

DRAFT ORDINANCES.

MINUTE.

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

An Ordinance to amend the Ordinance No. 1 of 1889, intituled "The Courts Ordinance, 1889."

Preamble.

WHEREAS it is expedient to amend the Ordinance No. 1 of 1889, intituled "The Courts Ordinance, 1889:" Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

Ordinance to be construed as one with Ordinance No. 1 of 1889.

1 This Ordinance shall be read and construed as one with "The Courts Ordinance, 1889," hereinafter referred to as "the principal Ordinance," and may be cited as "The Courts Amendment Ordinance, 189 ."

Amendment of section 6.

2 For section 6 of the principal Ordinance the following shall be substituted :

The limits of each district and division shall be as the same are respectively set out and defined in the second schedule hereto annexed.

Provided that it shall be lawful for the Governor, with the concurrence of the judges of the Supreme Court, or a major part of them, by Proclamation, from time to time to revoke, alter, or amend the division of the island into circuits ; or, with the advice of the Executive Council, by Proclamation, from time to time to revoke, alter, or amend the division of any circuit into districts and divisions, and to alter the limits of any such district or division.

Amendment of Schedule 2.

3 For Schedule 2 of the principal Ordinance the schedule hereto annexed shall be substituted.

By His Excellency's command,

W. T. TAYLOR,

Colonial Secretary's Office, Acting Colonial Secretary.
Colombo, August 11, 1899.

SCHEDULE II.

Limits of Districts and Divisions.

DISTRICTS.

Western Circuit.

District.	Court held at	Limits of Jurisdiction.
Colombo	Colombo	The harbour, and the town of Colombo within the Municipal limits, and the revenue district of Colombo, excluding so much of the Alutkuru korale as is situate north of the Jaela-oya and the villages belonging to the Galgomuwa peruwa of the Siyane korale west.
Negombo	Negombo	The harbour and town of Negombo, the Alutkuru korale north and the Hapitigam korale Mudaliyars' divisions, the villages belonging to the Galgomuwa peruwa of the Siyane korale west, and so much of the Alutkuru korale south Mudaliyar's division as is situate north of the Jaela-oya.
Kalutara	Kalutara	The revenue district of Kalutara.
Ratnapura	Ratnapura	The revenue district of Ratnapura.
Chilaw	Chilaw	The revenue district of Chilaw.
Puttalam	Puttalam	The revenue district of Puttalam.

Midland Circuit.

Kandy	Kandy	The Central Province.
Kegalla	Kegalla	The revenue district of Kegalla.
Kurunegala	Kurunegala	The Seven Korales.
Badulla	Badulla	The Province of Uva.
Anuradhapura	Anuradhapura	The North-Central Province, which comprises the Nuwaragam, Hurulu, and Kalagam palatas, and district of Tamankaduwa.

Northern Circuit.

District.	Court held at	Limits of Jurisdiction.
Jaffna	... Jaffna	... The revenue district of Jaffna, excepting the pattus of Tunukkai and Karunavel pattu south, which are hereinafter assigned to the district of Mullaittivu.
Mannar	... Mannar	... The revenue district of Mannar, comprising (1) Mannar east and west; (2) Mantai south and north, Perunkali pattu, Eluppeikadavai, Panankamam, and Metkumalai; (3) Nanadan east and west and Muchali north and south.
Mullaittivu	... Mullaittivu	... The revenue district of Mullaittivu, comprising (1) Karikkaddumulai north and south, Pudukkudiyiruppu, and Mulliavalai; (2) Kilaikkumalai north and south, Chinna-cheddikulam east and west, and Naducheddikulam; (3) Melpattu north, south, and east, and Udaiyaur, and the pattus of Tunukkai and Karunavel pattu south belonging to the revenue district of Jaffna.
Trincomalee	... Trincomalee	... The harbour and revenue district of Trincomalee.
Batticaloa	... Batticaloa	... The harbour and revenue district of Batticaloa.

Southern Circuit.

Galle	... Galle	... The harbour, and the town of Galle within the Municipal limits, and the revenue district of Galle.
Matara	... Matara	... The revenue district of Matara.
Tangalla	... Tangalla	... The revenue district of Hambantota.

DIVISIONS.

Western Circuit.

Division.	Courts (Police Court and Court of Requests) held at	Limits of Jurisdiction.
Colombo	... Colombo	... The judicial district of Colombo as hereinbefore defined, excluding those portions of the Salpiti, Hewagam, and Siyane korales, which are hereinafter respectively assigned to the several divisions of Panadure and Avisawella.
Negombo	... Negombo	... The judicial district of Negombo as hereinbefore described, excluding the Hapitigam korale.
Panadure	... Panadure	... The Rayigam korale, Panadure totamune, and that portion of the Salpiti korale lying south of the village Angulana and of the road leading from the Wewala ferry to the Lunawa bridge near the 10th milepost on the Galle road, and thence to the Mampe road, and from it to Mattegoda.
Kalutara	... Kalutara	... The judicial district of Kalutara as hereinbefore defined, excluding the Rayigam korale and Panadure totamune.
Avisawella	... Avisawella	... The Hapitigam korale, the Udugaha pattu of Siyane korale, and the Udugaha pattu of Hewagam korale; so much of the Gangaboda pattu of the Siyane korale as is situated east of the road from Hanwella to Attanagalla; (concurrently with the Minor Courts of Colombo) the Meda pattu of Hewagam korale; (concurrently with the Minor Courts of Kegalla) the Three Korales and Lower Bulatgama; and (concurrently with the Minor Courts of Ratnapura) the Kuruwiti korale.
Ratnapura	... Ratnapura & Rakwana	The judicial district of Ratnapura as hereinbefore defined.
Chilaw	... Chilaw and Marawila	The judicial district of Chilaw as hereinbefore defined.
Puttalam	... Puttalam	... The judicial district of Puttalam as hereinbefore defined.

