



# THE CEYLON GOVERNMENT GAZETTE

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## PART II.—LEGAL.

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

	PAGE		PAGE
Governor's Ordinances .. .. .	—	Council of Legal Education Notices .. .. .	—
Passed Ordinances .. .. .	—	Notices in Insolvency Cases .. .. .	30
Draft Ordinances .. .. .	21	Notices of Fiscals' Sales .. .. .	30
Notifications of Criminal Sessions of the Supreme Court .. .. .	—	Notices in Testamentary Actions .. .. .	31
Supreme Court Notices .. .. .	—	List of Notaries .. .. .	—
District and Minor Courts Notices .. .. .	30	Miscellaneous .. .. .	35

### DRAFT ORDINANCES.

#### MINUTE.

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

L. D.—O. 45/45  
M. L. A.—BA. 650.

#### An Ordinance to amend the Housing and Town Improvement Ordinance.

Cap. 199  
Vol. V.,  
page 422.

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 Housing and Town Improvement (Second Amendment) Ordinance, No. of 1946.

Short title.

2. Section 3 of the Housing and Town Improvement Ordinance is hereby amended in paragraph (a) thereof, by the substitution, for the words "District Council", of the words "Urban Council, Town Council,".

Amendment of  
section 3 of  
Chapter 199.

#### Objects and Reasons.

As a result of the amendment of section 2 of the Housing and Town Improvement Ordinance (Chapter 199) by Ordinance No. 24 of 1946 earlier this year, the newly established Town Councils will also be included among the bodies that can act as local authorities under the Ordinance. As section 3 now stands, however, such a Council cannot actually exercise the powers under the Ordinance until the Ordinance is declared to be in force within the administrative limits of the Council by a resolution of the State Council under section 3 (b). It seems to be advisable to make the Ordinance apply automatically to all such areas, and it is therefore proposed in this Bill to amend section 3 (a) of the Ordinance by the inclusion of Town Councils in the list of local authorities within the administrative limits of which the Ordinance ordinarily applies.

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

Colombo, January 10, 1947.

## MINUTE.

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

L. D—O. 3/44.

**An Ordinance to incorporate the Law Society of Ceylon.**

Preamble.

WHEREAS a Society, called and known as "The Law Society of Ceylon", has heretofore been established at Colombo for the purpose of carrying out and transacting its objects and business according to the By-laws agreed to by its members :

And whereas the said Society has applied to be incorporated in order to enable it more effectively to carry out and fulfil the several objects and matters for which it was established, and it is for the public advantage to grant the application :

Be it therefore 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 Law Society (Incorporation) Ordinance, No. of 1947.

Incorporation of the Law Society of Ceylon.

2. With effect from the commencement of this Ordinance, the President, Vice-Presidents and members of the Council for the time being of the Law Society of Ceylon and such and so many persons as now are or may hereafter be members of the said Society shall be a Corporation under the name of "The Incorporated Law Society of Ceylon", and in that name shall have perpetual succession and shall and may sue and be sued, and shall have full power and authority to have and use a common seal and to change and alter the same at their pleasure.

The Society hereby incorporated is hereinafter referred to as "the Society".

General objects of the Society.

3. The general objects for which the Society is constituted are hereby declared to be—

- (a) to maintain correct and uniform practice and discipline among the members of the profession of Proctors in their capacity as Proctors, or as Notaries, or as both ;
- (b) to establish, regulate, and maintain Libraries, Pension and Benefit Schemes and other financial arrangements, for the benefit of its members and their dependants ;
- (c) to consider, represent and express the opinion of its Council or members, and to collect and circulate information, relating to legislative or other measures affecting the Civil or Criminal Law of Ceylon ;
- (d) generally to protect and promote the interests and welfare, rights and privileges of the profession of Proctors in Ceylon and of the public in relation to that profession ;
- (e) to discharge and perform such functions and duties as may be conferred or imposed upon the Society or any Committee thereof by any other written law.

Council of the Society.

4. (1) The affairs of the Society shall, in accordance with the by-laws in force for the time being of the Society, be administered by a Council consisting of the President, the Vice-Presidents and other members elected by the Society in accordance with the by-laws.

(2) The first Council shall consist of the following persons :—

S. J. C. Kadirgamar, President.

H. de S. Kularatne	} Vice-Presidents.
G. T. Hale	
E. M. Karunaratne	
E. G. Jonklaas	

and

S. R. Ameresekera	F. Rustomjee
K. T. Chittampalam	H. C. J. Rustomjee
N. J. V. Cooray	C. Sevaprakasam
C. M. G. De Saram	S. Somanathan
Fred De Saram	S. Somasunderam
Felix De Silva	S. Nata Raja
George H. Gratiaen	L. V. B. de Jacolyn Seneviratne
D. H. N. Jayamaha	N. S. Rasiah
P. D. A. Mack	K. T. E. de Silva
A. C. Mohammado	T. C. P. Fernando
George R. Motha	T. Fred Blaze
Merrill W. Pereira	S. C. Shirley Corea
J. M. Pereira	S. D. Karunaratne
B. J. St. V. Perera	M. W. R. de Silva
S. Ratnakaram	D. P. Attapattu

D. C. Wiratunga	D. A. B. Ratnayake
A. M. Saheed	F. J. A. Ponrajah
Anthony J. M. de Silva	B. R. G. Wijeyekoon
T. C. Rajaratnam	W. Balasuriya
C. R. Tambiah	S. Samarasinghe
J. F. Ponnambalam	H. de Z. Siriwardene
J. Austin Cooray	S. K. Wijayarathnam
H. A. de Abrew	P. P. Sumanatilake
J. A. W. Kannangara	Lyn S. Fernando
E. Ashley Peries	F. A. C. Tirimanne
J. H. Fernando	M. Esurapadham
M. A. S. Marikar	C. Thanabalaasingham
A. S. Karunaratne	L. E. David
V. R. Wikramatilleka	M. A. W. Gunasekera
P. Tambiraja	D. Rajaratnam

5. (1) It shall be lawful for the Society from time to time, in general meeting of the Society and by a majority of the votes of the members present and voting, to make By-laws for the admission, resignation, suspension or expulsion of members; for the imposition of fines and forfeitures for breaches of By-laws; for the conduct of the duties of the Council and of the various officers, agents and servants of the Society; for the procedure in the transaction of business; and otherwise generally for the management of the affairs of the Society and the accomplishment of its objects.

Power to  
make by-laws.

(2) The By-laws set out in the Schedule to this Ordinance shall be deemed to have been made under sub-section (1) and shall, subject to the provisions of sub-section (3), be for all purposes the By-laws of the Society.

(3) The By-laws in the Schedule or any of them, or any other By-law made by the Society under sub-section (1), may be altered, added to, amended, or rescinded in general meeting of the Society, by a majority of votes of the members present and voting thereat.

6. (1) The Society shall be able and capable in law to acquire by purchase, gift, devise, bequest, or exchange or in any other manner, and to hold and enjoy in perpetuity or for any lesser term, subject to any express trust or otherwise, any property, movable or immovable, of any nature or kind whatsoever.

Power to  
acquire  
property.

(2) All debts and liabilities of the Law Society of Ceylon existing at the date of the commencement of this Ordinance shall be deemed to be debts and liabilities of the Society hereby incorporated, and all debts, subscriptions, contributions and fines due or payable to the said Law Society of Ceylon at the date aforesaid shall be due and payable to the Society hereby incorporated.

7. The Government shall make to the Society, out of the revenue of the Island, a grant of fifty thousand rupees per annum. The amount of the grant shall be paid to the Society on or before the thirtieth day of September in each year, commencing in the year 1947.

Annual grant  
by Government  
to the Society.

8. All property movable and immovable acquired or held by the Society, and all moneys paid to or received by the Society under this Ordinance or the By-laws shall be held, used and applied by the Society in accordance with the By-laws for the furtherance of its objects; and subject to such By-laws, the Society shall have power, from time to time, to sell, grant, convey, devise, assign, exchange or otherwise dispose of or mortgage any such property, and to invest its funds in such manner as may be necessary or expedient for the furtherance of its objects.

Application of  
property,  
moneys, &c.

9. (1) For the purposes of the constitution of Disciplinary Committees for holding inquiries required by the Supreme Court under section 17A of the Courts Ordinance to be held into complaints of misconduct against Proctors or Proctor-Notaries, there shall be appointed in the manner hereinafter set out a panel consisting of not more than seven members of the Society.

Disciplinary  
Committees.  
Cap. 5.

(2) A person shall be eligible for appointment to the panel aforesaid if, but only if, he is a member of the Society and is nominated for such appointment by the Society in general meeting by a majority of the votes of the members present and voting thereat.

(3) The names of the persons so nominated shall be submitted to the Chief Justice who shall have power, in his absolute discretion, to appoint members to the panel from among the persons so nominated, to appoint one of such members to be the Chairman of the panel, and to reject any such nomination without reason stated.

(4) Every person appointed to the panel shall be a member thereof for a period of three years from the date of his appointment, unless he is earlier removed therefrom by the Chief

Justice acting in his absolute discretion, or earlier vacates the office by resignation or by ceasing to be a member of the Society.

Every member of the panel who vacates office as such by effluxion of time shall be eligible for re-nomination and re-appointment.

