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THE CEYLON GOVERNMENT GAZETTE

අංක 14,486 — 1965 අගෝස්තු 20 වැනි සිකුරාදා — 1965.8.20

No. 14,486 — FRIDAY, AUGUST 20, 1965

(Published by Authority)

PART I: SECTION (I)—GENERAL

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

	PAGE		PAGE
Proclamations by the Governor-General ..	—	Price Orders ..	—
Appointments, &c., by the Governor-General ..	1117	Central Bank of Ceylon Notices ..	—
Appointments, &c., by the Public Service Commission ..	1117	Accounts of the Government of Ceylon ..	—
Appointments, &c., by the Judicial Service Commission ..	1118	Revenue and Expenditure Returns ..	—
Other Appointments, &c. ..	1118	Miscellaneous Departmental Notices ..	1123
Appointments, &c., of Registrars ..	—	Notice to Mariners ..	—
Government Notifications ..	1119	"Excise Ordinance" Notices ..	—

NOTE.—(1) The Muslim Marriage and Divorce (Amendment) Act, No. 5 of 1965, and the Rectification of a Muslim Marriage Register of the Paranakuru Korale (Kegalla District) Act, No. 4 of 1965, appear as a Supplement to Part II of this issue.

(2) Part VI published with this issue contains a list of Jurors and Assessors.

Appointments, &c., by the Governor-General

No. 308 of 1965

No. D. 31/Rect./1.

ARMY—REGULAR FORCE—PROMOTIONS APPROVED BY HIS EXCELLENCY THE GOVERNOR-GENERAL

The under-mentioned officers to be Majors with effect from the dates stated against their names:—

- Captain (Temporary Major) MILTON PATRICK KARUNARATNA, C. E.—October 1, 1964.
- Captain (Temporary Major) FRANCIS SOMARATNE KASTURI ARACHCHI, C. A. G. S. C.—November 1, 1964.
- Captain (Temporary Major) PARAM SELVARAJAH, C. A. G. S. C.—November 1, 1964.
- Captain (Temporary Major) ADRIAN DAVID MAURICE RAYMOND, C. Inf. (R)—February 1, 1965.
- Captain (Temporary Major) NAGALINGAM AMIRTHALINGAM, C. Inf. (R)—February 1, 1965.
- Captain (Temporary Major) MANTHI NATHA RANAWAKE, C. E.—February 1, 1965.
- Captain (Temporary Major) SUMANA BANDA MIYANADENIYA, C. Inf. (R)—February 1, 1965.
- Captain (Temporary Major) HENRY VIJAYA ATHUKORALE, C. Inf. (R)—February 1, 1965.
- Captain (Temporary Major) MANOHUR MADAWALA, C. Inf. (R)—February 1, 1965.
- Captain (Temporary Major) KIRUPANANTHAN RAJANATHAN, C. E.—March 1, 1965.

By His Excellency's command,

M. G. V. P. W. SAMARASINGHE,
Permanent Secretary,
Ministry of Defence and External Affairs.

Colombo, August 6, 1965.

8—758

No. 309 of 1965

No. D. 32/Rect.

ROYAL CEYLON NAVY—REVERSION APPROVED BY HIS EXCELLENCY THE GOVERNOR-GENERAL

To revert to the rank of Commander (S), Royal Ceylon Navy with effect from July 9, 1965:—

Temporary Captain (S) KENNETH MAITLAND MARTINUS, R.Cy.N.

By His Excellency's command,

M. G. V. P. W. SAMARASINGHE,
Permanent Secretary,

Ministry of Defence and External Affairs.

Colombo, August 14, 1965.

8—759

Appointments, &c., by the Public Service Commission

No. 310 of 1965

THE Public Service Commission has been pleased to order the following appointments:—

A. 141/64.

Dr. V. T. H. GUNARATNE, as Director of Health Services, with effect from 27th May, 1964.

A. 416/64.

Mr. W. L. E. DE ALWIS, Director, Department of Zoological Gardens, to Act, in addition to his own duties, as Warden, Department of Wild Life, with effect from 14th July, 1965, until further orders.

AB. 17/65.

Mr. A. C. DEP, Superintendent of Police, Grade I, to act as Deputy Inspector-General of Police, with effect from 19th July, 1965, until further orders.

A. 102/65.

Mr. P. K. DISSANAYAKE, Ceylon Administrative Service, Acting Assistant Commissioner for Ayurveda, to act, in addition to his duties, as Principal, College of Ayurvedic Medicine, with effect from 31st May, 1965, until further orders.

D. R. L. BALASURIYA,
Secretary,

Public Service Commission.

Office of the Public Service Commission,

P. O. Box 500,

Galle Face Secretariat,

Colombo 1, August, 14, 1965.

8—669

IMPORTANT NOTICE

IT is hereby notified that in view of the Public Holiday on Friday, September 10, 1965, all Notices and Advertisements for publication in the *Ceylon Government Gazette* of September 9, 1965, should reach the Government Press not later than 12 noon on Saturday, September 4, 1965.

Government Press,
Colombo, August 20, 1965.

BERNARD de SILVA,
Government Printer.