Midland Circuit.

Anuradhapura	... Anuradhapura	... The judicial district of Anuradhapura as hereinbefore defined, which comprises the Nuwaragam, Hurulu, and Kalagam palatas, and district of Tamankaduwa.
Badulla-Haldum-mulla	Badulla, Bandarawela, and Haldummulla	The judicial district of Badulla as hereinbefore defined, except such portions thereof as are herein expressed to be included within the jurisdiction of the Police Court and Court of Requests of Nuwara Eliya.
Dumbara	... Panwila and Urugala	The revenue divisions of Pata Dumbara and Uda Dumbara.
Galagedara	... Galagedara	... In the Central Province, the revenue divisions of Tumpane and Harispattu, except Kulugammanasiya pattu; in the North-Western Province, Madure korale, Weuda korale, Gannawe korale, Gandahaye korale, and Hewawisse korale.
Kurunegala	... Kurunegala	... The judicial district of Kurunegala as hereinbefore defined, except such portions thereof as are herein expressed to be included within the jurisdiction of the Police Court and Court of Requests of Galagedara.
Kegalla	... Kegalla	... The judicial district of Kegalla as hereinbefore defined. (The jurisdiction of these courts over the Three Korales and Lower Bulatgama is concurrent with that of the courts at Avisawella, and over certain villages and estates in Paranakuru korale with Hatton-Gampola courts.)
Hatton-Gampola	Hatton and Gampola	The revenue divisions of (1) Udalata (excepting the villages Hindagala, Payingamuwa, and Kalugamuwa, the Vedehette estate, the Nilambe estate, and all other estates in Udalata lying north of the Nilambe-oya between Nilambe and Peradeniya); (2) Uda Bulatgama; (3) the Pallepene korale of the revenue division of Kotmale; (4) so much of the Udapane korale of the said division of Kotmale as lies between Uda Bulatgama and the Pallepene korale aforesaid, and the following limits:—

A line from the junction of the Pannal-oya with the Kotmale-ganga to the northernmost point of title plan 103,613 (Rolleston estate), thence along the north-eastern boundary of that title plan, the north-eastern and eastern boundary of title plan 108,342, the eastern boundary of title plan 57,290, the eastern boundary of title plan 50,045 (Rockside estate), the eastern boundary of Rockside, the western limit of title plan 96,258, a line from the southernmost point of that limit to the eastern boundary of title plan 45,446, the eastern limit of title plans 45,446 and 45,443, a direct line from the southernmost point of Pundalu-oya estate (title plan 45,443) to the Kunumelladeniya trigonometrical station, thence along the forest ridge to the Great Western Peak.

A straight line from the watershed to the boundary between Wangi-oya (title plan 48,335) and Galkandawatta estates (title plan 48,349) crossing the railway line, and along the boundary of these estates to the Nanu-oya.

The Nanu-oya, the Dimbuldanda-oya, to the western boundary of Abbotsford (title plan 80,627), thence along the boundary of Lorne estate (title plan 80,634), northern boundary of Cymru (title plan 80,629), Tangakele (title plan 80,631), by the Maha Eliya ridge above Tangakele and Kelly Hill estates (title plans 93,871 and 93,874).

District.	Courts (Police Court and Court of Requests) held at	Limits of Jurisdiction.
		The eastern boundary of Kelly Hill to its junction with Dombagastalawa-oya to the Railway Gorge, thence along the Sudugala ridge to the Horton Plains by the watershed. The boundary between the Central Province and the Province of Sabaragamuwa, viz., the Horton Plains trigonometrical station No. 2, along the Kirigalpotta watershed to the spur of the ridge dividing Dimbula and Dikoya.
		And (5) the estates known as Konniboda, Paranawela, Panapitiya, Alpitikanda, Gonaadika, and Franklands in the district of Udunuwara, and concurrently with the Police Court and Court of Requests of Kegalla, the villages of Kehelpannala, Balatgamuwa, Dumbuluwawa, Kotegoda, Palliporuwa, Madulubowa, Wadiatenna, Petigammana, Hemmatagama, Kalagahagoda, Ginihappitiya, Tambawita, Rahala, Arama Selawa, and Deiyawala, Udagankanda <i>alias</i> Buluwamulatenna, Gadadessa, Lower Berawila, and Narthakanda, in the revenue divisions of Four Korales in the district of Kegalla.
Kandy	... Kandy	... The revenue divisions of Udunuwara, Yatinuwara, Pata Hewaheta, the Kulugammanasiya pattu of Harispattu, the Diyatilaka, Ganneva, Gangapalata, and Kohoka korales of the revenue division of Uda Hewaheta, and the villages Hindagala, Payingamuwa, and Kalugamuwa in the revenue division of Udapalata, the Vedehette estate, the Nilambe estate, and all other estates in the said division of Udapalata lying north of the Nilambe-oya between Nilambe and Peradeniya.
Matale	... Matale	... The revenue district of Matale.
Nuwara Eliya	... Nuwara Eliya Maturata	and The revenue divisions of Uda Hewaheta (excepting the Diyatilaka, Ganneva, Gangapalata, and Kohoka korales), Walapane, the Udapane korale of Kotmale (except such portions thereof as are herein expressed to be included within the jurisdiction of the Police Court and Court of Requests of Hatton-Gampola), and those parts of Udapalata and Yatipalata of the division of Udukinda, which are contained within the boundaries set out below :—
		<i>South-west and South.</i> —Maha Eliya ridge between Calsay and Kelly Hill estates, the eastern boundary of the Kelly Hill to its junction with the Dombagastalawa-oya, the Dombagastalawa-oya to the Railway Gorge, thence along the Sudugala ridge and the Totapola ridge to the Narabutgala trigonometrical station.
		<i>East.</i> —A straight line from the Narabutgala trigonometrical station to the Idampolakota trigonometrical station, and a straight line from thence to the 26th milepost on the road from Badulla to Nuwara Eliya.
		<i>North-east and East.</i> —A line parallel with the Nuwara Eliya to Badulla road on its north side and 1 chain from its centre to the boundary of the Nuwara Eliya revenue district at Gorandihela, thence along this boundary to the Madawata trigonometrical station.
		<i>Northern Circuit.</i>
Jaffna	... Jaffna and Mallakam	The revenue divisions of Jaffna, Valikamam north, east, and west, and Punakari. (The Police Court of Jaffna has concurrent jurisdiction with those of Point Pedro and Kayts.)
Point Pedro	... Point Pedro and Chavakachcheri	The revenue divisions of Vadimirachchi east, Vadimirachchi west, Tenmirachchi Pachchilipallai, and Karaichchi.
Kayts	... Kayts	... The islands within the judicial district of Jaffna as hereinbefore defined.
Mannar	... Mannar	... The judicial district of Mannar as hereinbefore defined.
Mullaittivu	... Mullaittivu and Vavuniya	The judicial district of Mullaittivu as hereinbefore defined.
Trincomalee	... Trincomalee	... The revenue district of Trincomalee within the limits of ; north, Northern Province ; east, the sea ; south, Verugal river ; west, the Northern and North-Central Provinces.
Batticaloa	... Batticaloa	... The revenue district of Batticaloa within the limits of ; north, Verugal river, east, the sea ; south, Kumbukkan river ; west, the North-Central, Central, and Uva Provinces.
Kalmunai	... Kalmunai	... The district of Batticaloa within the limits of north, Manmunai south pattu ; south, Kambukkan-aru ; east, the sea ; and west, Province of Uva.
		<i>Southern Circuit.</i>
Galle	... Galle	... The judicial district of Galle as hereinbefore defined, excluding such portion thereof as is hereinafter expressed to be included within the jurisdiction of the Minor Courts at Balapitiya.
Balapitiya	... Balapitiya	... Bentota-Walallawiti korale and the northern division of the Wellaboda pattu of Galle, being that bounded on the south and east by the Hikkaduwa river, the Gonapinuwela canal, and the principal road to Halpatota.
Matara	... Matara	... The judicial district of Matara as hereinbefore defined.
Tangalla	... Tangalla	... Giruwa pattu east and Giruwa pattu west.
Hambantota	... Hambantota	... Magam pattu.