(5) Any casual vacancy in the panel may be filled in accordance with the provisions of sub-sections (2) and (3).

(6) Where any inquiry is required under section 17A of the Courts Ordinance to be held by a Disciplinary Committee, the Chief Justice, after consultation with the Chairman of the panel, shall appoint three persons from among the members of the panel to constitute the Disciplinary Committee for the purposes of the inquiry, and shall appoint one of them to be the President of that Committee.

The Seal of the Society to be affixed.

10. The Seal of the Society shall not be affixed to any instrument whatsoever except in the presence of at least two members of the Council, who shall sign their names to the instrument in token of their presence, and such signing shall be independent of the signing of any person as a witness.

Repeal of Chapter 205.

11. The Ceylon Law Society Ordinance is hereby repealed.

Saving as to rights of His Majesty and others.

12. Nothing in this Ordinance contained shall prejudice or affect the rights of His Majesty the King, his heirs and successors, or any body politic or corporate, or of any other persons, except such as are mentioned in this Ordinance and those claiming by, from, or under them.

#### SCHEDULE.

##### *By-laws of the Society.*

Interpretation.

1. In these By-laws, unless the context otherwise requires—

“Council” means the Council of the Society,

“member” means a member of the Society,

“Proctor” means a person duly admitted and enrolled as a Proctor, and includes any such person who practises as a Notary only,

“Secretary” means the Secretary of the Society and includes any deputy or person temporarily fulfilling the duties of the office,

“Society” means The Incorporated Law Society of Ceylon.

Membership.

2. (1) All proctors shall be eligible for election as members of the Society.

(2) A candidate for election as a member of the Society must be proposed for such election by a member. Every application for membership must be in writing addressed to the Secretary in the form prescribed by the Council, and must be signed by the proposer and the candidate. The candidate shall include in his application an undertaking that, if elected, he will conform to the By-laws and Regulations of the Society.

(3) The Council shall hold a ballot for the purpose of determining whether or not a candidate for membership is to be elected a member; the ballot shall, as far as may be, be held at the first meeting of the Council succeeding the receipt of the application for membership.

(4) A candidate shall be elected a member unless the number of black balls cast at the ballot is not less than one-fifth of the total number of votes given at the ballot. Where the total number of votes is not a multiple of five, a number of votes equal to the nearest higher multiple of five shall be deemed to have been given for the purposes of this paragraph.

(5) A member may resign from the Society by notice of resignation given in writing to the Council.

(6) The name and place of business of every member shall be entered in a book to be kept by the Secretary for that purpose and to be called the Register of Members. The residence of a member who has ceased to take out his licence shall be deemed to be his place of business. Any member who shall at any time change his place of business shall immediately give notice thereof in writing to the Secretary.

(7) The Register of Members shall be deemed for all purposes to contain a correct list of the members and of their respective places of business.

(8) Every letter or notice relating to any matter concerning the Society which shall be sent by the Secretary or by the Council to a member by post, addressed to him by his name and at his place of business as entered in the Register of Members, shall be deemed to have been properly sent, and the member shall be deemed to have had sufficient notice of the contents thereof.

(9) The Council may by resolution suspend the right of any member to use the Hall or Library or any of the rooms belonging to the Society during such period as they may think fit for any cause which shall in their opinion render such suspension necessary or expedient. Any such resolution shall have effect only if the number of members of the Council voting in favour is not less than sixteen and not less than two-thirds of the number of Numbers present at the meeting.

(10) If it shall appear to the Council, or shall be represented to the Council by a requisition in writing signed by five or more members, that there is reason to believe that any member has

been guilty of conduct which, in the absence of *satisfactory* explanation, would render him unfit to remain a member of the Society, the Council shall send to such member a notice containing a brief statement of the allegations made against him and informing him that he may offer an explanation to the Council in person or in writing.

(11) If on the consideration of such explanation, or in the absence of any explanation, the Council is of opinion that such member ought to be expelled from the Society, such member shall be liable, by resolution of such meeting on an affirmative vote of at least two-thirds of the members present at such meeting to be expelled from the Society, and if such resolution is passed, he shall forthwith cease to be a member thereof.

3. (1) The annual subscription due to the Society from each member shall be Rs. 10 00 : Subscriptions.

Provided that the annual subscription due from a member during the first three years following his enrolment as a Proctor shall be Rs. 5 00.

(2) The annual subscription of a member must be paid on or before the thirty-first day of March in each year.

(3) If any member fails to pay his subscription before the thirty-first day of June in any year, the Secretary shall by registered letter draw his attention to the fact, and if the subscription in arrear is not paid within seven days from the date of such letter or within such further time as the Council may grant, such member may, by a resolution of the Council, be excluded from the Society and shall thereupon cease to be a member.

(4) Any member who has ceased to be a member under paragraph (3) above shall be entitled to be re-admitted a member, without re-election, on payment by him of all sums due by him to the Society up to the date of re-admittance, including subscriptions for the period between the date of exclusion and the date of re-admittance.

(5) Any member who resigns after payment of all sums then due shall be entitled to be re-admitted without payment by him of subscriptions for the intervening period between the date of his resignation and the date of re-admittance.

4. (1) The office-bearers of the Society shall consist of a President and four Vice-Presidents, who shall be elected at the annual general meeting in each year and shall continue in office till their successors are elected. Office-bearers.

(2) The President and Vice-Presidents shall be elected from among persons who are members of the Council and have been such for at least two years :

Provided, however, that the preceding provisions of this paragraph shall not apply until the year 1948.

(3) At any time after any annual general meeting, and not less than thirty clear days before the day fixed for the next succeeding annual general meeting, any two members may jointly give to the Secretary or send to him by registered post a notice in writing, signed by them, nominating any qualified member of the Society for the office of President or Vice-President, and specifying the name and address of the candidate or candidates so nominated. The Secretary shall, at least fourteen clear days before the day fixed for the annual general meeting, post at the Hall of the Society and send to every member a statement showing the name of each candidate so nominated.

(4) No name or names other than those of candidates duly nominated as provided in paragraph (3) shall be proposed at any annual general meeting for election to the office of President or Vice-President :

Provided, however, that where no candidates have been so nominated for any office, the Council shall nominate a person for election to such office at the annual general meeting, and such person shall thereupon be declared elected without any vote being taken.

(5) In the event of an election for the office of President or Vice-President being contested, the following procedure shall be adopted :—

(i.) The Secretary shall cause a voting paper to be delivered to each member present and entitled to vote. The voting paper shall be in such form as the Council may direct. The voting papers when completed shall be scrutinized and accepted or rejected by the Chairman and two members appointed for the purpose at the meeting.

(ii.) The Chairman shall after the scrutiny announce the results and declare the name of the person elected.

5. (1) The Council shall consist of the President, the Vice-Presidents and sixty other members elected at each annual general meeting, of whom twenty shall be members of the Society practising or resident in Colombo and forty shall be members of the Society practising or resident in the outstations : The Council.

Provided that no vacancy shall affect or invalidate any act of the Council so long as the number of members actually holding office is not less than thirty.

(2) Any member of the Council desirous of vacating his office may send his resignation in writing to the Secretary and on the acceptance of such resignation by the Council his office shall become vacant.

(3) Any casual vacancy among the members of the Council by death, resignation, disqualification or otherwise shall be filled by the Council.

(4) At any time after any annual general meeting, and not less than thirty clear days before the day fixed for the next succeeding

annual general meeting, any two or more members may jointly give to the Secretary, or send to him by registered post, a notice in writing, signed by them, nominating any qualified member or members of the Society for election as a member or members of the Council and specifying the name and address of the candidate or candidates so nominated. The Secretary shall, at least fourteen clear days before the date fixed for the annual general meeting, post at the Hall of the Society and send to every member a statement showing the name of each candidate so nominated.

(5) Where no persons are only nominated as provided in paragraph (4), or where the number of candidates so nominated is less than sixty, the Council shall nominate sixty members of the Society, or the number required to bring the total nominations up to sixty, as the case may be, for election to the Council, and all the persons so nominated (whether under paragraph (4) or under this paragraph) shall be declared at the annual general meeting to be elected without any vote being taken.

(6) In the event of more than sixty candidates being nominated under paragraph (4), a ballot shall be held at the annual general meeting for the purpose of electing sixty members of the Council as provided by paragraph (1).

(7) If, without leave of the Council, any member of the Council resident or practising in Colombo absents himself from three consecutive meetings of the Council, or any member resident at an outstation absents himself from four consecutive meetings of the Council, he shall cease to be a member thereof.

(8) The Council may, by resolution moved at a meeting at which at least twenty-four members of the Council are present and passed by a majority of at least two-thirds of the members so present, suspend any member of the Council from office.

(9) Whenever the Council shall have suspended any member thereof, a special general meeting of the Society shall be convened forthwith, and such meeting shall have full power to remove from office the member so suspended, or to rescind or modify the resolution of suspension passed under paragraph (8) or otherwise to act as the meeting may deem fit in the circumstances.

(10) The quorum for a meeting of the Council shall be 15.

(11) The Council shall have and may exercise the power from time to time to appoint such committees as may be necessary to assist it in carrying out the aims and objects of the Society or for any purpose connected with the work of the Society.

