



# THE CEYLON GOVERNMENT GAZETTE

EXTRAORDINARY

No. 9,246 — THURSDAY, MARCH 16, 1944.

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## PART I—GENERAL.

### PROCLAMATIONS BY THE GOVERNOR.

M. L. A.—B. 1341.

BY HIS EXCELLENCY THE GOVERNOR.

A PROCLAMATION.

A. CALDECOTT,

KNOW Ye that I, Andrew Caldecott, Governor of Ceylon, do hereby proclaim the by-law set out hereunder, made by the Municipal Council of Colombo under sections 109 and 227 of the Municipal Councils Ordinance (Chapter 193), and confirmed by me by virtue of the powers vested in me by the said section 109.

By His Excellency's command,

H. A. C. DOBBS,

Acting Secretary to the Governor.

Colombo, March 9, 1944.

GOD SAVE THE KING.

*By-law.*

The by-laws published in *Gazette* No. 7,224 of November 11, 1921, are hereby amended in Schedule B, Part II., by the substitution in by-law 3 (d), for the words "rupees twenty-five", of the words "rupees fifty".

### GOVERNMENT NOTIFICATIONS.

L. D.—CF. 5/41.

C. S. O. File No. CF. D. 1188/42.

THE EMERGENCY POWERS (DEFENCE) ACTS,  
1939 AND 1940.

DEFENCE regulation made by the Governor by virtue of the powers vested in him by the Emergency Powers (Defence) Acts, 1939 and 1940, of the Imperial Parliament, as adapted, modified and extended to Ceylon by the Emergency Powers (Colonial Defence) Order in Council, 1939, and the Emergency Powers (Colonial Defence) (Amendment) Order in Council, 1940.

By His Excellency's command,

H. A. C. DOBBS,

Acting Secretary to the Governor.

Colombo, 9th March, 1944.

*Regulation.*

The Defence (Miscellaneous) Regulations published in the *Supplement to Gazette* No. 8,533 of October 20, 1939, as amended by any subsequent defence regulation, are hereby further amended as follows:—

(1) in regulation 32d, by the insertion immediately after paragraph (7) of the following new paragraph:—

"(8) In any proceedings for an offence against this regulation, a certificate of the competent authority that at a particular time a ship was one to which this regulation applies shall be evidence of that fact."; and

(2) by the insertion immediately after regulation 32h of the following new regulation:—

Enforcement of agreements to join ships abroad. 32j. (1) Where a person (hereinafter in this regulation referred to as a "mariner") has agreed in accordance with the next following paragraph to go to a country outside Ceylon and there join such ship as may be specified in, or in pursuance of, the agreement, being a ship to which this regulation applies, and to serve on board that ship in a capacity specified in the

agreement, he shall be guilty of an offence against this regulation if, without reasonable cause, he refuses or fails—

(a) to present himself at any place at the time at which, or to the person to whom, he is required by or in pursuance of the agreement to present himself; or

(b) to travel by any ship or other conveyance by which he is so required to travel; or

(c) to join and serve on board a ship as so required.

(2) Every such agreement—

(a) shall be in a form approved by the competent authority,

(b) shall be signed by the mariner in the presence of a shipping officer within the meaning of the Merchant Shipping Ordinance,

and the signature of the mariner shall be attested by the shipping officer.

(3) The ships to which this regulation applies are ships belonging to His Majesty and ships, whether British or foreign, chartered or requisitioned by or on behalf of His Majesty.

(4) In any proceedings for an offence against this regulation, a certificate of the competent authority that at a particular time a ship was one to which this regulation applies shall be evidence of that fact.

L. D.—CF. 8/39.

C.S.O. No. CF. D. 797/41

THE EMERGENCY POWERS (DEFENCE) ACTS,  
1939 AND 1940.

DEFENCE Regulation made by the Governor by virtue of the powers vested in him by the Emergency Powers (Defence) Acts, 1939 and 1940, of the Imperial Parliament, as adapted, modified and extended to Ceylon by the Emergency Powers (Colonial Defence) Order in Council, 1939, and the Emergency Powers (Colonial Defence) (Amendment) Order in Council, 1940.

By His Excellency's command;

H. A. C. DOBBS,

Acting Secretary to the Governor.

Colombo, 15th March, 1944.

*Regulation.*

The Defence (Miscellaneous) Regulations published in the *Supplement to Gazette* No. 8,533 of October 20, 1939, as amended by any subsequent defence regulation, are hereby further amended, in regulation 45B, as follows:—

(1) by the substitution, for paragraph (1), of the following new paragraph:—

"(1) (a) In the event of any outbreak of fire in any area or place in Ceylon, the supervising officer shall have—

(ii) the sole charge and control of all operations for the extinction of the fire, including the fixing of the position of fire engines and apparatus, the attaching of the hose to any water pipes, the use of any water supply and the selection of the parts of any building on fire, or of any other buildings in the vicinity of the fire, against which the water is to be directed;

- (ii.) power to require the water to be shut off from the mains or pipes of any local authority in any part of the area or place in order to ensure a greater supply and pressure of water for extinguishing the fire; and
- (iii.) power to remove, or power to cause any other person acting under his directions to remove, any person who by his presence at the scene of the fire interferes with the operations for the extinction of the fire.

