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THE CEYLON GOVERNMENT GAZETTE

අංක 11,805 — 1959 ජූලි 10 වැනි සිකුරාදා — 10.7.1959

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PART I: SECTION (I) — GENERAL

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PART VI published with this issue contains List of Registrars of Marriages, Births and Deaths, &c.

Appointments, &c., by the Public Service Commission

No. 293 of 1959

A. 197/59.

Mr. K. ALVAPILLAI, O.B.E., Permanent Secretary to the Ministry of Agriculture and Fisheries, to act, in addition to his duties, as Food Commissioner and Director of Food Supplies, with effect from June 6, 1959, during the absence out of the Island of Mr. K. M. D. JAYANETTI, C.C.S.

A. 207/59.

Mr. C. B. KUMARASINHA, Permanent Secretary to the Ministry of Labour, to act, in addition to his duties, as Commissioner of Labour, with effect from June 17, 1959, until further orders.

A. 108/59.

Mr. P. E. WEERAMAN, Deputy Commissioner of Co-operative Development, to act temporarily as Commissioner of Co-operative Development and Registrar of Co-operative Societies for a period of three months, with effect from June 18, 1959, or until further orders.

A. 186/59.

Mr. S. E. R. PERINPANAYAGAM, Deputy Commissioner of Examinations, to act as Commissioner of Examinations, with effect from June 8, 1959, until further orders.

A. 186/59.

Mr. H. L. WIMALASURIYA, Assistant Commissioner of Examinations, to act as Deputy Commissioner of Examinations, with effect from June 8, 1959, until further orders.

A. 167/59.

Mr. J. A. M. DE SILVA, Officer in Grade I of the Executive Clerical Class of the General Clerical Service to be an Additional Registrar of Lands for the Administrative District of Kurunegala, with effect from May 16, 1959, until further orders.

A. 166/59.

Mr. T. GNAGURU, Officer in Grade I of the Executive Clerical Class of the General Clerical Service, to be Registrar of Lands for the Administrative District of Mannar, with effect from June 1, 1959, until further orders.

E. G. GOONWARDENE,
Secretary,
Public Service Commission.

Office of the Public Service Commission,
P. O. Box No. 500,
Secretariat,
Colombo 1, 6th July, 1959.

No. 294 of 1959

CORRECTION

REFERENCE Notice No. 257 of 1959 appearing in Part I: Section (I) of the *Government Gazette* No. 11,778 of June 19, 1959, the first line of the appointment No. A. 304/57 on page 1615 should read "Mr. T. Sivagnanam, C.C.S., to act as Government Agent in" and not as appearing therein.

Appointments, &c., by the Judicial Service Commission

No. 295 of 1959

NOTIFICATION No. 283 of 1959, appearing in *Government Gazette* No. 11,796 of 3.7.59, in so far as it relates to the appointment of Mr. E. O. F. DE SILVA to be Additional District Judge, &c., Matara, on 24th and 26th August, 1959, in addition to his other duties, is hereby cancelled.

S. R. WIJAYATILAKE,
Secretary,
Judicial Service Commission.

Office of the Judicial Service Commission,
P. O. Box 573,
Colombo, 4th July, 1959.

No. 296 of 1959

SUMMARY OF APPOINTMENTS MADE BY THE JUDICIAL SERVICE COMMISSION

Name of Officer	New Appointment	Effective Date of New Appointment	Remarks
Mr. A. E. R. COREA	Additional Magistrate, Gampola	17th July and 11th September, 1959	In addition to his other duties
Mr. A. E. R. COREA	Additional Magistrate, etc., Nuwara Eliya	14th September, 1959	In addition to his other duties
Mr. S. SELLIAH	Additional Magistrate, etc., Kandy	3rd and 4th July, 1959	In addition to his other duties
Mr. B. R. G. WIJEYEKOON	Additional District Judge, etc., Kandy, at Matale	29th June, 1959	During absence of Mr. P. MARAPANA
Mr. P. N. BARTHOLOMEUSZ	Additional District Judge, etc., Nuwara Eliya	27th to 29th June, 1959	During absence of Mr. C. B. WALGAMPAYA
Mr. F. V. H. LA BROOY	Additional District Judge, etc., Nuwara Eliya	29th June, 1959	During absence of Mr. C. B. WALGAMPAYA
Mr. J. H. FERNANDO	Additional Magistrate, etc., Kegalla	4th to 11th July, 1959	During absence of Mr. V. M. CUMARASWAMY
Mr. R. KANNUDUREY	Additional Magistrate, etc., Jaffna, at Mallakam	1st to 6th July, 1959	During absence of Mr. S. SELLIAH
Mr. T. F. BLAZE	Additional Magistrate, etc., Badulla-Haldummulla	6th July, 1959	During absence of Mr. J. F. A. SOZA
Mr. B. R. G. WIJEYEKOON	Additional District Judge, etc., Kandy, at Matale	7th July, 1959	—
Mr. T. B. YATAWARA	Additional District Judge, etc., Kandy, at Gampola	10th July, 1959	—
Mr. B. R. G. WIJEYEKOON	Additional Commissioner of Requests, Dumbara, at Teldeniya	8th July, 1959	—
Mr. C. RODRIGO	Acting President, Rural Court, Alutkuru Korale, etc.	29th June to 3rd July, 1959	During absence of Mr. C. L. PERERA
Mr. P. R. RAJENDRA	Additional President, Rural Court, Valikamam, etc.	8th July, 1959	—
Mr. P. S. MAHALEKAME	Acting President, Rural Court, Pata Dumbara, etc.	3rd July, 1959	During absence of Mr. N. M. YUSOOF
Mr. D. B. ELLEPOLA	Acting President, Rural Court, Matale North, etc.	1st and 2nd July, 1959	During absence of Mr. W. G. UDUGAMA
Mr. P. S. MAHALEKAME	Additional President, Rural Court, Udu Nuwara, etc., at Delpitiya	7th July, 1959	During absence of Mr. M. B. KAPPAGODA
Mr. E. O. F. DE SILVA	Additional District Judge, etc., Matara	24th and 28th August, 1959	In addition to his other duties

Office of the Judicial Service Commission,
P. O. Box 573,
Colombo, 3rd July, 1959.

F. R. WIJAYATILAKE,
Secretary, Judicial Service Commission.

Other Appointments

No. 299 of 1959

No. EB/A-258.

No. 297 of 1959

CIVIL SERVICE

No. 74/2/92 (MF).

Mr. G. R. W. DE SILVA to be Controller of Establishments, General Treasury, with effect from June 19, 1959.

No. 74/2/37 (MF).

Mr. C. A. COORAY to be attached to the General Treasury with effect from June 30, 1959.

No. 74/2/132 (MF).

Mr. T. PADMANATHAN to be Assistant Secretary, Ministry of Agriculture and Lands, with effect from June 9, 1959.

Mr. R. W. WIKRAMANAYAKE to be Assistant Secretary, Ministry of Agriculture and Lands, with effect from June 9, 1959.

No. 74/48 (MF).

Mr. L. S. PERERA to be attached to the General Treasury with effect from June 22, 1959.

S. F. AMERASINGHE,
Secretary to the Treasury.

The Ministry of Finance,
Colombo 1, July 6, 1959.

THE Honourable the Minister of Home Affairs has been pleased to make the following appointments:—

Mr. O. R. WRIGHT, Government Agent in authority over the Administrative District of Nuwara Eliya, to be, in addition to his own duties, Local Authority under the Petroleum Ordinance for the Administrative District of Nuwara Eliya, with effect from June 16, 1959.

S. C. FERNANDO,
Permanent Secretary.

Ministry of Home Affairs,
Colombo 7, July 1, 1959.

No. 300 of 1959

Mr. ISALEBBE MOHAMED ISMAIL of Division No. 3, Eravur, has been appointed by the Honourable Minister of Home Affairs as Special Quazi to hear and pass judgment in Quazi Tribunal, Akkaraipattu, Cases Nos. C767, C768 and C769.

No. 301 of 1959

THE Honourable the Minister of Home Affairs has appointed Mr. SANMUGAM KANDIAH PONNAMPALAM to be a Notary Public throughout the judicial division of Colombo and to practise as such in the English language.

No. 302 of 1959

LAND DEVELOPMENT ORDINANCE (CHAPTER 320)

THE Honourable the Minister of Agriculture and Lands has been pleased, under section 6 (i) of the Land Development Ordinance, to appoint Mr. P. H. PREMAWARDENA, C.C.S. Cadet, Kachcheri, Puttalam, in addition to his other duties, a Land Officer for Puttalam District, with effect from 1st July, 1959.

C. B. P. PERERA,
Permanent Secretary.

Ministry of Agriculture and Lands,
Colombo, 29th June, 1959.

No. 298 of 1959

No. EB/A 204/2.

IT is hereby notified for general information that the Permanent Secretary to the Ministry of Home Affairs, by virtue of the authority vested in him by the notification under section 10b of the Interpretation Ordinance (Chapter 2), published in Gazette No. 10,123 of July 14, 1950, made the following appointments:—

Mr. O. R. WRIGHT, Government Agent in authority over the Administrative District of Nuwara Eliya, to be, in addition to his own duties, Deputy Fiscal for the Administrative District of Nuwara Eliya with effect from June 16, 1959.

S. C. FERNANDO,
Permanent Secretary.

Ministry of Home Affairs,
Colombo 7, July 1, 1959.

No. 303 of 1959

(D. S. 148/58).

No. 543E. 30/6. DD.

**APPOINTMENT UNDER THE FOOD CONTROL ACT,
No. 25 OF 1950**

IT is hereby notified that Mr. COLOMBA MUHANDIRAMGE SOLOMON DE SILVA has been appointed, under section 2 of the Food Control Act, No. 25 of 1950, to be an Assistant Food Controller, with effect from 15th June, 1959, for the whole of Ceylon.

K. M. D. JAYANETTI,
Food Controller and Food Commissioner.

Colombo, 4.7.59.

PURSUANT to the 2nd Section of the Minutes on Pensions, it is hereby notified that the holder of the office specified below is entitled to pension—

Department of Fisheries

Fisheries Assistant.

S. F. AMERASINGHE,
Secretary to the Treasury.

General Treasury,
Colombo, 23rd June, 1959.

Government Notifications

No. PR/AF/20.

D. S. 148/58).

No. 543E. 274/7. DA.

IT is hereby notified for general information that the Honorary Consulate for Portugal at Colombo has been closed from 30th June, 1959, and that the Consular Section of the Legation of Portugal in Ceylon has taken over the functions of the Honorary Consulate with effect from 1st July, 1959.

G. DE SOYZA,
Permanent Secretary,
Ministry of External Affairs.

Colombo, 6th July, 1959.

PURSUANT to the 2nd Section of the Minutes on Pensions, it is hereby notified that the holders of the offices specified below are entitled to pension with effect from 1.11.57—

Irrigation Department

Assistant Research Officers.

S. F. AMERASINGHE,
Secretary to the Treasury.

General Treasury,
Colombo, 24th June, 1959.

L. D.—B. 32/40. M/D & E.A. No. E/P. 20/62 (58).

THE CRIMINAL PROCEDURE CODE

Notification under Section 2

IT is hereby notified that the Government has, under section 2 of the Criminal Procedure Code (Chapter 16), declared the post established at Lunugala in the Uva Province to be a police station.

G. DE ZOYZA,
Permanent Secretary,
Ministry of Defence and External Affairs.

Colombo, June 29, 1959.