1117

Appointments, &c., by the Judicial Service Commission

No. 311 of 1965

SUMMARY OF APPOINTMENTS MADE BY THE JUDICIAL SERVICE COMMISSION

Name of Officer	New Appointment	Effective Date of New Appointment	Remarks
Mr. N. A. DE S. WIJESEKERA	Acting Secretary, Judicial Service Commission	11th to 16th August, 1965	In addition to his other duties
Mr. T. P. C. CARRON	Acting Magistrate, Negombo	9th to 12th August, 1965	During absence of Mr. D. E. DHARMASEKERA
Mr. H. B. PERERA	Acting Magistrate, Kurunagala	6th August, 1965	During absence of Mr. D. S. NETHSINGHE
Mr. R. P. DE SILVA	Acting Magistrate, Balapitiya	7th August, 1965	During absence of Mr. M. P. C. RATNAM
Mr. S. M. M. CASSIM	Acting District Judge, Puttalam	9th August, 1965	During absence of Mr. A. S. PONNAMBALAM
Mr. M. ELIYATHAMBY	Acting Additional District Judge, Nuwara Eliya	10th to 16th August, 1965	During absence of Mr. M. A. UDURAWANA
Mr. C. L. DE SILVA	Acting District Judge, Balapitiya	27th and 28th August, 1965	During absence of Mr. A. D. J. GUNAWARDENE
Mr. R. WICKREMASINGHE	Acting Additional Magistrate, Galle	13th August, 1965	During absence of Mr. C. E. MENDIS
Mr. G. P. SAMARAWICKREMA	Acting Additional Magistrate, Galle	14th August, 1965	During absence of Mr. C. E. MENDIS
Mr. V. R. WICKREMATILAKE	Acting Magistrate, Kandy	21st August, 1965	During absence of Mr. C. V. UDALAGAMA
Mr. R. WICKREMASINGHE	Acting Magistrate, Galle	31st July, 1965	During absence of Mr. P. S. W. ABAYAWARDENA
Mr. F. W. GUNARATNE	Acting District Judge, Negombo	9th and 10th August, 1965	During absence of Mr. A. O. S. DISSANAYAKE
Mr. S. C. CATHIRAVELU	Acting Magistrate, Jaffna	10th to 13th August, 1965	During absence of Mr. T. J. RAJARATNAM
Mr. J. AMERASINGHE	Acting Magistrate, Hambantota	12th and 13th August, 1965	During absence of Mr. S. J. D. DE S. WIJEYARATNE
Mr. C. A. S. E. CRISPEYN	President, Rural Court, Puttalam Pattu, etc.	From 26th July, 1965	Until further orders
Mr. P. V. SENATHIRAJAH	Acting Additional Magistrate, Vavuniya	20th and 21st August, 1965	During absence of Mr. M. SALAHUDEEN
Mr. P. V. SENATHIRAJAH	Acting President, Rural Court, Vavuniya South	17th and 21st August, 1965	During absence of Mr. M. SALAHUDEEN
Mr. C. A. JAYASINGHE	Acting President, Rural Court, Siyane Korale	17th August, 1965	During absence of Mr. L. A. P. DE ALWIS
Mr. K. P. DE SILVA	Acting President, Rural Court, Bentota-Walallawiti Korale	12th to 14th August, 1965	During absence of Mr. D. D. VITARANA

Office of the Judicial Service Commission,
P. O. Box 573,
Colombo, 12th August, 1965.

C. E. JAYAWARDENE,
Secretary,
Judicial Service Commission.

8-622

Other Appointments

No. 312 of 1965

THE following appointments in the Ceylon Administrative Service have been made:—

75/2/6 (MCA)

Mr. W. D. V. MAHANTILTA of Class I of the Ceylon Administrative Service to be Government Agent in authority over the Administrative District of Colombo, with effect from July 1, 1965, until further orders.

75/2/7 (MCA)

Mr. W. J. FERNANDO of Class II of the Ceylon Administrative Service to be Government Agent in authority over the Administrative District of Kandy, with effect from July 1, 1965, until further orders.

75/4/18/10 (MCA)

Mr. L. W. GUNAWARDENA of Class IV of the Ceylon Administrative Service to be Assistant Secretary, Ministry of Communications, with effect from July 19, 1965, until further orders.

75/1/13 (MC) Vol. II

Mr. D. B. I. P. S. SIRIWARDANA of Class III of the Ceylon Administrative Service to be attached to the General Treasury, with effect from July 27, 1965, until further orders.

75/4/18/13 (MCA)

Mr. A. B. ELKADUWA of Class III of the Ceylon Administrative Service to be Assistant Secretary, Ministry of Industries and Fisheries, with effect from July 19, 1965, until further orders.

H. JINADASA SAMARAKODY,
Secretary to the Treasury.

Ministry of Finance,
Colombo, August 14, 1965.

8-744

No. 313 of 1965

APPOINTMENTS BY THE HONOURABLE THE MINISTER OF JUSTICE

THE Honourable the Minister of Justice has, under section 120 of the Criminal Procedure Code (Cap. 20) appointed—

No. AI. 1/2.

(1) Mr. LINDAMULAGE GEORGE SILVA to be an Inquirer for Moratuwa area in Salpiti Korale, Colombo, District, with effect from 12.8.65.

No. AI. 16/2/61.

(2) Mr. H. D. P. MORAGODA to be an Inquirer for Talanās Nos. 31 and 31A of Kunchuttu Korale, Anuradhapura District, with effect from 12.8.65.

No. AI. 4/5.

(3) Mr. RAMANAYAKE KONARA MUDIYANSELAGE LOKUBANDA ALAWATHUGODA to be an Inquirer for Yatipalatha Korale, Nuwara Eliya District, with effect from 12.8.65.

No. AI. 11/1/54.

(4) Mr. MOHIDBEN PICHCHEI ABDUL JABAR to be an Inquirer for Erukkalampiddy Division, Mannar District, with effect from 12.8.65.

No. AI. 5/2/51.

(5) Mr. G. A. RANBANDA to be an Inquirer for Laggala Pallesiya Pattu, Matale District, with effect from 12.8.65.

N. 204/65.

OFFICERS ADMINISTERING OATHS UNDER SECTION 372 OF THE CIVIL PROCEDURE CODE

Mr. NERVIN THEODORE JAYAWICKREMA WIJESEKERA to be, while holding the post of Clerk, Deputy Fiscal's Office, Hambantota, an officer specially authorised to administer the

oaths or affirmations which are requisite to the making of affidavits mentioned in section 371 of the said Code, for the Judicial Division of Hambantota, with effect from 1st July, 1965.

Mr. SELLA UDAYAR SEGU ABDUL CAREEM to be, while holding the post of Fiscal's Marshal, Kuliyaipitiya, an officer specially authorised to administer the oaths or affirmations which are requisite to the making of affidavits mentioned in section 371 of the said Code, for the Judicial Division of Kurunegala, with effect from 8th July, 1965.

D. J. R. GUNAWARDENA,

Permanent Secretary to the Ministry of Justice.

Colombo, 16th August, 1965.

8-728

No. 314 of 1965

My No. EB/A-258/2.

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

Mr. P. KASILINGAM, Acting Government Agent in authority over the Administrative District of Kalutara, to be, in addition to his own duties, Local Authority under the Petroleum Ordinance for the Administrative District of Kalutara, with effect from June 18, 1965, until further orders.