(12) The Council may, subject to these By-laws, make, vary and rescind Rules for their meetings and proceedings, and for the management of the affairs of the Society.

(13) Minutes of the proceedings of every meeting of the Council shall be taken by the Secretary or, in his absence, by some other person appointed by the Chairman. The minutes shall be subsequently copied fairly into a minute book to be kept by the Secretary for that purpose and signed by the Chairman of that or the next succeeding meeting.

(14) A list of the members of the Council showing the attendance of each member at meetings of the Council and of Committees thereof shall be open for inspection by the members of the Society.

Annual  
general  
meetings.

6. (1) The annual general meeting of the Society shall in every case be held in Colombo on a date to be fixed by the Council.

(2) Notice of every annual general meeting shall be posted at the Hall of the Society at least sixty days before the date fixed for the meeting and shall be published in such newspapers or journals (including legal journals) as may from time to time be specified by the Council.

(3) Notice of every annual general meeting together with copies of the balance sheet and income and expenditure accounts for the year, duly audited by the auditors, shall also be sent to each member by the Secretary at least fourteen clear days before the date fixed for the meeting, and such notice shall specify the candidate nominated for the office of the President and Vice-Presidents and for office as members of the Council.

(4) The business at the annual general meeting shall include the election of the President and Vice-Presidents and members of the Council and the auditors, the reception of the annual report and accounts of the Council and the disposal of business introduced by the Council and of any other business of which due notice has been given.

(5) Notice of any motion to be moved at any annual general meeting shall be given to the Secretary in writing at least twenty-one clear days before the day appointed for the holding of such meeting.

(6) The order of proceedings at an annual general meeting (unless varied by the Chairman) shall be as follows:—

- (i) The election of a Chairman shall be held where such election is necessary.
- (ii) The minutes of the preceding annual general meeting and of all intermediate special general meetings shall be read and confirmed.
- (iii) The annual report of the Council shall be submitted to the meeting.
- (iv) The balance sheet and income and expenditure accounts for the year duly audited by the auditors shall be submitted to the meeting.
- (v) The Chairman shall submit the names of the persons nominated for election to the offices of the President and Vice-Presidents for the ensuing year, and the election of a President and of Vice-Presidents shall take place subject to the provisions herein contained for a poll by voting papers if necessary.

- (vi) The Chairman shall submit the names of persons nominated for election as members of the Council and their election shall take place, subject to the provisions herein contained for a ballot where necessary.
- (vii) Other business introduced by the Council or of which due notice has been given shall then be taken up.
- (viii) Any business of urgency or importance may be taken up at the general meeting without notice if two-thirds of the members present consent thereto.

7. (1) A special general meeting of the members may at any time be called by the Council.

Special general meetings.

Notice of every such meeting shall be posted at the Hall of the Society at least thirty clear days before the date fixed for the meeting.

(2) Notice of any motion to be moved at any special general meeting called under paragraph (1) must be given to the Secretary in writing at least twenty-one clear days before the date fixed for holding such meeting.

(3) (a) Twenty or more members may at any time, by writing under their hands, require the Council to call a special general meeting for any object connected with the Society.

(b) Every such requisition must be sent in writing to the Secretary and must specify the object for which such meeting is to be called; and the Council shall call a meeting in pursuance thereof to be holden not later than thirty clear days from the date of receipt of such requisition.

(c) If the Council does not, within fifteen days of the receipt of such requisition, call a special general meeting as provided in sub-paragraph (b), any ten of the members who signed the requisition may by notice sent to all members, or if that be impracticable by notice published in at least two daily newspapers, convene a special general meeting for a date not being earlier than fourteen days from the date of such notice. Such meeting shall for all purposes be deemed to be properly convened.

(d) A notice of every such special general meeting, specifying the object thereof and on whose requisition it is called, shall be posted in the Hall of the Society and shall be also sent to each member by the Secretary seven days at least before the day fixed for holding the meeting.

(e) No business shall be transacted at a special general meeting other than business of which due notice has been given.

(f) At special general meetings the order of the proceedings shall, so far as applicable, be the same as at annual general meetings.

8. (1) Any general meeting of the Society other than an annual general meeting may be held in the Hall of the Society or at any other place in Colombo or at any place in any outstation as the Council may determine.

(2) The quorum for a general meeting shall, subject to the provisions of paragraph (3), be thirty members.

(3) If within half an hour after the time appointed for a general meeting, thirty members are not present, the meeting, if called on a requisition under By-law 7 (3), shall not be held; but if called under By-law 7 (1), the meeting shall be adjourned to a day and hour to be fixed by a majority of the members present, and if within half an hour after the hour so fixed thirty members are not present, the members present shall, notwithstanding anything in paragraph (2) of this by-law, be deemed to constitute a quorum and the meeting shall be proceeded with.

(4) At every general meeting, the President of the Society, if he be present, shall preside as Chairman. If he is not present, or being present declines to preside, then one of the Vice-Presidents present shall preside; and if all the Vice-Presidents are absent or being present decline to preside, then a member of the Society, chosen by the votes of the members present, shall preside.

(5) Any general meeting may, by resolution of the members present, be adjourned for a future day. Whenever a general meeting shall, for want of a quorum or by the resolution of the members present, be adjourned for a future day, notice of the time and place fixed for the adjourned meeting shall be sent to every member by the Secretary.

(6) Except where otherwise provided by these By-laws, all questions shall be decided by a majority of the members actually present and voting, and in every case, including the case of a contested election, where there is an equality of votes, the Chairman shall have a second or casting vote.

(7) It shall not be competent for the Chairman of a general meeting, except with the express sanction of the Council, to allow any discussion to take place on any matter or to put to the meeting any resolution, if it appears to him that the question raised on such discussion or resolution has in substance been decided at any general meeting held within the twelve months immediately preceding.

(8) In all cases of dispute or doubt or difficulty respecting or arising out of matters of procedure or order or interpretation, the decision of the Chairman shall be final and conclusive.

(9) Minutes of the proceedings of every general meeting shall be kept by the Secretary in a book to be provided for that purpose and signed by the Chairman at the next succeeding annual general meeting.

(10) Any omission or other irregularity occurring in relation to the convening or other proceedings taking place at any such meeting shall in no way affect the validity of the meeting or of any such election or other proceeding:

Provided, however, that any member may at such meeting raise a question of order upon such omission or irregularity; and where a question is so raised, the decision of the meeting as to the action, if any, to be taken shall be final and conclusive.

**Rules of debates.**

9. The following rules of debate shall be observed at all general meetings:—

(1) No member shall be permitted to speak more than once on the same question:

Provided that the mover of any resolution shall be allowed to speak in reply, and thereafter the debate shall be closed.

(2) The mover of an original motion shall not (without the permission of the Chairman) speak for more than fifteen minutes, nor shall any other speaker or the mover in reply speak for more than ten minutes.

(3) Any member desiring to move the previous question or to move that the question be not put, shall do so by moving that the meeting do proceed to the next business.

(4) The mover of a motion that the meeting or debate be adjourned or that the question be now put or that the meeting do proceed to the next business may speak for not more than five minutes, and any such motion shall be seconded without a speech. One member (the mover of the motion or amendment under discussion to have the preference) may speak for five minutes in opposition to any such motion, which shall then be put by the Chairman without debate.

(5) A member who has spoken may, by permission of the Chairman, be again heard in explanation; but he shall not introduce new matter or interrupt a member who is speaking.

(6) Whenever an amendment to a motion has been moved and seconded, no second or subsequent amendment shall be moved until the first amendment shall have been disposed of. If an amendment be carried, the motion as amended shall take the place of the original motion and shall become the question on which any further amendment may be moved.

(7) The Chairman may call attention to continued irrelevance, tedious repetition, unbecoming language or any breach of order on the part of a member and may order such member to discontinue his speech.

**Accounts and audit.**

10. (1) The Council shall cause proper accounts to be kept of the income and expenditure of the Society and of the property, assets and liabilities of the Society.

(2) The accounts shall be audited annually by three auditors, two of whom shall be members of the Society and the third a public accountant or a firm of such accountants.

(3) The auditors shall be elected annually at the annual general meeting.

(4) The outgoing auditors shall be deemed to continue in office till the close of the annual general meeting, or if their successors are not for any reason elected at such meeting, till the election of their successors.

(5) An outgoing auditor shall be eligible for re-election.

(6) An auditor may at any time vacate his office by sending in his resignation in writing to the Council.

(7) If any casual vacancy shall occur in the office of auditor by death, resignation or otherwise, such vacancy shall be filled by the Council subject to the provisions of paragraph (2) of this By-law.

(8) The accounts of the income and expenditure of the Society for each year ending December 31 shall, on or before February 15 in the succeeding year, be delivered together with the balance sheet and accounts of the property, assets and liabilities of the Society, to the auditors to be examined, audited and signed by them.

(9) The balance sheet and accounts so signed shall be printed and issued to the members, together with the notice convening the annual general meeting.

(10) The balance sheet and accounts so signed shall be open for inspection at the Secretary's office, and shall be submitted to the annual general meeting for approval, and after approval shall be signed by the Chairman in testimony of such approval, and having been so signed, shall be binding and conclusive on all members of the Society, and shall not for any reason whatever be afterwards re-open, unless some manifest error relating to an amount of fifty rupees or more is discovered therein, and pointed out in writing to the Secretary, within one month after such approval, and in any such case the accounts shall be re-opened so far only as may be necessary to rectify that error.