Mr. Godwin Weerawardena Ratnayake, a Notary practising in the English language within the judicial division of Matara, has been authorized by the Honourable the Minister of Home Affairs to practise as a Notary in the Sinhalese language also within the said judicial division.

L. D.—B. 8/59.

THE COCONUT RESEARCH ORDINANCE

Order under Section 10B

BY virtue of the powers vested in me by sub-section (1) of section 10B of the Coconut Research Ordinance (Chapter 309), as amended by Act No. 2 of 1959, I, Charles Percival de Silva, Minister of Agriculture and Lands, do hereby approve of the proposed acquisition of the immovable property specified in the Schedule hereto, which is required by the Coconut Research Board for the purposes of coconut research.

C. P. DE SILVA,
Minister of Agriculture and Lands.

Colombo, 3rd July, 1959.

HIS Excellency the Governor-General has been pleased, under section 5 (3) of the Widows' and Orphans' Pension Fund Ordinance (Cap. 296); to appoint Mr. D. G. L. Misso to be a Director of the Widows' and Orphans' Pension Fund and Scheme with effect from 15th June, 1959, in place of Mr. R. M. Gybbon-Monypenny.

By His Excellency's command,

STANLEY DE ZOYZA,
Minister of Finance.

Ministry of Finance,
Colombo, 26th June, 1959.

SCHEDULE

The land called Bandirippuwa Estate, approximately 178 acres and 36 perches in extent, situated in the Village Headman's division of Bandirippuwa in the Divisional Revenue Officer's division of Pitigal Korale South in the Chilaw District in the North-Western Province, and bounded as follows:—

On the north: By the Dummaladeniya-Haldanduwana minor road, Lunuwila-Kirimetiya Village Committee Road and land belonging to P. A. D. Mendis Appuhamy;

On the south: By the land belonging to D. J. R. Fernando-pulle Charles Rodrigo, Dummaladeniya-Haldanduwana minor road, and by the land belonging to Marihamy, K. D. S. Richard, M. A. Euganhany, M. T. Louisa Perera, M. A. Esabellahamy and others;

On the east: By the Nattandiya Dankotuwa Public Works Department road, by the land belonging to N. M. Fernando and N. A. W. Fernando, and by the land belonging to B. A. Perera and J. E. Jane Nona; and

On the west: By the Bandirippuwa village, Kandawatte and by the land belonging to Nonapakki Ammal as in plan No. A. 1065.

(D. S. 148/58). Treasury No. 543 E. 293/9DC.

PURSUANT to the 2nd section of the Minutes on Pensions, it is hereby notified that the holders of the offices specified below are entitled to pension—

Education Department

* English, Sinhalese and Tamil schools

Assistant Teachers.

Senior Assistant Teachers in Schools with not less than 10 Teachers.

* Pension rights are limited to those holders of these posts before June 15, 1934, vide notification of June 12, 1934, (PN. 1172).

S. F. AMERASINGHE,
Secretary to the Treasury.

General Treasury,
Colombo, July 2, 1959.

L. D.—B. 8/59.

THE COCONUT RESEARCH ORDINANCE**Order under Section 10B**

BY virtue of the powers vested in me by sub-section (1) of section 10B of the Coconut Research Ordinance (Chapter 303), as amended by Act No. 2 of 1959, I, Charles Percival de Silva, Minister of Agriculture and Lands, do hereby approve of the proposed acquisition of the immovable property specified in the Schedule hereto, which is required by the Coconut Research Board for the purposes of coconut research.

C. P. DE SILVA,
Minister of Agriculture and Lands.

Colombo, 3rd July, 1959.

SCHEDULE

The land called Mundelwatte Estate, approximately 4 acres 3 roods 19 perches in extent, situated in the Village Headman's division of Mundel in the Divisional Revenue Officer's division of Puttalam Pattu and Gravets in the Puttalam District in the North-Western Province, and bounded as follows:—

- On the north: By land belonging to Mr. Palies Perera;
- On the south: By the other quarter share of the land allotted to K. Miguel Appuhamy;
- On the east: By the other portion of this land as in plan No. 3521; and
- On the west: By the Chilaw-Puttalam High Road.

L. D.—B. 8/59.

THE COCONUT RESEARCH ORDINANCE**Order under Section 10B**

BY virtue of the powers vested in me by sub-section (1) of section 10B of the Coconut Research Ordinance (Chapter 303), as amended by Act No. 2 of 1959, I, Charles Percival de Silva, Minister of Agriculture and Lands, do hereby approve of the proposed acquisition of the immovable property specified in the Schedule hereto, which is required by the Coconut Research Board for the purposes of coconut research.

C. P. DE SILVA,
Minister of Agriculture and Lands.

Colombo, July 3, 1959.

SCHEDULE

The land called Mylampavelly Estate, approximately 25 acres in extent, situated in the Village Headman's division of Mylampavelly in the Divisional Revenue Officer's division of Koralai Pattus in the Batticaloa District in the Eastern Province, and bounded as follows:—

- On the north: By the other share of the land belonging to Mrs. Ada Doudney.
- On the south: By the Trincomalee-Batticaloa Public Works Department road.
- On the east: By the land belonging to Mrs. Ada Doudney.
- On the west: By the land belonging to Mrs. Ada Doudney.

L. D.—B. 8/59.

THE COCONUT RESEARCH ORDINANCE**Order under Section 10B**

BY virtue of the powers vested in me by sub-section (1) of section 10B of the Coconut Research Ordinance (Chapter 303), as amended by Act No. 2 of 1959, I, Charles Percival de Silva, Minister of Agriculture and Lands, do hereby approve of the proposed acquisition of the immovable property specified in the Schedule hereto, which is required by the Coconut Research Board for the purposes of coconut research.

C. P. DE SILVA,
Minister of Agriculture and Lands.

Colombo, July 3, 1959.

SCHEDULE

The land called Mylampaveli Estate, 25 acres 1 rood 39 perches in extent, situated in the Village Headman's division of Mylampaveli in the Divisional Revenue Officer's division of Koralai Pattu in the Batticaloa District in the Eastern Province, and bounded as follows:—

- On the north-east: By the other share of the land belonging to Mrs. Ada Doudney;

On the north-west: By a lane and by the land claimed by natives;

On the south-east: by the land belonging to the Coconut Research Institute of Ceylon; and

On the south-west: By the Trincomalee-Batticaloa Public Works Department road.

L. D.—B. 8/59.

THE COCONUT RESEARCH ORDINANCE**Order under Section 10B**

BY virtue of the powers vested in me by sub-section (1) of section 10B of the Coconut Research Ordinance (Chapter 303), as amended by Act No. 2 of 1959, I, Charles Percival de Silva, Minister of Agriculture and Lands, do hereby approve of the proposed acquisition of the immovable property specified in the Schedule hereto, which is required by the Coconut Research Board for the purposes of coconut research.

C. P. DE SILVA,
Minister of Agriculture and Lands.

Colombo, July 3, 1959.

SCHEDULE

The land called Vannakerney Estate, 31 acres 0 roods 25 perches in extent, situated in the Village Headman's division of Pulooppatai in the Divisional Revenue Officer's division of Pachillapelli-Karachchi in the Jaffna District in the Northern Province, and bounded as follows:—

- On the north: By the land claimed by natives and by the reservation along the road leading from Jaffna to Kandy;
- On the east: by a foot-path;
- On the south: By the reservation along the Ceylon Government Railway; and
- On the west: By the reservation along the Ceylon Government Railway, and Mankalkotiyanaikal, and by the land belonging to Thambar Eliyathamby.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950**Order under Section 4 (2)**

WHEREAS an industrial dispute in respect of the matter specified in the statement of the Acting Deputy Commissioner of Labour, which accompanies this Order exists between the Sri Lanka Jatika Sevaka Sangamaya and the Superintendent of Talangaha Estate, Nakiadeniya:

Now, therefore, I, Manameldura Piyadasa de Zoysa, Minister of Labour, do, by virtue of the powers vested in me by section 4 (2) of the Industrial Disputes Act, No. 43 of 1950, hereby refer the aforesaid dispute for settlement to an Industrial Court which shall be constituted in accordance with the provisions of section 22 of that Act.

M. P. DE ZOYSA,
Minister of Labour.

Colombo, 29th June, 1959.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

In the matter of an industrial dispute
between

The Sri Lanka Jatika Sevaka Sangamaya, 129,
Kumaran Ratnam Road, Colombo 2,

and

The Superintendent of Talangaha Estate, Nakiadeniya.

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the Sri Lanka Jatika Sevaka Sangamaya and the Superintendent of Talangaha Estate, Nakiadeniya, is whether the non-employment of H. G. Piyaseeli and Dayawathie Jayawickrema as factory workers by the Superintendent of Talangaha Estate, Nakiadeniya, is justified and to what relief each of the said workers is entitled.

Dated at Colombo, this 24th day of June, 1959.

N. L. ABEYWIWA,
Acting Deputy Commissioner of Labour.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

Order under Section 4 (2)

WHEREAS an industrial dispute in respect of the matters specified in the statement of the Acting Deputy Commissioner of Labour, which accompanies this Order exists between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya and Messrs. Adamjee Lukmanjee and Sons Limited, Colombo:

Now, therefore, I, Manameldura Piyadasa de Zoysa, Minister of Labour, do, by virtue of the powers vested in me by section 4 (2) of the Industrial Disputes Act, No. 43 of 1950, hereby refer the aforesaid dispute for settlement to an Industrial Court which shall be constituted in accordance with the provisions of section 22 of that Act.

M. P. DE ZOYSA,
Minister of Labour.

Colombo, 29th June, 1959.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

In the matter of an industrial dispute
between

The Nidahas Karmika Saha Velanda Sevaka Vurthiya
Samithiya, 129, Kumaran Ratnam Road, Colombo 2,
and

Messrs. Adamjee Lukmanjee and Sons Ltd., 140, Grandpass
Road, Colombo 14.

STATEMENT OF MATTERS IN DISPUTE

The matters in dispute between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya and Messrs. Adamjee Lukmanjee and Sons Limited, are the following demands made by the aforesaid Union:—

1. Provident Fund for all workers to be established from 1.12.58.
2. One month's gross wages for each year of service to be paid to each worker as gratuity for past services.
3. The non-employment of D. M. S. Jayamannè, Daniel Joseph, B. M. Seelawathie, J. V. Punawathie, B. Don Joseph Anthony, W. A. Mango Nona, W. V. Thomas, W. P. Lant Singh, K. L. D. Podisingho, K. Lily Nona, R. Nandawathie, L. Peiris, A. Mary Nona, K. A. Charlotte Nona, S. Murin, V. H. Sumanapala, H. M. Abeypala, A. Malini and W. D. Mango Nona by the said Company.

Dated at Colombo, this 25th day of June, 1959.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

Order under Section 4 (2)

WHEREAS an industrial dispute in respect of the matters specified in the statement of the Acting Deputy Commissioner of Labour, which accompanies this Order exists between the Ceylon General Workers' Union and The Burma Teak Trading Company, Limited, Colombo:

Now, therefore, I, Manameldura Piyadasa de Zoysa, Minister of Labour, do, by virtue of the powers vested in me by section 4 (2) of the Industrial Disputes Act, No. 43 of 1950, hereby refer the aforesaid dispute for settlement to an Industrial Court which shall be constituted in accordance with the provisions of section 22 of that Act.