MINUTE.

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

An Ordinance relating to General Cemeteries and Burial Grounds.

Preamble.

WHEREAS it is expedient to consolidate the laws relating to cemeteries and the burial of the dead :
Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

CHAPTER I.

Preliminary.

Operation.

1 This Ordinance shall come into operation on the day of

Short title.

2 This Ordinance may be cited for all purposes as "The Cemeteries and Burials Ordinance, 1899."

Repeal.

3 (1) From and after the coming into operation of this Ordinance, the Ordinances enumerated in Schedule I. hereto shall be wholly repealed, but such repeal shall not affect—

(a) The past operation of any enactment hereby repealed, nor anything duly done or suffered under any enactment hereby repealed ; nor

(b) Any right, privilege, obligation, or liability acquired, accrued, or incurred under any enactment hereby repealed ; nor

(c) Any penalty, forfeiture, or punishment incurred in respect of any offence committed against any enactment hereby repealed ; nor

(d) Any legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture, or punishment as aforesaid.

(2) Where any unrepealed Ordinance incorporates or refers to any provision of any Ordinance hereby repealed, such unrepealed Ordinance shall be deemed to incorporate or refer to the corresponding provision of this Ordinance.

(3) Notwithstanding this repeal, every Proclamation, regulation, notice, by-law, and public order, made or purporting to be made under the repealed enactments and of force at the time of this Ordinance coming into operation, shall continue and be as if this Ordinance had not been passed, but so that the same shall be as valid and may be revoked, altered, or otherwise dealt with under this Ordinance as if it had been made under this Ordinance, and any contravention or breach thereof of which, after the coming into operation of this Ordinance, any person is guilty, may be punished in like manner as if it were a contravention, or breach of a regulation, by-law, or public order made under this Ordinance.

Definitions.

4 In this Ordinance the word "cemetery" shall mean any general cemetery established under the provisions of Ordinance No. 12 of 1862 or of this Ordinance.

The term "burial ground" shall mean any land or ground other than a general cemetery used for the burial or cremation of the dead at the time of the coming into operation of this Ordinance, or subsequently approved by the Governor in manner provided in chapter III. for the purposes of burying or cremating the dead.

The term "proper authority" shall mean in the case of every municipal town and every local board town the chairman of such municipal or local board town and in the case of the town of Nuwara Eliya, the Assistant Government Agent of Nuwara Eliya ; and in the case of every other town, village, district, or place, the government agent of the province within which such town, village, district, or place is situated.

Proclamations,
&c., to be
published in
Gazette.

5 All proclamations, regulations, notices, by-laws, and public orders made and issued under this Ordinance shall be published in the *Government Gazette*.

CHAPTER II.

General Cemeteries.

Governor may
establish
cemetery

6 (1) The Governor may, with the advice and consent of the Executive Council, when to him it shall seem advisable, by Proclamation, establish a general cemetery for the burial or cremation of the dead within such limits as shall be specified and defined in such Proclamation; and may by like Proclamation add to or reduce or otherwise alter the area of any such cemetery heretofore or to be hereafter established.

and prohibit
burials
elsewhere.

(2) Whenever a cemetery is established as aforesaid, the Governor may, with the advice and consent of the Executive Council, from time to time order that, after a time to be mentioned in the order, burials or cremations in every or any other cemetery or burial grounds within such place and limits shall be wholly or partially discontinued.

Lands to be
provided for the
purpose.

