942.

H. V. F. ABAYAKOON,
Additional Deputy Fiscal.

In the District Court of Matara.

Eslin Gimara Kaluaratchy Harnne of Walgama Plaintiff.
No. 12,311.

Nupe Hewage Alwis de Silva of Pamburana (representative over the estate of the deceased Nupe Hewage Don Sadriss de Silva of Pamburana) Defendant.

NOTICE is hereby given that on Thursday, June 4, 1942, commencing at 3.30 in the afternoon, will be sold by public auction

at the premises the right, title, and interest of the said defendant in the following mortgaged property for the recovery of a sum of Rs. 1,526.42, with legal interest on Rs. 1,000 from January 16, 1942, till payment in full, viz. :-

All that land called Modawatta *alias* Lunuwilagewatta together with all the buildings thereon, situated at Pamburana within the Four Gravets of Matara, Matara District, Southern Province, bounded on the north by Ode, east by Awariyawatta, south by Mulcage Gederawatta and Barage Ammagewatta, and west by Lokuwatta, containing in extent 3 roods and 1 perch.

Deputy Fiscal's Office,
Matara, May 1, 1942.

H. V. F. ABAYAKOON,
Additional Deputy Fiscal

In the District Court of Tangalla.

Dickwelle Vidanage David Sinno of Tangalla Plaintiff.
No. 3,481.

Amadoru Galappattige David De Silva of Ethpitiya, the ex-courtduly appointed administrator *de bonis non* of the estate of the late G. D. Juwanis Appuhamy Substituted Defendant.

NOTICE is hereby given that on Wednesday, June 3, 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 substituted defendant in the following property for the recovery of Rs. 679.90, with legal interest on Rs. 366.13 from February 8, 1942, till payment in full, viz. :-

At Ethpitiya.

(1) Undivided $\frac{1}{2}$ share of the land called Maragahawatta, in extent 1 acre and 20 perches, situated at Ethpitiya in West Giruwa pattu of the Hambantota District; and bounded on the north by T. P. 252,457, east by T. P.'s 239,830 and 239,829, south by T. P. 260,766, and west by lot 30x in P. P. 160 and T. P. 267,439.

(2) Undivided $\frac{1}{2}$ share of the land called Maragahawatta, in extent 1 acre 1 rood and 26 perches, situated at Ethpitiya aforesaid; and bounded on the north by lots 30 and 30b in P. P. 160, east by T. P. 239,830, south by lots 95 and 88 in P. P. 160, and west by lot 30 in P. P. 160.

(3) Lot E of the land called Dodangahamada with the citronella distillery, in extent 6 acres 1 rood and 17 perches, situated at Ethpitiya aforesaid; and bounded on the north by lot D, east by Kirama-oya, south by lot F, and west by road.

(4) Undivided $\frac{1}{2}$ share of the land called Mekiliyagahakumbura in extent 30 kurunes of kurakkan, situated at Ethpitiya aforesaid, and bounded on the north by Kirama-oya, east by Katugahakumbura, south by Mahamulanayaya, and west by the land sold by the Crown along the Kirama-oya.

(5) All that land called Dodangahamadehena in extent 2 acres and 35 perches, situated at Ethpitiya aforesaid; and bounded on the west by T. P. 165,528 and Kirama-oya and on all other sides by water-courses.

Deputy Fiscal's Office,
Tangalla, April 29, 1942.

V. ALLIRAJAH,
Additional Deputy Fiscal.

Province of Sabaragamuwa.

In the Court of Requests of Ratnapura.