M. P. DE ZOYSA,
Minister of Labour.

Colombo, 29th June, 1959.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

In the matter of an industrial dispute
between

The Ceylon General Workers' Union, 123, Union Place,
Colombo 2,
and

The Burma Teak Trading Company, Limited, 'Teak House',
62, Bloemendhal Road, Colombo 18.

STATEMENT OF MATTERS IN DISPUTE

The matters in dispute between the Ceylon General Workers' Union and The Burma Teak Trading Company, Limited, Colombo, are the following demands made by the aforesaid Union:—

1. 14 days medical leave with wages to be granted to all workers.
2. A Provident Fund Scheme to be inaugurated, and a gratuity of one month's gross wages for each year of service to be paid to each worker in respect of past service.
3. A midday meal costing not less than 60 cts. to be given to each worker.

4. A special living allowance of Rs. 17.50 per month to be paid to each worker.
5. An incremental scale of wages to be fixed for all workers according to their service.
6. An annual bonus of three months wages to be paid to each worker.

Dated at Colombo, this 25th day of June, 1959.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

Order under Section 4 (2)

WHEREAS an industrial dispute in respect of the matter specified in the statement of the Acting Deputy Commissioner of Labour, which accompanies this Order exists between the Ceylon Plantation Workers' Union and the Superintendent of Kinyama Estate, Bingiriya:

Now, therefore, I, Manameldura Piyadasa de Zoysa, Minister of Labour, do, by virtue of the powers vested in me by section 4 (2) of the Industrial Disputes Act, No. 43 of 1950, hereby refer the aforesaid dispute for settlement to an Industrial Court which shall be constituted in accordance with the provisions of section 22 of that Act.

M. P. DE ZOYSA,
Minister of Labour.

Colombo, June 25, 1959.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

In the matter of an industrial dispute
between

The Ceylon Plantation Workers' Union, 123, Union Place,
Colombo 2
and

The Superintendent of Kinyama Estate,
Bingiriya

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the Ceylon Plantation Workers' Union and the Superintendent of Kinyama Estate, Bingiriya, is whether the non-employment of Juwan Appu and Aron by the Superintendent of Kinyama Estate, Bingiriya, is justified and to what relief each of them is entitled.

Dated at Colombo, this 23rd day of June, 1959.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

Order under Section 4 (2)

WHEREAS an industrial dispute in respect of the matter specified in the statement of the Acting Deputy Commissioner of Labour which accompanies this Order exists between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya and Messrs. Producers and Manufacturers Limited, Marandagahamula, Divulpitiya:

Now, therefore, I, Manameldura Piyadasa de Zoysa, Minister of Labour, do, by virtue of the powers vested in me by section 4 (2) of the Industrial Disputes Act, No. 43 of 1950, hereby refer the aforesaid dispute for settlement to an Industrial Court which shall be constituted in accordance with the provisions of section 22 of that Act.

M. P. DE ZOYSA,
Minister of Labour.

Colombo, June 29, 1959.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

In the matter of an Industrial Dispute
between

The Nidahas Karmika Saha Velanda Sevaka
Vurthiya Samithiya, 129, Kumaran Ratnam
Road, Colombo 2,
and

Messrs. Producers and Manufacturers Limited,
Marandagahamula, Divulpitiya.

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya and Messrs. Producers and Manufacturers Limited, is whether the non-employment of Mr. R. Rupasinghe Silva by the management of Banduragoda D. C. Mills is justified and to what relief he is entitled.

Dated at Colombo, this 24th day of June, 1959.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950**Order under Section 4 (2)**

WHEREAS an industrial dispute in respect of the matter specified in the statement of the Acting Deputy Commissioner of Labour which accompanies this Order exists between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya and Bake House Limited, Colombo :

Now, therefore, I, Manameldura Piyadasa de Zoysa, Minister of Labour, do, by virtue of the powers vested in me by section 4 (2) of the Industrial Disputes Act, No. 43 of 1950, hereby refer the aforesaid dispute for settlement to an Industrial Court which shall be constituted in accordance with the provisions of section 22 of that Act.

M. P. DE ZOYSA,
Minister of Labour.

Colombo, June 29, 1959.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

In the matter of an Industrial Dispute
between

The Nidahas Karmika Saha Velanda Sevaka
Vurthiya Samithiya, No. 129, Kumaran Ratnam
Road, Colombo 2,

and

Bake House Limited, 464, Deans Road,
Maradana, Colombo.

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya and Bake House Limited, Colombo, are the following demands made by the aforesaid Union:—

1. The Commencement Basic Salary of a Worker to be increased to Rs. 55.
2. Regular annual increments to be granted to workers.
3. The wages must be paid in full to the Bakery Section workers without deducting Rs. 45 for meals.
4. The Special Allowance of Rs. 17.50 should be paid to all workers with effect from 1.1.58.
5. The gratuity paid to the workers should be calculated inclusive of the meal allowance.

Dated at Colombo, this 25th day of June, 1959.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950**Order under Section 4 (2)**

WHEREAS an industrial dispute in respect of the matter specified in the statement of the Acting Deputy Commissioner of Labour which accompanies this Order exists between the Democratic Workers' Congress and the Superintendent of Mahalla Group, Waharaka :

Now, therefore, I, Manameldura Piyadasa de Zoysa, Minister of Labour, do, by virtue of the powers vested in me by section 4 (2) of the Industrial Disputes Act, No. 43 of 1950, hereby refer the aforesaid dispute for settlement to an Industrial Court which shall be constituted in accordance with the provisions of section 22 of that Act.

M. P. DE ZOYSA,
Minister of Labour.

Colombo, July 1, 1959.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

In the matter of an industrial dispute
between

The Democratic Workers' Congress, No. 213/2,
Main Street, Colombo 11.

and

The Superintendent of Mahalla Group, Waharaka

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the Democratic Workers' Congress and the Superintendent of Mahalla Group, Waharaka, is whether the non-employment of Sebastian and his wife Letchumie by the Superintendent of Mahalla Group, Waharaka, is justified and to what relief they are entitled.

Dated at Colombo, this 29th day of June, 1959.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950**Order under section 4 (2)**

WHEREAS an industrial dispute in respect of the matter specified in the statement of the Acting Deputy Commissioner of Labour which accompanies this Order exists between the Lanka Estate Workers' Union and the Superintendent of Siriniwasa Estate, Waga :

Now, therefore, I, Manameldura Piyadasa de Zoysa, Minister of Labour, do, by virtue of the powers vested in me by section 4 (2) of the Industrial Disputes Act, No. 43 of 1950, hereby refer the aforesaid dispute for settlement to an Industrial Court which shall be constituted in accordance with the provisions of section 22 of that Act.

M. P. DE ZOYSA,
Minister of Labour.

Colombo, 1st July, 1959.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

In the matter of an industrial dispute
between

The Lanka Estate Workers' Union, 47, Driberg's Avenue,
Colombo 10,

and

The Superintendent of Siriniwasa Estate, Waga.

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the Lanka Estate Workers' Union and the Superintendent of Siriniwasa Estate, Waga, is whether the non-employment of the following 14 workers by the Superintendent of Siriniwasa Estate, Waga, is justified and to what relief is each of the said workers entitled:—

1. H. K. Sapin
2. K. Simon
3. M. K. Peter
4. M. P. Chalo Singho
5. M. Aron Singho
6. A. G. Ebert
7. K. Surabial
8. W. A. Jinadasa
9. W. V. Dharmadasa
10. A. G. Hendrick Singho
11. K. H. Sediris
12. H. K. Semaneris
13. K. H. Pelin
14. M. Somapala

Dated at Colombo, this 29th day of June, 1959.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

THE Award transmitted to the Commissioner of Labour by the President of the Industrial Court constituted for the purpose of settling the industrial dispute between the Ceylon General Workers' Union and Messrs. Zitan Stores, Limited, Colombo 12, which was referred by the Honourable the Minister of Labour, by Order dated February 3, 1959, made under section 4 (2) of the Industrial Disputes Act, No. 43 of 1950, and published in *Ceylon Government Gazette* No. 11,664 dated February 13, 1959, for settlement by an Industrial Court, is hereby published in terms of section 25 (1) of the said Court.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour,
Department of Labour,
Colombo 3, 6th July, 1959.

Industrial Court at Colombo

No. I. D. 136

In the matter of an industrial dispute
between

The Ceylon General Workers' Union, 124,
Kumaran Ratnam Road, Colombo 2,

and

Messrs. Zitan Stores, Limited, 282/9,
Dam Street, Colombo 12.

THE AWARD

This is an Award under section 24 of the Industrial Disputes Act, No. 43 of 1950 (as amended by Acts No. 25 of 1956, No. 14 of 1957 and No. 62 of 1957).

2. The Honourable the Minister of Labour, Housing and Social Services by his Order dated 3rd February, 1959, referred this dispute to this Court for settlement. A statement of the matter in dispute between the parties as stated by the Acting Deputy Commissioner of Labour was embodied in the Minister's Order. The matter in dispute between the Ceylon General Workers' Union and Messrs. Zitan Stores, Limited, is a demand by the Union for the payment of gratuities for the past services rendered by the following ten employees:—

M. S. M. Yoosuf
S. M. M. Rauff
M. S. M. Razik
S. A. M. Naleem
S. M. M. Samad
I. L. M. Thowfeek
A. M. Hussain
A. M. M. Saheed
S. Shariff
T. M. Jayah.

3. When the matter was taken up for inquiry before us, the employer was represented by Counsel, and Mr. Sanmugathan appeared on behalf of the Union. Evidence was led, and an attempt was made in the course of the Inquiry to show that the Directors of Zitan Stores, Limited, have certain monies in their possession with which to pay to these workers, some of whom have had periods of long service, gratuities on a scale commensurate with their length of service. After the inquiry was gone into, it transpired that there is now available only a sum of Rs. 8,000 in the hands of the Directors, out of which they have a sum of at least Rs. 5,000 earmarked for the payment of claims due to the Income Tax Department.

4. They are willing to pay out of the balance now available in their hands a sum of Rs. 2,487.04, which is equivalent to the sum already paid to these workers by the employer through the good offices of the Commissioner of Labour. This sum, it was agreed, should be distributed in the manner set out below:—

	Rs.	c.
M. S. M. Yoosuf	354	82
S. M. M. Rauff	354	80
M. S. M. Razik	354	80
S. A. M. Naleem	354	80
S. M. M. Samad	212	6
I. L. M. Thowfeek	218	70
A. M. Hussain (<i>alias</i> Hassim)	167	40
A. M. M. Saheed	167	40
S. Shariff	134	86
T. M. Jayah	167	40
	<u>Rs. 2,487</u>	<u>4</u>

5. We, therefore, make award that the sums noted against the various workmen, on whose behalf the claim has been made, should be paid to each of these workmen on or before the 10th day of July, 1959. Before this date, the employer has undertaken to deposit the money with the Assistant Commissioner of Labour (Colombo Industrial Relations).

(Sgd.) G. CROSSETTE-THAMBYAH,
President.

(Sgd.) R. L. BROHIER,
Member.

(Sgd.) S. D. DE SILVA,
Member.

Colombo, 30th June, 1959.

