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EXTRAORDINARY

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PART II.—LEGAL

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

DRAFT ORDINANCES.

MINUTE.

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

L. D.—O. 11/43

An Ordinance to amend the War Damage (Immovable Property) Ordinance, No. 62 of 1942.

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

1. This Ordinance may be cited as the War Damage (Immovable Property) Amendment Ordinance, No. of 1944. Short title.

2. Section 29 of the War Damage (Immovable Property) Ordinance, No. 62 of 1942, (hereinafter referred to as "the principal Ordinance"), is hereby amended in sub-section (3) by the substitution, for the words "as may be prescribed.", of the words "as the Commissioner, with the approval of the Executive Committee, may in each case determine." Amendment of section 29 of Ordinance No. 62 of 1942.

3. Section 53 of the principal Ordinance is hereby amended in sub-section (1) by the insertion, between paragraph (c) and the proviso to that sub-section, of the following new paragraph:— Amendment of section 53 of the principal Ordinance.

"(d) damage occurring (whether accidentally or not) as the direct result of—

- (i) the explosion of any munitions or engines of war, being an explosion which is not due to the taking of any action referred to in paragraph (a) or of any measures referred to in paragraph (b) or paragraph (c); or
- (ii) any fire caused by or attributable to any such explosion;"

Objects and Reasons.

Under sub-section (3) of section 29 of the War Damage (Immovable Property) Ordinance, No. 62 of 1942, a local authority undertaking the collection or recovery of instalments of contribution payable under that Ordinance is entitled to such remuneration as may be prescribed by regulation. Remuneration at the rate of six per centum of the amount collected and recovered was prescribed some time ago, because it was thought that the actual expenditure incurred by a local authority in the performance of this duty would in no case exceed that sum. It has since been found, however, that in some cases the actual expenditure has exceeded the remuneration that has been prescribed; and as it is not possible to fix a rate that will meet all possible cases, it is proposed, in clause 2 of this Bill, that section 29 (3) should be amended so as to leave the amount of the remuneration to be determined by the Commissioner in each case, with the approval of the Executive Committee of Labour, Industry and Commerce.

2. The object of clause 3 is to extend the definition of "war damage" in the Ordinance to include damage caused by the explosion of any munitions or engines of war or by any fire resulting from any such explosion. As insurance companies do not usually accept such risks, it has been decided that cover for such risks should be provided by the Government.

G. C. S. COREA,

Minister for Labour, Industry and Commerce.

Colombo, November 14, 1944.

MINUTE.

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

L. D—O: 38/43.

D. 445*d*.

An Ordinance to make provision for the establishment and incorporation of a body of persons to be known as the Local Government Service Commission, for the constitution and regulation of a Local Government Service, and for other matters connected therewith or incidental thereto.

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L. D—O. 38/43.

An Ordinance to make provision for the establishment and incorporation of a body of persons to be known as the Local Government Service Commission, for the constitution and regulation of a Local Government Service, and for other matters connected therewith or incidental thereto.

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

1. (1) This Ordinance may be cited as the Local Government Service Ordinance, No. of 1944;
- (2) Each of the following Parts of this Ordinance shall come into operation on such date as the Governor may appoint in that behalf by Proclamation published in the *Gazette*.

Short title
and dates of
operation.

PART I.

The Local Government Service Commission.