Mr. W. J. FERNANDO, Government Agent in authority over the Administrative District of Kandy, to be, in addition to his own duties, Local Authority under the Petroleum Ordinance for the Administrative District of Kandy, exclusive of the area within the limits of the Municipality of Kandy, with effect from July 1, 1965, until further orders.

Mr. W. D. V. MAHATANTILA, Government Agent in authority over the Administrative District of Colombo, to be, in addition to his own duties, Local Authority under the Petroleum Ordinance for the Administrative District of Colombo, exclusive of the area within the limits of the Municipality of Colombo and Visitor of Maggona Certified Industrial School, with effect from July 1, 1965, until further orders.

Mr. T. A. L. LUDOWYK, Acting Government Agent, in authority over the Administrative District of Puttalam, while acting as Government Agent in authority over the Administrative District of Anuradhapura, to be, in addition to his own duties Local Authority under the Petroleum Ordinance for the Administrative District of Anuradhapura, with effect from April, 22, 1965, to April 28, 1965.

H. C. GUNAWARDENA,
Permanent Secretary.

Ministry of Home Affairs,
Colombo 7, August 3, 1965.

8-621

No. 315 of 1965

LAND DEVELOPMENT ORDINANCE (CHAPTER 320)

THE Honourable Minister of Land, Irrigation and Power, has been pleased under section 6 (1) of the Land Development Ordinance, to appoint Mr. K. B. RATNAYAKE, Ceylon Administrative Service, Class V, Grade I, District Land Officer, in addition to his duties, a Land Officer for the whole Island with effect from 1st August, 1965.

M. SRIKHANTA,
Permanent Secretary.

Ministry of Land, Irrigation and Power,
Colombo, 29th July, 1965.

8-529

Government Notifications

L. D.—B. 94/43.

M-F/PN. 942.

THE CEYLON UNIVERSITY ORDINANCE

BY virtue of the powers vested in me by section 68 (2) of the Ceylon University Ordinance (Chapter 186), I, William Gopallawa, Governor-General, do by this Notification declare that the post of Lecturer in Pharmacy, Grade II, in the University of Ceylon while held by Mr. S. M. EDIRIMANASINGHE shall be deemed for the purposes of the Minutes on Pensions to be a pensionable post in the service of the Government.

W. GOPALLAWA,
Governor-General.

Colombo, 24th July, 1965.

8-564

PRISONS ORDINANCE

BY virtue of the powers vested in me by section 35 (1) of the Prisons Ordinance (Chapter 54), I, Alexander Fairlie Wijemanne, Minister of Justice, do by this notice appoint with effect from 13th August, 1965, the following persons to be members of the Board of Prison Visitors:—

Senator Hon. Thomas Amarasuriya,
E. W. Kannangara, Esq.,
S. J. C. Schokman, Esq.,
M. B. W. Mediwake, Esq.,
Harris Wickramatunga, Esq.,
Mrs. S. P. Liyanage,
Mrs. R. P. C. Fernando.

A. F. WIJEMANNE,
Minister of Justice.

Ministry of Justice,
Colombo, 12th August, 1965.

8-570/1

THE PRISONS ORDINANCE

IN the exercise of the powers vested in me by section 35 (4) of the Prisons Ordinance (Chapter 54), I, Alexander Fairlie Wijemanne, Minister of Justice, do by this notice, remove Mrs. T. U. de Silva from the office of member of the Board of Prison Visitors with effect from 12th August, 1965.

A. F. WIJEMANNE,
Minister of Justice.

Ministry of Justice,
Colombo, 12th August, 1965.

8-570/2

No. PR/AF/24.

IT is hereby notified for general information that Mr. T. A. Farrell has ceased to function as Honorary Vice-Consul of Brazil at Colombo, with effect from 22nd July, 1965.

G. V. P. SAMARASINGHE,
Permanent Secretary,
Ministry of Defence and External Affairs.

Ministry of Defence and External Affairs,
Senate Building,
Colombo 1, 6th August, 1965.

8-543

L. D.—B. 80/51.

THE PUBLIC PERFORMANCES ORDINANCE

ORDER made by the Minister of Education and Cultural Affairs under section 6 of the Public Performances Ordinance (Chapter 176), as amended by the Order made under section 2 of the Assignment of Ministers' Functions (Consequential Provisions) Act, (Chapter 385) and published in Gazette No. 11,201 of November 22, 1957.

I. M. R. A. IRIYAGOLLA,
Minister of Education and Cultural Affairs.
Colombo, 6th August, 1965.

Order

1. The Public Performances Order, 1952, published in Gazette No. 10,485 of January 2, 1953, as subsequently amended, is hereby further amended by the substitution, for the Fourth Schedule thereto, of the following new Schedule:—

"FOURTH SCHEDULE

- (1) Mr. M. J. Perera, Permanent Secretary to the Ministry of Education and Cultural Affairs—(Chairman)
- (2) Inspector-General of Police/or representative.
- (3) Colombo Municipal Commissioner.
- (4) Director of Education/or representative.
- (5) Commissioner, Probation and Child Care Services/or representative.
- (6) Mrs. L. Basnayake.
- (7) Mrs. D. Wijenaike.
- (8) Mrs. K. Kanagasundaram.
- (9) Mr. A. M. S. Perera.
- (10) Mr. L. O. de Silva.
- (11) Mr. Ameer Sheriff, J. P., Proctor S. C. & N. P.
- (12) Mr. P. C. Perera.
- (13) Mr. P. K. D. Seneviratne.
- (14) Mr. Saranagupta Amarasinghe.
- (15) Mr. Dharma Sri Kuruppu

2. The membership of the persons specified in the Fourth Schedule to the Public Performances Order, 1952, as amended by paragraph 1 of this Order shall terminate on April 30, 1968.

8-537

AYURVEDA ACT, No. 31 OF 1961—AYURVEDIC MEDICAL COUNCIL**Order**

IN pursuance of the powers vested in me under section 11 (2) of the Ayurveda Act, No. 31 of 1961, I, Mahabalage Don Henry Jayawardena, Minister of Health, do hereby remove Ayurvedic Dr. (Mrs.) T. U. de Silva of Nugegoda, from the office of member of the Ayurvedic Medical Council, with effect from 1st August, 1965.