No. C/I. 666.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

THE Award transmitted to the Commissioner of Labour by the Arbitrator to whom the industrial dispute which had arisen between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya, No. 129, Kumaran Ratnam Road, Colombo 2, and the Plaidona Ice Cream Company, No. 90/3 & 4, Avondale Road, Colombo 10, was referred under section 3 (1) (d) of the Industrial Disputes Act, No. 43 of 1950, as amended by Industrial Disputes (Amendment) Acts, No. 25 of 1956, No. 14 of 1957 and No. 62 of 1957, for settlement by arbitration, is hereby published in terms of section 18 (1) of the said Act.

N. L. ABYEWIRA,
Acting Deputy Commissioner of Labour.

Department of Labour,
Colombo, July 6, 1959.

In the matter of an industrial dispute

between

The Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya,
No. 129, Kumaran Ratnam Road, Colombo 2,

and

The Plaidona Ice Cream Company, No. 90/3 & 4, Avondale
Road, Colombo 10

The Award

This is an Award under section 17 of the Industrial Disputes Act, No. 43 of 1950 (as amended by Acts Nos. 25 of 1956 and 14 and 62 of 1957). It relates to an industrial dispute between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya of No. 129, Kumaran Ratnam Road, Colombo 2 (hereinafter referred to as "the Samithiya") and the Plaidona Ice Cream Company, No. 90/3 & 4, Avondale Road, Colombo 10 (hereinafter referred to as "the Company").

2. The Acting Deputy Commissioner of Labour by his Order under section 3 (1) (d) of the aforesaid Act, dated 9th May, 1959, referred the above dispute to me for settlement by arbitration. The matters in dispute between the Samithiya and the Company are—

- (1) the non-employment of Messrs. (1) R. H. Ranatunga, (2) K. William, (3) S. N. Siripala, (4) H. H. Nandana, (5) Y. D. Endoris; (6) M. D. Eudiyas, (7) W. Lais Singho, (8) R. A. Edmond, (9) M. D. Piyadasa, (10) M. Albert Perera, (11) K. P. Dharmadasa, (12) M. D. Romiel Singho, (13) G. R. Dayaratne and (14) W. Palis Singho;
- (2) payment of dearness allowance and special living allowance with retrospective effect from 1st January, 1958;
- (3) 25 per cent increase in the basic salary; and
- (4) provide a free meal and two cups of tea to all the workers.

3. This inquiry came up for hearing before me on June 22, 1959. Mr. W. Mallawaarachy appeared for the Samithiya and Mr. A. L. Don Albert, the Company's auditor represented the Company. Mr. S. D. S. Wimalaratne its proprietor was also present during the inquiry.

4. It appears that on March 26, 1959, a communication was addressed by the Samithiya to the Company intimating to the latter the fact that a branch union of the Samithiya had been formed in that establishment at the commencement of that month. On 31st March notice was served on all the fourteen persons mentioned above terminating their services on a month's notice. It is stated by the Samithiya that these persons were the only members of the branch union, and that this step is an act of victimization therefor. The Company takes up the position that it was a measure of retrenchment necessitated by loss of business during the past twelve months and the fact that the notices followed close on the heels of the letter of March 26 from the Union was purely a fortuitous circumstance. It is said that the winding up of the business had been in contemplation for some time. Sales in three schools, namely Ananda College, Royal College and Visaka Vidyalaya had been abandoned thereby obviating the necessity of continuing in employment employees bearing Nos. 1, 8 and 14 above. The retention of the services of No. 7 was rendered unnecessary in view of the fact that the Maradana branch had to be handed over to a third party. Two vans were sold and Nos. 2 and 3—van salesman and van boy respectively—were superfluous. Consumption of gas and expenses incidental to the making of cones made that undertaking unprofitable and cone-making was given up; hence the services of Nos. 5 and 6 were not needed. Wrappers, namely Nos. 4 and 9 to 13, had to be discontinued in consequence of this reversal of fortune. It is not challenged that since the date of the notice new hands had not been employed. On the other hand it is admitted that two other employees, not members of the Union, had been given notice of termination of their services along with the fourteen in question. Moreover, six others had been similarly treated at the end of April, 1959.

5. I am satisfied from an inspection of the account books kept by the Company that not more than five or six at present are working in this establishment, where the work is more or less now static. The losses sustained are also borne out by the figures appearing in the statement of accounts of the Company. That the policy of "last come, first to go" principle had been adopted in this instance is not canvassed.

6. In view of the undisputed facts mentioned above this was essentially a dispute that could be settled and I am happy to state that my suggestion to that effect has been accepted by both parties. The sympathetic response of the Samithiya represented by Mr. Mallawaarachy is the type of healthy understanding that promotes industrial peace and harmony.

7. It is agreed between the parties that—

- (a) retrenchment of the fourteen persons mentioned in para. 2 above is necessary;
- (b) retrenchment relief be paid by the Company in the following manner:—
 - (i) Messrs. M. D. Piyadasa, K. P. Dharmadasa and M. D. Romiel Singho should receive Rs. 27.50 each;
 - (ii) Messrs. H. H. Nandana and M. Albert Perera should receive Rs. 30 each;

(iii) Messrs. Y. D. Endoris, M. D. Eudiyas, W. Palis Singho, and W. Lais Singho should receive Rs. 55 each;

(iv) Messrs. R. H. Ranatunga and G. R. Dayaratne should receive Rs. 60 each;

(v) Mr. K. William should receive Rs. 97.50; R. A. Edmond, Rs. 120 and S. M. Siripala, Rs. 140.

(c) the sum of Rs. 840 being the total of payments as at (b) above to be paid in two equal instalments, the first Rs. 420 be paid on or before July 24, 1959, and the second amount on or before August 24, 1959.

(d) these sums of money be forwarded by the Company to Assistant Commissioner of Labour (Colombo Industrial Relations), No. 21, Vauxhall Street, Colombo 2, who will kindly make the payments set out in (b) hereof.

8. In view of the above settlement demands (2), (3) and (4) are withdrawn and no Award is made in relation thereto.

9. I am completely satisfied that the settlement set out above is as fair and equitable as possible in the circumstances of the present matter, and is in the interests of both parties, I make my Award accordingly.

Dated at Colombo this 30th day of June, 1959.

S. C. S. DE SILVA,
Arbitrator.

No. W. 105/638.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

THE Award transmitted to the Commissioner of Labour by the Arbitrator to whom the industrial dispute which had arisen between the Ceylon Plantation Workers' Union, No. 123, Union Place, Colombo 2, and the Superintendent of Elpitikanda Estate, Elpitiya, was referred under section 3 (1) (d) of the Industrial Disputes Act, No. 43 of 1950, as amended by Industrial Disputes (Amendment) Acts, No. 25 of 1956, No. 14 of 1957 and No. 62 of 1957, for settlement by arbitration, is hereby published in terms of section 18 (1) of the said Act.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour.

Department of Labour,
Colombo, July 6, 1959.

In the matter of an industrial dispute
between

The Ceylon Plantation Workers' Union, No. 124, Kumaran
Ratnam Road, Colombo 2,
and

The Superintendent of Elpitikanda Estate, Elpitiya.

The Award

This is an Award under section 17 of the Industrial Disputes Act, No. 43 of 1950, as amended by the Industrial Disputes (Amendment) Acts, No. 25 of 1956, and Nos. 14 and 62 of 1957.

2. The Acting Deputy Commissioner of Labour has, by his Order made under section 3 (1) (d) of the said Act, referred to me for settlement by arbitration an industrial dispute between the Ceylon Plantation Workers' Union (hereinafter referred to as the Union) and the Superintendent of Elpitikanda Estate, Elpitiya (hereinafter referred to as the Superintendent). In the statement in terms of section 16 of the said Act, the Acting Deputy Commissioner of Labour has stated that the matter in dispute between the above parties is whether the non-employment of the following workers is justified, and if not, to what relief each of the said workers is entitled:—

1. Karunawathie
2. Misi Nona
3. W. P. PUNCHINONA
4. Jane Nona
5. W. P. Tilakawathie
6. B. V. Pemadasa
7. W. M. Gunapala
8. K. P. W. Piyasena
9. I. G. Julinona
10. W. P. Sirisena
11. Chandrawathie
12. Allen Nona
13. M. G. Gnanawathie
14. Nandawathie
15. Somawathie
16. Mary Nona
17. M. G. Gunapala
18. W. H. Botin
19. M. A. Ekmon
20. Jinadasa
21. O. V. Karunawathie

8. The Union was represented at the inquiry by Mr. N. Sanmugathan, the General Secretary of the Ceylon Plantation

Workers' Union, and the Superintendent on the first day by Mr. D. H. Greve, the Acting Secretary of the Estate Employers' Federation, and on subsequent dates of inquiry by Mr. A. F. de Vos, the Labour Relations Officer of the Federation.

4. Elpitikanda Estate is a rubber estate, 310 acres in extent of which 305 were actually planted with old rubber. As it was not economical to continue tapping the old rubber trees, the proprietors of the estate decided on a scheme of replanting the estate with budded rubber, towards the cost of which they would obtain a subsidy from the Government Rubber Re-planting Scheme. The work of replanting was started in 1955 when 96 acres were replanted; in 1956, 68 acres 1 rood and 36 perches were replanted; in 1957, 70 acres 2 roods and 20 perches, and in 1958, 70 acres 2 roods and 34 perches. Tapping of the old rubber was stopped completely at the beginning of 1958. Mr. H. W. Amarasuriya, the Managing Director of Amarasuriya Estates Limited, the proprietors, has stated in evidence that as he was aware that there will have to be retrenchment in the labour force when tapping ceased, he took the opportunity when he was invited to a farewell function in October, 1957, to Mr. Sellaheva, the Assistant Superintendent, to mention to the workers in his address that, although he was very sorry to have to do so, he would have to retrench a number of them when the tapping had stopped completely. When this happened in 1958, notice was given to 22 labourers on the 1st of March, terminating their services with effect from 1st April, 1958, on the ground of retrenchment, these workers being selected on the principle of "last to come, first to go". Twenty-one of these twenty-two labourers are the persons whose non-employment is now in dispute. It was found in July, 1958, that some more labourers were not required on this estate and 16 resident labourers were accordingly transferred to Citrus Group, another estate owned by the proprietors, about 25 miles from Elpitikanda Estate. The 22 labourers who were given notice on 1st March were non-resident labourers and they too were offered work in the same Group. Reference to that offer is made in the letter from the Ceylon Estate Employers' Federation to the Commissioner of Labour dated 6th October, 1958, (marked R.1.) in the following terms: "The 21 persons retrenched in April, 1958, can be found work at Citrus Group as resident workers if they are willing to take up residence on Citrus Group". Mr. Amarasuriya in his evidence stated that that offer still stands. It has been established that the periods of service on Elpitikanda Estate of the 21 labourers we are now concerned, with are as follows:—

- 1 labourer had 8 months' service,
- 7 labourers had 9 months' service,
- 4 labourers had 11 months' service,
- 2 labourers had 12 months' service, and
- 8 labourers had 13 months' service.