2. For the purposes of this Ordinance a central authority to be called and known as the Local Government Service Commission is hereby established.
3. The Commission shall consist of the person for the time being holding the office of Commissioner of Local Government and two other persons (not being members of the State Council or of the public service or of any local authority) nominated by the Governor.
4. The Local Government Service Commission shall be a corporation with perpetual succession and a common seal and may sue and be sued in its corporate name.
5. Each nominated member of the Commission shall hold office for a period of three years from the date of his appointment :
Provided that notwithstanding the term of any such appointment, any such member may at any time resign from his office or be removed from office by the Governor :
Provided further that any person who is nominated to fill any vacancy caused by the death, resignation or removal from office of any such member shall hold office during a period equal to the unexpired portion of the term of office of the member in whose place he is nominated and no longer.
6. (1) The Commissioner of Local Government shall be the Chairman of the Commission and shall preside at all meetings of the Commission at which he is present :
(2) In the absence of the Commissioner of Local Government at any meeting of the Commission, the person for the time being holding the office of Deputy Commissioner of Local Government shall be entitled to preside at the meeting and to exercise and perform all the powers and duties conferred or imposed on the Commissioner of Local Government or the Chairman by or under this Ordinance.
(3) Two members shall constitute a quorum of the Commission.
(4) If at any meeting, the members of the Commission are divided in opinion as to the decision to be given on any point or matter, such point or matter shall be decided according to the opinion of the majority of the members present ; but if the members are equally divided, then the opinion of the Chairman shall prevail.
(5) The Commission may regulate its own procedure in any matter not provided for in this Ordinance or by regulation.
7. Regulations may be made providing for—
(a) the payment of fees to the nominated members of the Commission for attendance at meetings of the Commission and the rates at which such fees shall be computed ;
(b) the payment of an allowance in respect of travelling done by the nominated members of the Commission in the discharge of their duties as members of the Commission, and the rates at which such allowances shall be computed.
8. The Commission shall, subject to the approval of the Governor, appoint a person by name or by office to be or to

Establishment
of Local
Government
Service
Commission.

Constitution
of Commission.

Incorporation
of Commission.

Term of office
of nominated
members.

Conduct of
business.

Remuneration
of nominated
members.

Secretary of
the Commission.

act as the Secretary of the Commission. The Secretary shall receive such remuneration (if any) as may, with the approval of the Governor, be fixed by the Commission.

Subordinate
Officers of
the Commission.

9. For the purpose of carrying out the provisions of this Ordinance, the Commission may appoint such officers and servants, other than the Secretary, as it may think necessary.

Secretary and
other officers
and servants to
be public
servants.
Cap. 15.

Powers of the
Commission.

10. The Secretary of the Commission and every officer and servant appointed under section 9 shall be deemed to be a public servant within the meaning of the Penal Code

11. The Commission shall have the following powers :—

- (a) to appoint, employ, remunerate and control its officers and servants and to direct and decide all matters connected with the administration of its affairs ;
- (b) to determine all matters relating to methods of recruitment to and conditions of employment in the Service, and the principles to be followed in making appointments to the Service and in making promotions and transfers from one post in the Service to another ;
- (c) to recruit, appoint, promote, transfer, dismiss, interdict, or otherwise punish members of the Service and generally to maintain discipline in the Service ;
- (d) to conduct examinations for appointments to the Service or to appoint Boards of Examiners for the purpose of conducting such examinations, and to charge fees from candidates presenting themselves for examination ;
- (e) to classify the posts in the Service into classes or grades, to determine the qualifications necessary for appointment to each such class or grade, and to fix the scales of salaries to be attached to each such class or grade ;
- (f) to determine the cases in which disciplinary action against members of the Service may be taken by a local authority and the punishments which a local authority may impose on such members ;
- (g) to call upon any local authority to keep the prescribed records relating to members of the Service ;
- (h) to call upon any local authority to furnish before a specified date such information as the Commission may require in respect of any member of the Service in the employment of that local authority ;
- (j) to establish and regulate a Provident Fund in accordance with the provisions of Part III of this Ordinance ;
- (k) to make regulations under this Ordinance ;
- (l) such other powers as may be vested in the Commission by Order made by the Governor under this section and published in the *Gazette*

Financial
provisions.

12. (1) The expenses of the Commission, including the salaries, allowances, pensions and gratuities payable to or in respect of the members or staff of the Commission, but not including the salaries, allowances, pensions and gratuities payable to members of the Service, shall be paid out of moneys provided for the purpose by the State Council under the Annual Appropriation Ordinance.

(2) All moneys paid to the Commission under sub-section (1) shall be applied and expended by the Commission for the purposes authorised by or under this Ordinance.

PART II.

The Local Government Service.

Constitution of
a Local Govern-
ment Service.

Members of the
Service.