7 It shall be the duty of the municipal council of a municipal town, and of the local board of a local board town, and of the Board of Improvement of the town of Nuwara Eliya, on the request of the Governor in Executive Council, to provide land for the purpose of the establishment of a general cemetery for the burial or cremation of persons dying within the limits of such town, or for the addition to the area of any such cemetery heretofore or to be hereafter established.

Sale of closed
burial grounds
prohibited.

8 No land which shall have been consecrated or used for the burial of the dead, and in which burials shall have been discontinued under the provisions of Ordinance No. 12 of 1862 or of this Ordinance, shall be sold, disposed of, or made any use of for any purpose whatsoever without the permission of the Governor; and every sale and disposal of such land without the permission aforesaid shall be null and void; and any person making any use of such land without the permission of the Governor aforesaid shall be guilty of an offence, and be liable to a fine not exceeding one thousand rupees for every such offence.

Cemetery to be
at a distance
from houses.

9 No part of any cemetery shall be constructed nearer to any dwelling house than fifty feet, except with the consent in writing of the owner, lessee, and occupier of such dwelling house.

Chapels, &c.,
may be built.

10 The proper authority may authorize the erection of chapels and other buildings for the performance of burial services within the limits of a cemetery.

Cemetery to be
enclosed.
Proviso.

11 Every cemetery shall be enclosed by substantial walls or iron railings of the height of six feet at least, which shall be kept in complete repair. Provided that the Governor may exempt either wholly or in part any cemetery heretofore or to be hereafter established from the operation of this section, and may from time to time withdraw or renew such exemption, and the granting, withdrawal, or renewal of any such exemption shall be published in the *Government Gazette*.

Appropriation of
the cemetery.

12 (1) The proper authority may sell a portion of any cemetery for the special use of any religious denomination applying for the same, and the portion so sold shall for the purposes for this Ordinance, but for no other purpose whatever, vest in the person or persons to whom such portion has or have been or may hereafter be conveyed by deed executed by the proper authority in trust for such denomination.

Trustees may
appoint board of
management.

Powers of board.

(2) It shall be lawful for such person or persons acting as trustee or trustees to appoint from time to time a board of management consisting of three or more members; and such board, or a majority of the members thereof, may exercise any of the following powers in respect of such portion :

(a) Power to appoint a caretaker, grave-diggers, and other servants necessary for the care and use of such portion of any cemetery.

(b) Power to grant the exclusive right of burial in any plot or plots of land within such portion, or the rights of one or more burials therein, or the right of placing any monument or gravestone over any grave, or any tablet or monumental inscription on the walls of any chapel or building within such portion.

Every grant under this section shall be in writing, and signed by a member of, or by the caretaker appointed by, such board in the presence of one or more witnesses, and shall be issued on payment of such fee or fees as such board shall determine, with the approval of the Governor in Executive Council.

(3) The fees payable under this section shall be paid to and appropriated by the board of management of such portion irrespective of any fees payable to the keeper of the cemetery under the provisions of section 23, and the same shall be applied by such board to the proper upkeep and maintenance of such portion.

(4) Nothing herein contained shall relieve the keeper of any cemetery appointed by the proper authority under section 17 from the duties imposed upon him by section 22 ; but no such keeper shall execute any grant under section 23 in respect of any portion of such cemetery which is set apart for the special use of any religious denomination.

Cemetery to be
used for burials
only.

13 No part of any cemetery shall be used for any purpose except for the purpose of a cemetery; and any person making any other use of such land, except for the burial or cremation of the dead and purposes relative to such burial or cremation, shall be guilty of an offence, and liable to a fine not exceeding two hundred rupees for every such offence. •

Clerk in holy
orders may
perform services.

14 Any clerk in holy orders, minister, priest, or other person may perform the services of his religion, at the request of the executor of the will of any deceased person, or any other person having the charge of the body of any deceased person.

Corpse not to be
removed without
authority.

15 No corpse buried in any part of any cemetery shall be removed from its place of burial without the authority of a district court having jurisdiction over the limits thereof; provided that nothing in this section shall be taken to limit any powers now existing to order a post-mortem examination for the purposes of the criminal law.

Burials to be
registered.

16 All burials shall be registered in register books to be kept for that purpose by the keeper of the cemetery hereinafter mentioned; or where a caretaker has been appointed by a board of management under the provisions of section 12, by the caretaker appointed by such board; and such register books or certified copies or extracts therefrom shall be received in all courts as *prima facie* evidence of such burials; and copies or transcripts thereof shall be from time to time sent to such officer as shall be appointed by the Governor for such purpose.

Proper authority
to appoint a
keeper,
grave-diggers, &c.

17 The proper authority shall appoint a keeper, grave-diggers, and other servants necessary for the care and use of the cemetery, and may pay them such salary, wages, and allowances as he may think fit, and may remove them or any of them at his pleasure.

Regulations for
ensuring
decency,
solemnity, and
deep graves..

18 The proper authority may make regulations for ensuring that all burials within the cemetery are conducted in a decent and solemn manner, and that the graves are of a proper depth.

No burials under or close to chapels or buildings.

19 No corpse shall be buried in any vault under any chapel or building of the cemetery, or within five feet of the outer wall of any such chapel.

Portions of the cemetery may be set apart for exclusive burial.

20 The proper authority may grant portions of the cemetery not included in the portions sold under section 12 for the purpose of exclusive rights of burial therein, and may sell, either in perpetuity or for a limited time, and subject to any condition which he may think fit, the exclusive right of burial in any such portions of the cemetery so granted, or the rights of one or more burials therein, and may sell the right of placing any monument or gravestone in any part of the cemetery not included in the portions sold under section 12, or any tablet or monumental inscription on the walls of any chapel or other building within any such part.