**Officers.**

11. (1) The Council may appoint a Secretary and Assistant Secretaries, a Librarian and Assistant Librarians, Accountants and such clerks, officers and servants as they may from time to time think necessary. The Council shall have the power, where necessary, to discontinue the services of any person so appointed.

(2) The salaries, wages and other remuneration of all persons appointed under paragraph (1) shall be determined by the Council and shall be payable out of the funds of the Society.

(3) The Council may permit the Secretary or any other officer or servant to reside in any building or part of a building belonging to the Society.

**Funds and assets.**

12. (1) The Council shall have Control and charge of all funds, property and assets of the Society.

(2) The Council shall have full power to operate on the funds of the Society, to make payments and grants, to invest moneys and generally to act in all matters involving expenditure and payment of the funds of the Society.

(3) No payment shall be made without the order of the Council, and all drafts and cheques on any Bank shall be signed by the President or one of the Vice-Presidents and by the Secretary.

(4) All funds of the Society shall be deposited in such Bank or Banks as the Council may determine.



(5) The power to acquire property conferred on the Society by section 6 (1) of the Ordinance shall be exercised by the Council on behalf of the Society; all such property shall be acquired and held in the name of the Society.

(6) The power to dispose of property under section 8 of the Ordinance shall be exercised by the Council on behalf of the Society:

Provided, however, that no immovable property shall be sold or mortgaged except upon a resolution in general meeting of the Society, passed upon the recommendation of the Council.

13. (1) The Hall of the Society shall be used for the resort of the members, subject to such regulations as may be framed by the Council, for the holding of general meetings of the Society, and for any other purpose which the Council may consider likely to promote the aims and objects of the Society.

Use of Hall,  
Library, &c.

(2) The Council may from time to time make regulations prescribing the times of opening and closing of the Hall and library and other parts of the building, for maintaining order and decorum therein, and for admitting to the library apprentices serving under members of the Society.

(3) The Council may from time to time permit such persons as they may think proper to have the use of the Hall and library and other rooms of the Society, and may regulate the terms and conditions on which such persons shall be admitted, and the privileges to which they shall be entitled.

(4) The Council may let any of the rooms in the Society's buildings on such terms and for such purposes as they think proper.

14. (1) No resolution passed at a general meeting of the Society shall be binding until it has been adopted by the Council, or has been confirmed at the next general meeting; and it shall be the duty of the Council if they do not adopt any resolution to bring the same before the next general meeting or before a special general meeting if deemed advisable:

General  
provisions.

Provided that nothing in the preceding provisions of this by-law shall apply in the case of any resolution proposed by the Council or any resolution repealing or altering any by-law or enacting any new by-law.

(2) The Council shall be the chief executive and administrative body of the Society, and shall, in all matters not provided for in by-laws, take such action as may be considered prudent or expedient.

15. (1) The Council shall have the custody of the Common Seal of the Society, and the same shall not be affixed to any instrument until such instrument shall have been read at a meeting of the Council and approved by a formal resolution of the Council. A copy of every instrument to which the Common Seal has been affixed shall be filed or entered in a book to be kept for that purpose.

Common Seal

(2) All documents requiring the use of the Common Seal of the Society shall be signed for and on behalf of the Society by either the President or one of the Vice-Presidents, by a member of the Council, and by the Secretary; and the Common Seal of the Society shall not be affixed to any documents save and except in their presence.

*Objects and Reasons.*

The object of this Bill is to incorporate the Law Society of Ceylon. The Bill contains the usual provisions necessary for the purpose of conferring on the Society the status of a corporation. Clause 3 of the Bill defines the purposes for which the Society is constituted. In addition to being a body which will be representative of the profession of proctors, the Society will be vested with functions relating to discipline. A Bill to amend the Courts Ordinance will be introduced simultaneously with this Bill, and the effect of the amendment will be to include provision in the Courts Ordinance whereby complaints as to misconduct of proctors can be referred by the Supreme Court for investigation and report to a Disciplinary Committee of the Law Society. Such Disciplinary Committees will be constituted in the manner provided by Clause 9. Where any matter is to be so referred, the Chief Justice will under Clause 9 nominate three persons chosen from a panel of seven members of the Society to constitute a Disciplinary Committee.

In England and other Empire countries, the fees payable by members of the profession upon admission and for annual certificates authorising them to practice are paid to societies enjoying the same status and discharging the same functions as the Law Society will, in Ceylon, under the new legislation. At present, under local Ordinances, these fees are payable to the local authority within whose area a proctor practises his profession. It is not proposed at present to make any alteration in this respect under the existing law, but since funds must be made available to the Society to enable it properly to discharge its important functions and duties, the Bill provides that the Government should make an annual grant of fifty thousand rupees to the Society. This amount represents the average sum which is recovered annually from members of the profession.

Colombo, January 8, 1947.

A. E. P. ROSE,  
Legal Secretary

ප්‍රකාශිත ප්‍රස්තාවයට හා ප්‍රචාරයට මුද්‍රණය කළේ (Continued on page 36.)

## DISTRICT AND MINOR COURTS NOTICES.

## Rural Courts Ordinance, No. 12 of 1945.

IN terms of section 19 (2) of the Rural Courts Ordinance, No. 12 of 1945, it is hereby notified for general information that the Rural Court buildings standing at the places mentioned in column 2 have been set apart for use as such Court-houses in the Divisional Revenue Officer's division falling within my appellate jurisdiction mentioned in column 1 of the schedule.

## Schedule referred to.

Column 1.	Column 2.
D. R. O's division of Uda Hewaheta and Walapane	Padiyapelella—Building standing on the land called Holi Kotte Hena Hanguranketa—Building standing on the land called Ethpantiyehena Nildandahmne—Building standing on the land called Nildandahmna patana
D. R. O's division of Kotmale and Nuwara Eliya Gravets	Depegoda—Building standing on the land called Depegoda bearing assessment No. 51 Punduloya—Building standing on the land called Hewenwewa patana bearing assessment No. H 28 Talawakelle—Building standing on the land called Talawakelle estate bearing assessment No. 194 Nanu-oya—Building standing on the land called Policyawatta bearing assessment No. 61.

District Court,  
Nuwara Eliya, January 7, 1947.

M. M. MAHAROOF,  
District Judge.

## NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 5,694. In the Matter of the insolvency of Nawanna Insolvency Jurisdiction. Suppiah Asary of 178, Sea street, Colombo, insolvent.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at a sitting of this court on February 7, 1947, for the examination of the above-named insolvent.

January 10, 1947.

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

## NOTICES OF FISCALS' SALES.

## Western Province.

In the District Court of Negombo.

The Commissioner of Income Tax . . . . . Petitioner.  
No. 3,127/AR 3,097. Vs.

W. S. Martyn of Sea street, Negombo . . . . . Respondent.

NOTICE is hereby given that on Saturday, March 1, 1947, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said respondent in the following property for the recovery of Rs 147.25, viz. :—

All that allotment of land bearing U. C. assessment No. 230 (old No. 185), situated at Sea street within U. C. limits, Negombo, in the District of Negombo, Western Province; and bounded on the north by the land belonging to Manuel Anthony Christopher and another, east and south by convent land belonging to the Sea street Roman Catholic Church, west by Sea street high road; containing in extent about 1 rood, together with plantations and buildings standing thereon.

Deputy Fiscal's Office,  
Negombo, January 13, 1947.

I. L. M. SHERIFF,  
Deputy Fiscal.

In the District Court of Colombo.

(1) M. P. M. Narayanan Chettiyar, (2) M. P. M. Ramasamy Chettiyar and (3) M. P. M. Periacaruppen Chettiyar, all carrying on business in partnership under the name, style, and firm of "M. P. M." at 124, Maliban street, Colombo . . . Plaintiffs.  
No. 6,833/S. Vs.

(1) N. D. Llewelyn Silva of "Sunnyside estate", Andhambalama, in Minuwangoda, (2) B. Sandarasagaram of Pamankada . . . . . Defendants.

NOTICE is hereby given that on Saturday, February 15, 1947, commencing at 11 o'clock in the forenoon, will be sold by public auction at premises the right, title, and interest of the said 1st defendant in the following property for the recovery of Rs. 2,057.50 with interest on Rs. 2,000 at the rate of 15 per cent. per annum from March 26, 1946, till July 10, 1946, and thereafter legal interest on the aggregate amount of the decree till payment in full and costs of suit (bills not taxed) and poundage, viz. :—

All that estate called and known as "Sunnyside" bearing Rubber Control Registration No. 92 E2 C4, situated at Kanumulla in Kimbulapitiya in Dunagaha pattuwa of the Alutkuru korale in the District of Negombo, Western Province, comprising the following lands, to wit :—

1. All those several contiguous parts of garden and paddy field called Dambughawatta and Bateegara, situated at Kandumulla aforesaid; and bounded on the north by a road and by the garden of Christogu Fernando and by the land belonging to Balapuwaduge

Hendrick Mendis and Sellapperumage Calistom Fernando, and the south by the other parts of this garden and the field belonging to Daniel Fernando and by the property of Juse Appu, and on the west by the road; containing in extent 20 acres 1 rood and 25 perches.