5. The principles on which an Industrial Court should or should not interfere with the decision of the management to close down a business or retrench workmen employed in it, have now been well settled in various awards of Industrial Courts in this Island. I quote a passage from the award in Case No. I. D. 35, where these principles have been summarised as follows: "It has been well recognized by judgments of Industrial Courts and Labour Tribunals that a decision to close down a business or a section of it and consequently to retrench the workmen employed in it, is primarily the concern of the management which has the sole discretion to rationalise its business. Such a decision cannot be called in question unless there is clear proof forthcoming that the decision was made mala fide, or as a colourable device to victimize the workmen". Mr. Sanmugathan who appeared for the Union agreed that the employer has the right to effect the necessary retrenchment when it becomes necessary in the interests of good and efficient management, and stated that "therefore, the only point before Court is whether the management, in taking the ultimate step of retrenching the 22 workers, was not motivated by any other considerations than efficient running of the estate." He sought to establish mala fides in the action of the management in this matter by urging (a) that the management decided to retrench these workers because they were not prepared to accept weeding contracts on the estate but wanted such work to be given on check roll, and (b) because the management had rejected the suggestion of the Labour Officer, Galle, that instead of retrenching workers, the number of days on which work was provided to the labourers should be reduced. I shall now proceed to deal with these two points.

6. With regard to the work given on contract, there are two aspects of it which were referred to at the inquiry. The first was the normal weeding work on the estate before tapping was entirely stopped and the second was the giving out on contract by the management in 1958 of the work of felling the rubber trees on the 70 acres that year, the removal of the felled trees, the holing for replanting, and the first weeding before replanting took place.

With regard to the giving of the normal weeding work on contract to the labourers themselves, evidence was led by the Union of a dispute that arose with regard to the payment for such contract work. Mr. Sanmugathan argued that by fixing a low rate per acre for such contract work, the management avoided the decisions of the Wages Boards relating to the payment of minimum wages if the work was done on check roll. Mr. Kariyawasan, Labour Officer, Galle, stated in his evidence that a complaint was made by the Union that the rates paid for weeding on contract up to 31.10.57 were insufficient. He visited the estate on 22.3.58 but could not settle the dispute.

He later contacted Mr. Amarasuriya on 19th July, 1958, discussed the matter with him and tried to effect a settlement but failed. He was not able to say whether he had made any particular suggestion to Mr. Amarasuriya. The gist of his evidence was that he was only asking Mr. Amarasuriya and the management that they should settle this matter in some reasonable way. He said that there were two points of view on this question, the estate management taking up the position that according to the rates paid by the estate every month for these weeding contracts there could be no under-payment when compared with the wages the labourers would normally have earned if the weeding was done on check roll. Mr. Kariyawan himself did not make any investigation to ascertain whether in fact there had been any under-payment as contended for by the Union. Incidentally, according to the report (marked P. 5) of Mr. Serasinghe, Labour Officer, who went into the estate in April, 1958, in connection with a strike that took place over the disallowance of the labourers, all weeding was done on estate account from 1st October, 1957, and no contracts were given. The dispute regarding the rates paid for these weeding contracts is not one which has been referred to arbitration, but the Union urged that it has some bearing on the discontinuance of these workers. Mr. Sanmugathanan urged that a reasonable inference of under-payment could be drawn from the fact that the rate of Rs. 3.50 per acre paid by the estate was subsequently raised to Rs. 4.50. In the Union's letter of 16th December, 1957, (P. 4) it is stated that the rate "at one time was Rs. 3.50." Mr. Amarasuriya when he gave evidence was not asked why and when the rate was raised, and I am not prepared to say that the mere fact of the rate being raised at some date prior to December, 1957, is sufficient proof of under-payment as alleged by the Union. Mr. Sanmugathanan's contention was that the workers who were not prepared to accept weeding contracts were not given work on the check roll, and when the question of retrenchment arose the estate decided on retrenching some of those who did not accept weeding contracts. In order to establish this allegation, there should be some satisfactory evidence on the point. Not a single one of the retrenched workers has given evidence to support this allegation. Some vague evidence on the point was given by Deesin Appu, a kangany employed on the estate, who was called by the Union. According to him—"The contract was given on a reduced figure and they said they cannot work for that amount"; and "the workers said they could do weeding on the check-roll and the management said that they were not prepared to give the weeding work on the check roll." As he referred to all the workers the natural inference to be drawn from his evidence is that there was a dead lock regarding weeding work on the estate after that dispute arose, but this is contradicted by the report of Mr. Serasinghe, the Labour Officer (P. 5) where he says that from 1st October, 1957, all weeding work was done on Estate account. Deesin Appu was altogether an unreliable witness; he tried to make out that even after tapping had totally ceased there was work on the estate for 50 more workers in addition to the 80 remaining on the estate, an exaggeration, as Mr. Sanmugathanan very fairly stated when the witness was being cross-examined on the point, to which no importance need be attached. I therefore hold that the Union has failed to prove that these labourers were retrenched because they were not prepared to accept weeding contracts on the estate.

7. The second point raised by Mr. Sanmugathanan on the question of contracts was with regard to the contracts given to outsiders by the Estate in 1958 in connection with the replanting of the 70 acres. In his report (P. 5) Mr. Serasinghe states: "If the contract of the 70 acres were not given, it would have been possible to continue the 22 discontinued workers for some time more." From this statement it is clear that he realised that these workmen would still have to be discontinued later on in the year after the work of felling, clearing, &c., had been completed. The Union called two witnesses who had done this work on contract, namely, K. I. Somapala who says he was given the first weeding of 74 acres from 1st August to 18th October and actually weeded only 71½ acres as the rocky areas had to be excluded, and M. Northin who says he did contract work for the felling and clearing of the old rubber trees in the course of 1958. I do not think that any mala fides can be imputed to the estate management by reason of the fact that this type of work was given to contractors outside the estate and not done by the ordinary labourers working on check roll account. According to Mr. C. A. Bowen, Manager of Dalkeith Group, Lathpandura, who was called by the Superintendent as an expert witness on the size of the labour force which would be required for running this estate on a care and maintenance basis until it came into production again, it has been his experience that small estates (a term which he applied to estates under one thousand acres in extent) prefer to give the work of felling out on contract while the other estates did that job themselves. He stated that the prime factor was that if the work was given out on contract it could be done cheaper because the contractor also removed the felled trees which he sells as firewood. He added that another type of work often done on contract is the cutting of holes and that itself is often given out, both in the large and small estates. According to the witness Northin he has been taking the contract to fell the trees on this estate from 1955, that is from the date the replanting scheme was started, and it is the normal thing for an estate to give the felling work out on contract.

On the question of weeding preparatory to replanting Mr. Bowen stated that it certainly could be done by estate labour but it is more expensive. According to Somapala, the first weeding prior to replanting is very heavy work and requires special skill on the part of the labourers. He also stated that it required careful

supervision and that when he takes such a contract he gives it special and personal supervision, to a greater extent than an estate kangany in the normal routine would do. He said that he started his weeding contract in August, 1958 after the felling of the trees on this 70 acre block had been completed. He completed his contract in the middle of October. Assuming that the estate labourers could have done this first weeding satisfactorily, it would have meant that they would have had to be kept on the check roll from the 1st of April with very little work to be done until the felling and removal of the up-rooted trees was completed and the weeding could be started in August. I do not think that in a matter like this an Industrial Court or Arbitrator would be justified in differing from the decision of the estate management as to how the work could be most efficiently and economically carried out. On the evidence before me I am quite unable to hold that there was any lack of bona fides on the part of the estate management in the giving out on contract the work of felling, holing and weeding of the 70 acre block preparatory to replanting in 1958.

8. With regard to the second ground on which Mr. Sanmugathanan sought to attach mala fides to the estate management, namely the refusal to accept the suggestion of the Labour Officer to reduce the number of days of work, and keep on the entire labour force instead of retrenching anybody, Mr. Amarasuriya has in his evidence given the reasons why the suggestion was not acted upon. He has stated that if he did not retrench anybody and gave each workman only 3 day's work in the week, the wages that they earned would not be sufficient for them to exist and that by the reduction in the number of working days some of the labourers would not be eligible for benefits such as maternity benefits and holidays with pay. He felt it would be better to offer as much work as possible to a lesser number of labourers than a little work for a larger number, and that by adopting the suggestion of the Labour Officer he would not have a contended labour force. Mr. Bowen in his evidence stated that after considering the figures in nine first-class company estates who practised the highest standard of agriculture that he knows and who had replanted rubber in the same years as Elpitikanda, he came to the conclusion that "for the immediate moment to maintain the estate as I would like to have it maintained, I would say that 75 to 80 labourers at four days a week is absolutely the maximum that this estate can possibly carry." He went on to say that that is the position at present when most of the clearings are immature, but that as the rubber trees grow and the canopies formed by the branches touch, monthly weeding rounds would become unnecessary, so that the figure of 75 to 80 labourers given by him would in a short time be too many. On this basis if the entire labour force was kept on with each person being offered on an average 3 days' work per week, in a short time it may have become necessary to reduce the number of days work offered even further, so that the reasons given by Mr. Amarasuriya would apply with greater force. I am therefore unable to see any reason for holding that the refusal to accept the suggestion of Mr. Serasinghe, the Labour Officer, could be attributed to any mala fides on the part of Mr. Amarasuriya the Managing Director of the Company or of any other person in the management. If they were in any way actuated by any mala fides it is difficult to believe that the offer of alternative employment on another estate would have been made to these 21 retrenched labourers, an offer which was made and was accepted by other retrenched labourers.

9. I therefore hold that the retrenchment of these 21 workers was in accordance with the decision made by the management bona fide owing to the non-availability of work for them and I am not prepared therefore to order their reinstatement. No question of payment of compensation to them for the termination of their services was raised before me. Apart from that I do not think any payment of compensation should be ordered as the termination of their services was not a sudden act without prior warning on the part of the management, as their services on this estate have been so short, and in view of offer of alternative employment on another estate which is still available to them.

Colombo, 30th June, 1959.

S. J. C. SCHOKMAN,
Arbitrator.

THE INDUSTRIAL DISPUTES ACT, No. 43 OF 1950

THE Award transmitted to the Commissioner of Labour by the President of the Industrial Court constituted for the purpose of settling the Industrial dispute between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithiya and Messrs. Volkart Brothers, Colombo, which was referred by the Honourable the Minister of Labour, by Order dated January 28, 1959, made under section 4 (2) of the Industrial Dispute Act, No. 43 of 1950 and published in *Ceylon Government Gazette* No. 11.659 dated February 6, 1959, for settlement by an Industrial Court, is hereby published in terms of section 25 (1) of the said Act.

N. L. ABEYWIRA,
Acting Deputy Commissioner of Labour.

Department of Labour,
Colombo, 6th July, 1959.

Industrial Court at Colombo

No. I. D. 133

In the matter of an industrial dispute
betweenThe Nidahas Karmika Saha Velanda Sevaka Vurthiya
Samithiya, 129, Kumaran Ratnam Road, Colombo 2,
andMessrs. Volkart Brothers, Hongkong Bank Building,
P. O. Box 164, Colombo.

THE AWARD

This is an award under section 24 of the Industrial Disputes Act, No. 43 of 1950, as amended by the Industrial Disputes (Amendment) Acts No. 25 of 1956 and 14 and 62 of 1957. It relates to an industrial dispute between the Nidahas Karmika Saha Velanda Sevaka Vurthiya Samithia, 129, Kumaran Ratnam Road, Colombo 2 (hereinafter referred to as the "Union") and Messrs. Volkart Brothers, Hongkong Bank Building, Colombo (hereinafter referred to as "the Company").