13. A Service to be called and known as the Local Government Service is hereby constituted.

14. The Service shall consist of those officers and servants of Municipal Councils, Urban Councils, Sanitary Boards, Village Committees, Provincial Road Committees and District Road Committees, whose posts are specified in the First Schedule hereto :

Provided that no such officer or servant whose services are lent by the Government to any local authority shall be deemed to be a member of the Service.

Members to be
servants of
the Commission
and to be
public servants.

15. (1) Every member of the Service shall, so long as he continues as such member, be deemed for all purposes to be in the service of the Commission notwithstanding that he is for the time being employed under a local authority and notwithstanding that his salary is paid out of the funds of that local authority.

(2) Every member of the Service shall be deemed to be a public servant within the meaning of the Penal Code.

Cap. 15.

Appointments
to be made by
the Commission.

16. After the appointed date, every appointment of a person to a Scheduled post shall be made by the Commission, and no such appointment shall be made by any local authority.

17. (1) After the appointed date, no person not having the prescribed qualifications shall be appointed to any scheduled post.

Qualifications for appointment to the Service.

(2) Regulations may be made prescribing the qualifications necessary for appointment to any post or class or grade of posts in the Service.

18. For the purposes of this Ordinance the Island shall be divided into the areas specified in the Second Schedule hereto.

Division of the Island into areas for the purposes of this Ordinance Examinations.

19. After the appointed date, no person shall be appointed to any post described in Part II of the First Schedule hereto except on the result of an open competitive examination held in accordance with such regulations as may be made for the purpose.

20. No person shall be appointed to any post described in Part II of the First Schedule hereto under any local authority (other than a Municipal Council) in any area specified in the Second Schedule hereto unless that person has been resident within that area for a period of at least three years immediately preceding the date of his appointment.

Residential qualifications.

21. (1) Every local authority shall, out of its funds, pay the salaries and allowances of those members of the Service who are in its employ.

Salaries of members.

(2) Regulations may be made prescribing the scales of the salaries and allowances to be attached to each post or class or grade of posts in the Service.

22. (1) Any member of the Service holding any post specified in the First Schedule may at any time be transferred by the Commission to any other such post in accordance with such regulations as may be made for the purpose :

Transfer of members.

Provided that no person who is appointed to any post described in Part II of the First Schedule hereto under any local authority (other than a Municipal Council) in any area specified in the Second Schedule hereto shall be transferred to any post outside that area.

(2) Where a member of the Service is transferred from a post under one local authority to a post under any other local authority, the local authority from whose employ the member is transferred shall forthwith send to the other local authority the prescribed particulars relating to that member.

23. No member of the Service shall be dismissed or otherwise punished except in accordance with the provisions of this Ordinance or any regulations made thereunder.

Dismissal and punishment of members.

24. Every member of the Service shall be entitled to leave of absence for such periods and on such terms and conditions as may be prescribed.

Leave.

25. Regulations may be made—

- (a) for the recruitment, appointment, promotion, transfer, resignation and retirement of members of the service ;
- (b) for the filling of vacancies in the Service ;
- (c) for the dismissal, interdiction or punishment of members of the Service ;
- (d) for prescribing the conditions of employment in the Service ;
- (e) generally for the maintenance of discipline in the Service.

Regulations.

26. Every local authority shall—

- (a) keep and maintain in respect of each member of the Service in its employ, the prescribed registers or records ;
- (b) enter therein all such particulars relating to each of those members as may be prescribed ,
- (c) furnish to the Commission such returns or reports relating to those members as may be prescribed or such information as the Commission may, from time to time, require.

Duties of local authorities.

PART III.

Provident Fund.

27. In this Part, "contributor" means a member of the Service who is a contributor to the Local Government Service Provident Fund.

Interpretation.

28. The Commission shall establish a Fund to be known as the Local Government Service Provident Fund.

Establishment of Provident Fund.

29. (1) Every member of the Service (not being a member who is transferred to the Service under section 45 or section 53) shall, until he ceases to be a member of the Service, contribute to the Provident Fund an amount equal to one-twentieth of his monthly salary.

Contributions by members.