2. All that allotment of land called Pinnogodella, situated at Kimbulapitiya aforesaid, and bounded on the north by land said to belong to the Crown, on the east by land described in plan No. 109,365, on the south by land described in plan No. 109,365, on the south by land described in plan No. 109,373, on the west by the property of I. Isaac de Fransz and land described in plan No. 63,471, and on the north-west by the property of G. Floris Fernando and others; containing in extent 14 acres and 1 rood.

3. All that allotment of land called Pinnogodella, situated at Kimbulapitiya aforesaid; and bounded on the north by land said to belong to the Crown, on the east by land described in plan No. 63,480 and the property of K. Daniel Fernando, on the south by land described in plan No. 109,366, and on the west by the land described in plan No. 109,354; containing in extent 14 acres and 25 perches.

4. All that allotment of land called Pinnogodella, situated at Kimbulapitiya aforesaid; and bounded on the north by a road and the property of K. Samuel Fernando and others, on the east by land described in plan No. 63,480, on the south by land described in plan No. 109,365, and on the west by land said to belong to the Crown; and containing in extent 8 acres 2 roods and 31 perches.

5. All that allotment of land called Pinnogodella, situated at Kimbulapitiya aforesaid; and bounded on the north by land described in plan No. 63,478 and a road, on the east by land described in plan No. 112,263, on the south by land described in plan No. 109,364, and on the west by the property of G. Floris Fernando and others; containing in extent 7 acres 3 roods and 9 perches, and which said several lands are respectively registered in E 323/18, 19, 20, 21 and 22 in the Negombo District Land Registry Office.

Deputy Fiscal's Office,  
Negombo, January 10, 1947.

I. L. M. SHERIFF,  
Deputy Fiscal.

In the Court of Requests of Negombo.

P. H. Pabils Silva of Angurukaramulla, Negombo . . . . . Plaintiff.  
No. 46,498. Vs.

L. Sisihan de Silva of 47, Temple road, Negombo . . . . . Defendant.

NOTICE is hereby given that, on Tuesday, February 18, 1947, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, for the recovery of a sum of Rs. 250 with interest thereon at 5 per cent. per annum from September 25, 1946, till payment in full, cost of suit Rs. 41, poundage and less Rs. 50, viz. :—

The eastern portion of Diulgahawatta situated at 3rd Tammita within the gravets and within the Urban Council limits of Negombo, and in the District of Negombo, Western Province; bounded on the north by high road, east by land of Migel and of the heirs of Gabriel Silva, south by portion of this land of K. Migel Fernando, and west by the portion sold; containing in extent 39 36/100 perches and registered under A 108/134.

Deputy Fiscal's Office,  
Negombo, January 10, 1947.

I. L. M. SHERIFF,  
Deputy Fiscal.

## Northern Province.

In the District Court of Jaffna held at Point Pedro.

Vallappar Veluppillai of Thanakarakurichy . . . . . Plaintiff.  
No. 1,491/P. Vs.

V. Eliyathamby Veeragathipillai of Elanganathapillai of Thanakarakurichy . . . . . Defendant.

NOTICE is hereby given that on the dates and times specified below, will be sold by public auction at the respective premises the right, title, and interest of the said defendant in the following property for the recovery of the sum of Rs. 392.50 with interest on Rs. 300 at the rate of 10 per cent. per annum from December 7, 1940, till October 16, 1941, and thereafter on the aggregate at 9 per cent. per annum until payment in full and costs Rs. 71.11 and poundage and charges, viz. :—

To be sold on Wednesday, February 12, 1947,  
commencing at 10 a.m.

1. All that half share on the eastern side in extent 8 and 1/8 lachams varagu culture out of a piece of land, situated at Thanakarakurichy in Uduppiddy parish, Vadamaradchy Division of the Jaffna District, Northern Province, called Veliyitseeema in extent 14 lachams varagu culture, Veliyitseeema vadakku in extent 2 1/2 lachams varagu culture; the said half share on the eastern side is bounded on the east by lane, north by lane and Appukkuddy Kumarasamy, west by Sellappah Selliah and his brother, and south by Nitchngar Veluppillai.

2. All that extent of 24 lachams p.c. on the southern side out of a piece of land, situated at Thanakarakurichy aforesaid, called Kallampar, in extent 48 lachams p.c.; the said extent of 24 lachams p.c. is bounded on the east by road, north by Ramu Selliah and others, west by Rasathurai Kumarakulasangam and others, and south by Sinnathamby Veluppillai and others.

3. All that piece of land situated at Imaiyanankurichy aforesaid, called Noehchikkulam in extent 31 and 7/8 lachams p.c. Noehchikkulamvadakilakkittuda, in extent 31 and 5/8 lachams p.c. both totalling to an extent of 63 1/2 lachams p.c.; and bounded on the east by Sinnappillai, wife of Eliyathamby, and by others, north by the property of the defendant, west by Appukkuddy Kumarasamy and others, and south by Sinnathangachy, wife of Murugupillai.

4. All that extent of 5 lachams p.c. on the south-western side out of a piece of land situated at Thanakarakurichy aforesaid

called Koddaly in extent 66 and 3/8 lachams p. c., Kulthevankoddaly in extent 28½ lachms p. c.; the said 5 lachams p. c. is bounded on the east, north, west, and south by the property of the defendant and others.

5. An undivided half share of all that extent of 20 lachams p. c. and 1 and 7/8 kules being the total extent formed by ½ share of land called Koddaly in extent 66 and 3/8 lachams p. c. and 1/8 share of land called Kulthevankoddaly in extent 28½ lachams p. c., situated at Thanakarakurichchy aforesaid; the said extent of 20 lachams p. c. and 1 and 7/8 kules is bounded on the east by Sinnappillai, wife of Murugupillai, and by others, north, west, and south by the property of the defendant.

6. All that piece of land situated at Thanakarakurichchy aforesaid, called Arukantharai in extent 8½ lachams varagu culture, and bounded on the east by Annammah, wife of Swaminather, north by Selvanayagam, wife of Elhyathamby, and by others, west by lane, and south by lane and by the property of the defendant.

To be sold on Thursday, February 13, 1947,  
commencing at 10 a m.

7. All that extent of 8 and 1/8 lachms varagu culture by possession being the western half share out of a piece of land situated at Thanakarakurichchy aforesaid, called Veliytseema, in extent 14 lachams varagu culture, Veliytseema vadakku in extent 2 ½ lachams varagu culture; the said extent of 8 and 1/8 lachams varagu culture is bounded on the east by the 1st land described above, north by Appukkuddy Kumarasamy and others, west by Sellappah Sellah and others, and south by Nitchingar Veluppillai.

8. An undivided 197/824 share of all that piece of land situated at Thanakarakurichchy aforesaid, called Maninrollai in extent 4½ lachams varagu culture, Maninrollai in extent 13 lachams varagu culture, Maninrollai in extent 8½ lachams varagu culture; and bounded on the east by Veluppillai Ponniah and others, north by Sunnathamby Veluppillai and others, west by lane, and south by road.

9. An undivided ¾ share of all that piece of land situated at Thanakarakurichchy aforesaid, called Nochchiseema, in extent 7½ lachams varagu culture ditto in extent 1 and 3/8 lachams varagu culture; and bounded on the east by Sinnachchi, wife of Thambipillai, and by others, north by lane and Karuppy Theivy and others, west by Karuppy Theivy and others, and south by Ponnachchy, widow of Suntharam, and by others.

10. All that eastern half share in extent 51 and 3/8 lachams p. c., together with the share belonging thereto of the well and kerni lying in the western portion, and right of way and watercourse, out of a piece of land situated at Thanakarakurichchy aforesaid, called Koddalyvayal in extent 66½ lachams p. c., ditto Kaluthevan-koddaly in extent 28½ lachams p. c., ditto in extent 8 lachams p. c.; the said eastern half share in extent 15 7/8 lachams p. c.; is bounded on the east by Swaminathar Seenaiyah and others, north by road, west by Murugar Kanthar and others, and south by the property of the defendant.

11. All that extent of 6½ lachams p. c. out of a piece of land situated at Thanakarakurichchy aforesaid, called Aravaravayal in extent 32 lachams p. c., ditto in extent 21½ lachams p. c.; the said extent of 6½ lachams p. c. is bounded on the east by tank, north by water-channel, west by Velauthar Kanthar and others, and south by Mailvaganam Vaithilingam and others.

12. All that extent of 18 lachams varagu culture and 15½ kules being the ½ share by possession, together with the share belonging thereto of the wells lying to the west and east of this land and right of way and watercourse, out of a piece of land situated at Thanakarakurichchy aforesaid, called Pulmnrapulam in extent thoddam 4, ditto 51½ lachams varagu culture, the said extent of 18 lachms varagu culture and 51½ kules is bounded on the east by lane, north by Sinnappillai, wife of Kandiah, and west and south by Veluppillai Vallipuram and others.

13. An undivided 517/1,016 share of all that piece of land situated at Imaiyanankurichchy aforesaid, called Velythodam thetku in extent 13½ lachms p. c., Solankariluvilvayal in extent 4½ lachams p. c., both totalling to an extent of 17½ lachams p. c.; and bounded on the east and south by Annaledchurny, wife of Mailvaganam, and by others, north by Thangachchnachchan, wife of Ambalavanar and by others, and west by lane and by the property of Vallavalhyt Pillaiyar Temple and by other properties.

