



THE CEYLON GOVERNMENT GAZETTE

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. 46/44.

An Ordinance to amend the Medical Wants Ordinance.

Chapter 176.
(Vol IV. p.
405).

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 Medical Wants (Amendment) Ordinance, No. of 1946.

Short title.

2. Section 12 of the Medical Wants Ordinance is hereby amended, in sub-section (1) thereof, as follows :—

Amendment of
section 12 of
Chapter 176.

- (1) in paragraph (f), by the substitution, for the words "with sufficient food and lodging", of the words "with such food and lodging as may be prescribed by rules made under section 32 of this Ordinance,";
- (2) by the addition, at the end of that sub-section, of the following proviso :—

"Provided that such superintendent shall be exempt from the obligation, imposed on him by paragraph (f), of supplying food to such female labourer for one month, if such labourer is granted under the Maternity Benefits Ordinance, the maternity benefit referred to in sub-section (1) of section 5 of that Ordinance, or the alternative maternity benefits referred to in sub-section (3) of that section, in respect of that confinement."

No. 32 of
1939.

Objects and Reasons.

Under section 12 (1) (f) of the Medical Wants Ordinance (Chapter 176), the superintendent of an estate is obliged to provide every resident female labourer, giving birth to a child on the estate, with sufficient food and lodging for one month, at the cost of such estate.

The phrase "sufficient food and lodging" in that section is vague and has given rise to a variety of interpretations. It is, therefore proposed to amend the section so as to empower the Governor to prescribe, by rules made under the Ordinance, the nature of the food and lodging that is to be provided to such labourers.

2. The obligation imposed on superintendents of estates by the aforesaid section 12 (1) (f) of providing resident female labourers with food during the month immediately following their confinements is eventually borne by the employers of those estates. Under the provisions of the Maternity Benefits Ordinance, No. 32 of 1939, money payments are made to such labourers to enable them to provide themselves with food and other necessaries during the four weeks immediately following their confinements. As these two Ordinances cast a double liability on employers in respect of the same service, it is proposed by this Bill to exempt superintendents from the former obligation, if such labourers are provided with benefits under the Maternity Benefits Ordinance.

GEO. E. DE SILVA,
Minister for Health.

Colombo, March 4, 1946.

MINUTE.

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

L. D.—CF. 3/44 M/LA.—CV/DR—KAT
TP 105.

An Ordinance to amend the Land Acquisition (War Purposes) (Assessment of Compensation) Ordinance, No. 21 of 1944.

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 Land Acquisition (War Purposes) (Assessment of Compensation) Amendment Ordinance, No. of 1946.

Amendment of section 3 of Ordinance No. 21 of 1944.

2. Section 3 of the Land Acquisition (War Purposes) (Assessment of Compensation) Ordinance, No. 21 of 1944, is hereby amended, in the definition of "emergency powers", by the addition at the end of that definition, of the following :—

"and includes any power conferred by any such regulation continued or kept in force after the twenty-fourth day of February, 1946, under or by virtue of any Act of the Imperial Parliament applicable to Ceylon ;"

Objects and Reasons.

The Land Acquisition (War Purposes) (Assessment of Compensation) Ordinance, No. 21 of 1944, (which makes special provision as to the assessment of compensation to be paid in the event of the acquisition, under the Land Acquisition Ordinance, of land of which possession has been taken for war purposes) applies only in the case of land which is in the possession of any authority under emergency powers. The expression "emergency powers" is defined in section 3 of the Ordinance to mean Defence Regulations made under the Emergency Powers (Defence) Acts. When these Acts expire, certain of the relevant Defence Regulations will be continued in force under powers to be conferred in that behalf by another Imperial Act.

2. The object of this Bill is to amend the definition of "emergency powers" in section 3 of the principal Ordinance by including therein reference to Defence Regulations which are so continued in force. With this amendment, the principal Ordinance will become applicable in the case of acquisitions which take place while land is in possession under such Regulations.

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

Colombo, March 2, 1946.