M. D. H. JAYAWARDENA,
Minister of Health.

Ministry of Health,
Colombo, 30th July, 1965.
8—532

It is hereby notified that the Hon. Minister of Labour, Employment and Housing has been pleased to appoint Mr. Victor Cyril de Silva, in terms of section 9 (1) of the Indian Immigrant Labour Ordinance (Chapter 132), to be a member of the Board of Indian Immigrant Labour for a period of three years with effect from 1st August, 1965.

A. O. WIRASINGHE,
Permanent Secretary,
Ministry of Labour, Employment and Housing.

Colombo, August 9, 1965.
8—597

Mr. Chinnaiyah Durairajah a notary practising in the English language within the judicial division of Point Pedro, has been authorised by the Honourable the Minister of Home Affairs to practise as a notary in the Tamil language also within the said judicial division.

8—535

Mr. Rupasena Consul Korala, a Notary authorized to practise in the English language throughout the judicial division of Colombo has, under section 22 (1) of the Notaries Ordinance (Cap. 107), tendered his resignation from the office of Notary with effect from June 11, 1965, and the Honourable Minister of Home Affairs has accepted the resignation as from the said date.

8—624

L. D.—B. 8/57.

THE VETERINARY SURGEONS AND PRACTITIONERS ACT, No. 46 OF 1956**Order under Section 39**

BY virtue of the powers vested in me by section 39 of the Veterinary Surgeons and Practitioners Act, No. 46 of 1956, I, Mohottalage Dingiri Banda, Minister of Agriculture and Food, do by this Order, amend the Schedule to the aforesaid Act by the addition immediately after item 22 of that Schedule, of the following new items:—

23. Licentiate in Veterinary Science of the East Pakistan Agricultural University.
24. Bachelor of Science (Animal Husbandry) of the University of Dacca, East Pakistan.

M. D. BANDA,
Minister of Agriculture and Food.

Colombo, 11th August, 1965.

8—623

L. D.—B. 59/58.

THE CONCILIATION BOARDS ACT**Notice under Section 3 (2)**

IN pursuance of the provisions of sub-section (2) of section 3 of the Conciliation Boards Act, No. 10 of 1958, as amended by Act No. 12 of 1963, I, Alexander Fairlie Wijemanne, Minister of Justice, do hereby notify that it is intended to constitute a Panel of Conciliators for the area specified in the Schedule hereto and that recommendations under sub-section (3) of that section may be made to me in writing on or before 15th September, 1965, in regard to the persons who are to be appointed to the Panel of Conciliators of that area.

A. F. WIJEMANNE,
Minister of Justice.

Ministry of Justice,
Colombo, 10th August 1965.

SCHEDULE

1. Bandarawela Urban Council area in Badulla District.

8—650

THE CONCILIATION BOARDS ACT**Notice under Section 3 (2)**

IN pursuance of the provisions of sub-section (2) of section 3 of the Conciliation Boards Act, No. 10 of 1958 as amended by Act No. 12 of 1963, I, Alexander Fairlie Wijemanne, Minister of Justice do hereby notify that it is intended to constitute a Panel of Conciliators for each area specified in the Schedule hereto and that recommendations under sub-section (3) of that section may be made to me in writing on or before 15th September, 1965, in regard to the persons who are to be appointed to the Panel of Conciliators of each such area.

A. F. WIJEMANNE,
Minister of Justice.

Ministry of Justice,
Colombo, 10th August, 1965.

SCHEDULE

1. Kataluwa village area in Galle District.
2. Induruwa village area in Galle District.
3. Madiha-Godagama village area in Matara District.
4. Buttala village area in Moneragala District.
5. Kanduhaha Pattu village area in Kegalla District.
6. Pallepallata Tumpane Pattu village area in Kandy District.
7. Magul West village area in Kurunegala District.
8. Potuhera village area in Kurunegala District.
9. Gannaewa village area in Nuwara Eliya District.
10. Uddiyankulama Korale village area in Anuradhapura District.
11. Aturugiriya village area in Colombo District.
12. Matala Udasiyapattuwa North village area in Matala District.

8—649

THE CONCILIATION BOARDS ACT**Order**

BY virtue of the powers vested in me by sub-sections (1) and (8) of section 3 and sub-section (1) of section 4 of the Conciliation Boards Act, No. 10 of 1958, as amended by Act No. 12 of 1963, I, Alexander Fairlie Wijemanne, Minister of Justice, do hereby—

(a) Appoint the following persons to be members of the Panel of Conciliators constituted for the Morawaka village area described at No. 2 in the Schedule to the notice under section 3 (2) of the Conciliation Boards Act, No. 10 of 1958, published in *Gazette* No. 14,287 of 8.1.1965.

- (1) Mr. Don Siyadoris Abeygunawardhena of Milla-Ela, Morawaka.
- (2) Mr. Dias Gunapala Abeygunawardhena of Milla-Ela Kade, Morawaka
- (3) Mr. Dheerasinghe Kankanange Piyadasa of "Sinha Sevana", Siyambalagoda East, Akuressa.
- (4) Mr. Weihena Epaga Hendrick Appuhamy of Ratmalgahawatte, Siyambalagoda East, Akuressa.
- (5) Mr. Cyril Abeywardhena of Weliva, Morawaka.
- (6) Mr. Pilana Lokuge Somapala of "Pushpika", Waralla.
- (7) Mr. Wannige Jayasena of Paragala, Waralla.
- (8) Mr. Don David Jayawardhena of Kaduruwana, Pitabeddara.
- (9) Mr. Gunapala Weeratunga of Derangala, Akuressa.
- (10) Mr. Palliya Gunge John Silva of Buddhist College, Weliva, Morawaka.
- (11) Mr. Jayawardhena Gamachchige Edwin of Post Office, Morawaka.
- (12) Mr. Don Bastian Dheerasinghe of Yaggal-owita, Siyambalagoda East, Akuressa.
- (13) Mr. Pitabeddara Vithanage Edwin of Kaduruwana, Pitabeddara.
- (14) Mr. Vidanapathirana Francis Jinadasa of Banagala, Opatha.
- (15) Mr. Carnelis Jayawardhena of Banagala, Opatha.
- (16) Mr. David Jayasinghe of Gorakawala, Pitabeddara.
- (17) Mr. Rubansin Yapa Piyadasa of Weliva, Morawaka.

(b) Appoint Mr. Don Siyadoris Abeygunawardhena of Milla-Ela, Morawaka, to be the Chairman of aforesaid Panel; and

(c) determine that the period for which each such person is appointed as a member of the aforesaid Panel should be three years from the date of the publication of this Order in the *Gazette*.