Fiscal's Office,  
Jaffna, January 13, 1947.

K. C. CHELLAPPAH,  
for Fiscal, N. P.

### Province of Uva.

In the Court of Requests of Badulla.

M. H. B. de Silva of Bazaar street, Badulla.....Plaintiff.  
No. 12,143. Vs.

Karl Don of 11, Church street, Badulla, and 4 others. Defendants.

NOTICE is hereby given that on Monday, February 10, 1947, at 10 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said first defendant in the following property, for the recovery of Rs. 210 and costs Rs. 32-25, viz.:—An undivided one-seventh part or share of lot No. 118 in Town Survey plan 43, known as premises No. 11; Church street, Badulla town, in the District of Badulla of the Province of Uva; containing in extent 32-4 perches; and bounded on the north by Badulupitiya-ela, east by lot 117 in Town Survey plan No. 43, sheet No. 13 owned by Miss R. Don, south by Roman Catholic Church shown as lot 154 in Town Survey plan 43, sheet No. 13, and west by footpath owned by the Urban Council, Badulla.

Fiscal's Office,  
Badulla, January 9, 1947.

T. KANDIAH,  
for Fiscal.

### Province of Sabaragamawa.

In the Court of Requests of Kegalla.

Kahandawala Aratchige Mendis Perera of Kegalla .....Plaintiff.  
No. 17,664. Vs.

(1) Halawathmudiyanselage Mudyanse of Pitiyuma, (2) ditto Gunaratna of Pitiyuma .....Defendants

NOTICE is hereby given that on Wednesday, February 12, 1947, 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, viz.:—

All that divided extent of 7½ seers paddy sowing out of Kottawatta eastern portion; bounded on the east by the limit of Kotalagalayagehena and the helamba post of Kadgomuwalagewatta, south by Kapugewatte-agala and Gallathrallagewatte-agala, west by the remaining portion of this land belonging to Mr. Alwis, and on the north by Circular, road together with the buildings and everything thereon, situated at Pitiyuma in Mawata pattu of Paranakuru korale, Kegalla District.

To recover Rs. 300 with interest on Rs. 200 at 12 cents per Rs. 10 per mensem from May 31, 1946, up to date of decree (October 3, 1946) and thereafter at 5 per cent. per annum on the aggregate amount of principal and interest to date of payment in full and cost of suit.

Deputy Fiscal's Office,  
Kegalla, January 10, 1947.

M. D. J. DISSANAYAKE,  
for Deputy Fiscal.

### NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi declaring Will proved.

Testamentary In the Matter of the Estate of the late Adicairge Jurisdiction. Anthony Perera, deceased, of Dalugama.  
No. 11,964.

Adicairge Martin Perera of Dalugama in the Adicari Pattu of Snyane korale ..... Petitioner.  
Vs.

(1) Adicairge Messia Perera, (2) ditto Stephen Perera, both of Dalugama ..... Respondents.

THIS matter coming on for disposal before N. Sinnnetamby, Esq., Additional District Judge of Colombo on October 1, 1946, in the presence of Mr. D. F. J. Perera, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated August 28, 1946, and the affidavit of the attesting notary and one witness dated June 4, 1946, having been read:

It is ordered that the will of Adicairge Anthony Perera of Dalugama, deceased, dated February 16, 1945, and numbered 21796 be and the same is hereby declared proved, unless the respondents above named or any person or persons interested shall, on or before November 14, 1946, 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 the respondents above named or any person or persons interested shall, on or before November 14, 1946, show sufficient cause to the satisfaction of this court to the contrary.

October 10, 1946.

N. SINNETAMBY,  
Additional District Judge.

The date of showing cause against the said Order Nisi is extended for January 23, 1947.

November 14, 1946.

V. L. ST. CLAIR SWAN,  
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate estate of the late Jurisdiction. Joseph Gregory Perera of Alutmawatte road, No. 12,211. Mutwal, deceased.

Valentine Granville Brassey Perera of Modera street, Mutwal, Colombo ..... Retitioner.

Vs.

(1) Theodore Joseph Perera of Old road, Kalutara South, (2) Merrill Francis Gregory Perera of Dickwell in Matara, (3) Josephine Mary Beatrice Perera of Yatiyantota, (4) Janet Marion Gertrude Fernando Perera, (5) Mervyn Hayacinth Perera, (6) Genevive Stella Perera, all of 852, Alutina-watte road, Colombo ..... Respondents.

THIS matter coming on for disposal before N. Sinnnetamby, Esq., Additional District Judge of Colombo, on November 8, 1946, in the presence of Mr. E. L. Gomes, Proctor, on the part of the petitioner above named, and the affidavit of the said petitioner dated October 17, 1946, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as the son of the deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before January 23, 1947, show sufficient cause to the satisfaction of this court to the contrary.

January 7, 1947.

S. S. J. GOONESEKERA,  
Additional District Judge.

Messrs. Beven & Beven, Proctors, on the part of the petitioner, Vedagedera Muthu Menika of Bowala; and the affidavit of the said petitioner dated November 19, 1946, 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 said deceased issued to her, unless the respondents—(1) Abeyratne Jayasundera Mudiyansele Mudiyanse, (2) ditto Punchi Appuhary, (3) ditto Kiri Banda, (4) ditto B. Nandasara, (5) ditto Ukku Banda, (6) ditto Dingri Menika and (7) ditto Heen Banda—or any other person or persons interested shall, on or before January 23, 1947, show sufficient cause to the satisfaction of this court to the contrary.

November 26, 1946.

W. RICHARD DE SILVA,  
District Judge.

In the District Court of Nuwara Eliya.

Order Absolute declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Oommen Oommen of Glassaugh estate, Nanu-oya in the Island of Ceylon, deceased. No. 421.

Grace Oommen of Glassaugh estate, Nanu-oya . . . . . Petitioner.

THIS matter coming on for disposal before M. M. Maharoof, Esq., District Judge of Nuwara Eliya, on January 6, 1947, in the presence of Mr. V. C. Modder, Proctor, on the part of the petitioner; and (1) the affidavit and petition of the petitioner dated December 22, 1946, and January 5, 1947, respectively, (2) the affidavit dated January 5, 1947; of one of the subscribing witnesses to the will having been read.

It is ordered that the last will of Oommen Oommen, deceased dated April 5, 1933, and now deposited in this court be and the same is hereby declared proved. It is further declared that the petitioner is the executrix named in the said will and that she is entitled to have probate thereof issued to her.

January 6, 1947.

M. M. MAHAROOF,  
District Judge.

In the District Court of Balapitiya.

Order Nisi.

No. 24. In the Matter of the Intestate Estate of the late Testy. Mrs. Dulce Swarnalatha Sirisena of Sri Ramya, Induruwa, deceased.

Weraniyagodagamage Arya Chandra Sirisena of Induruwa . . . . . Petitioner.

Vs.

(1) Weraniyagodagamage Hemamala Sirisena, (2) ditto Upali Sirisena, (3) ditto Lakshman Sirisena, (4) ditto Chitra Priyadharsini Sirisena, (5) ditto Nalini Sirisena, (6) ditto Swarnalatha Padmini Sirisena, all of Induruwa, minors, appearing by their guardian *ad litem*, (7) Weraniyagodagamage Arya Pala Sirisena of Senani, Navinna . . . Respondents

THIS matter coming on for disposal before W. Thalagodapitiya, Esq., District Judge of Balapitiya, on October 24, 1946, in the presence of Messrs. de Alwis & Bodinagoda, Proctors, on the part of the petitioner, and the petition and affidavit of the said petitioner dated May 30, 1946, having been read.

It is ordered that the said petitioner be and he is hereby declared entitled, as husband of the said deceased, to have letters of administration to the estate issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before January 29, 1947, show sufficient cause to the satisfaction of this court to the contrary.

November 27, 1946.

W. THALGODAPITIYA,  
District Judge.

In the District Court of Galle.

Order Nisi.

Testamentary. In the Matter of the Intestate Estate of the late No. 8,211. Yahatugoda Badalge Diashamy of Madapathala in Galle, deceased.

Trikawala Badalge Leetawathie of Madapathala in Galle. . . . . Petitioner.

Vs.

(1) Yahatugoda Badalge Titus, (2) Trikawala Badalge Iseris of Elliott road, Madapathala, Galle. . . . . Respondents.

THIS matter coming on for disposal before V. Manickavasagar, Esq., Additional District Judge of Galle, on November 4, 1946, in the presence of Mr. F. A. de S. Wijeratna, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated October 30, 1946, having been read:

It is hereby ordered that the 2nd respondent be appointed guardian *ad litem* over the 1st respondent, minor, and that the petitioner be and she is hereby declared entitled as widow of the above-named deceased, to have letters of administration to his estate issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before December 13, 1946, show cause to the satisfaction of this court to the contrary.

It is hereby further ordered that the 2nd respondent do produce the said 1st respondent before this court on December 13, 1946.

S. J. C. SCHOKMAN,  
District Judge.

The date of showing cause against this Order Nisi is extended to February 14, 1947.