- (2) The contribution of a member for any month shall be calculated on the full monthly salary of the member notwithstanding that the amount received as salary for that month is less than the full monthly salary or that no amount whatsoever is received by way of salary for that month.
- Member's contribution to be deducted from his salary.**
- 30.** The contribution of a member for each month shall be deducted from his salary for that month by the local authority under which he is for the time being employed.
- Contributions by local authorities.**
- 31.** Every local authority shall out of its funds contribute each month to the Provident Fund in respect of each contributor in its employ an amount equal to one and one-half times the contribution due to the Provident Fund from that contributor.
- Payment of contributions into the Provident Fund.**
- 32.** The amounts deducted under section 30 and the amounts contributed under section 31 shall be credited monthly by each local authority to the Provident Fund.
- Accounts.**
- 33.** The Secretary of the Commission shall open and keep—
- a general account of the amounts credited to and the payments made out of the Provident Fund, and
 - a separate account in respect of each contributor to that Fund showing all contributions made by the contributor and all contributions made by a local authority in respect of that contributor.
- Investment of moneys credited to the Fund.**
- 34.** Moneys credited to the Provident Fund shall, so far as practicable, be invested by the Commission in securities (other than the security of a mortgage of immovable property) prescribed in section 20 of the Trusts Ordinance for the investment of trust property which consists of money.
- Cap. 72.**
- Interest.**
- 35.** The amount lying to the credit of the account of a contributor shall, subject to such regulations as may be made in that behalf, accumulate at compound interest at the prescribed rate until the date on which he ceases to be a member of the Service.
- Closing of accounts.**
- 36.** (1) The account of a contributor shall be closed on the date on which the contributor ceases to be a member of the Service, that is to say—
- where he dies while he is in the employ of a local authority, on the date of his death ;
 - where his post is omitted from the First Schedule by Order under section 54, on the date on which that Order takes effect ;
 - where he leaves the Service or is dismissed from the Service, on the date on which he leaves the Service or is dismissed therefrom as the case may be.
- (2) Notice of the closing of an account shall be given by the Secretary of the Commission in the prescribed manner—
- if the contributor is living, to the contributor ; or
 - if the contributor is dead, to such person or persons as may be prescribed.
- Death or termination of service.**
- 37.** If a contributor dies while he is in the employ of a local authority, or if his post is omitted from the First Schedule by Order under section 54, or if he leaves the Service in any of the following circumstances, that is to say—
- on retirement on medical evidence, to the satisfaction of the Commission, that he is incapable by reason of some infirmity of mind or body of discharging the duties of his office ;
 - on abolition of office ;
 - on retirement on account of age ;
 - on satisfactory completion of contract ;
 - on determination of contract by or with the consent of the Commission, otherwise than by dismissal ;
 - in the case of a female contributor, on retirement with a view to, or in consequence of, marriage after not less than three years' service,
- the amount standing to the credit of that contributor in the Provident Fund at the closing of such account shall be paid to the contributor or any other person to whom by virtue of this Ordinance or otherwise payment may lawfully be made :
- Provided, however, that such payment shall—
- in the case of the death of a contributor, be made in accordance with the provisions of section 39 ; and
 - in the case of a female contributor referred to in paragraph (f), be subject to the condition that she produces satisfactory proof of marriage within such period as may be prescribed.

38. If a contributor is dismissed from or leaves the Service in any circumstances other than those in which section 37 applies—

- (a) the amount of his or her contributions to the Provident Fund and the interest thereon shall be paid to the contributor; and
- (b) the amount of the contributions made in respect of that contributor under section 31 by each local authority under which the contributor has been employed, and the interest thereon, shall be paid to that local authority.

Dismissal or termination of service in circumstances other than those in which section 37 applies.

39. (1) On the death of a contributor—

- (a) if the amount payable does not exceed two thousand five hundred rupees, the Commission shall pay such amount to the person or persons nominated for the purpose by the contributor in the manner prescribed, or, if no such nomination has been made, to the credit of the estate of the deceased contributor or, at the discretion of the Commission, to the person appearing to the Commission to be entitled by law to receive such amount;
- (b) if the amount payable exceeds two thousand five hundred rupees, the Commission shall pay such amount to the credit of the estate of the deceased contributor:

Payment on death of contributor.