M. W. Andoris de Silva of Ratnapura Plaintiff.
No. 23,530.

W. M. Habibu Umma of Kalutara, (2) M. H. M. Ibrahim of The Fixed Price Stores, Rakgoda Defendants.

NOTICE is hereby given that on Friday, May 29, 1942, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said 2nd defendant in the following property for the recovery of Rs. 170.25, with legal interest on Rs. 140 from July 2, 1934, till payment in full and poundage plus Re. 1 being fresh stamp affixed to the writ, less Rs. 49.44 and Rs. 11.70, recovered, viz. :-

An undivided half share plus one-sixteenth share of the allotment of land called and known as Galkanuwekade and of the tiled boutique standing thereon bearing old assessment No. 20, presently bearing No. 283 depicted in plan No. 56,509, situate at Ratnapura in the Uda pattu of Kuruwiti korale in the District of Ratnapura of the Province of Sabaragamuwa, and bounded on the north and north-east by high road, east and south-east by land in plan No. 56,512, south by Crown land, and west by land described in plan No. 56,503; and containing in extent 5 perches, and registered in the Ratnapura Land Registry Office in Division "A", Volume 217, folio 144.

Fiscal's Office,
Ratnapura, May 2, 1942.

A. B. KARALLIADDE,
Additional Deputy Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Busapaduge Margaret de Silva *nee* Fernando No. 9,896. Jayawardhana of Palaygala, latterly of Korala-bella in Moratuwa, deceased.

Lindannalage Henry Joseph de Silva of Korala-bella aforesaid Petitioner.

THIS action came on for disposal before T. Weeraratne, Esq., District Judge of Colombo, on November 27, 1941, in the presence of Mr. G. C. E. Poiris, Proctor, on the part of the petitioner above named; and the affidavit of (1) the petitioner dated July 20, 1941, and (2) the attesting notary and the witnesses dated July 20, 1941, having been read:

It is ordered that the last will and testament of Busabalu Margaret de Silva *nee* Fernando Jayawardena, deceased of which the original 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 executor named in the said will and he is hereby declared entitled to probate thereof issued to him accordingly, unless any person or persons interested shall, on or before January 29, 1942, show sufficient cause to the satisfaction of this court to the contrary

December 4, 1941.

T. WEERARATNE,
District Judge

The date for showing cause against the *Order Nisi* is hereby extended to May 14, 1942.

March 24, 1942.

JAMES JOSEPH,
Additional District Judge

In the District Court of Colombo

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Path-
Jurisdiction. beryage Don William Appuhamy of Pore in
No. 9,980. Palle pattu of Hewagam korale, deceased.

Pathberiyage Don Abraham Appuhamy of Pore
aforsaid Petitioner

vs. 31

(1) Pathberiyage Dona Engo Nona *alias* Estine Nona and her husband (2) M. D. William Appuhamy both of Biyagama in Adikari pattu of Hewagam korale, (3) Pathberiyage Dona Mary Nona of Nedimale, (4) Pathberiyage Dona Jane Nona and her husband (5) Don Stephen Alwis Jayasinghe, both of Godagama in Palle pattu aforsaid, (6) Pathberiyage Don Edmund of Pore aforsaid. Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on March 3, 1942, in the presence of Mr. D. S. Ganegoda, Proctor, on the part of the petitioner and the affidavit of the above-mentioned petitioner dated February 26, 1942, having been read: It is ordered that the petitioner above named be and he is hereby declared entitled, as a son of the deceased above named, to have letters of administration issued to him accordingly, unless the respondents above named or some other person or persons interested shall, on or before May 14, 1942, show sufficient cause to the satisfaction of this court to the contrary.

March 4, 1942.

JAMES JOSEPH,
District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate of the late Vidanalage
Jurisdiction. Lucillin Pieris *nee* de Mel of Luly Villa, Laxa-
No. 9,992. pathiya, Moratuwa, deceased.

