



THE
CEYLON GOVERNMENT
GAZETTE

EXTRAORDINARY.

No. 8,868 — SATURDAY, FEBRUARY 21, 1942.

Published by Authority.

PART I.—GENERAL.

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

GOVERNMENT NOTIFICATIONS.

THE DEFENCE (MISCELLANEOUS) REGULATIONS

Order under Regulation 43D.

ORDER made by the Governor under Regulation 43D of the Defence (Miscellaneous) Regulations.

By His Excellency's command,

E. R. SUDBURY,

Colombo, February 20, 1942. Secretary to the Governor.

Order.

1. This Order may be cited as the Controlled Articles (Iron and Steel) Order.

2. (1) Each of the articles severally specified in sub-paragraph (2) of this paragraph is hereby declared to be a controlled article within the meaning of Regulation 43D of the Defence (Miscellaneous) Regulations, for the purposes of the application of the provisions of that Regulation to each such article.

(2) The articles referred to in sub-paragraph (1) of this paragraph are:—

Pig Iron
Steel Billets, Blooms and Slabs
Mild Steel Bars and Rods
(Rounds, Flats, Squares and Hexagons)
Rolled Steel Joists
Mild Steel Angles
Mild Steel Channels
Mild Steel Tees
Black Mild Steel Sheets
($\frac{1}{8}$ in. and thinner)
Black Mild Steel Plates
(over $\frac{1}{8}$ in.)
Steel Railway Materials
Jumper Steel (Octagonal)
Galvanized flat sheets
Galvanized Corrugated Sheets
Expanded Metal.

3. (1) In this Order—

“Controller” means the Controller of Imports, and includes—

- (a) any Assistant Controller of Imports;
- (b) the Purchase and Supply Officer; and
- (c) any other person acting under the authority of the Controller of Imports;

“controlled iron and steel” means any article declared by paragraph 1 of this Order to be a controlled article;

“dealer” means a person who imports controlled iron and steel into Ceylon for the purposes of trade or carries on any business (whether wholesale or retail) as a seller or supplier of controlled iron and steel, and includes any person who carries on any such business together with any other business;

“permit” means a permit granted by the Controller under this Order;

“value”, in relation to any controlled iron and steel, means the retail price of such iron and steel for the time being.

(2) Where any controlled iron and steel imported or kept by any dealer for the purposes of trade or business is used by that dealer in the execution of any contract for any work of construction, manufacture, repair or maintenance undertaken by him, such controlled iron and steel shall be deemed for the purposes of this Order to be sold or supplied by such dealer to the other party to such contract.

4. No dealer shall sell or supply any quantity of any controlled iron and steel to any person unless he delivers to that dealer a declaration signed by him setting out the quantity of controlled iron and steel required by him and the purpose for which he proposes to use such iron and steel.

5. (1) Where any person requires any controlled iron and steel for the repair or maintenance of any building, bridge, plant, machinery or other work or equipment, that person shall, in his declaration under paragraph 4, set out full details as to the nature and extent of such repair or maintenance, and the dealer to whom the declaration is delivered may, if he is satisfied that the declaration

is made in good faith, sell or supply to that person such quantity of controlled iron and steel as the dealer may deem reasonable for the purposes of such repair or maintenance.

(2) Where any dealer requires any controlled iron and steel which is in his control or under his possession for the repair or maintenance of any building, bridge, plant, machinery or other work or equipment belonging to him, that dealer may use for the purpose of such repair or maintenance such quantity of such controlled iron and steel as is essential for the purpose aforesaid.

Provided that the dealer shall, in any such case, forthwith transmit to the Controller a statement setting out the quantity and value of the iron and steel so used and full details as to the purpose for which such quantity was applied.

6. (1) Where any person declares under paragraph 4 that he requires any controlled iron and steel for the construction of a building or bridge, the dealer to whom the declaration is delivered may, if satisfied that the declaration is made in good faith, sell or supply to that person controlled iron and steel of a value not exceeding two hundred and fifty rupees.