(2) All moneys realized by the sale of any portion or portions of a cemetery under the provisions of section 12 or of this section shall if the cemetery be in a municipal town be paid into the municipal fund, if in a local board town into the local board fund, and if in the town of Nuwara Eliya into the fund of the Board of Improvement, and in any other case into the general revenue.

Form of grant of exclusive burial, &c.

21 The grant under section 20 of the exclusive right of burial in any part of the cemetery, and of the right of one or more burials therein, or of placing therein any monument, tablet, or gravestone, may be made in the form A in Schedule II. to this Ordinance, or to the like effect, and shall be executed by the cemetery-keeper in the presence of two witnesses.

Register of grants to be kept.

22 (1) A register of all such grants shall be kept by the cemetery-keeper, and within fourteen days after the date of any such grant and entry a memorial of the date thereof and of the parties thereto, and also of the consideration for such grant, and also a proper description of the ground described in such grant so that the situation thereof may be ascertained, shall be made by the said keeper in such register. Provided always that whenever a portion of a cemetery has been heretofore set apart under section 12 of Ordinance No. 12 of 1862 or shall hereafter be sold for the special use of any religious denomination under section 12, the register for such portion of the cemetery shall be kept by the caretaker appointed under that section.

(2) The cemetery-keeper shall be entitled to demand such sum as the proper authority shall think fit, not exceeding one rupee for every entry or memorial; and the register kept by the cemetery-keeper shall be open to inspection at all reasonable hours by any grantee or assignee of any right conveyed to him upon payment of the sum of fifty cents to the cemetery-keeper.

The proper authority to make regulations as to the fees, &c.

23 (1) The proper authority shall make regulations as to the fees to be paid to cemetery-keeper of any cemetery for the performance of burial services, for digging graves, and such other services in any portion of the cemetery not included in the portions set apart under section 12 of the Ordinance No. 12 of 1862 or sold under section 12 of this Ordinance, and situated or used for the burial of persons dying within the territorial limits of such proper authority, and all such fees shall be paid to the keeper of such cemetery to be by him paid to the proper authority.

(2) The fees payable to the cemetery-keeper under this section in respect of any portion of any cemetery sold or set apart for the special use of any religious denomination shall be paid to such keeper irrespective of any fees payable to the board of management for such portion under the provisions of section 12.

Plan and book of reference

24 The proper authority shall cause a plan of the cemetery to be made upon a scale sufficiently large to show the situation of every burial place in all parts of the cemetery so set apart, and in which an exclusive right of

burial has been granted ; and all such burial places shall be numbered, and such numbers shall be entered in a book to be kept by the cemetery-keeper for that purpose, and such book shall contain the names and descriptions of the several persons to whom the exclusive right of burial in any such place of burial has been granted ; and no place of burial with exclusive right of burial therein shall be made in the cemetery without the same being marked out in such plan and a corresponding entry made in the said book ; and the said plan and book shall be kept by the cemetery-keeper, and shall be open to public inspection at all reasonable hours on payment of such fee as the proper authority shall appoint.

to be open to inspection.

Form of assignment.

Assignment to be registered.

25 Every assignment of an exclusive right of burial may be in the form B in schedule II. to this Ordinance or to the like effect, and shall be valid if executed before one or more witnesses ; and every such assignment shall within six months after the execution thereof if executed in Ceylon, or within six months after the arrival thereof in Ceylon if executed elsewhere, be produced to the keeper of the cemetery, or in the case of a portion of a cemetery which has been heretofore set apart under section 12 of Ordinance No. 12 of 1862 or shall hereafter be sold for the special use of any religious denomination under section 12, to the board of management of such denomination ; and an entry or memorial of such assignment shall be made in the register by the cemetery-keeper or board, as the case may be, in the same manner as that of the original grant ; and until such entry or memorial no right of burial shall be acquired under any such assignment ; and for every such entry or memorial the cemetery-keeper or board shall be entitled to demand such sum as the proper authority shall think fit, not exceeding one rupee.

Exclusive right of burial not to be disturbed without consent.

26 No corpse shall be buried in any place wherein the exclusive right of burial shall have been granted, except with the consent of the owner for the time being of such exclusive right of burial.

Removal of monuments improperly erected.

27 The board of management in respect of any portion of a cemetery sold under section 12, and the proper authority in respect of the remaining portion of such cemetery, may cause to be taken down and removed any gravestone, monument, tablet, or monumental inscription which shall have been erected without its or his authority respectively.

Should local board refuse to exercise powers conferred by sections 10, 12, and 20, Governor and Executive Council may exercise same.

28 Whenever the proper authority shall refuse to authorize the erection of a chapel or other building for the performance of burial services within the limits of any general cemetery, or to sell a portion thereof for the special use of any religious denomination applying for the same, or to grant a portion of such cemetery for the purpose of exclusive right of burial therein, it shall be lawful for the Governor, with the advice and consent of the Executive Council, on application by such denomination, if it should seem expedient, to exercise in respect of such cemetery all or any of the powers conferred on the proper authority by the provisions of sections 10, 12, and 20, or any of them.

Penalty for damaging the cemetery.

29 Every person who shall wilfully destroy or injure any building, wall, or fence belonging to any cemetery, or destroy or injure any tree or plant therein, or who shall daub or disfigure any wall thereof, or put up any bill thereon or on any wall thereof, or wilfully destroy, injure, or deface any monument, tablet, inscription, or gravestone within any cemetery, or do any other wilful damage therein, shall be liable to a fine not exceeding one hundred rupees.

Penalty on persons committing nuisances in the cemetery.

30 Every person who shall play at any game or sport or discharge firearms, save at a military funeral, in any cemetery, or who shall wilfully and unlawfully disturb any persons assembled in any cemetery for the purpose of burying any corpse therein, or who shall commit any nuisance within any cemetery, shall be liable to a fine not exceeding one hundred rupees.