2. The Honourable the Minister of Labour, Housing and Social Services by his Order made under section 4 (2) of the said Act, dated 28th January, 1959, referred the dispute to this Court for settlement. The Commissioner of Labour has by his statement dated 27th January, 1959, stated that the matters in dispute are the following demands made by the aforesaid Union:—

- (1) One month's wages for each year of past service to be included to the existing Provident Fund of the employees.
- (2) The Management to pay the female piece rate employees the same rate payable to the employees of Messrs. Hayleys Ltd.
- (3) The issue of free meals to employees without restrictions.
- (4) Pay sheet particulars to be made available to the employees in the vernacular.
- (5) All deductions from wages of employees, to meet the losses of the management, should be stopped forthwith.
- (6) A notice board to be provided by the Management with the Branch Union name and such notice board should be exhibited at a prominent place.
- (7) Uniforms to all employees, together with hand guards and other safety equipment to be supplied to the members.

3. The inquiry before us commenced on March 7, 1959 and was continued on various dates suitable to the Court and the parties concerned and was concluded on 23rd April, 1959. The Court inspected the site of the Company on 16th March, 1959. After much discussion the parties arrived at the following settlement by mutual consent:—

Demand No. 1—One month's wages for each year of past service to be included to the existing Provident Fund of the employees:—

The Company already grants the workers on retirement a gratuity of half month's gross wages for each year of service prior to the introduction of the provident fund, i.e. for services rendered up to and including 31st December, 1957, calculated on the average earnings for the year 1957. The Company agrees that in respect of those workers who retire after the 31st of December, 1958, the gratuity will be calculated on the average earnings for the years 1956 and 1957.

Demand No. 2—The Management to pay the female piece rate employees the same rate payable to the employees of Messrs. Hayleys Ltd.:—

After an examination of the rates payable to female piece rate workers at Hayleys Ltd., vide R. 1, the Union does not press this demand.

Demand No. 3—The issue of free meals to employees without restrictions:—

Every employee will be entitled to one meal for every period of 8 hours' work, except in the case of hacking women who will receive one meal for every quantity of 42 lbs. of fibre hackled—the maximum being one meal every working day; and authorised leave will be given credit for in calculating this meal.

Demand No. 4—Pay sheet particulars to be made available to the employees in the vernacular:—

It was agreed that the President, the Vice-President and the Secretary of the branch Union should contact the Management and investigate complaints in regard to wages made by employees, within three days of payment of such wages, but not on the pay day.

Demand No. 5—All deductions from the wages of employees, to meet the losses of the management, should be stopped forthwith:—

The management undertakes to investigate the matter and to instruct the supervisors to give no room for such complaints.

Demand No. 6—A notice board to be provided by the Management with the Branch Union name and such notice board should be exhibited at a prominent place:—

It was agreed that the management will provide a notice board and take reasonable precautions to see that it cannot be removed easily. It was also agreed that before any notice is put up on the notice board, it should be sent up to the management for their approval.

Demand No. 7—Uniforms to all employees, together with hand guards and other safety equipment to be supplied to the members:—

It was agreed that—

- (1) jute hessian aprons will be issued to workers in dyed fibre hacking section;
- (2) hand guards will be issued once in three months to workers in the twisting section.

We consider the above settlement just and equitable and we make Award accordingly.

(Sgd.) T. P. DE S. MUNASINGHE,
(President).

(Sgd.) A. H. M. ISMAIL,
(Member).

(Sgd.) T. DEVARAJAN,
(Member).

Date: 24th June, 1959.

L. D.—B. 80/44.

THE WAGES BOARDS ORDINANCE No. 27 OF 1941

Notification

IN accordance with the provisions of section 26 (A) of the Wages Boards Ordinance, No. 27 of 1941, as amended by Ordinance No. 40 of 1943, and by Acts No. 5 of 1953 and No. 27 of 1957, the Wages Board for the Beedi Manufacturing Trade hereby notifies that the Board, by virtue of the powers vested in it by section 28 of the Wages Boards Ordinance, No. 27 of 1941, proposes to vary, in the matter set out in the Schedule hereto, such decisions of the Board as are specified in that Schedule.

Objections to the aforesaid proposal will be received by the Chairman of the Board until 12 noon on 24th July, 1959.

Every such objection must be made in writing and must contain a statement of the grounds upon which such objection is taken.

C. B. KUMARASINGHE,
Chairman,

Wages Board for the Beedi Manufacturing Trade,
Colombo, 1st July, 1959.

SCHEDULE

The decisions made by the Wages Board for the Beedi Manufacturing Trade and set out in the Schedule to the notification published in *Gazette Extraordinary* No. 11,208 of November 29, 1957, shall be varied, by the substitution, for Part II of that Schedule, of the following new part:—

"PART II

Minimum rates of wages for piece work

The minimum rates of wages for piece work for "nool" (thread), beedi rolling, (inclusive of the preparation of wrappers for rolling, cutting wrapping leaves, filling wrappers with "beedi tobacco", beedi rolling and tying rolled beedies with thread) shall be—

- (a) for beedies 2 inches long Rs. 5.00 per 1,000,
- (b) for beedies 2½ inches long, Rs. 6.00 per 1,000, and
- (c) for beedies 3 inches long, Rs. 7.00 per 1,000.

The minimum rates of wages for piece work for "nool" (thread), beedi rolling (inclusive of filling wrappers with "beedi tobacco", beedi rolling and tying rolled beedies with thread but exclusive of the preparation of wrappers for rolling and cutting wrapping leaves), shall be—

- (a) for beedies 2 inches long, Rs. 3.34 per 1,000,
- (b) for beedies 2½ inches long, Rs. 4.00 per 1,000, and
- (c) for beedies 3 inches long, Rs. 4.66 per 1,000.

The minimum rates of wages for piece work for cutting wrapping leaves (inclusive of the preparation of the wrappers for rolling) shall be—

- (a) for beedies 2 inches long, Rs. 1.67 per 1,000,
- (b) for beedies 2½ inches long, Rs. 2.00 per 1,000, and
- (c) for beedies 3 inches long, Rs. 2.34 per 1,000.

The minimum rate of wages for piece work for fixing ring labels rolled beedies shall be 50 cents per 1,000 beedies.

FORM 4b

The Indian and Pakistani Residents (Citizenship) Act, No. 3 of 1949

NOTICE UNDER SECTION 10 OF THE ACT

I, Alfred Edwin Gogerly Moragoda, Commissioner for the Registration of Indian and Pakistani Residents, do hereby give notice, under Section 10 of the Indian and Pakistani Residents (Citizenship) Act, No. 3 of 1949, that I shall make order allowing each such application under sub-sections (1) and (2) of Section 4 of the Act as is specified in the Schedule hereto unless any

written objection to the making of such order, together with a statement of the grounds or facts on which such objection is based, is received by me from any member of the public within a period of one month from the date of publication of this notice.

Every statement of objection shall contain the full name and address of the person making the objection.

A. E. G. MORAGODA,
Commissioner for the Registration of
Indian and Pakistani Residents.

Colombo, 6th July, 1959.

SCHEDULE

Number and Date of Application	Name and Address of Applicant for Registration as a Citizen of Ceylon	Name and relationship to applicant of each person whose registration as a citizen of Ceylon applicant seeks to procure simultaneously with applicant's registration as a citizen of Ceylon
M 7572—6.7.51	... Peter Suronmai Antony Croos Fernando, 86, Esplanade Road, Matale	George Ammal (wife), Thusanevily Rajeswary (daughter), Josephine Maria Cannta (daughter)
M 8777—31.7.51	... Veerappa Pillai Muthusamy Pillai, 498, Main Street, Matale	Sellammal (wife), Somasundaram (son), Shanmugam (son), Sivagnanam (son)
P 1054—28.9.50	... Periambalai Rosa, Mount Vernon Estate, Patana	Ponnammal (wife), Thanaletchimi (daughter), Sellam (daughter)
P 1157—29.9.50	... Vengadasalam Veerasamy, Poonkande Division, Mount Vernon Estate, Patana	Alarmel (wife), Packiam (daughter), Aiyasamy alias Veeriah (son), Nagamuthu (son)
P 1252—26.9.50	... Sinnan Sinnamuthusamy, Mount Vernon Estate, Patana	Pappaie (wife), Sinnathamby alias Vengadasalam (son), Palaniyammal (daughter), Ramiah (son), Muththaie (daughter), Nallamma alias Pavalaie (daughter)
P 1433—29.9.50	... Kuppan Muththusamy, Fairfield Division, Mount Vernon Estate, Patana	Periyammal (daughter)
P 1901—25.10.50	... Palanimuthu Maruthai, Wootton Estate, Kotagala	Camatchy (wife), Suppiah (son)
P 2005—25.10.50	... Ragavan Sinniah, Kelliewatte Estate, Patana	Parwathy (wife), Varathamma (daughter), Janagieamma (daughter), Letcheman (son), Raman (son), Amarawathy Amma (daughter)
S 2152—25.10.50	... Periya Vyapury Kaththan, Bogahawatte Estate, Patana	Govindammal (wife)
P 2575—13.11.50	... Sellan Raman, Post Office, Patana	Annapooranam (wife), Sellam alias Muthamma (daughter), Sevanammah (daughter), Muthusamy (son)
P 2926—25.10.50	... Adaikkan Sivasamy, Bogahawatte Estate, Kotagala	Karuppaie (wife), Velaie (daughter), Alagar (son), Vasantharadevie (daughter)
P 3548—20.10.50	... Iyakkannu Savarimutthu, Glenlyon Estate, Agrapatana	Packiam alias Packiriamma (wife), Annamari (daughter)
P 3777—30.11.50	... Palany Kanthasamy, Dimbula Estate, Patana	Anjalai (wife), Mookaie (daughter)
P 4079—18.11.50	... Rajagopal Velu, Lower Division, Dimbula Estate, Patana	Peria Valli alias Valliamma (wife)
P 4201—30.11.50	... Veeramuthu Ponnai, Small Drayton Estate, Kotagala	Packiam (wife), Arumugam alias Veeran (son)
P 4616—4.12.50	... Supprayan Perumal, Drayton Estate, Kotagala	Ellammal (wife)
P 4631—9.12.50	... Periaiah Selliah, Taprobane Division, Stonycliff Group, Kotagala	Ratnammal (wife), Saundaravalli (daughter), Visvanathan (son), Saanthakumari (daughter)
P 5023—30.11.50	... Vythy Muniandy, Devon Estate, Talawakelle	Nallammal (wife), Vythilingam (son), Thangammal (daughter)
P 5038—30.11.50	... Innasimuthu Palanimuthu, Devon Estate, Talawakelle	Saundaram (wife), Vanathumary (daughter), Sandanam (son), Jayamanie (daughter), Packiam (daughter), Thiyyagasathianesan (son)
P 5107—30.11.50	... Pavul Mookan, Devon Estate, Talawakelle	Samathanam (wife)
P 5223—1.11.50	... Patcha Nannusaibo, Glenlyon Estate, Agrapatana	Emam Beevi (wife)
P 5289—1.11.50	... Marian alias Rayappan Sinnappan, Glenlyon Estate, Agrapatana	Sevathiammah (wife), Anthony Fernando (son), Elizabeth (daughter)
P 5770—16.1.51	... Saminathan Marimuthu, Holmwood Estate, Agrapatana	Perumaie (wife), Saminathan (son), Mariaie (daughter), Supramaniyam (son), Valliamma (daughter)
P 5785—16.1.51	... Karuppannen Karuppannen alias Ramasamy, Holmwood Estate, Agrapatana	Sellammal (wife)
P 5810—16.1.51	... Karuppan Sinniah, Holmwood Estate, Agrapatana	Erulaie (wife), Shanmugam (son), Kanasu (son), Ramiah (son), Janaky (daughter), Velu (son), Mohanum (daughter)
P 5812—16.1.51	... Muthucaruppan Egaraj, Holmwood Estate, Agrapatana	Caruppaie (wife)
P 6943—18.2.51	... Sengan Ponnusamy, Maria Estate, Lindula	Pappathy (wife), Nagamma (daughter), Selvanayagie (daughter), Rajamma (daughter), Pushpamany (daughter), Amurtham (daughter), Selladurai (son)
P 7229—5.3.51	... Vellayan Ponnai, Faithlie Division, Craigie Lea Estate, Patana	Natchaie (wife), Poopathy (daughter), Amerawathy (daughter)
P 7236—5.3.51	... Arasan Gopal, Faithlie Division, Craigie Lea Estate, Agrapatana	Ponnammal (wife)
P 7408—31.10.50	... Varathan Patchaimuthu, Braemore Estate, Agrapatana	Annammal (wife)
P 7412—31.10.50	... Velautham Muthusamy, Braemore Estate, Agrapatana	Ponnaththal (wife)
P 8151—3.5.51	... Perumal Raman, Lower Division, Cranley Estate, Lindula	Rathinam (wife), Balasuppramaniam (son), Rasammah (daughter)
P 8999—12.5.51	... Muniyandy Sandanam, Forest Creek Division, Craigie Lea Estate, Patana	Janagie (daughter), Ammavasy (son)
P 9524—18.7.51	... Ramasamy Periyasamy, Derry Clare Estate, Kotagala	Theivanay alias Kamalam (wife), Jeyaraj (son), Ramaraj (son), Suseclarani (daughter)