(2) Any dealer may, for the purpose of the construction of any building or bridge which will, after construction, remain the property of that dealer, use any controlled iron and steel of a value not exceeding two hundred and fifty rupees:

Provided that the dealer shall, in any such case, forthwith transmit to the Controller a statement setting out the quantity and value of the iron and steel so used and full details as to the purpose for which such quantity was applied.

7. (1) Where any person declares under paragraph 4 that he requires any controlled iron and steel for the construction or manufacture of any machinery of any description specified in sub-paragraph (2) of this paragraph, the dealer or whom the declaration is delivered may, if satisfied that the declaration is made in good faith, sell or supply to that person controlled iron and steel of a value not exceeding one hundred rupees.

(2) The provisions of sub-paragraph (1) shall be applicable in any case where controlled iron and steel is required for the construction or manufacture of—

Tea Driers,
Tea Rollers,
Tea Roll Breakers,
Tea Sifters,
Tea Packers,
Rubber Rollers,
Plumbago Rollers,
Coconut Desiccators.

8 (1) No dealer shall, in any case other than a case to which paragraph 5 (1) or paragraph 6 (1) or paragraph 7 of this Order applies, sell or supply to any person any controlled iron and steel of any value or description, unless that person is the holder of a permit granted by the Controller authorising him to purchase or acquire controlled iron and steel of that value and description.

(2) No dealer shall, in any case other than a case to which paragraph 5 (2) or paragraph 6 (2) of this Order applies, use any controlled iron and steel of any value or description for any purpose, except under the authority of a permit granted by the Controller authorising that dealer to use controlled iron and steel of that description and value for that purpose.

9. Any dealer who sells or supplies any controlled iron and steel to any person under paragraph 5 (1) or paragraph 6 (1) or paragraph 7 of this Order, shall, within three days of the date of such sale or supply, transmit to the Controller the declaration in pursuance of which such sale or supply took place, together with a statement of the quantity, value and description of the iron and steel so sold or supplied.

10. (1) Every application for a permit shall be made to the Controller in such form as he may provide for the purpose, and shall contain all such particulars as may be required to be set out in such form.

(2) Every application for a permit shall contain a declaration signed by the applicant to the effect that the facts stated in the application are true and correct.

(3) The Controller may in his discretion—

- (a) refuse to grant a permit to any applicant therefor;
- (b) determine the quantity, value and description of controlled iron and steel which any such applicant may be authorised to purchase or acquire, or to use, as the case may be.

(4) Every decision or determination of the Controller under the preceding sub-paragraph shall be final.

11. Every dealer shall—

- (a) keep and maintain, in such form as may be approved by the Controller for the purpose, such records, relating to stocks of iron and steel imported, held, purchased, acquired, sold, used or otherwise disposed of by such dealer, as the Controller may from time to time require for the purposes of this Order;
- (b) furnish to the Controller such returns and information, relating to such stocks and to the importation, purchase, acquisition, use or disposal of such stocks, as the Controller may from time to time require for the purposes of this Order.

12. Every declaration made for the purposes of this Order shall be free of stamp duty.

THE DEFENCE (MISCELLANEOUS) REGULATIONS

Order under Regulation 43E

ORDER made by the Governor under Regulation 43E of the Defence (Miscellaneous) Regulations.

By His Excellency's command,

Colombo, February 20, 1942. E. R. SUDBURY,
Secretary to the Governor.

Order.

1. This Order may be cited as the Building Control Order, 1942.
2. In this Order—

“building” includes any house, hut, shed or roofed enclosure, whether used for the purpose of human habitation or otherwise, and also any wall, fence, platform, staging, gate, post, pillar, paling, frame, hoarding, slip, dock, wharf, pier, jetty or landing-stage or any other structure connected with the foregoing;

“Controller” means the Controller of Imports, and includes—

- (a) any Assistant Controller of Imports;
- (b) the Purchase and Supply Officer;
- (c) any other person acting under the authority of the Controller of Imports;

“controlled iron and steel” means iron and steel of any description declared to be a controlled article under Regulation 43D of the Defence (Miscellaneous) Regulations, that is to say, any of the following:—

Pig Iron
Steel Billets, Blooms and Slabs
Mild Steel Bars and Rods
(Rounds, Flats, Squares and Hexagons)
Rolled Steel Joists
Mild Steel Angles
Mild Steel Channels
Mild Steel Tees
Black Mild Steel Sheets
($\frac{1}{8}$ in. and thinner)
Black Mild Steel Plates
(over $\frac{1}{8}$ in.)
Steel Railway Materials
Jumper Steel (Octagonal)
Galvanized Flat Sheets
Galvanized Corrugated Sheets
Expanded Metal.