Breach of regulations.

31 Any person committing any breach of any regulations made in virtue of this Ordinance shall be guilty of an offence, and be liable to a fine not exceeding one hundred rupees.

CHAPTER III.

Burial and Cremation Grounds.

Definition of place of worship.

32 In this chapter the term "place of public worship" shall include all cathedrals, churches, temples of every description, mosques of every description, and chapels other than chapels erected in a cemetery or burial ground and used exclusively for the purpose of reading burial services therein.

Burials in places of public worship, &c., forbidden.

33 It shall not be lawful to bury any corpse or coffin in any place of public worship or within the enclosed grounds about the same: and every person who shall bury or cause, permit, or suffer any corpse or coffin to be buried contrary to the provisions of this section, shall be guilty of an offence, and liable on conviction to a fine not exceeding three hundred rupees.

New burial grounds and cremation grounds to be approved by the Governor.

34 No new burial ground shall be provided and used in any town, district, or place without the previous approval of the Governor, on the recommendation of the proper authority, and such approval shall be signified by notice in the *Government Gazette*. Every application for a new burial ground shall be accompanied by a plan prepared by a surveyor licensed under Ordinance No. 15 of 1889, and showing clearly the position of such burial ground.

Burial grounds and cremation grounds may be discontinued.

35 In case it appears to the Governor and Executive Council, upon the representation of the proper authority, that any burial ground or cremation ground situated in any town, district, or place is in such a state or locality as to be dangerous to the health of the inhabitants of such town, district, or place, it shall be lawful for the Governor, with the advice of the Executive Council, to order that, after a time to be mentioned in the order, burials or cremations in any such burial ground or cremation ground shall be discontinued; and every such order shall be published in the *Government Gazette*.

Burial or cremation not to take place after order of discontinuation.

36 After the time mentioned in any such order it shall not be lawful to bury or cremate any corpse in any burial ground or cremation ground mentioned in such order; and every person who after such time as aforesaid shall bury or cremate, cause, permit, or suffer to be buried or cremated, or assist in burying or cremating any corpse contrary to this section, shall be guilty of an offence, and be liable on conviction thereof to a fine not exceeding three hundred rupees.

Burial grounds to be enclosed and kept clear of jungle.

37 All burial grounds shall be enclosed with a sufficient wall or fence and be kept clear of low jungle or underwood; and it shall be lawful for the proper authority to call upon the trustees, managers, or proprietors of any such burial ground, or upon the person having sole or principal charge thereof, to enclose or to clear the same as aforesaid, within a reasonable time to be determined by the proper authority; and in case of non-compliance with such requisition, it shall be lawful for the proper authority to cause any such burial ground to be properly enclosed or cleared of jungle at the expense of such trustees, managers, proprietors, or person having sole or principal charge thereof as aforesaid.

By-laws.

38 It shall be lawful for the proper authority from time to time to make by-laws for the following purposes:

- (1) For the registration of burial grounds and cremation grounds;
- (2) For the inspection of such burial and cremation grounds;
- (3) For the proper regulation of the burial and cremation of corpses in such burial and cremation grounds, and for ensuring that the graves are of proper depth;

- (4) And generally for the proper management, regulation, and control of all such burial and cremation grounds, and for the maintenance of order, decency, and cleanliness within the limits thereof;

and such by-laws at any time to repeal, alter, or amend. Provided that such by-laws shall not be of any force or effect unless and until they shall be submitted to and confirmed by the Governor in Executive Council, who is hereby empowered to alter, amend, or disallow the same, or any repeal, alteration, or amendment thereof as he may think proper; and all such by-laws and any repeal, alteration, or amendment thereof shall be published in the *Government Gazette*.

Courts to take cognizance of by-laws.

39 All courts of justice shall take judicial cognizance of by-laws and of any repeal, alteration, or amendment thereof when and so soon as the same shall have been so duly confirmed and published as aforesaid; and all officers of police are hereby required to assist in carrying out the provisions thereof.

CHAPTER IV.

Penal Provisions and Powers of Courts.

Burials and cremations in unregistered burial or cremation grounds prohibited.

40 From and after the expiration of three months from the date of the publication in the *Government Gazette* of by-laws providing for the registration of burial grounds and cremation grounds, it shall not be lawful to bury or cremate any corpse in any place other than a general cemetery established under the provisions of this Ordinance or of the Ordinance No. 12 of 1862, or a burial or cremation ground registered in the manner prescribed by such by-laws; and every person who shall contrary to the provisions of this section bury or cremate, or cause, permit, or suffer to be buried or cremated, or assist in burying or cremating, a corpse, shall be guilty of an offence, and liable on conviction thereof to a fine not exceeding three hundred rupees. Provided that it shall be lawful for the Governor, with the advice of the Executive Council, at any time to grant permission to bury or cremate any corpse in any place other than a general cemetery established under the provisions of this Ordinance or of the Ordinance No. 12 of 1862, or a burial or cremation ground registered in the manner prescribed by such by-laws, and the provisions of this section shall not apply to any such burial or cremation.

Breach of by-laws made an offence.

41 The breach of any by-law made and published under this Ordinance shall be an offence, and any person convicted of any such breach shall be liable to a fine not exceeding three hundred rupees, and in the case of a continuing offence to a further fine not exceeding one hundred rupees for each day on which the offence is continued.

Police courts empowered to deal with offences.

42 Police courts are hereby empowered to deal summarily with all cases instituted under this Ordinance or any by-law made in pursuance thereof, and to impose the full penalties herein prescribed, anything in "The Criminal Procedure Code, 1898," or any other Ordinance to the contrary notwithstanding.

Limitation of prosecution.

43 No prosecution shall be instituted against any person for an offence against the provisions of this Ordinance, unless the same shall be commenced within three months from the commission of the offence.

Informer's share of penalty.