Number and Date of Application	Name and Address of Applicant for Registration as a Citizen of Ceylon	Name and relationship to applicant of each person whose registration as a citizen of Ceylon applicant seeks to procure simultaneously with applicant's registration as a citizen of Ceylon
P 9592—2.8.51	... Karuppiyah Seruvasan Ponniah, Upper Division, Dimbula Estate, Patana	Parwathi alias Ponnachie (wife), Letchumi alias Thanapackiam (daughter), Letchumi alias Kamalam (daughter), Yoganathan (son)
I 6484/P.—27.7.51	... Annamalai Ramalingam, Bogahawatte Estate, Kotagala	Gnanamma (wife), Muniyappan (son), Sivapalan (son)
K 12875/P.—4.8.51	... Thevaraya Pillai s/o Satha Pillai, 68, Holbrook Bazaar, Agrapatana	Sivapackiam (wife), Subramaniam (son)
NE 24/P.—10.11.49	... Solamuthu Ramasamy, Ythanside Estate, Kotagala	Mariaie alias Manonmoney (wife), Kamala (daughter), Kanagaratnam (son)
T. 810—3.8.51	... Neerutahathil Koppu Velauthan, 208, Dyke Street, Division No. 3, Trincomalee	Hettiarachchige Podihamy (wife), Velu (son), Dharmadasa (son), Vasantharajah (son), Saraswathy (daughter)
T 1025—4.7.51	... Francina ww/o. Augustine George Souza, Eastern Bakery, 181, Dockyard Road, Trincomalee	Augustina (daughter), Annette (daughter), George (son), Barbara (daughter)
CC 3723/G/M/T—25.7.51	... Tennekone Ranjit Susiven, No. 2 Division, Kalmunai	Kanthimathy (wife), Pearl Thilakamalar (daughter), Percy Balachandara (son)
V 8323/W/V—3.8.51	... Pambayan Ramasamy, Yelverton Estate, Hali Ela	Velliammah (wife), Pooranam alias Theivanai (daughter), Thevagio (daughter), Ratnapoopathy (daughter), Pushpavathy (daughter), Thiagaligam (son)

Miscellaneous Departmental Notices

NOTICE

Change of Management of K/Arangala (CC) S. M. School

UNDER the provisions of section 31 (i) of Ordinance No. 31 of 1939, it is hereby notified for general information that upon the recommendation of Rt. Rev. Lakdasa de Mel, Bishop of Kurunegala, Proprietor of the above school, Rev. D. P. Setunga of Diocesan Office, Soysakelle Road, Nawalapitiya, is appointed as Manager of the above school with effect from 1st July, 1959, relieving Mr. G. H. B. Ekanayake, Education Officer, C. P., Kandy, who was temporarily functioning as Manager of this school.

S. F. DE SILVA,
Director of Education.

Education Department,
Malay Street,
Colombo 2, 30th June, 1959.

NOTICE

J/Suthumalai North Tamil Mixed School—Appointment of Manager

UNDER the provisions of section 31 (5) of the Education Ordinance, No. 31 of 1939, it is hereby notified for the general information that upon the recommendation of the Proprietor of the above school, Mr. M. R. Karalasingham, J. P., Proctor and Notary, 361, K. K. S. Road, Jaffna, is appointed as the Manager of the said school with effect from 1st June, 1959.

S. F. DE SILVA,
Director of Education.

ASO 2962,
Education Department,
Malay Street,
Colombo 2, 23rd June, 1959.

NOTICE is hereby given that the area declared infected in Puttur East and West, Avrangal and Sirupiddy villages in the Divisional Revenue Officer's Division of Valigamam East in Jaffna district of the Northern Province, in accordance with the provisions of the Contagious Diseases (Animals) Ordinance (Amendment) Act, No. 33 of 1957, section 4, sub-section 1 (Chapter 327) and proclaimed in *Government Gazette* No. 11,752 of May 29, 1959, is free of Black Quarter disease and is no longer an "INFECTED AREA".

This declaration shall take effect from the date hereof.

A. AMARASINGHE,
Chief Government Veterinary Surgeon.

Office of the Chief Government Veterinary Surgeon,
Peradeniya, June 29, 1959.

PROCLAMATION

WHEREAS "Foot-and-Mouth" disease has broken out among cattle in Laggala-Pallegama Wasama in the Divisional Revenue Officer's Division of Matale East in Matale District of the Central Province, I, Aryadasa Amarasinghe, Chief Government Veterinary Surgeon, by virtue of the powers vested in me under the Contagious Diseases (Animals) Ordinance Amendment Act, No. 33 of 1957, and in terms of section 4, sub-section (1) of the said Ordinance (Chapter 327), do hereby declare an "INFECTED AREA"—the area bounded on—

North by—Karuwalagolla Ela.
East by—Eluwannkanda and Nikavatura Oya.
South by—Kollongolle Summit.
West by—Toranabendi Ella and Kadiyagaruppe.

2. Under Section 7 of the same Ordinance, I proclaim that no movement of cattle or cart traffic from and to this village shall be allowed, until this proclamation is revoked.

The attention of all cattle owners and carters in the area is drawn to the Contagious Diseases (Animals) Regulations, 1937, which lays down the actions which persons are by law required to take in an "INFECTED AREA". Details of these regulations can be obtained from the Veterinary Surgeon, Matale, and the Divisional Revenue Officer, Matale East at Matale.

This declaration shall take effect from the date hereof.

ARYADASA AMARASINGHE,
Chief Government Veterinary Surgeon.

Office of the Chief Government Veterinary Surgeon,
Peradeniya, June 22, 1959.

PROCLAMATION

WHEREAS "Foot-and-Mouth" disease has broken out among cattle in Galgedawela Wasama in the Divisional Revenue Officer's Division of Matale East in Matale District of the Central Province, I, Aryadasa Amarasinghe, Chief Government Veterinary Surgeon, by virtue of the powers vested in me under the Contagious Diseases (Animals) Ordinance Amendment Act, No. 33 of 1957, and in terms of section 4, sub-section (1) of the said Ordinance (Chapter 327), do hereby declare an "INFECTED AREA"—the area bounded on—

North by—Wasgamu Oya (boundary of Akkarahediya and Polonnaruwa).
South by—Bogahawewa (boundary of Willgamuwa wasama).
East by—Mahaweli ganga (boundary of Uwa).
West by—Nikawathura Oya (boundary of Pallegama wasama).

2. Under Section 7 of the same Ordinance, I proclaim that no movement of cattle or cart traffic from and to this village shall be allowed, until this proclamation is revoked.

The attention of all cattle owners and carters in the area is drawn to the Contagious Diseases (Animals) Regulations, 1937, which lays down the actions which persons are by law required to take in an "INFECTED AREA". Details of these regulations can be obtained from the Veterinary Surgeon, Matale, and the Divisional Revenue Officer, Matale East at Matale.

This declaration shall take effect from the date hereof.

ARYADASA AMARASINGHE,
Chief Government Veterinary Surgeon.
Office of the Chief Government Veterinary Surgeon,
Peradeniya, June 22, 1959.

PROCLAMATION

WHEREAS "Haemorrhagic Septicaemia" disease has broken out among cattle in V. H. Division of Puliyanukulam Kanagarayakulam and part of V. H's Division of Mankulam in the Divisional Revenue Officer's Division of Vavuniya North in Vavuniya District of the Northern Province, I, Aryadasa Amarasinghe, Chief Government Veterinary Surgeon, by virtue of the powers vested in me under the Contagious Diseases (Animals) Ordinance Amendment Act No. 33 of 1957, and in terms of section 4, sub-section (1) of the said Ordinance (Chapter 327), do hereby declare an "INFECTED AREA"—the area bounded on—

North by: Mankulam Thunukkai road and Makulam Mullaitivu road.
South by: D. R. O's Vavuniya North division boundary.
East by: Kanagarayan Aru.
West by: Vavuniya district boundary.

2. Under section 7 of the same Ordinance, I proclaim that no movement of cattle or cart traffic from and to these villages shall be allowed, until this proclamation is revoked.

THE CEYLON STATE MORTGAGE BANK

AT a meeting held on the 6th April, 1959, the Board of Directors of the Ceylon State Mortgage Bank resolved specially and unanimously—

- (a) that a sum of Rs. 33,351.10 is due from the Legal Heirs of the late Mr. Conganige Seraphim Antony (Senior), Knight of St. Gregory the Great and Justice of the Peace, of 93, Modera Street, Colombo, on account of principal and interest up to 6th April, 1959, and further interest at 6 per centum per annum on the sum of Rs. 30,857.87 from 7th April, 1959, till date of payment on bond No. 702 dated 23.7.1937, attested by A. B. Tillekeratne, Notary Public.
- (b) in terms of section 63 (f) of the Ceylon State Mortgage Bank Ordinance, that Mr. A. M. Marzuk, Auctioneer of Colombo, be authorised and empowered to sell—

1. All those premises with the buildings standing thereon presently bearing Assessment Nos. 22 and 24 (formerly No. 22 and before that No. 19) situated at Baillie Street in Fort within the Municipality and District of Colombo, Western Province; and containing in extent Twenty-two perches and fifty-six one hundredth of a perch (A.O. P.O. 22, 56/100P.) according to survey plan No. 1909, dated 20th June, 1937, made by S. Saba Ratnam, Licensed Surveyor.