3. No person shall commence to erect, or proceed with the erection of, any bridge or building in the construction of which he proposes to use controlled iron and steel of or above the value of two hundred and fifty rupees except under authority of a permit granted by the Controller.

4. No person shall commence to erect, or proceed with the erection of, any building of two or more storeys except under authority of a permit granted by the Controller.

5. No person shall commence to erect, or proceed with the erection of, any single-storeyed building, the estimated cost of which is more than ten thousand rupees, except under authority of a permit granted by the Controller.

6. Where it is provided by any written law that a building shall not be erected unless the plans of such building have been approved by a local authority or by an officer of the Government or of a local authority, or unless the erection of the building has been authorised by a permit or other document granted or issued by any such authority or officer, and where application is made under such written law for the approval of plans, or for the grant or issue of any such permit or document, in the case of a building to which any of the preceding paragraphs of this Order apply, the authority or officer concerned shall not approve such plans, or grant or issue such permit or document, unless the applicant produces to such authority or officer, for inspection a permit granted by the Controller under this Order authorising the erection of the building proposed to be erected.

7. Every application for a permit under this Order shall be made to the Controller in such form as the Controller may provide for the purpose, and shall contain all such particulars as may be required to be set out in such form.

Every such application shall contain a declaration signed by the applicant to the effect that the particulars set out therein are true and accurate; every such declaration shall be free of stamp duty.

THE DEFENCE (MISCELLANEOUS) REGULATIONS.

Order under Regulation 43D.

ORDER made by the Governor under Regulation 43D of the Defence (Miscellaneous) Regulations.

By His Excellency's command,

Colombo, February 20, 1942. E. R. SUDBURY,
Secretary to the Governor.

Order.

1. This order may be cited as the Controlled Articles (Electric Wire and Cables) Order.

2. (1) In this Order—

“Chief Engineer” means the Chief Engineer and Manager, Department of Government Electrical Undertakings;

“Controller” means the Controller of Imports;

“dealer” means a person who imports electric wire and cables into Ceylon for the purposes of trade, or carries on any

business (whether wholesale or retail) as a seller or supplier of electric wire and cables, and includes any person who carries on any such business together with any other business;

“electric wire and cables” means any of the following:—

Vulcanized India Rubber Insulated Cables;
Tough Rubber Sheathed Cables;
Lead covered V. I. R. Cables;
Flexible Cords;
Single and double cotton covered wire;
Enamelled insulated wires;
Weatherproof Aerial Cables;
(Braided, P. B. J. and B. C. J. types);
Bare Solid or Stranded Copper Conductors;

“permit” means a permit granted by the Chief Engineer under this Order.

(2) For the purposes of this Order, a dealer who uses in the execution of any contract for electrical work undertaken by him, any electric wire and cables imported or kept by him for the purposes of trade or business, shall be deemed to sell such electric wire and cables to the other party to such contract.

3. Every article falling within the description of “electric wire and cables”, as defined in paragraph 2 of this Order, is hereby declared to be a controlled article within the meaning of Regulation 43D of the Defence (Miscellaneous) Regulations, for the purpose of the application of the provisions of that Regulation to that article.

4. Save as otherwise provided in paragraph 8, no person shall purchase or acquire any quantity of any electric wire and cables unless he is the holder of a permit authorising him to purchase or acquire that quantity of electric wire and cables.

5. Save as otherwise provided in paragraph 8, no dealer shall use any quantity of any electric wire and cables in his possession or under his control, for any purpose other than the execution of a contract for electrical work undertaken by him, unless he is the holder of a permit authorising him to use that quantity of such electric wire and cables.