Provided that the Commission may make payments, not exceeding three hundred rupees in any case to meet the expenses of the funeral of the deceased or to give immediate relief to the widow or children or other dependents of the deceased if, in the opinion of the Commission, such relief is required.

(2) Any payment made by the Commission under this section shall be valid and effectual against any demand made upon the Commission by any other person in respect of the amount payable in respect of that contributor.

40. The amount lying to the credit of any contributor in the Provident Fund shall not be assignable or transferable or be liable to be attached, sequestered or levied upon, in execution of any decree or order of any court for or in respect of any debt or claim whatsoever.

Contributions not liable to attachment.

41. Before any payment is made of moneys lying to the credit of any contributor in the Provident Fund, any sum or sums due from that contributor to the Commission or to any local authority under which he has been employed may be deducted from such moneys.

Authorised deductions.

42. The accounts of the Provident Fund shall be annually audited by the Auditor-General.

Audit.

43. Regulations may be made for the administration and management of the Provident Fund, for prescribing the procedure for making deductions from the salaries of contributors and for all matters incidental to or connected with the Provident Fund for which no express provision is made in this Ordinance.

Regulations.

PART IV.

Transitional Provisions.

44. In this Part—

- “transferred member” means a person who is transferred to the Service under section 45 or section 53;
- “retired member” means a transferred member who has retired from the Service, and includes any such member who has retired under section 46.

Interpretation.

45. (1) Subject as hereinafter provided, every officer or servant of a local authority who, on the day immediately preceding the appointed date, held a scheduled post shall, on that date, be transferred to the Service, and shall thereafter be deemed for the purposes of this Ordinance to be a member of the Service:

Transfer of officers and servants.

Provided that no such person whose services were lent by the Government to any local authority, or who on that date was a temporary officer or servant, or was in receipt of a monthly salary of less than fifty rupees, or was in receipt of a salary which was paid daily or calculated on the basis of a daily rate, shall be so transferred or deemed to be a member of the Service.

(2) Every transferred member shall be employed by the Commission with as nearly as may be the same status and, subject to this Ordinance and any regulations made thereunder on terms, including terms relating to salary and allowances and the termination of his employment, not less

Option to transferred members to retire from the Service.

favourable than the terms which he had or enjoyed as an officer or servant of the local authority under which he was employed on the day immediately preceding the appointed date.

46. Any transferred member may within twelve months from the appointed date retire from the Service upon giving to the Commission at least two months' written notice of his intention to retire.

Payment of compensation on retirement of transferred members.

47. Upon the retirement of a transferred member from the Service under section 46, that member may be granted by the Commission such compensation, whether by way of pension or gratuity, as might have been granted if, on the date of his retirement, he had been an officer or servant of the local authority in whose employ he was on the day immediately preceding the appointed date and had been retired by that local authority on account of the abolition of his office; and for the purpose of the grant of such pension or gratuity the service of that member under the Commission shall be deemed to be service under that local authority.

Pensionable officers transferred to the Service.

48. Every transferred member who does not retire from the Service under section 46 and whose aggregate service, had it been wholly under the local authority in whose employ he was on the day immediately preceding the appointed date, would have qualified him for a pension or gratuity under the by-laws or rules of that local authority, may, on his ultimate retirement from the Service, be granted a pension or gratuity not less in amount than the pension or gratuity which he would have been awarded if his aggregate service had been under that local authority.

No pension to be granted without the Governor's authority.

49. Without the authority of the Governor, no pension or gratuity shall be granted to a transferred member on his retirement from the Service.

Pensions to be paid by the Commission.

50. The pension or gratuity granted to a retired member shall be paid by the Commission.

Payments to be made to the Commission by local authorities in respect of pensions.

51. (1) Where a retired member who has been granted a pension or gratuity under section 47 or section 48 has, until his retirement from the Service, been employed under the local authority under which he was employed on the day immediately preceding the appointed date, and has not been employed under any local authority before that date, the first mentioned local authority shall pay out of its funds to the Commission before the tenth day of each month the amount payable in respect of that month by the Commission to that member as a pension or gratuity.