V. MANICKVASAGAR,  
District Judge.

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

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects Jurisdiction. of the late Ponnar Vannichchiyar, widow of No. 329/PT. Ramalingam Damoderampillai of Karanavai North, deceased.

R. Damoderampillai Mylvaganam of Karanavai North . . . . . Petitioner.

Vs.

(1) Damoderampillai Subramaniam, (2) Damoderampillai Senathurajah, (3) Balambikai, daughter of Damoderampillai, (4) Buvanewari, daughter of Damoderampillai, all of Karanavai North, the 3rd and 4th respondents are minors by their guardian *ad litem* the 1st respondent. . . . . Respondents.

THIS matter coming on for disposal before M. M. I. Kariapper, Esq., Additional District Judge, on November 22, 1946, in the presence of Mr. K. Ramalingam, Proctor, on the part of the petitioner; and the affidavit of the said petitioner dated November 21, 1946, having been read:

It is ordered that the petitioner is the son and an heir of the said estate and is entitled to have letters of administration to the estate of the said deceased and that letters of administration be issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before December 19, 1946, show sufficient cause to the satisfaction of this court to the contrary.

November 22, 1946.

M. M. I. KARIAPPER,  
Additional District Judge.

Extended to show cause for January 24, 1947.

December 19, 1946.

M. M. I. KARIAPPER,  
Additional District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Kanagammah, Jurisdiction. wife of Candiah Mailvaganam of Karainagar No. 626. North, deceased.

Candiah Mailvaganam of Karainagar North . . . . . Petitioner.

Vs.

(1) Mailvaganam Rathasingham, (2) Kandapper Veluppillai both of Karainagar North . . . . . Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on October 17, 1946, in the presence of Mr. T. Arumainayagam, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read:

It is ordered that the above-named 2nd respondent be appointed guardian *ad litem* over the minor, 1st respondent, for the purpose of watching his interests in these testamentary proceedings and that letters of administration in respect of the estate of the said deceased be issued to the petitioner as husband, unless the said respondents or any other person shall, appear before this court on December 16, 1946, and show sufficient cause to the satisfaction of this court to the contrary.

November 29, 1946

R. R. SELVADURAI,  
District Judge.

Order Nisi extended till January 20, 1947.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Muttukumaru Appachy of Keitunayo, Kuala No. 635. Lumpur, F. M. S., deceased.

Vallinayakam, widow of Muttukumaru Appachy of Moolai . . . . . Petitioner.

Vs.

(1) Appachy Coomaraswamy, (2) Appachy Swaminathan, (3) Kanagammah, daughter of Appachy, (4) Kailanayagi, daughter of Appachy (minor), all of Moolai; the 4th respondent is a minor appearing by her guardian *ad litem* the 1st respondent . . . . . Respondents.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge, Jaffna, on November 22, 1946, in the presence of Mr. T. Vannianathan, Proctor, on the part of the petitioner; and the affidavit and petition of the petitioner having been read: It is ordered that the 1st respondent be appointed guardian *ad litem* over the 4th minor respondent for all purposes of this action and it is declared that the petitioner, as widow of the said intestate, is entitled to have letters of administration to the estate of the said intestate issued to her, unless the respondents or any other person shall, on or before December 20, 1946, show sufficient cause to the satisfaction of this court to the contrary.

November 22, 1946.

R. R. SELVADURAI,  
District Judge.

Order Nisi extended for January 31, 1947.

December 20, 1946.

R. R. SELVADURAI,  
District Judge.

In the District Court of Batticaloa.

Testamentary In the Matter of the Intestate Estate of the late  
Jurisdiction Mohamedotamby Hadjar Meeralevve of  
No. 525. Kattankudy, deceased.

Mohamadu Ibrahim Mohamedu Sikkandar of Kattan-  
kuddy . . . . . Petitioner.

Vs.

(1) Mohamedu Ibrahim Zainulapathin and (2) Pakubawa  
Samsunachy, both of Kattankudy . . . . . Respondents.

THIS matter coming on for disposal before D. E. Wijewardene, Esq., District Judge of Batticaloa, on April 24, 1944, in the presence of Mr. M. A. L. Kariapper, Proctor, on the part of the petitioner; and the affidavit dated January 31, 1944, and petition dated February 1, 1944, of the petitioner having been read: It is ordered that the petitioner be and he is hereby appointed administrator to the estate of the said deceased and that letters of administration be issued to him accordingly.

That unless the respondents or any other person or persons interested shall, on or before June 27, 1946, show sufficient cause to the satisfaction of this court.

June 6, 1946.

L. R. DE SILVA,  
District Judge.

Order Nisi extended for February 6, 1947.

January 9, 1947.

S. N. VELUPILLAI,  
District Judge.

In the District Court of Puttalam.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late  
Case No. 800. Assena Marikar Muhammad Abubaker Seinudeen  
Marikar of Nuraicholai, deceased.

Assena Marikar Uduma Lebbai Marikar of Alankudah . . . . . Petitioner.

Vs.

(1) Abdul Rahuman Marikar Pathumma Beebi, widow,  
(2) Seinudeen Marikar Ahamadu Thamby Marikar, a minor  
appearing by his guardian *ad litem*, the 1st respondent above  
named of Nuraicholai, (3) Seinudeen Marikar Hadija Beebi,  
minor appearing by her guardian *ad litem* of Alankudah,  
(4) Kavenna Peena Chena Segu Sikander of Alan-  
kudah . . . . . Respondents.

THIS matter coming on for disposal before E. Wijewardene, Esq., District Judge of Puttalam on November 13, 1946, on the motion of Mr. H. S. Ismail, Proctor, on the part of the petitioner; and the petition of the petitioner dated November 8, 1946, and affidavit dated October 21, 1946, having been read: It is ordered that the above-named petitioner, Assena Marikar Uduma Lebbai Marikar, be and he is hereby appointed administrator of the intestate estate of the above-named deceased, Seinudeen Marikar, and that letters of administration be accordingly issued to him; and it is further ordered that the above-named Abdul Rahuman Marikar Pathumma Beebi, the 1st respondent, be and she is hereby appointed the guardian *ad litem* over the 2nd minor respondent above named, and Kavenna Peena Chena Segu Sikander, the 4th respondent, be and he is hereby appointed the guardian *ad litem* over the 3rd minor respondent above named, unless the respondents above named or any other person or persons interested in the matter of this application shall, on or before January 20, 1947, show sufficient cause to the contrary.

December 19, 1946.

E. WIJEWARDENE,  
District Judge.

In the District Court of Ratnapura.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Gammedde  
Jurisdiction Tandakkarage Stephen *alias* Stephen de Silva,  
No. 1,210. the deceased.

Mahupala Gunaseela Jayawardena Vidanepathranage Beatrice  
Hostintna Sunetra Wickramaratne of Muwagama . . . . . Petitioner.

Vs.

(1) Gammedde Tandakkarage Sumanapala Chandrasena de  
Silva, (2) ditto Nanda Seela-abey de Silva, (3) ditto Mahim  
Wickramapala de Silva, (4) ditto Chandamuki Hansatilake  
de Silva, (5) ditto Piyatissa Dananjaya de Silva, (6) ditto  
Anuruddha Sanath Kumar de Silva, (7) ditto Mahipala  
Badrawansa de Silva, all of Muwagama and all minors by  
their guardian *ad litem*, (8) Mahipala Gunaseela Jayawardena  
Vidane-pathranage Edminisudus Dheerasena Udaybaddara  
Wickramaratne of Watapotha Estate, Niwitigala. Respondents.

THIS matter coming on for disposal before V. H. Wijeratne, Esq., District Judge, Ratnapura, on December 11, 1946, in the presence of Mr. P. Marapana, Proctor, on the part of the petitioner; and the petition and the affidavit of the petitioner dated December 10, 1946, having been read: It is ordered that the petitioner above named, as widow of the deceased above named, is entitled to have letters of administration to the estate of the deceased issued to her

accordingly, unless the respondents above named or any other person or persons interested shall, on or before January 30, 1947, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 8th respondent above named is hereby appointed guardian *ad litem* over the minors, the 1st, 2nd, 3rd, 4th, 5th, 6th, and the 7th respondents above named, unless the respondents above named or any other person or persons interested shall, on or before January 30, 1947, show sufficient cause to the satisfaction of this court to the contrary.

December 11, 1946.

V. H. WIJERATNE,  
District Judge.

In the District Court of Ratnapura.

Order Nisi

Testamentary In the Matter of the Estate of the late Ranasinghe  
Jurisdiction. Mudiyanseelage Karunaratne of Kiriella, deceased.  
No. 1,211.

Between

Adelin de Charlotté Ranasinghe of Kiriella . . . . . Petitioner.

And

(1) Somasiri Dayapala Ranasinghe, (2) Samarasiri Senarath  
Ranasinghe, (3) Tilakasiri Sarath Ranasinghe, (4) Sugunapath  
Naleenakeerthi Ranasinghe, (5) Ranasinghe Mudiyanseelage  
Heenmahatmaya, all of Kiriella . . . . . Respondents.