6. (1) Every application for a permit shall be made to the Chief Engineer in such form as he may provide for the purpose, and shall contain all such particulars as may be required to be set out in such form.

(2) Every application for a permit shall contain a declaration signed by the applicant to the effect that the facts stated in the application are true and correct.

(3) The Chief Engineer may in his discretion—

(a) refuse to grant a permit to any applicant therefor;
(b) determine the quantity of electric wire and cables which any such applicant may be authorised to purchase or acquire, or to use, as the case may be.

(4) Every decision or determination of the Chief Engineer under the preceding sub-paragraph shall be final.

7. Save as otherwise provided in paragraph 8, no dealer shall sell or otherwise dispose of any quantity of any electric wire and cables to any person except upon surrender to him of a permit authorising that person to purchase or acquire that quantity of such electric wire and cables.

8. (1) Where any person delivers to a dealer a declaration signed by that person to the effect that any electric wire and cables are urgently required for essential repairs to any existing electrical installation, plant or equipment, then, notwithstanding that a permit is not surrendered as heretofore provided, that dealer may if satisfied that the declaration is made in good faith, sell or deliver to that person a quantity of electric wire and cables not exceeding the maximum quantity specified in sub-paragraph (3) of this paragraph.

(2) Where any dealer urgently requires any electric wire and cables in his possession or under his control for essential repairs to any existing electrical installation, plant or equipment belonging to him, then, notwithstanding that he is not the holder of a permit granted as heretofore provided, he may use, for the purposes of such repairs, any quantity of such electric wire and cables not exceeding the maximum quantity specified in sub-paragraph (3) of this paragraph.

(3) The maximum quantity which may be sold or delivered, or used, as the case may be, in pursuance of the preceding provisions of this paragraph, shall be—

- (i.) 100 yds. single conductor or cable not exceeding 0.01 sq. in. normal area (7/044) or the equivalent length of multi-core cable;
- (ii.) 50 yds. single conductor or cable not exceeding 0.0228 sq. in. normal area (7/064) and over, or the equivalent length of multi-core cable;
- (iii.) 2 lb. of cotton covered or enamelled wires.

(4) Any dealer who sells or delivers any electric wire and cables in the circumstances set out in sub-paragraph (1) of this paragraph, shall, within three days of the date of such sale or delivery, transmit to the Chief Engineer the declaration in pursuance of which such sale or delivery took place together with a statement of the quantity of electric wire and cables so sold or delivered.

(5) Any dealer who uses any electric wire and cables in the circumstances set out in sub-paragraph (2) of this paragraph, shall within three days of the date of such use, transmit to the Chief Engineer a declaration signed by him setting out the quantity of electric wire and cables used by him and the purpose for which such wire and cables were urgently required.

9. Every dealer shall—

- (a) keep and maintain, in such form as may be approved by the Controller for the purpose, such records, relating to stocks of electric wire and cables imported, held, purchased, acquired, sold, used or otherwise disposed of by such dealer, as the Controller may from time to time require for the purposes of this Order;
- (b) furnish to the Controller such returns and information, relating to such stocks and to the importation, purchase, acquisition, use or disposal of such stocks, as the Controller may from time to time require for the purposes of this Order.

10. Every declaration made for the purposes of this Order shall be free of stamp duty.

L. D.—B 135/39

THE FOOD CONTROL ORDINANCE.

Order No. 8.

BY virtue of the powers vested in me by section 4 (1) (g) of the Food Control Ordinance (Chapter 132), I, George Claude Stanley Corea, Minister for Labour, Industry and Commerce, do by this Order direct the Food Controller to take steps for the allocation of supplies of rice and paddy to merchants and distributors in—(a) The Urban Council limits of Trincomalee, and (b) The Harbour Villages (Boundaries: *North*.—Boundary of Tampalakamam pattu. *East*.—Inner Harbour sea and Tamblegam Bay. *South*.—Inner Harbour sea and Tamblegam Bay. *West*.—Palampotary) in the Trincomalee District, and to organize and administer a system of rationing such supplies on and after the date hereof.

G. C. S. COREA,

Minister for Labour, Industry and Commerce.

Colombo, February 20, 1942.