(2) Where a retired member who has been granted a pension or gratuity under section 47 or section 48 has, before his retirement from the Service, been employed, whether before or after the appointed date, under more than one local authority, every such local authority shall pay out of its funds to the Commission, before the tenth day of each month the prescribed proportion of the amount payable in respect of that month by the Commission to that member as a pension or gratuity.

Accounts.

52. The Secretary of the Commission shall keep an account of all moneys received from local authorities under this Part and of all moneys paid under this Part as pensions or gratuities to retired members of the Service.

Addition of new posts to the First Schedule.

53. Where the First Schedule to this Ordinance is amended with effect from any specified date by the addition thereto of any new post, the officer or servant, if any, holding such post on the day immediately preceding the specified date, shall, on that date be transferred to the Service, and the provisions of this Part shall apply in relation to each such member as though every reference in this Part to the appointed date were a reference to the date with effect from which that post is added to the Schedule.

PART V.

Miscellaneous.

Amendment and replacement of Schedules.

54. The Governor may, by Order published in the *Gazette*, amend or vary any of the Schedules to this Ordinance and may from time to time replace any of those Schedules by a new Schedule incorporating all amendments or variations made therein under the preceding provisions of this section.

Construction of other written law.

55. (1) Where by any written law other than this Ordinance, power is vested in any local authority to appoint, dismiss or remove its officers or servants, such power shall, on and after the date on which Part II is brought into operation, be deemed not to include the power to appoint any person to a scheduled post or the power to dismiss or remove any such person from any such post.

(2) The purposes for which the funds at the disposal of a local authority may be expended under the written law relating to the powers of that local authority shall be deemed to include the making of all payments which that authority is authorised or required to make under or for the purposes of this Ordinance.

56. If in first giving effect to the provisions of this Ordinance, any doubt or difficulty arises in respect of any matter or question for which no provision or no effective provision is made by this Ordinance, the Governor may, by Order, remove or determine such doubt or difficulty. Every such Order shall be published in the *Gazette*, and upon such publication shall have the force of law and be as valid and effectual as if it were herein enacted.

Removal of difficulties by Order of the Governor.

57. (1) The Commission may, subject to the general or special direction of the Executive Committee of Local Administration, make all such regulations as may seem to the Commission to be necessary for carrying out the provisions of this Ordinance or giving effect to the principles thereof, including regulations for all matters for or in respect of which regulations are authorised or required to be made under this Ordinance, and all matters stated or required by this Ordinance to be prescribed.

Regulations.

(2) No regulation made by the Commission under this Ordinance shall have effect until it has been approved by the State Council and ratified by the Governor, and notification of such approval and ratification has been published in the *Gazette*.

(3) Upon the publication of any notification under subsection (2), the regulation to which the notification relates shall be as valid and effectual as though it were herein enacted.

58. The provisions of section 7 of the Interpretation Ordinance shall apply in relation to the power to make regulations under this Ordinance in like manner as they apply in the case of the power to make rules or issue orders under any Ordinance.

Application of section 7 of the Interpretation Ordinance. Cap. 2.

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

Interpretation.

- “appointed date” in relation to any Part of this Ordinance means the date on which that Part is brought into operation by Proclamation under section 1;
- “Commission” means the Local Government Service Commission established by section 3;
- “local authority” means a Municipal Council, Urban Council, Sanitary Board or Village Committee, and includes a Provincial Road Committee or District Road Committee;
- “member” or “member of the Service” means a person holding a scheduled post;
- “personal allowance” means a special addition to salary granted personally to the holder for the time being of a scheduled post;
- “prescribed” means prescribed by this Ordinance or by regulation;
- “regulation” means a regulation made by the Commission under this Ordinance;
- “salary” includes wages and any personal allowance but no other payment or allowance whatsoever;
- “scheduled post” means any post specified or described in the First Schedule;
- “the Service” means the Local Government Service constituted by section 13.

FIRST SCHEDULE.

PART I.