44 It shall be lawful for the court before which any conviction under this Ordinance shall take place to award to the person who may have given information of the offence such share of any fine actually recovered, not exceeding the half of the sum recovered, as the court may deem fit.

How fines to be applied.

45 Subject to the provision in the preceding section contained all fines recovered in respect of any offence under this Ordinance or for the breach of any by-law made in pursuance thereof shall be paid as follows:—

- (a) If the fine was for an offence in a municipal town to the municipal fund.

- (b) If the fine was for an offence in a local board town to the local board fund.
 (c) If the fine was for an offence in the town of Nuwara Eliya to the fund of the Board of Improvement.
 (d) And in all other cases to the general revenue.

SCHEDULE I.

Number of Ordinance.	Extent of Repeal.
Ordinance No. 10 of 1854 The whole
Ordinance No. 12 of 1862 The whole
Ordinance No. 20 of 1884 The whole
Ordinance No. 2 of 1885 The whole
Ordinance No. 17 of 1886 The whole
Ordinance No. 1 of 1894 The whole
Ordinance No. 2 of 1894 The whole
Ordinance No. 5 of 1898 The whole

SCHEDULE II.

A.—Form of Grant of Burial Place in Cemetery.

Whereas by an order of Government, dated the _____ day of _____, _____ A.D., issued under "The Cemeteries and Burials Ordinance, _____," a General Cemetery was established at _____, of which I, the undersigned, am the Cemetery-keeper.

Now I, in consideration of the sum of Rs. _____ paid to me by _____, of _____, do, as such Cemetery-keeper as aforesaid, and under the provisions of the said Ordinance, hereby grant unto the said _____ the exclusive right of burial in (*here describe the ground intended to be granted*), to hold the same to the said _____ for ever for the purposes of burial.

Given under my hand this _____ day of _____, in the year of our Lord _____.

B.—Form of Assignment of Right of Burial.

I, *A. B.*, of _____, in consideration of the sum of Rs. _____ paid to me by *C. D.*, of _____, do hereby assign unto the said *C. D.* the exclusive right of burial in (*here describe the place*), and numbered _____ on the plan of the Cemetery made in pursuance of "The Cemeteries and Burials Ordinance, _____," which was granted to me for ever by a grant bearing date the _____ day of _____, and all my estate, title, and interest therein, to hold the same unto the said *C. D.* for ever, subject to the conditions to which I held the same immediately before the execution hereof.

Witness my hand this _____ day of _____, 189 —.

By His Excellency's command,

W. T. TAYLOR,
Acting Colonial Secretary.

Colonial Secretary's Office,
Colombo, August 17, 1899.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary } In the Matter of the Goods and Chattels
Jurisdiction. } of John William Jansz, of Wolfen-
No. C 1,216. } dahl street, deceased.

Lillian Emily Jansz, of Wolfendahl street,
Colombo.....Petitioner.

And

1, Cyril Reginald Jansz ; 2, Collin Victor
Jansz ; 3, Denzil Godfred Jansz ; 4,
Rupert William Jansz ; 5, Gladys
Lillian Jansz, all of Wolfendahl street,
Colombo.....Respondents.

THIS matter coming on disposal before F. R. Dias,
Esq., Additional District Judge of Colombo, on the
17th day of August, 1899, in the presence of Mr. J. E.
R. Pereira on the part of the petitioner Lillian Emily
Jansz, of Wolfendahl street, Colombo ; and the affidavit,
dated the 15th day of August, 1899, of the said petitioner
having been read : It is ordered that the petitioner
aforesaid be declared entitled to have letters of ad-
ministration to the estate of the deceased John William
Jansz, of Wolfendahl street, Colombo, issued to her, as
widow of the said deceased, unless the respondents above-
named shall, on or before the 31st day of August, 1899,
show sufficient cause to the satisfaction of this court to
the contrary.

FELIX R. DIAS,
Additional District Judge.

The 17th day of August, 1899.

In the District Court of Colombo.

Order Nisi declaring Will proved, &c.

Testamentary } In the Matter of the Last Will and
Jurisdiction. } Testament of Mututantrige Bastian
No. C 1,218. } Cooray, of Edama in Moratuwa,
deceased.

THIS matter coming on for disposal before F. R.
Dias, Esq., Additional District Judge of Colombo,
on the 17th day of August, 1899, in the presence of Mr.
C. Peiris, Proctor, on the part of the petitioner William
Christombo Cooray, of Edama ; and the affidavit of the
said petitioner, dated 2nd August, 1899, having been read :
It is ordered that the will of Mututantrige Bastian
Cooray, of Edama in Moratuwa, deceased, dated 7th
November, 1898, and now deposited in this court, be and
the same is hereby declared proved, unless the respon-
dents—1, Sampathawaduge Marthina Fernando of
Edama ; 2, James Simon Cooray ; 3, Annie Sophia Cooray ;
4, Arnolis Perera ; 5, Edward Abraham Cooray ; 6,
Josephine Ada Cooray ; and 7, Benjamin Christopher
Cooray, all of Angulana—shall, on or before the 7th day of
September, 1899, show sufficient cause to the satisfaction
of this court to the contrary. It is further declared that
the said petitioner is the executor named in the said
will, and that he is entitled to have probate of the same
issued to him accordingly, unless the respondents above-
named shall, on or before the 7th day of September, 1899,
show sufficient cause to the satisfaction of this court to
the contrary.

FELIX R. DIAS,
Additional District Judge.

The 17th day of August, 1899.

In the District Court of Colombo.

Order Nisi.

Testamentary } In the Matter of the Goods and
Jurisdiction. } Chattels of Hadjia Umma, of
No. C 1,220. } Colombo, deceased.

Wapitchey Maricar Abdul Rahiman, of Wella-
watta.....Petitioner.