A. F. WIJEMANNE,
Minister of Justice.

Ministry of Justice,
Colombo, 14th August, 1965.

8—648

No. T. 7/690.

THE INDUSTRIAL DISPUTES ACT, CHAPTER 131

THE Award transmitted to me by the Arbitrator to whom the industrial dispute which had arisen between Ceylon Agricultural, Industrial and Mercantile Workers' Union, 60, Havelock Place, Galle, and Mr. M. I. Mohamed Hadjar, "Zahara Villa", Weligama, the proprietor of Kurunduwatta Mills, Weligama, was referred by Order dated October 3, 1963, made under section 4 (1) of the Industrial Disputes Act, Chapter 131, as amended by the Industrial Disputes (Amendment) Acts, Nos. 14 and 62 of 1957, and 4 of 1962 and published in *Ceylon Government Gazette* No. 13,788 of October 11, 1963, for settlement by arbitration is hereby published in terms of section 18 (1) of the said Act.

N. L. ABBYWIRA,
Commissioner of Labour.

Department of Labour,
Colombo 3, 10th August, 1965.

T. 7/690.

A-255

In the matter of an industrial dispute
between

The Ceylon Agricultural, Industrial and Mercantile Workers' Union, 60, Havelock Place, Galle,

and

Mr. M. I. Mohamed Hadjar, "Zahara Villa", Weligama,
Proprietor, Kurunduwatta Mills,

Weligama

The Award

This is an award under section 17 of the Industrial Disputes Act, Chapter 131, of the Legislative Enactments of Ceylon, (Revised Edition, 1956), as amended by the Industrial Disputes (Amendment) Acts, Nos. 14 and 62 of 1957 and 4 of 1962.

2. It relates to an industrial dispute between the Ceylon Agricultural, Industrial and Mercantile Workers' Union, 60, Havelock Place, Galle, (hereinafter referred to as the "Union"); and Mr. M. I. Mohamed Hadjar, "Zahara Villa", Weligama, the proprietor of Kurunduwatta Mills, Weligama, (hereinafter referred to as the "Proprietor").

3. By his Order dated 3rd October, 1963, the Honourable Minister of Labour and Social Services, acting under section 4 (1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (Revised Edition, 1956), as amended by Acts Nos. 14 and 62 of 1957 and 4 of 1962, referred the aforesaid dispute to this court for settlement by arbitration.

4. The Commissioner of Labour in his statement dated 21st September, 1963, has set out the matter in dispute thus—

"The matter in dispute between the Ceylon Agricultural, Industrial and Mercantile Workers' Union, and Mr. M. I. Mohamed Hadjar, the Proprietor, Kurunduwatta Mills, Weligama, is whether the termination of employment of the following workers is justified and to what relief each of them is entitled:—

1. W. G. Seethanona
2. D. H. Gamage
3. P. T. Karunadasa
4. C. Obeysekera
5. T. L. Mohamedu
6. L. T. Sopinona
7. R. K. Piyadasa
8. T. L. G. Cooray
9. Mrs. Sumana Deeraratne
10. W. H. Dayaratne
11. Mrs. D. Punchi Nona
12. K. G. Gunadasa
13. G. A. Kathirinhamy
14. W. R. Leelawathie
15. M. L. Jabeer
16. Mrs. D. Sisiliyana
17. A. W. Sirisena
18. Mrs. D. Elisnona
19. Mrs. M. A. Babinona
20. Mrs. D. Somawathie
21. D. G. Jayasekera
22. E. S. Roslin
23. H. D. Elaris
24. G. G. Piyasena
25. Mrs. D. E. Juli Ethana.

5. This case was taken up on the 30th of October, 1963, when the General Secretary of the Union, appeared for the Union and Mr. A. Amarasekera, Proctor S. C., appeared for the employer, Mr. M. I. Mohamed Hadjar. At some subsequent sittings Mr. G. G. Mendis, Advocate, instructed by Mr. P. A. D. Samarassekera, appeared for the Union. A preliminary objection was raised by Mr. Amarasekera that there was no dispute between the parties and therefore there was no necessity for a reference for arbitration to this court. This was overruled and the case proceeded.

6. On the evidence recorded, it appears that Mr. M. I. Mohamed Hadjar opened a fibre mill at Kurunduwatta in 1957 by the name of Kurunduwatta Mills, Weligama. Later, he introduced a Rice Mill into the same mills and operated both sections with one engine as motive power for both.

7. The Union's case is that all persons whose names are given in the list mentioned earlier worked in the mills for various periods during the three years 1957 to 1960, when the Kurunduwatta Mills ceased to function under the management and ownership of Mr. M. I. Mohamed Hadjar. The Union tried to establish that these mills were started in 1955 and not in 1957, but there is no evidence to support this.

8. There was no Trade Union in these mills until 1960, when a branch Union of the Ceylon Agricultural, Industrial and Mercantile Workers' Union was formed at the mills in June, 1960. Letter marked A 1 dated 16.9.60, was sent by the Union to the Assistant Commissioner of Labour, Galle, containing certain demands. A copy of the letter was sent to the Proprietor of the mills. The 7 demands contained in the letter A 1 are:—

- (a) to obtain wages according to the Wages Boards Ordinance, and to get the balance paid;
- (b) to obtain Provident Fund dues;
- (c) annual holiday leave, maternity benefits, with all arrears for the past;
- (d) overtime for work done over eight hours daily, and also for work performed on Sundays;
- (e) together with pay on every Saturday of the week;
- (f) to obtain one mid-day meal; and
- (g) victimisation of the workers should be immediately stopped.

It is signed by the Secretary (Union).

9. A Labour Officer held an inquiry on 19.11.60. The Union, however, was not satisfied with this inquiry and wanted an "impartial officer" to hold the inquiry. After this inquiry, the Proprietor found that he could not satisfy the demands of the workers, especially when they came in a body and demanded that every one of them be given work. They were not prepared to work until their demands were granted. Under the circumstances the mills had to remain closed from 21.11.60. Further representations by the workers to the Assistant Commissioner of Labour, Galle, followed, and on the 20th of January, 1961, an inquiry was held at the Weligama Resthouse. The Proprietor with his Manager; and the Union representatives with a number of workers of the mills, were present.