The following posts in any Municipal Council :—

Municipal Commissioner
 Secretary
 Municipal Treasurer
 Assistant Municipal Treasurer
 Accountants
 Head Shroff
 Deputy Shroff
 Assistant Shroffs
 Municipal Engineer
 Assistant Municipal Engineers
 Surveyors
 Head Draughtsman
 Draughtsmen
 Waterworks Engineer
 Assistant Waterworks Engineer
 Superintendent, Waterworks
 Superintendent, Water Mains
 Waterworks Inspectors
 Waterworks Sub-Inspectors

Inspectors, Mechanical Engineer's Department
 Assistant Inspectors, Mechanical Engineer's Department
 Chief Medical Officer of Health
 Deputy Medical Officer of Health
 Medical Officers of Health
 Medical Officers, Public Health Department
 Special Officer, Anti-Tuberculosis Campaign
 Veterinary Surgeon
 Veterinary Inspectors
 Superintending Public Health Nurses
 Matrons
 Assistant Matrons
 Public Health Nurses
 Midwives
 Microbiologist
 Deputy Microbiologist
 Laboratory Assistants
 Laboratory Attendants
 Municipal Assessor
 Assistant Municipal Assessor
 Assessing Inspectors
 Assistant Assessing Inspectors
 Revenue Inspectors
 House Numbering Supervisors
 Chief Officer, Fire Brigade
 Foreman, Fire Brigade
 Sub-Foreman, Fire Brigade
 Motorman, Fire Brigade
 Municipal Printer
 Compositors
 Machine Minders
 Pressmen
 Charity Commissioner
 Playground Instructors
 Superintendent, City Refuge
 Matron, City Refuge
 Sanitary Inspectors
 Inspectors of Insanitary Buildings
 Food Inspectors
 Assistant Food Inspectors
 Market Supervisors
 Health Visitors
 Cemetery Keepers
 Assistant Cemetery Keepers
 Overseers
 Superintendent, Refuse Destructor
 Superintendent of Parks
 Head Gardener
 Gardeners
 Stock Inspectors
 Superintendent, Slaughter House
 Assistant Superintendents, Slaughter House
 Aratchi-Peon
 Caretakers
 Telephone Operators
 Binders

The following posts in any Urban Council :—

Secretary
 Electrical Superintendent
 Electrical Inspector
 Electrical Foremen
 Meter Inspectors, Electricity Department
 Cable Joints, Electricity Department
 Linesman Joints, Electricity Department
 Head Linesman, Electricity Department
 Driver Linesman, Electricity Department
 Linesmen, Electricity Department
 Wiremen, Electricity Department
 Head Driver, Electricity Department
 Head Driver-Mechanic, Electricity Department
 Fitter Mechanics, Electricity Department
 Sanitary Assistants
 Assistant Sanitary Assistants
 Apothecary-in-Charge, Health Centre
 Public Health Nurses
 Ayurvedic Physician
 Superintendent of Works
 Works Inspector
 Works Overseer
 Clerk and Works Overseer
 Waterworks Inspectors
 Meter Inspectors
 Catchment Area Officer
 Building Inspectors
 Caretaker of Reservoir
 Park Keepers
 Playground Inspectors
 Assessors
 Revenue Inspectors
 Assistant Revenue Inspectors

The following posts in any Sanitary Board :—

Electrical Superintendent
Electric Lighting Foremen
Supervisor of Works
Works Inspectors
Overseers

The following posts in any Provincial Road Committee or District Road Committee :—

Superintendent of Minor Roads
Overseers

PART II.

The following posts in any Municipal Council :—

Head Clerks of Departments
Clerks
Book-keepers
Stenographers
Storekeepers
Assistant Storekeepers
Record-keepers
Assistant Record-keepers
Typists
Internal Audit Clerks
Librarian
Assistant Librarians

The following posts in any Urban Council :—

Accountant
Assistant Secretary and Accountant
Chief Clerk
Clerks
Cashiers
Record-keepers
Storekeepers
Stenographers
Tax Collectors

The following posts in any Sanitary Board :—

Chief Clerk
Clerks
Record-keepers

The following posts in any Village Committee :—

Secretary
Chief Clerk
Clerks

The following posts in any Provincial Road Committee or District Road Committee :—

Chief Clerk
Clerks

SECOND SCHEDULE.