(b) At every fire referred to in sub-paragraph (a), the supervising officer, or a member of the Auxiliary Fire Service or other person acting under the directions of the supervising officer may, for the purpose of extinguishing or preventing the spread of the fire, or protecting or rescuing any person or property affected or threatened by the fire—

- (i.) use any convenient or suitable supply of water;
- (ii.) enter, or if necessary break into, or cause any other person acting under his direction to enter or break into, any premises or place without the consent of the owner or occupier thereof;
- (iii.) demolish any building or part of any building, or remove or destroy any fixture or other property therein; and
- (iv.) take all such other measures and give such directions as he may consider necessary in the special circumstances of any case.

(c.) The supply of water for the purposes of this paragraph may be obtained from the mains and pipes of any local authority or from any tank, pond, lake, or any other natural or artificial supply or source of water situated on any private premises and the persons engaged in extinguishing or preventing the spread of the fire shall, for the purpose of making use of such supply of water, be entitled to enter any such premises without the consent of the owner or occupier thereof.

(d) For the purposes of this paragraph—

“Auxiliary Fire Service” means the body called the Auxiliary Fire Service constituted under the provisions of the Defence (Auxiliary Fire Service) Regulations, 1943, published in *Gazette* No. 9,084 of February 12, 1943; and

“supervising officer”—

- (i.) in any area or place where a unit of the Auxiliary Fire Service has been established, means the officer in command of that unit or the officer in charge of the detachment despatched to the scene of the fire; and
- (ii.) in any other area or place, means the person appointed by the Civil Defence Commissioner to be the supervising officer for the purposes of this paragraph;

and

(2) by the addition, immediately after paragraph (1), of the following new paragraph:—

“(1A) Every person who wilfully obstructs or interferes with any measures duly taken, or refuses to comply with any directions lawfully given, under the preceding paragraph, shall be guilty of an offence against this regulation, and shall, on conviction after summary trial before a Magistrate, be liable to imprisonment of either description for a term not exceeding one month or to a fine not exceeding fifty rupees or to both such imprisonment and fine.”

L. D.—CF. 93/42.

THE DEFENCE (MISCELLANEOUS) REGULATIONS.

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

By His Excellency's command,

H. A. C. DOBBS,

Colombo, 8th March, 1944. Acting Secretary to the Governor.

Order.

The Controlled Articles (Acids, Tea Chests and Accessories) Order, 1942, published in *Gazette Extraordinary* No. 9,019 of October 8, 1942, as amended by Order published in *Gazette* No. 9,123 of May 21, 1943, is hereby further amended, in Part II of the Schedule to that Order, by the addition, immediately after the item relating to hoop iron, of the following item:—

“Wire nails 2 or 1½ inches or 1 inch in length, irrespective of gauge.”

L. D.—CF. 93/42.

THE DEFENCE (MISCELLANEOUS) REGULATIONS.

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

By His Excellency's command,

H. A. C. DOBBS,

Colombo, 8th March, 1944. Acting Secretary to the Governor.

Order.

The Controlled Articles (Iron and Steel) (No. 2) Order, 1942, published in *Gazette* No. 8,940 of June 5, 1942, as amended by Order published in *Gazette* No. 9,229 of January 28, 1944, is hereby further amended, in Part II of the Schedule to that Order, by the substitution, for the words “wire nails,” occurring in item 1, of the following:—

“wire nails, other than wire nails 2 or 1½ inches or 1 inch in length irrespective of gauge.”

THE CEYLON (STATE COUNCIL ELECTIONS) ORDER IN COUNCIL, 1931.

Notification under Article 47.

Election of a Member of the State Council for the Electoral District No. 45, Bibile, in pursuance of a notice under Article 23 (3) and (5) published in *Gazette* No. 9,204 of November 26, 1943.

IN pursuance of Article 47 of the Ceylon (State Council Elections) Order in Council, 1931, it is hereby notified that Mr. Malwattege Simon Andrew Peiris has been elected as a member of the State Council for the Electoral District No. 45, Bibile.

Legal Secretary's Office,  
Colombo, March 16, 1944.

J. H. B. NIHILL,  
Legal Secretary.

L. D.—B 29/42

THE WAR DAMAGE (BUSINESS AND PERSONAL MOVABLES) ORDINANCE, No. 9 OF 1942.

REGULATIONS made by the Executive Committee of Labour, Industry and Commerce, under section 25 of the War Damage (Business and Personal Movable) Ordinance, No. 9 of 1942, approved by the State Council, and ratified by the Governor by virtue of the powers vested in him by that section.

G. C. S. COREA,  
Minister for Labour, Industry and Commerce.

Colombo, March 12, 1944.

Regulations.

1. For the period commencing on April 1, 1944, and ending on September 30, 1944, the premium in respect of any policy of insurance issued for the purposes of the business movables scheme shall be at the rate of one half per centum, so however that the amount of any one premium shall not be less than Rs. 5.

2. For the period commencing on April 1, 1944, and ending on September 30, 1944, the premium in respect of any policy of insurance issued to any person for the purposes of the personal movables scheme shall be—

- (a) in respect of the first Rs. 2,000 of the sum insured by that person, at the rate of one fourth per centum;
- (b) in respect of the next Rs. 8,000 of the sum insured by that person, at the rate of three-eighths per centum; and
- (c) in respect of the remainder of the sum insured by that person, at the rate of one half per centum,

so however that the amount of any one premium shall not be less than Rs. 5.