10. At the inquiry a settlement was arrived at as follows:—

- (1) The Employer agrees to offer work to the complainants from 1st February, 1961;
- (2) the hours of work will be from 8 a.m. to 5 p.m.; lunch hour from 12 noon to 1 p.m.
- (3) E. P. F. contributions to be granted by the Employer;
- (4) remuneration to be made to the workers weekly;
- (5) minimum wages according to C. M. T., W. B. O., to be paid direct to workers.
- (6) the complainants agree to co-operate with the Management on the smooth working of the mills.

11. The Union's case is that no work was given to the workers on 1st February, 1961, or even after this date. The Proprietor admits that he was willing to give work to 4 or 5 workers as previously done; but not to the 25 who turned up for work and insisted that all should be given work. There was absolutely no work for all. There was thus a dislocation created; and the mills had to remain idle for want of labour. After nearly a month of waiting for labour to turn up, the mills were hired out to one Darlis Silva who employed his own workers and carried on the business.

12. Several witnesses were examined both for the Union and as well as the Proprietor. It is admitted that the mill was opened by Mr. Hadjar and he remained the owner since 1957 up to date. The mills consisted of two sections, a fibre section and a rice section. It is also in evidence that the mill was leased out to different parties at various times from 1957 to November, 1960, when these workers ceased to work at the mills. In 1957, the mill was a fibre mill; and a mechanic, by name Liyanoris, who helped in installing the engine ran this mill engaging his own men.

13. It is stated that the Proprietor's brother-in-law Sheriff took a lease of the mill in 1958 and ran the mill. I am, however, not fully convinced that this lease is a genuine one. It is also in evidence that the rice section was opened in 1958, during Sheriff's time; and both the rice mill and the fibre mill were run by the same engine.

14. When Sheriff gave up the lease, the mill was idle and one Mr. W. G. M. Silva of Ahangama, hired it on a monthly basis in 1959; but gave it up after 3 or 4 months. It was then that Mr. Hadjar took over in February, 1960, the running of the mills, to prevent further losses. He too had to give up the Management in 10 months—in November, 1960. It is noted that there were no complaints by workers against the management until November, 1960, when owing to certain demands made by the Union formed in 1960, there was estrangement between the employer and the employees, and the mill had to stop work. On further representations by the Union, an inquiry was held by the Labour Department at the Weligama Resthouse on the 20th of January, 1961, and a settlement was arrived at; but the Proprietor found it impossible to employ, on the 1st of February,

1961, all 25 workmen at the mills. The workers were not prepared to accept work for a few of them at a time, as previously done. They insisted on employment for all of them. When no workers turned up for work, the Proprietor was obliged to hire the mills to one Darlis Silva as from the 28th of February, 1961.

15. The rights of the Proprietor to organise his business and eliminate waste in the interest of his mills, cannot be challenged. The question at issue is whether his action in not giving work to all of them was bona-fide or mala fide. I am convinced that on going through the evidence regarding the working of the mills and the functions performed by workers inside the mills it was not possible to give employment to all workers. According to information in R5, R5a supplied by the Government, Mr. Hadjar was issued 2,000 bushels of paddy per month on an average. As the capacity of the rice mill was 250 bushels of paddy per day, there was work for about 10 days in the month. The rice mill works 3 hullers and needed 5 to 6 persons per day, and the fibre mill 6 persons daily. Any person in excess of this number would have created a redundancy in labour in normal times. The times when more people were employed due to rush of work or increase in the quantity of work were few and far between.

16. From the books produced marked R1, R2 and R3 book R1 was a check-roll and a pay list containing names of casual workers, employed on a daily basis and working in the rice section. R2 and R3 showed the quantity of fibre work done by weight and paid for by weight on a contract basis. I accept that it is convenient for the Management to pay for fibre work by the cwt. at Rs. 2 and Rs. 3.5) per cwt. These workers in the fibre section are paid by contractors, either on a daily basis or for work actually turned out per cwt. The workers in the fibre mill cannot be classed as permanent labour directly employed by the Management. It is also established in evidence that workers were interchanged between the two sections of the mill. As far as the rice section was concerned, work depended on the supply of paddy and the condition of the engine. The quota sanctioned is 1,200 bushels of paddy per week which gives work for 5 days per week for 5 men. If 4 quotas are received there is work for 20 days in the month. There was no permanent labour employed; and casual labour used, varied according to the needs of the situation. With regard to the fibre section, work depended largely on weather conditions and the condition of the power plant. The contractors also used casual labour as and when the need arose.

17. The business appears to have been a small one with very little profit. This is the reason why the Management changed hands so often within a short period of three years. Taking all factors into consideration I am of the opinion that the Proprietor was in charge of the mills only for a very short period out of the three years. There was no time for him to have consolidated his position and run the business, perhaps on more economical lines, by employing a bigger labour force, permanently.

18. I hold that the termination of employment of the 25 workers is justified and that they are not entitled to any relief.

19. The delay in making this award is due to the fact that the last documents relating to this case was received only last week.

T. P. DE S. MUNASINGHE,
Arbitrator.

Colombo, 3rd August, 1965.

8-592

No. C/L. 980.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF
THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Order under Section 4 (1)

WHEREAS an industrial dispute in respect of the matter specified in the statement of the Commissioner of Labour which accompanies this Order exists between Ceylon Cinema and Film Studio Employees' Union, 123, Union Place, Colombo 2 and Cinemas Limited, 117, New Chetty Street, Colombo, the proprietors of Vijaya Studios, Hendala.

Now, therefore, I, Mohamed Haniffa Mohamed, Minister of Labour, Employment and Housing, do, by virtue of the powers vested in me by section 4 (1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Acts Nos. 14 and 62 of 1957, and 4 of 1962 hereby appoint Mr. M. L. de Silva, 391/6, Timbiringasyaya Road, Colombo 5, as arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

M. H. MOHAMED,
Minister of Labour, Employment and Housing.
Colombo, 6th August, 1965.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF
THE LEGISLATIVE ENACTMENTS, CEYLON
(1956 REVISED EDITION)**

In the matter of an industrial dispute
between

Ceylon Cinema and Film Studio Employees' Union,
123, Union Place, Colombo 2

and

Cinemas Limited, 117, New Chetty Street, Colombo
the proprietors of Vijaya Studios, Hendala

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the Ceylon Cinema and Film Studio Employees' Union and Cinemas Limited, the proprietors of Vijaya Studios is whether the termination of the services of Mr. N. Sandrasekera by the said Cinemas Limited is justified and to what relief he is entitled.