Halpewattage Henry Sampson Pieris of Luly Villa, Laxapathiya,
Moratuwa Petitioner.

vs. 31

(1) Halpewattage Solomun Pieris, (2) Halpewattage Lotitia Margaret Pieris, both of Luly Villa, Laxapathiya, Moratuwa, (3) Halpewattage Selina Lilian Pieris, (4) Halpewattage Samuel Christmas Pieris, both of Luly Villa, Laxapathiya, Moratuwa, (5) Widanelage Jacob de Mel of Laxapathiya, Moratuwa Respondents

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on March 9, 1942, in the presence of Mr. H. A. Jayawickrema, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated February 11, 1942, having been read: It is ordered that the 5th respondent above named be and he is hereby appointed guardian *ad litem* over the 3rd and 4th respondents to represent them for all the purposes of this action and that the petitioner be and he is hereby declared entitled, as a son of the deceased above named, to have letters of administration issued to him accordingly, unless the respondents or some other person or persons interested shall, on or before May 14, 1942, show sufficient cause to the satisfaction of the court to the contrary.

March 10, 1942.

JAMES JOSEPH,
Additional District Judge

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. the late Hetti Kankanange Paulus Perera
No. 9,995. Samarasekera Mudliyar of Sette Nivasa, at
Hunupitiya in Colombo, deceased.

Munamalkankanamage Charles Perera of Mithila in
Nawala Petitioner.

vs. 31

(1) Senanayake Mudalige Violet Beatrice Wijewardana of Maitland Gardens in Cinnamon Gardens, (2) Senanayake Mudalige Dicky Godwin Senanayake of Trincomalee, (3) Senanayake Mudalige Lionel Noel Senanayake of Mutwal, (4) Hettikankanange Peter Perera Samarasekera of Hunupitiya, (5) Hettikankanange Walter Perera Samarasekera of Nugegoda, (6) Hetti Kankanange Vincent Perera Samarasekera of Wadduwa, (7) Hettikankanange Cyril Valentine Perera Samarasekera of Dehwala, (8) Hettikankanange Luna Irene Perera Samarasekera of Nugegoda, (9) Hettikankanange Jenista Beatrice Perera Samarasekera of Nawala, (10) Hettikankanange Godwin Lionel Perera Samarasekera of Wadduwa, (11) Munamalkankanamage Tilda Lakshmi Perera, a minor by her guardian *ad litem* the 12th respondent, (12) Don Jinadasa Pathinayake of Bambalapitiya, (13) Banunuge Sopihamy of Hunupitiya Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on March 9, 1942, in the

presence of Messrs. Jayasekera & Jayasekera, Proctors, on the part of the petitioner above named. and (1) the affidavit of the petitioner dated March 6, 1942, and (2) the affidavit of the attesting notary dated February 24, 1942, having been read.

It is ordered that the last will and testament of Hetti Kankanange Paulus Perera Samarasekera Mudliyar, 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 executor named in the said will and he is hereby declared entitled to have probate thereof issued to him accordingly, unless the respondents above named or some other person or persons interested shall, on or before May 14, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 12th respondent be and he is hereby appointed guardian *ad litem* of the minor, the 11th respondent, to represent her for all the purposes of this action.

March 23, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Galpottage William de Harmanis Perera of
No 10,003. Imbulgoda in the Meda pattu of Siyane korale,
in the District of Colombo, Western Province,
deceased.

Amaratunga Selva Dias Perera of Imbulgoda
aforsaid Petitioner.

(1) Galpottage Davith Perera, (2) ditto Misiya Perera, both of Minuwangoda, (3) ditto Abraham de Harmanis of Imbulgoda, (4) ditto Carolis Abeyasekera, (5) ditto Charles Abeyasekera, (6) ditto Sumana Wettasinghe *nee* Abeyasekera, wife of V Aboyasekera, (7) ditto Cecily Abeyasekera, (8) ditto Moses Abeyasekera, (9) ditto Luly Abeyasekera, (10) ditto Sedrus Abeyasekera, all of Dompe, (11) ditto Bernard H. Perera of Elie House, Mutwal, (12) ditto Violet Irene Weerasekera *nee* Perera, wife of Arthur Weerasekera of Mutwal, (13) ditto Ronald Jayatissa Perera, (14) ditto Sumana Margaret Perera, (15) ditto Sam. S. Perera, (16) ditto Sylvia Perera, all of Elie House road, Mutwal, appearing by then guardian *ad litem*, the 17th respondent, (17) Don Edward de Alwis of Elie House road, Mutwal Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge of Colombo, on March 10, 1942, in the presence of Mr. P. C. Seneviratne, Proctor, on the part of the petitioner above named: and the affidavit of the petitioner dated March 17, 1942, having been read:

It is ordered that the 17th respondent above named be and he is hereby appointed guardian *ad litem* of the minors, the 13th, 14th, 15th, and 16th respondents, to represent them for all the purposes of this action, and that the petitioner above named be and she is hereby declared entitled, as the widow of the deceased above named, to have letters of administration to the above estate issued to her accordingly, unless the respondents above named or some other person or persons interested shall, on or before May 21, 1942, show sufficient cause to the satisfaction of the court to the contrary.

April 20, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Estate of the late Kannan-
Jurisdiction. garage Dona Leonora Hamme of Attidiya,
No. 10,028. deceased.

Christopher Emmanuel, Secretary, District Court,
Colombo Petitioner.

(1) Kankahewage Datta, (2) Kankahewage Gunapala, both of Attidiya Respondents.

THIS matter coming on for disposal before James Joseph, Esq., Additional District Judge, Colombo, on April 28, 1942, in the presence of the petitioner; and the affidavit of the above-mentioned petitioner dated April 27, 1942, having been read: It is ordered that the 1st respondent be appointed guardian *ad litem* over the minor, 2nd respondent, to represent him for all purposes of this action, and that the said petitioner be and he is hereby declared entitled to have letters of administration to the estate of the above-named deceased issued to him accordingly, unless the respondents or some person or persons interested shall, on or before June 4, 1942, show sufficient cause to the satisfaction of this court to the contrary.

April 28, 1942.

JAMES JOSEPH,
Additional District Judge.

In the District Court of Kalutara.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the late Elaboda-
Jurisdiction. hyanage Pedrick Senanayaka, deceased, of
No. 3,025. Kaludewala in Panadura.

(1) Morennage Joshi Mano Salgado of Kaludewala in Panadura Petitioner.

(1) Tudor Premachandra Senanayaka, (2) Charter Kulatileka Senanayaka, (3) Madin Senanayaka, (4) Norman Chandrapala Senanayaka, (5) Redin Senanayaka, (6) Susun Senanayaka, (7) Weerawarnapatabendige Rislin Senanayaka, all of Kaludewala in Panadura Respondents.

THIS matter coming on for disposal before V. Joseph, Esq., District Judge, Kalutara, on February 17, 1942, in the presence of

Mr. W. James Fonseka, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated February 6, 1942, having been read:

It is ordered that the will of Elabodalyanage Pedrick Senanayaka, deceased, dated February 17, 1941, and numbered 271 and now filed of record in this case be and the same is hereby declared proved, unless the respondents or any other person or persons interested shall, on or before March 26, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said Tudor Premachandra Senanayaka, 1st respondent appointed guardian *ad litem* over the 4th respondent who is a minor and that the said Meremage Joslin Maria Salgado, petitioner, is the executrix named in the said will, and that she is entitled to have probate of the same issued to her accordingly, unless the respondents or others interested shall, on or before March 26, 1942, show sufficient cause to the satisfaction of this court to the contrary.

February 17, 1942. V. JOSEPH, District Judge.

The above Order Nisi is extended for April 23, 1942.

March 26, 1942. V. JOSEPH, District Judge.

The above Order Nisi is extended for May 21, 1942.

April 23, 1942. V. JOSEPH, District Judge.

22/ In the District Court of Kalutara.
Order Nisi.

Testamentary In the Matter of the Estate of the late Walgampolage Missionna Perera; deceased, of Kalutara North. No. 3,029.