2. All that allotment of land with the buildings standing thereon presently bearing assessment Nos. 45 and 47, Fifth Cross Street (Old No. 9) in Pettah within the Municipality and District of Colombo aforesaid; and containing in extent Six perches and sixty-five one hundredth of a perch (O.A. O.R. 6.65/100P.) according to Survey plan No. 1109 dated 21st January, 1921, made by A. R. Savundranayagam, Licensed Surveyor, and

3. All that allotment of land with the buildings standing thereon presently bearing assessment Nos. 44 and 46, Fourth Cross Street (Old No. 58) in Pettah aforesaid; containing in extent Seven perches Eighty-one one hundredth of a perch (O.A. O.R. 6.65/100P.) according to Survey plan No. 1108 dated 21st January, 1921, made by A. R. Savundranayagam, Licensed Surveyor, mortgaged to this Bank as security by the late Mr. Conganige Seraphim Antony (Senior), Knight of St. Gregory the Great and Justice of the Peace of 93, Modera Street, Colombo, by bond No. 702 dated 23.7.1937 attested by A. B. Tillekeratne, N. P., for the recovery of the sum of Rs. 33,351.10 due under the said bond together with interest at 6 per cent. per annum on the sum of Rs. 30,857.87 from 7th April, 1959, to date of sale and costs and monies recoverable under section 64 of the State Mortgage Bank Ordinance.

The attention of all cattle owners and carters in the area is drawn to the Contagious Diseases (Animals) Regulations, 1937, which lays down the actions which persons are by law required to take in an "INFECTED AREA". Details of these regulations can be obtained from the Veterinary Surgeon, Mullaitivu, and the Divisional Revenue Officer, Vavuniya North at Vavuniya.

This declaration shall take effect from the date hereof.

ARYADASA AMARASINGHE,
Chief Government Veterinary Surgeon,
Office of the Chief Government Veterinary Surgeon,
Peradeniya, July 1, 1959.

I, N. P. Wijeyaratne, District Warden and Government Agent, Anuradhapura District, do hereby declare under section 12 (1) of the Fauna and Flora Protection Ordinance, the area specified hereunder to be an area within which damage by an elephant is apprehended.

2. A licence authorising the holder thereof to hunt, shoot, kill or take the elephant described below within the said area will, on application made to me, be issued subject to such conditions as may be necessary or expedient, free of charge.

3. Area referred to: The area around Labunoruwa, Sandanankulam and Moragoda in Kandu Tulana, Ulagalla Korale and Hurulu Palata.

4. Further particulars can be had from the Office of the D. R. O., Hurulu Palata, Kahatagasdigiliya, the Inspector of Police, Galenbindunawewa, and also Divisional Game Ranger, C. D., Anuradhapura.

5. This permit will be valid for two (2) months from today.

Description of the Elephant

Approximate height:— 8 feet.
Circumference of fore-foot at base:—48 ins.
Distinguishing marks:—Well built male with mottled forehead.

N. P. WIJAYARATNE,
District Warden and Government Agent.

The Kachcheri,
Anuradhapura, July 1, 1959.

NOTICE

Interruption to Traffic

It is hereby notified that Bridge No. 8/2 Uduyama-Hiniduma road will be closed to all vehicular traffic for a further period of one month from 1.7.59 to 31.7.59 pending repairs.

The alternative route will be via Kottawa-Ahangama, Galle, Deniyaya and Hiniduma-Opatha-Pitabeddera roads.

A. C. PERERA,
for Director of Public Works.

Public Works Office,
Colombo, 30th June, 1959.

Colombo, 29th June, 1959.

T. VICTOR FERNANDO,
Manager.

NOTICE UNDER SECTION 4/LAND REGISTERS (RECONSTRUCTED FOLIOS) ORDINANCE, No. 18 OF 1945

I hereby give notice under section 4/Land Registers (Reconstructed Folios) Ordinance, No. 18 of 1945, that the land register folios particulars of which appear in column 1 of the Schedule hereto affecting the lands described in column 2 thereof which have been found to be missing have been reconstructed in full in provisional folios and relate to the connected deeds particulars of which are shown in column 3 of the said Schedule.

2. The provisional folios will be open for inspection by any person or persons interested therein at the Office of the Registrar of Lands, Kalutara from 20.7.1959 to 20.8.1959 between the hours of 10 a.m. and 4 p.m. on week days other than Saturdays and the hours of 10 a.m. and 12 noon on Saturdays.

3. Any person desiring to lodge any objection against any entry included in a provisional folio or folios or against any of the particulars contained in any such entry, and any person desiring to make a claim for the insertion of any entry or of any particulars alleged to have been improperly omitted from any entry, must do so by any objection or claim in writing addressed to the undersigned, which must be sent under registered cover and must reach the Office of the Registrar-General not later than 21.9.1959. The matter in respect of which the objection or claim is made must be clearly and fully set out in the objection or claim, and the objection or claim must be accompanied by all documentary evidence relied upon in support of it.

Schedule

1	2	3
<i>Particulars of Land Register Folios</i>	<i>Description of Land affected</i>	<i>Particulars of Deeds</i>
Folio 25, Volume 199— Division A, Kalutara District	Dehigahawatta situated at Moragolle in Kalutara, Kalutara District, Western Province; and bounded on the North by Kosgahawatta, East by High Road, South by Karijjadeniya, West by Dimbulgahapitiya; and containing in extent 2 acres	(1) No. 13341 of 15.4.1913, attested by Notary J. P. Wijeratne (2) No. 8863 of 6.3.1920, attested by Notary G. B. Samaranyake (3) No. 255 of 4.4.1924, attested by Notary F. J. C. Perera
Folio 26, Volume 199— Division A, Kalutara District	Puhuwatta situated at Moragolle in Kalutara, Kalutara District, Western Province, and bounded on the North by Dimbulgahapitiya, East by Land whereon K. Juwanis resides, South by land called Selegewatta, West by Uswatta; and containing in extent 1 acre	(1) No. 13341 of 15.4.1913, attested by Notary J. P. Wijeratne
Folio 27, Volume 199— Division A, Kalutara District	Land called Gindarayanpadi situated at Dinagoda in Kalutara, Kalutara District, Western Province; and bounded on the North by Goraka-adipitiya, East by land called Perumetotam, South by portion of Erukkadigalewatta adjoining this land; West by Gorakadipitiya; and containing in extent 1A. 2R. 0P.	(1) No. 9468 of 27.6.1910, attested by Notary J. P. Wijeratne (2) No. 8 of 6.5.1937 attested by Notary A. M. A. Wadood

Particulars of Land Register Folios	Description of Land affected	Particulars of Deeds
Folio 29, Volume 199— Division A, Kalutara District	Kovilaowita Irawalla forming one-fourth portion out of the Irawaluhattara situated at Mahawela in Galhena, Kalutara, in Kalutara District, Western Province; and bounded on the North by one Irawalla of this owita, East by Mudaligedigana, South by Kadugane Kumbura and Hemmange Digana, West by an Irawalla of this owita; containing in extent 2 pelas paddy sowing.	(1) No. 7478 of 8.4.1913, attested by Notary C. A. K. Marikkar (2) No. 7818 of 20.9.1913, attested by Notary C. A. K. Marikkar
Folio 30, Volume 199— Division A, Kalutara District	Ihalawatta situated at Duwegama in Kalutara, Kalutara District, Western Province, and bounded on the North by Gedarawatta or Gedarawatta and Pelawatta, East by Paluwatta or Paluwatta and Dodanghawatta, South by field, West by field or Pelawatta and Paragahawela; and containing in extent 3A. or 6A. or 4A.	(1) No. 21217 of 10.4.1913, attested by Notary D. B. K. Gunatilake (2) No. 6993 of 20.12.1913, attested by Notary A. P. Fernando (3) No. 22458 of 11.6.1914, attested by Notary D. B. K. Gunatilleke
Folio 31, Volume 199— Division A, Kalutara District	Pilippuwawatta and Mahawatta portions situated at Desastra, Kalutara in Kalutara District, Western Province; and bounded on the North by Puriyawatta, East by Diyaherallyagahawatta, South by live fence of Saikkarage Mahawatta, West by Mahagedarawatta and Siyambalagahawatta; containing in extent 2A.	(1) No. 453 of 17.12.1912, attested by Notary W. Dalpathadu (2) Discharge dated 27.1.1911 of Mortgage Bond No. 3456 of 25.7.1908 registered in A 173/112. (3) Discharge dated 26.12.1913 of Mortgage Bond No. 453 registered above
Folio 32, Volume 199— Division A, Kalutara District	Katukurundagahawatta situated at Desastra, Kalutara in Kalutara District, Western Province; and bounded on the North by Kuruwatta and Sohombima (Burial Ground), East by Kajuwatta and Hunugewatta, South by Mandadiganwatta, West by road, containing in extent 2A. 3R. 0P.	(1) No. 590 of 31.3.1913, attested by Notary W. Dalpathadu (2) No. 639 of 7.5.1913, attested by Notary W. Dalpathadu (3) No. 686 of 13.6.1913, attested by Notary W. Dalpathadu

Registrar-General's Office,
Colombo, July 4, 1959.

T. E. GOONERATNE,
Registrar-General.

PROGRAMME OF CATTLE BRANDING, 1958-59—KALUTARA DISTRICT

IN terms of section 3 (3) of the Cattle Branding Regulations appearing in *Government Gazette* No. 9,181 of October 15, 1943, Programme of Cattle Branding in Pasdun Korale East in the Kalutara District, is appended for general information.

The Kachcheri,
Kalutara, July 1, 1959.

W. PATHIRANA,
Government Agent, Kalutara District.

Division No. and Name of Division	Place of Branding	Date of Branding
811 Karannagoda	Premises of Village Headman	2.8.1959
812 Dewamulla	do.	6.8.1959
813 Kobawaka	do.	9.8.1959
814 Govinna	do.	13.8.1959
815 Nahalla	do.	16.8.1959
816 Warakagoda	Near Warakagoda Junction	20.8.1959
817 Kudaligama	Premises of Village Headman	23.8.1959
818 Veyangalla	do.	27.8.1959
819 Mahagama North	do.	2.8.1959
819A Mahagama South	do.	6.8.1959
820 Deeyakaduwa	do.	9.8.1959
821 Bulathsinghala	do.	13.8.1959
821A Delmella	do.	16.8.1959
822 Botale	do.	20.8.1959
822A Halwatura	do.	23.8.1959
823 Yatagampitiya	do.	27.8.1959
824 Welgama	do.	29.8.1959
825 Molkawa	Near Molkawa Junction	31.8.1959
826 Omatta	Premises of Village Headman	2.8.1959
827 Pimbura	do.	6.8.1959
828 Udawela	do.	9.8.1959
829 Agalawatta	do.	13.8.1959
830 Wandurabba	do.	16.8.1959
832 Pinnagoda	do.	20.8.1959
833 Kitulgoda	do.	23.8.1959
834 Bellana	do.	27.8.1959
835 Latpandura	do.	2.8.1959
836 Pelanda	do.	6.8.1959
836A Morapitiya	do.	9.8.1959
837 Midalana	do.	13.8.1959
837A Panigala	do.	16.8.1959
838 Hedigalla	do.	20.8.1959
839 Baduraliya	do.	23.8.1959
840 Kalugala	do.	27.8.1959
841 Atale	do.	29.8.1959
842 Borlugoda	do.	31.8.1959
843 Ihala Hewessa	do.	2.8.1959
843A Pahala Hewessa	do.	6.8.1959
844 Ratmale	do.	9.8.1959
845 Kurupita	do.	13.8.1959
846 Kevitiyagala	do.	16.8.1959
847 Kalupahana	do.	20.8.1959
848 Moragala	Near Rest House, Moragala	23.8.1959
849 Meegahatenne	Premises of Village Headman	27.8.1959
850 Pelawatta	do.	31.8.1959