Dated at Colombo, this 30th day of July, 1965.

N. L. ABEYWIRA,
Commissioner of Labour.

8-538

No. W. 105/782.

THE INDUSTRIAL DISPUTES ACT, CHAPTER 131

The Award transmitted to me by the President, Labour Tribunal I, to whom the industrial dispute which had arisen between Wathu Kamkaru Samithiya, 28, Muhandiram Lane, Colombo 12 and The Superintendent of Urumutta Estate, Akuressa, was referred by Order dated December 10, 1964, made under section 4 (1) of the Industrial Disputes Act, Chapter 131, as amended by the Industrial Disputes (Amendment) Acts, Nos. 14 and 62 of 1957 and 4 of 1962 and published in Ceylon Government Gazette No. 14,265 of December 24, 1964, for settlement by arbitration is hereby published in terms of section 18 (1) of the said Act.

N. L. ABEYWIRA,
Commissioner of Labour.

Department of Labour,
Colombo 3, August 6, 1965.

In the matter of an industrial dispute
between

Wathu Kamkaru Samithiya,
28, Muhandiram Lane,
Colombo 12,

and

The Superintendent, Urumutta Estate, Akuressa.

No. ID/LT/1/89.

The Award

This is an award under section 17 of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments Ceylon (Revised Edition, 1956), as amended by the Industrial Disputes (Amendment) Act Nos. 14 and 62 of 1957 and No. 4 of 1962. It relates to an industrial dispute between the above mentioned union and the Superintendent, Urumutta Estate, Akuressa.

2. The Honourable Minister of Labour and National Housing by his Order dated 10th December, 1964, referred the above dispute for settlement by arbitration under section 4 (1) of the Industrial Disputes Act to this Tribunal.

3. The matter in dispute is contained in the statement of the Commissioner of Labour dated the 12th November, 1964, which reads as follows:—

"The matters in dispute between the Wathu Kamkaru Samithiya and the Superintendent, Urumutta Estate, Akuressa, are:

- (1) Whether the suspension of Mr. D. M. S. Wijewardhane from work for 45 days is justified and to what relief he is entitled and
- (2) Whether the transfer of Mr. D. M. S. Wijewardhane as sundry work Kangany and the imposition of a wage cut of Rs. 7.50 on his monthly wage are justified and to what relief he is entitled."

4. The statement of parties having been filed, the matter was fixed for hearing on 16.2.65, on which date Mr. K. Shinya, instructed by Mr. H. J. Wijesinghe, appeared for the employer while Mr. Walter Jothipala watched the interests of the Union. Preliminary attempts of settlement having failed, inquiry was fixed for the 2nd June, 1965.

5. On that date Mr. Tilak Kulasekera appeared for the applicant Union, while the employer was represented by Mr. Nihal de Silva, the Superintendent of Urumutta Estate, Akuressa.

6. When this matter was taken up for hearing, Mr. Kulasekera informed this Tribunal that the workman and the Superintendent had arrived at an amicable settlement which he did not wish to disturb. He stated that as far as the Union was concerned the matter was not being pursued on behalf of the workman and moved to withdraw the claims made on behalf of the workman.

7. These being the circumstances, the claims of the workman are accordingly dismissed.

T. P. UNAMBOOWE,
President,
Labour Tribunal (1).

Dated at Colombo, this 21st day of June, 1965.

8-534

NOTIFICATION

IT is hereby notified that the Honourable the Minister of Social Services has been pleased under section 26 of the Workmen's Compensation Ordinance (Cap. 139) as amended by Act No. 31 of 1957 and Act No. 22 of 1959, to appoint Dr. R. L. Tiruchelvam, Director of Social Services, to be Commissioner for Workmen's Compensation for the Island with effect from 3rd August, 1965.

E. G. GOONEWARDENE,
Permanent Secretary
to the Ministry of Social Services.

Colombo, August 3, 1965.

8-633

THE PORT OF COLOMBO (ADMINISTRATION) ACT, No. 10 OF 1950

I, Manikkuwadumesthrige Chandrasoma hereby authorise the following officers while holding the posts mentioned against their names to sanction prosecutions as provided for under section 15 (2) of the Port of Colombo (Administration) Act, No. 10 of 1950, read with section 18 (2).

Mr. Vincent Chrysanthus Fernando—Administrative Secretary
Mr. Basil Vincent Ratnayake—Labour Manager.

M. CHANDRASOMA,
Port Commissioner.

Colombo Port Commission,
Colombo 1, 1st February, 1964.

8-528

THE COCONUT PRODUCTS ORDINANCE

Chairman and Members of the Ceylon Coconut Board for the period May, 1965—April, 1968

IT is hereby notified for public information that the present composition of the Ceylon Coconut Board as appointed by the Minister of Commerce and Trade under section 2 (1) of the Coconut Products Ordinance (Chapter 160) is as follows:—

1. Mr. R. H. de Mel (Chairman)
2. Mr. S. N. B. Wijeyekoon
3. Mr. F. A. Abeyewardene
4. Mr. S. B. de Silva
5. Mr. D. B. Ellepola
6. Mr. S. A. Selvanayagam
7. Mr. C. A. de S. Dharmasena
8. Mr. C. Van Geyzel
9. Mr. Sumane Karunaratne
10. Mr. A. C. H. de Soysa
11. Mr. K. B. Mannawa
12. Director of Commerce.

D. T. E. A. DE FONSEKA,
Permanent Secretary.

Ministry of Commerce and Trade,
Colombo, 14th August, 1965.