Menorigemage Albert Perera of Kalutara North Petitioner.

Vs.
(1) Walgampolage Jagoda Perera, (2) Walgampolage Guneris Perera, (3) Menorigemage Lakshmi Perera, all of Kalutara North. Respondents.

THIS matter coming on for disposal before V. Joseph, Esq., District Judge of Kalutara, on March 17, 1942, in the presence of Mr. A. Robert de Silva, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated March 10, 1942, having been read.

It is ordered that the petitioner above named be and he is hereby declared entitled to have letters of administration issued to him, unless the respondents or any other person interested in the estate shall, on or before May 12, 1942, show sufficient cause to the satisfaction of this court to the contrary.

March 17, 1942. V. JOSEPH, District Judge.

33/ In the District Court of Kandy.
Order Nisi.

Testamentary In the Matter of the Estate of the late Nanda Jurisdiction. Katugaha Paranagama Kumarihamy, deceased, of No. T. 268. Paranagama, in Udapalata korale, Tumpano, deceased.

John Noel Paranagama of Paranagama in Udapalata korale, Tumpano Petitioner.

Vs.
(1) Arthur Reginald Paranagama, (2) Gilbert Benny Paranagama, both of Paranagama aforesaid, (3) Harris Louke Ratwatte of Mahawatta Respondents.

THIS matter coming on for disposal before Chollappah Nagalingam, Esq., District Judge, Kandy, on February 23, 1942, in the presence of Mr. P. B. Panabokke, Proctor, Supreme Court, Kandy, on the part of the petitioner, John Noel Paranagama of Paranagama aforesaid; and the affidavit of the said petitioner dated February 17, 1942, 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) Arthur Reginald Paranagama, (2) Gilbert Benny Paranagama (3) Harris Leuke Ratwatte—or any other person or persons interested shall, on or before March 26, 1942, show sufficient cause to the satisfaction of this court to the contrary.

February 23, 1942. C. NAGALINGAM, District Judge.

This Order Nisi is extended for April 27, 1942.

March 26, 1942. C. NAGALINGAM, District Judge.

This Order Nisi is extended for May 13, 1942.

April 27, 1942. C. NAGALINGAM, District Judge.

23/ In the District Court of Kandy.
Order Nisi.

Testamentary In the Matter of the Estate of the late Pallegedera Jurisdiction. Napane Jayasundera Mudiyanse Ukku No. T. 273. Banda of Kotesagodiye in Kotmale, deceased.

THIS action coming on for disposal before Chollappah Nagalingam, Esq., District Judge, Kandy, on March 26, 1942, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the

petitioner, Wijesekera Divakara Bandaranayake Wasala Mudiyanse Ralahamillage Ratnude Walauwe Sujawathie Kumarihamy, and the affidavit of the said petitioner dated March 6, 1942, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents—(1) Pallegedera Napane Jayasundera Mudiyanse Ukku Banda of Maswela in Kotmale, and (2) Wijesekera Divakara Bandaranayake Wasala Mudiyanse Ralahamillage Ratnude Walauwe Medduma Banda Aratchy of Matale—or any other person or persons interested shall, on or before May 14, 1942, show sufficient cause to the satisfaction of this court to the contrary.

March 18, 1942. C. NAGALINGAM, District Judge.

24/ In the District Court of Kandy.
Order Nisi.

Testamentary In the Matter of the Intestate Estate of Sangaran Jurisdiction. Vellachamy's son Vellachamy of Tembiligolla No. T. 272. estate, Ulapane, deceased.

Vollachamy's wife, Ramaie of Ulapane Petitioner.

Vs.
(1) Vellachamy's daughter, Meenatchi, (2) ditto Pottammal, (3) ditto son Saffah, (4) ditto daughter Sinnapottu, (5) ditto Siva Saffah, (6) ditto son Kadresan, (7) ditto daughter Ratnam, (8) ditto son Bala Krishnan, (9) T. Kalumuttu, the 1st to 8th of Ulapane and the 9th of Rangalla Respondents.