THIS matter coming on for disposal before V. H. Wijeratne, Esq., District Judge, Ratnapura, on December 12, 1946, in the presence of Mr. F. D. W. Siriwardena, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner above named dated November 30, 1946, having been read: It is ordered that the petitioner above named, as the widow of the deceased above named, is entitled to have letters of administration of the estate of the deceased above named issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before January 30, 1947, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 5th respondent above named is appointed guardian *ad litem* over the minors, 1st, 2nd, 3rd, and 4th respondents above named, unless the respondents above named or any other person or persons interested shall, on or before January 30, 1947, show sufficient cause to the satisfaction of this court to the contrary.

December 12, 1946.

V. H. WIJERATNE,  
District Judge.

In the District Court of Kegalla.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the Meda-  
Case. wattedgedara Kira of Kolongalla in Deyala-  
No. 1,723. dahamuna pattuwa, Kegalla District, deceased.

Dewaratna Banjanayalage Puni of Kolongalla aforesaid Petitioner.

(1) Medawattedgedara Ukkuamma of Waduwwa, in Kurunegala District, (2) Ditto Dingriya, (3) ditto Haramaya, (4) ditto Rankira, (5) ditto Ukkuwa, (6) ditto Ranasinghe, (7) ditto Kusumawathie, all of Kolongalla; the 2nd to 7th respondents being minors by their guardian *ad litem* (8) Godagandeniyalage Kira of Edurapotha . . . . . Respondents.

THIS matter coming on for disposal before M. C. Sansoni, Esq., District Judge of Kegalla, on November 21, 1946, in the presence of Mr. L. A. Goonewardene, Proctor, on the part of the petitioner; and the affidavit dated November 21, 1946, and the petition dated November 21, 1946, having been read:

It is ordered that the 8th respondent above named be and he is hereby appointed guardian *ad litem* over the minors, the 2nd to 7th respondents above named, and the petitioner above named be and she is hereby declared entitled to have letters of administration of the estate of the said deceased issued to her accordingly, unless the respondents above named or any other person or persons interested shall, on or before January 29, 1947, show sufficient cause to the satisfaction of this court to the contrary.

November 21, 1946.

M. C. SANSONI,  
District Judge.

#### MISCELLANEOUS NOTICES.

##### Estate of the late Beatrice Theresa Seneviratne.

THE Public Trustee of Ceylon hereby gives notice that he is administering from December 14, 1946, the estate of Beatrice Theresa Seneviratne, late of Gampaha, under and by virtue of the letters of administration granted in D. C., Colombo, Testamentary Case No. 12,213, and that all persons having claims against the said estate as creditors, next-of-kin, legatees or in any other manner whatsoever and all persons owing moneys to the said estate should send notifications of their claims or debts to reach the said Public Trustee at his office in Colombo, on or before February 10, 1947, after which date he will proceed to make distribution of the assets of the said estate and will recognize in such distribution only such claims as shall have previously been established to his satisfaction.

## DRAFT ORDINANCES.

(Continued from page 29.)

## MINUTE.

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

L. D.—O. 3/44.

Chapter 6.  
Vol. I.,  
page 25.

**An Ordinance to amend the Courts Ordinance.**

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 Courts (Amendment) Ordinance, No. of 1947.

Insertion of  
new section  
17A in  
Chapter 6.

2. The following new section is hereby inserted immediately after section 17 of the Courts Ordinance, (hereinafter referred to as "the principal Ordinance"), and shall have effect as section 17A of that Ordinance :—

Inquiry by  
Disciplinary  
Committee  
into alleged  
misconduct  
of proctor.

17A. (1) Where the Chief Justice or any other Judge of the Supreme Court considers it expedient or necessary for the purpose of enabling the Court to determine whether or not proceedings should be taken under section 17 for the suspension from practice or the removal from office of any proctor, the Chief Justice or Judge may by order direct that a preliminary inquiry into any alleged misconduct of such proctor shall be held by a Disciplinary Committee of the Incorporated Law Society of Ceylon constituted in accordance with the provisions of section 9 of the Law Society (Incorporation) Ordinance, No. of 1946.

(2) The Rules set out in the Fifth Schedule to this Ordinance shall apply in relation to the procedure in any inquiry held by any Disciplinary Committee, the proceedings at any such inquiry, and the powers exercisable by such Committee.

(3) Nothing in sub-section (1) of this section shall be construed to require the Supreme Court or any Judge thereof to direct that a preliminary inquiry be held as therein provided before proceedings are taken under section 17 in relation to any proctor.

(4) No member of a Disciplinary Committee nor the Secretary thereof shall, in respect of any act or thing done or omitted to be done by him in his capacity as such member or Secretary, be liable to any action, prosecution or other proceeding in any civil or criminal court.

Insertion of  
a Fifth  
Schedule to  
the principal  
Ordinance.

3. The following new Schedule is hereby inserted immediately after the Fourth Schedule, and shall have effect as the Fifth Schedule, to the principal Ordinance :—

## FIFTH SCHEDULE. (Section 17A)

*Rules as to Inquiries by Disciplinary Committees.*

1. Every order under section 17A directing a preliminary inquiry to be held by a Disciplinary Committee shall, so soon as the Committee is constituted, be transmitted to the President thereof, together with—

- (a) a certified copy of the petition or complaint in consequence of which the order is made; or
- (b) where no such petition or complaint has been presented or made to the Supreme Court, a statement setting out the alleged misconduct of the proctor which occasioned the making of the order.

2. The matters mentioned in the petition or complaint referred to in paragraph (a) of Rule 1, or in the statement referred to in paragraph (b) of that Rule, shall be for the purposes of the succeeding Rules the matters in issue in the inquiry by the Disciplinary Committee.

3. (1) The Disciplinary Committee shall have power to require the attendance before it of any person whose evidence is in its opinion material to any matter in issue, and to require any person to produce before it any such books, deeds or other documents whatsoever, the production of which is in its opinion necessary to enable any matter in issue to be investigated.

Cap. 276.

(2) The provisions of sections 3 to 7 of the Commissions of Inquiry Ordinance shall apply in the case of any inquiry by a Disciplinary Committee in like manner as they apply in relation to an inquiry by Commissioners referred to in that Ordinance; and accordingly, the Committee shall have and may exercise all the powers conferred on Commissioners by those sections.

(3) The Secretary for the time being of the Incorporated Law Society of Ceylon shall be the Secretary to the Disciplinary Committee, and every summons, notice or other instrument issued by the Committee shall be signed on their behalf by such Secretary.

4. Where any proctor whose conduct is the subject of any inquiry before the Disciplinary Committee fails to appear in person and is not represented as provided in section 7 of the Commissions of Inquiry Ordinance, the inquiry may be held or continued in his absence.

5. The Disciplinary Committee may, in its discretion, hold the inquiry or hear the evidence of any person, *in camera*, and may for such purpose exclude the public, or the press from the inquiry or any part thereof.

6. (1) Upon the conclusion of the inquiry, the Disciplinary Committee shall prepare and transmit to the Supreme Court a Report embodying its findings on each of the matters in issue and its recommendation on the question whether or not proceedings should be taken under section 17 for the suspension or removal of the proctor, together with the record of the proceedings at the inquiry :

Provided that no such recommendation shall in any way affect or prejudice the right of the Supreme Court or any Judge thereof to determine whether or not any proceedings for suspension or removal should be taken under section 17.

(2) In any case where the recommendation of the Committee is that no proceedings for the suspension or removal of the proctor should be so taken, the Committee may in its Report recommend that an order be made for the payment by any person or persons, to such proctor, of the costs incurred by him in the course of the inquiry ; and the Supreme Court or any Judge thereof may, if such recommendation is accepted, fix the amount of such costs and make order accordingly for the payment thereof by the person or persons aforesaid, and such order shall be enforced in like manner as an order made by the Court in its ordinary jurisdiction.

*Objects and Reasons.*

The Law Society of Ceylon (for the incorporation of which a Private Member's Bill is being introduced in the State Council) has requested that Disciplinary Committees consisting of members of the Society be empowered to hold inquiries

into cases of alleged misconduct of members of the profession of proctors. It is the practice in England for Committees of the Law Society to hold such inquiries upon complaint made, or of their own motion, and effect is given to the findings of such Committees by removal or suspension, subject only to a right of appeal to the High Court.

It has been decided that, as an initial step towards the establishment in Ceylon of a similar practice, the Supreme Court should be empowered in appropriate cases to direct that a preliminary inquiry be held by a Disciplinary Committee of the Law Society of Ceylon before ordinary proceedings under section 17 of the Courts Ordinance are taken for the removal or suspension of a proctor. The Disciplinary Committee will, in accordance with provisions in that behalf contained in the proposed draft Ordinance for the incorporation of the Law Society, consist of three persons selected by the Chief Justice from a panel of persons appointed for the purpose by the Chief Justice upon the recommendation of the Society. The Disciplinary Committee will be vested with powers similar to those conferred on Commissioners of Inquiry by Chapter 276. Their findings will be embodied in a Report and submitted to the Supreme Court which will thereupon decide whether or not proceedings should be taken under section 17.

The proposed amendment of the Courts Ordinance will not render it obligatory that such a preliminary inquiry be held, and will accordingly not affect the power of the Supreme Court to take proceedings against a proctor in accordance with the practice now obtaining.

Colombo, 7th January, 1947.

A. E. P. ROSE,  
Legal Secretary.