8-713

Miscellaneous Departmental Notices

L. 450.

THE AGRICULTURAL AND INDUSTRIAL CREDIT CORPORATION OF CEYLON

Resolution under Section 71 of the Ordinance (Cap. 402)

IT is hereby notified that the following resolution was unanimously passed by the Board of Directors of the Corporation on December 16, 1964:—

"Whereas Kosbokkagedera alias Randunpedigedera Sekara of Urapola in the District of Kandy has made default in the payments due on bond No. 2,231 dated October 6, 1950, attested by A. S. Karunaratne, Notary Public of Kandy, in favour of the Agricultural and Industrial Credit Corporation of Ceylon and there is now due and owing to the Corporation a sum of rupees three thousand six hundred and sixty-five and twenty-seven cents (Rs. 3,665.27) on the said bond; the Board of Directors of the Agricultural and Industrial Credit Corporation of Ceylon under the powers vested in them by the Agricultural and Industrial Credit Corporation Ordinance (Cap. 402 of the Legislative Enactments of Ceylon, 1956) do hereby resolve that the property and premises mortgaged to the said Corporation by the said bond No. 2,231 dated October 6, 1950, attested by A. S. Karunaratne, N. P.; be sold by public auction by Mr. Lloyd Samarawickrema, Licensed Auctioneer of Kandy, for the recovery of the said sum of Rs. 3,665.27 with interest on the principal sum of Rs. 3,507.02 at 6 per centum per annum from October 7, 1964, to date of sale and costs of sale".

SCHEDULE OF PREMISES MORTGAGED

1. All that the house and premises called Buwella Kumbura comprising divided portions of lots 1A and 2 of Buwella Kumbura in survey plan No. 2,506 with several buildings thereon situated at Urapola in the district of Kandy in extent one rood and eight decimal two three perches (0A. 1R. 8.23P.).
2. An allotment of land called Dewatapola Kumbura situated at Urapola aforesaid in extent two pelias and five lahas of paddy sowing and according to survey plan No. 2,412 is in extent three roods and thirty-one decimal five perches (0A. 3R. 31.5P.).

H. S. F. GOONEWARDENA,
General Manager.

292, Galle Road,
Colombo 3, August 12, 1965.

8-681

STUDY LEAVE FOR TEACHERS FOLLOWING COURSES OF STUDY AT THE CEYLON UNIVERSITY AND AT THE VIDYODAYA AND VIDYALANKARA UNIVERSITIES, 1965

REFERENCE is requested to the notification published in Part I Section I (Ordinary) of the Government Gazette No. 14,452 of 16.7.65, on the above subject. It is hereby informed that the last date for the receipt of application has been amended as follows:

- | | |
|------------------------------|--------------------------|
| (1) Ceylon University | ... 15th September, 1965 |
| (2) Vidyodaya University | ... 15th September, 1965 |
| (3) Vidyalandkara University | ... 15th October, 1965 |

E. H. DE ALWIS,
Director of Education.

13.8.65.

8-591

THE CEYLON STATE MORTGAGE BANK

AT a meeting held on the 1st July, 1964, the Board of Directors of the Ceylon State Mortgage Bank resolved specially and unanimously:—

- (a) that a sum of Rs. 4,042.92 is due from Mr. Terrence Amarasinghe of 119, Kotuwegoda, Rajagiriya, on account of principal and interest up to 8.5.64 and further interest at 6 per centum per annum on the sum of Rs. 3,753.53 from 9.5.64 till date of payment on Bond No. 831 dated 3.6.60, attested by Derrick Koch, Notary Public.
- (b) in terms of section 62 (1) of the Ceylon State Mortgage Bank Ordinance (Cap. 398 of Legislative Enactments of 1956) that Mr. P. H. Wijesinghe, Auctioneer of Colombo, be authorised and empowered to sell by public auction— All that allotment of land marked lot F depicted in Survey Plan No. 2514 dated 5th July, 1930, made by James Rodrigo, Licensed Surveyor of the land called ETHEPANTHIYAWATTA together with the building standing thereon (situated at Kotuwegoda in the Palle Pattu of Hewagam Korale in the District of Colombo, Western Province; containing in extent twenty-four decimal five six perches (0A. 0R. 24.56P.) according to the said Survey Plan No. 2514, mortgaged to this Bank as security by Mr. Terrence Amarasinghe of 119, Kotuwegoda, Rajagiriya, by bond No. 831 dated 3.6.1960, attested by Derrick Koch, Notary Public, for the recovery of the sum of Rs. 4,042.92 due under the said bond together with interest at 6 per cent. per annum on the sum of Rs. 3,753.53 from 9.5.64 to date of sale and costs and monies recoverable under section 63 of State Mortgage Bank Ordinance.

H. B. KAPUWATTE,
Acting Manager.

Colombo, 7th August, 1965.

8-1178

CHOLERA—DELHI AND NAGPUR AIRPORTS

IT is notified for general information that India has declared Delhi and Nagpur airports infected with Cholera. Apart from the usual requirements of immunization against Cholera in the case of passengers arriving in Ceylon from Delhi and Nagpur Airports, landing at any port in Ceylon of any fresh fish, shell fish, vegetables, fruits, jaggery, muscat (or any other article of food likely to carry Cholera infection) shipped or air lifted from Delhi and Nagpur airports are prohibited.

A further notice will follow when Delhi and Nagpur airports are declared free of Cholera.

Director,
Quarantine Department.

Quarantine Office,
Colombo, 12th August, 1965.
8-613

CLOSURE OF WELLAWAYA REST HOUSE
TEMPORARILY

THE general public is hereby informed that the Wellawaya Rest House in the Moneragala District is closed for repairs, with effect 1st August, 1965, until further notice.

Any inconvenience caused to the general public in this connection is regretted.

M. T. W. AMARASEKERA,
Government Agent.

The Kachechi,
Moneragala, 1st August, 1965.
8-445

INTERRUPTION TO TRAFFIC

Sabaragamuwa Division—Avisawella District

FURTHER to the *Gazette* notification as appearing in *Gazette* No. 14,409 dated 29.5.65, it is hereby notified for the information of the general public that Bridge No. 4/2, Mipe-Ingiriya Road, will be closed for vehicular traffic for a period of 1½ months commencing from 10.8.65.

The alternative route will be Mipe-Galagedera across Padukka to Bope.

N. G. WICKREMASINGHE,
for Director of Public Works.

Public Works Office,
Colombo, 6.8.65.

8-558

The "Ceylon Government Gazette" is published every Friday. Day of publication is subject to alteration in any week where Public Holidays intervene.

All Notices and Advertisements should reach the Government Printer, Government Press, Colombo, by 3.30 p.m. four working days previous to day of publication (i.e., normally 3.30 p.m. on Monday).

Subscriptions for the "Government Gazette" should be paid direct to the Superintendent, Government Publications Bureau, Secretariat, Colombo. The Government Printer does not accept subscriptions for the "Gazette".