THIS matter coming on for disposal before Thomas Francis Clara Roberts Esq., Additional District Judge, Kandy, on March 5, 1942, in the presence of Mr. M. Ameen, Proctor, Supreme Court, Kandy, on the part of the petitioner, Vellachamy's wife, Ramaie and the affidavit of the said petitioner dated March 3, 1942.

It is ordered that the petitioner be and she is hereby declared entitled, as the widow of the above-named deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents above named or any other person or persons interested shall, on or before April 23, 1942, show sufficient cause to the satisfaction of this court to the contrary.

March 5, 1942. T. F. C. ROBERTS, Additional District Judge.

Date for showing cause is extended and reissued for May 28, 1942.

April 20, 1942. C. NAGALINGAM, District Judge.

32/ In the District Court of Kandy.
Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. David Wijegoonewardena, deceased, of 127, No. T. 274. Katukele, Kandy.

THIS matter coming on for disposal before Chollappah Nagalingam, Esq., District Judge, Kandy, on March 19, 1942, in the presence of Messrs. Abeykoon & Dias Desinghe, Proctors, Kandy, on the part of the petitioner, Kahadawa Aratchige Rosahne Wijegoonewardena; and the affidavit of the said petitioner dated March 18, 1942, and of the attesting witnesses dated March 18, 1942, having been read:

It is ordered that the last will of the above-named deceased dated March 15, 1932, and now deposited in this court, be and the same is hereby declared proved, unless the respondents (1) Chandra Wijegoonewardena, (2) Nanda Wijegoonewardena, (3) Tilaka Wijegoonewardena, (4) Laxami Wijegoonewardena, (5) Stanley David Wijegoonewardena, (6) Sri Wijegoonewardena, (7) Hirani Revata Wijegoonewardena, (8) Manel Gaythres Wijegoonewardena and (9) S. B. Wijegoonewardena, all of 127, Katukele Kandy, the 1st to 8th appearing by their duly appointed guardian *ad litem* or any other person or persons interested shall, on or before May 11, 1942, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is the widow and that she is entitled to have letters of administration with a copy of the will annexed issued to her 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.

March 19, 1942. C. NAGALINGAM, District Judge.

23/ In the District Court of Kandy.
Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Jack Lindsay Innes-Lillingston of Dunally No. T. 279. estate, of Galaha.

THIS matter coming on for disposal before Chollappah Nagalingam, Esq., District Judge, Kandy, on April 15, 1942, in the presence of Messrs. Liesching & Lee, Proctors, on the part of the petitioner, Leslie Pottier Smith; and the affidavit of the said petitioner dated March 27, 1942, and of the attesting witnesses dated April 1, 1942, having been read:

It is ordered that the last will of the above-named deceased, dated August 29, 1931, and now deposited in this court, be and the same is hereby declared proved, unless any other person or persons interested shall, on or before May 21, 1942, 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 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.

April 22, 1942.

C. NAGALINGAM,
District Judge.

In the District Court of Galle.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Porohs Abeysingha, Pattuwa Aratchy of Nelliwa,
No. 7,983. deceased.

Abeysingha Babanona of Lelwala Petitioner.
Vs.

(1) Abeysingha Palma of Lelwala, (2) Abeysingha Piyasara of
Pauangala by his guardian *ad litem*, the 1st respondent, (3)
Koralehewa Abeysingha Babynona, (4) Koralehewa Abey-
singha Nimalhamy, both of Nelliwa Respondents.

THIS matter coming on for disposal before N. M. Bharucha, Esq.,
District Judge of Galle, on February 27, 1942, in the presence of
Messrs Adihetty & Abeysundere, Proctors, on the part of the
petitioner above named; and her petition dated December 19,
1941, and affidavit dated December 19, 1941, having been read.