Area A comprising the following :—

The revenue districts of Colombo, Kalutara, Galle, Matara, Hambantota and Chilaw.

Area B comprising the following :—

The North-Central Province and the Province of Uva.

The revenue districts of Kandy, Matale, Nuwara Eliya, Ratnapura, Kegalla and Kurunegala.

Demala Hat Pattu in the revenue district of Puttalam.

Vavuniya South (Sinhalese Division) in the revenue district of Vavuniya.

Bintenne Pattu and Wewgam Pattu in the revenue district of Batticaloa.

Area C comprising the following :—

The revenue districts of Jaffna, Mannar and Trincomalee.

The revenue district of Puttalam exclusive of Demala Hat Pattu.

The revenue district of Vavuniya exclusive of Vavuniya South (Sinhalese Division).

The revenue district of Batticaloa exclusive of Bintenne Pattu and Wewgam Pattu.

Objects and Reasons.

The object of this Bill is to make provision for the establishment of a unified Local Government Service. The Service will consist of those officers and servants of Municipal Councils, Urban Councils, Sanitary Boards, Village Committees, Provincial Road Committees and District Road Committees whose posts are specified in the First Schedule to the Bill.

2. The Service will be controlled by a central authority to be known as the Local Government Service Commission which will consist of the Commissioner of Local Government and two other officers to be nominated by the Governor. The Commission will be a corporate body, and will have power to recruit officers for appointment to the Service, to hold examinations for selecting persons for such appointment and to promote, transfer, dismiss or otherwise punish members of the Service and, generally, to maintain discipline in the Service. (Clause 11). The cases in which local authorities can punish members of the Service in their employ will be prescribed by regulations.

Members of the Service will be servants of the Commission and will be appointed to local authorities who will pay their salaries and other allowances.

New members appointed to the Service will become contributors to a Provident Fund to be established by the Commission and each local authority will make a monthly contribution out of its funds in respect of such members who are in its employ. (Part III).

The persons holding the posts specified in the First Schedule on the date on which the Service is established will, on that date, become members of the Service. (Clause 45). They are however given the option of retiring within twelve months from that date and, if they retire within that time, will be eligible for the grant of a pension or gratuity as if they had retired on the abolition of their office. (Clause 47). If they continue in the Service, they will be eligible, on ultimate retirement, to a pension or gratuity. The pension or gratuity will be paid by the Commission and will be recovered from each local authority concerned. (Clauses 48, and 51).

S. W. R. D. BANDARANAIKE,
Minister for Local Administration.

November 22, 1944.

MINUTE.

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

L. D.—O. 42/44

An Ordinance to amend the War Damage (Business and Personal Movables) Ordinance, No. 9 of 1942.

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

Short title.

1. This Ordinance may be cited as the War Damage (Business and Personal Movables) Amendment Ordinance, No. of 1944.

Amendment of section 27 of Ordinance No. 9 of 1942.

2. Section 27 of the War Damage (Business and Personal Movables) Ordinance, No. 9 of 1942, is hereby amended in sub-section (1) by the insertion, between paragraph (c) and the proviso to that sub-section, of the following new paragraph :—

“(d) damage occurring (whether accidentally or not) as the direct result of—

- (i) the explosion of any munitions or engines of war, being an explosion which is not due to the taking of any action referred to in paragraph (a) or of any measures referred to in paragraph (b) or paragraph (c); or
- (ii) any fire caused by or attributable to any such explosion;”.

Objects and Reasons.

The object of this Bill is to extend the definition of “war damage” in section 27 of the War Damage (Business and Personal Movables) Ordinance, No. 9 of 1942, to include damage caused by the explosion of any munitions or engines of war or by any fire resulting from any such explosion. As Insurance Companies do not usually accept such risks, it has been decided that cover for such risks should be provided by the Government.

G. C. S. COREA,
Minister for Labour, Industry and Commerce.
Colombo, November 14, 1944.