It is ordered that the petitioner as a daughter of the intestate,
be and she is hereby declared entitled to administer the estate of the
deceased above named, and to have letters of administration issued
to her accordingly, unless the respondents above named or any
person lawfully interested therein shall, on or before April 24, 1942,
show sufficient cause to the satisfaction of this court to the contrary.

February 27, 1942.

M. A. SAMARAKOON,
District Judge.

Time for showing cause is extended till June 17, 1942.

M. A. SAMARAKOON
District Judge.

In the District Court of Galle.

Order absolute declaring Will proved &c

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. the late Aliya Marikar Halima Umma of Tala-
No. 7,998. pitiya, Galle.

(1) Abdul Hadee Leila Umma, wife of Udaya Lebbe Marikar
Mohamed Abdul Gader, (2) Abdul Hadee Aseena Umma,
wife of Mohamed Lebbe Marikar Mohamed Saheed, both of
Talapitiya, Galle Petitioners.

THIS matter coming on for disposal before N. M. Bharucha,
Esq., District Judge of Galle, on March 13, 1942, in the presence of
Mr. Mohammed S. Marikar, Proctor, on the part of the petitioners,
and the affidavit of the said petitioners dated February 26, 1942,
and of the notary and attesting witnesses dated February 26, 1942,
and March 4, 1942, having been read:

It is ordered that the will of Aliya Marikar Halima Umma,
deceased, dated April 18, 1941, now deposited in this court is
hereby declared proved.

It is further declared that the said petitioners as executrix named
in the said will, are entitled to have probate of the same issued to
them accordingly.

March 13, 1942.

M. A. SAMARAKOON,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Poomapathy, wife of Ramanather Ambalavanar
No. 1,093. of Chulipuram, Jaffna, Ceylon, who died at
Seremban, F. M. S.

Suttampalam Kanapathippillai of Chulipuram, Jaffna Petitioner.

(1) Ramanather Ambalavanar of Chulipuram, presently of
Seremban, F. M. S., (2) Marimuttu Pillai, wife of Sittam-
palam Kanapathippillai of Chulipuram.

THIS matter of the petition of the petitioner coming on for
disposal before C. Coomaraswamy, Esq., District Judge, Jaffna,
on November 3, 1941, in the presence of Mr. T. Sangarappillai,
Proctor, for petitioner; and the affidavit of the petitioner having
been read:

It is ordered that letters of administration to the estate of the
above-named deceased be issued to the petitioner as the father and
one of the heirs of the said deceased, unless the respondents show
sufficient cause to the satisfaction of the court to the contrary on
January 16, 1942.

November 3, 1941.

C. COOMARASWAMY,
District Judge

Time to show cause extended to May 29, 1942.

April 24, 1942.

C. COOMARASWAMY,
District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Chellachchi-
Jurisdiction. pillai, widow of Ponnampalam of Vaddukoddi
No 1,131. East, deceased.

Subramaniam Nagarathnam of Vaddukoddi, East Petitioner.

Vallipuram Subramaniam of Vaddukoddi, East Respondents.

THIS matter coming on for disposal before C. Coomaraswamy,
Esq., District Judge, Jaffna, on April 17, 1942, in the presence of

Mr. S. Kandasamy, Proctor, for petitioner; and the affidavit and
petition of the petitioner having been read.

It is ordered that letters of administration in respect of the estate
of the said deceased be issued to the petitioner as sole heir of the
said deceased, unless the said respondent above named shall, on or
before May 20, 1942, show sufficient cause to the satisfaction of this
court to the contrary.

April 17, 1942.

C. COOMARASWAMY,
District Judge

In the District Court of Jaffna (held at Point Pedro).

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. the late Kanapathippillai Arambu of Thunnalai
No. 171/PT. South, deceased.

Kanapathippillai Vallipillai of Thunnalai South Petitioner.

(1) Ponnamban, widow of Chelliah of Thunnalai South. (2)
Sinnathanby Kanapathippillai of ditto. (3) Sinnathanby
Subramaniam of ditto. (4) Subramaniam Kanagasabai of
ditto, and (5) wife Mittamma of ditto Respondents.

THIS matter coming on for disposal before L. W. de Silva, Esq.,
Additional District Judge, Jaffna, on December 13, 1941, in the
presence of Mr. M. Esurapatham, Proctor, on the part of the
petitioner; and the petition and affidavit of the petitioner having
been read:

It is ordered that the last will be declared proved, that the peti-
tioner be declared entitled to take out letters of administration
and that the letters of administration be issued to the petitioner
accordingly with copy of the last will annexed thereto, unless the
respondents shall appear before this court on or before January 15,
1942, and show sufficient cause to the satisfaction of this court
to the contrary.

December 17, 1941.

L. W. DE SILVA,
Additional District Judge.

Extended and reissued for May 14, 1942.

March 26, 1942.

L. W. DE SILVA,
Additional District Judge.

In the District Court of Jaffna (held at Point Pedro).

Order Nisi.

Testamentary In the Matter of the Estate of Philippupillai
Jurisdiction. Anthonypillai of Karaveddi West, deceased.
No 178 PT

Anthonypillai Thovashayam of Karaveddi North Petitioner.

(1) Nocklappillai Sivakuppillai and wife (2) Gnanappu of
Karaveddi North, presently of the Convent, Battica-
loa Respondents.

THIS action coming for disposal before L. W. de Silva, Esq.,
Additional District Judge, Jaffna, on April 18, 1942, in the presence
of Mr. C. Krishnapillai, Proctor, on the part of the petitioner; and
the petition and affidavit of the petitioner having been read:

It is ordered that the petitioner, as the son of the deceased, be
entitled to take letters of administration and that letters of adminis-
tration be issued to him accordingly, unless the respondents or any
other person shall appear before this court on or about May 14,
1942, and show sufficient cause to the satisfaction of this court to
the contrary.

L. W. DE SILVA,
Additional District Judge.

In the District Court of Badulla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of G. Arulap-
No. 81,062. pen of Bambaragama in Kumbalwela korale in
Badulla District, deceased.

Palappanayadu Ramesan of Bambaragama in Kumbal-
wela korale Petitioner.

(1) Rajamma, widow of G. Arulappen, (2) Arulappen's son
Anthony Dasan *Aet 16 years*, (3) ditto daughter Anna-
pakiam *Aet 10 years*, (4) ditto Maria Jewamalay Pospam
Aet 9 years, (5) ditto son Gnanapragasam *Aet 8 years*, (6) ditto daughter Susi Anmal *Aet 6 years*, (7) ditto
Arupudamam *Aet 5 years*, (8) ditto Theresa Anmal *Aet 3 years*, (9) ditto Arokia Marie *Aet 1 year*, the 2nd to 9th
respondents, minors, by their guardian *ad litem*, the 1st respon-
dent above-named, all of Bambaragama Respondents.

THIS matter coming on for disposal before H. S. Roberts, Esq.,
District Judge of Badulla, on April 13, 1942, in the presence of
Messrs. H. J. & W. L. Pinto, Proctors, on the part of the petitioner
above named; and his petition dated April 10, 1942, and affidavit
dated March 9, 1942, having been read: It is ordered (a) that the
first respondent above named be and she is hereby appointed
guardian *ad litem* of the minors the above-named 2nd to 9th res-
pondents to represent them for all the purposes of this action and
(b) that the petitioner above named be and he is hereby declared
entitled, as a cousin of the deceased above named, to administer his
estate and to have letters of administration issued to him accordingly,
unless the respondents above named or any persons lawfully
interested therein shall, on or before May 12, 1942, show sufficient
cause to the satisfaction of this court to the contrary.

April 13, 1942.

HERBERT S. ROBERTS,
District Judge.