And

1, Razina Umma, a minor, of Wellawatta ;
2, Mohamado Abdul Razie, a minor, of
Wellawatta ; 3, Umma Rakeeba, a minor, of
Layards Broadway, Colombo ; 4, Ahamadu
Natchia and her husband 5, Isbo Lebbe
Maricar Hadjar, both of Layards Broad-
way, Colombo Respondents.

THIS matter coming on for disposal before F. R.
Dias, Esq., Additional District Judge of Colombo,
on the 17th day of August, 1899, in the presence of
Messrs. J. W. and W. P. D. Vanderstraaten, Proctors,
on the part of the petitioner Wapitchey Maricar Abdul
Rahiman, of Wellawatta ; and the affidavit, dated the
3rd day of August, 1899, of the said petitioner having
been read : It is ordered that the petitioner aforesaid be
declared entitled to have letters of administration to the
estate of the deceased Hadjar Umma issued to him, as
widower of the said deceased, unless the respondents
above-named shall, on or before the 7th day of Septem-
ber, 1899, show sufficient cause to the satisfaction of this
court to the contrary.

FELIX R. DIAS,
Additional District Judge.

The 17th day of August, 1899.

In the District Court of Colombo.

Order Nisi declaring Will proved, &c.

Testamentary } In the Matter of the Last Will and
Jurisdiction. } Testament of Francis Matilda
No. C 1,221. } Ireland Jones, late of Stansted,
Lower Camden, Chislehurst, in
the County of Kent, England,
deceased.

THIS matter coming on for disposal before F. R. Dias,
Esq., Additional District Judge of Colombo, on the
17th day of August, 1899, in the presence of Mr. Walter
F. F. Prins, Proctor, on the part of the petitioner J. N.
Keith, of Colombo ; and the affidavit of the said peti-
tioner, dated 17th August, 1899, having been read : It is
ordered that the will of Francis Matilda Ireland Jones,
deceased, dated 16th March, 1899, exemplification
whereof is filed of record, be and the same is hereby
declared proved, unless any person interested shall, on or
before the 31st day of August, 1899, show sufficient cause
to the satisfaction of this court to the contrary.

It is further declared that the said petitioner is the
Attorney of John Ireland Jones, of Stansted, the executor
named in the said will, and that he is entitled as such
attorney to have letters of administration, with the
will annexed issued to him accordingly, unless any person
interested shall, on or before the 31st day of August, 1899,
show sufficient cause to the satisfaction of this court to
the contrary.

FELIX R. DIAS,
Additional District Judge.

The 17th day of August, 1899.

In the District Court of Negombo.
 Testamentary } In the Matter of the Intestate Estate
 Jurisdiction. } of Kowilage Istinoe Silva, of Kus-
 No. 407. } salla, deceased.

Wewalage Maria Justina Fernando, of
 Kussala.....Petitioner.

Vs.

1, Kowilage Elaris Silva ; 2, Kowilage Isabel
 Silva ; and 3, Kowilage Eusemia Silva,
 all of Kussala.....Respondents.

THIS matter coming on for disposal before W. R. B. Sanders, Esq., District Judge of Negombo, on the 31st day of July, 1899, in the presence of Mr. Charles de Silva, Proctor, on the part of the petitioner Wewalage Maria Justina Fernando, of Kussala ; and the affidavit, dated 20th day of July, 1899, of the said petitioner, having been read :

It is ordered that the petitioner aforesaid be declared entitled to, to have letters of administration to the estate of the deceased Kowilage Istinoe Silva, of Kussala, issued to her, as widow of the said deceased, unless the respondents above-named or any other person interested shall, on or before the 20th day of September, 1899, show sufficient cause to the satisfaction of this court to the contrary.

W. R. B. SANDERS,
 District Judge.
 The 31st day of July, 1899.

In the District Court of Kalutara.
Order Nisi.

Testamentary } In the Matter of the Joint Estate of
 Jurisdiction. } Kalutantrigey Carolis Pieris and
 No. 229. } Handapangodegey Madelena Pieris,
 husband and wife, deceased, of
 Walane.

THIS matter coming on for disposal before G. C. Roosmalecocq, Esq., District Judge of Kalutara, on the 13th day of July, 1899, in the presence of Mr. P. A. Gooneratne, Proctor, on the part of the petitioner Kalutantrigey Emis Pieris, of Walane ; and the affidavit of the said Kalutantrigey Emis Pieris, dated 13th July, 1899, having been read :

It is ordered that the said Kalutantrigey Emis Pieris be and he is hereby declared entitled to have letters of administration to the joint estate of Kalutantrigey Carolis Pieris and Handapangodegey Madelena Pieris, deceased, issued to him, as son of the said deceased, unless the respondents—1, Kalutantrigey Abraham Pieris ; 2, Kalutantrigey Silvestry Pieris ; 3, Kalutantrigey Jane Pieris ; 4, Kalutantrigey Emalina Pieris ; 5, Don Hendrick Karunarātne Appuhamy ; 6, Habaragommaralalagey James Pieris ; 7, Habaragommaralalagey Cicilia Pieris ; 8, Habaragommaralalagey Lianora Pieris ; 9, Dewagey Don Arnolis Appuhamy ; 10, Dewagey Don Abraham, all of Walane in Panadure—shall, on or before the 29th day of August, 1899, show sufficient cause to the satisfaction of this court to the contrary.

G. C. ROOSMALECOQ,
 District Judge.
 The 13th day of July, 1899.

In the District Court of Jaffna.
Order Nisi.

Testamentary } In the Matter of the Estate of the late
 Jurisdiction. } Chue Ahaw, Chinaman of Canton,
 No. 1,003. } late of Jaffna, deceased.
 Chue Kilman, Chinaman of Canton, now
 residing at Jaffna Petitioner.

Vs.

Chue Howpong, Chinaman, residing at Colom-
 buturai in Jaffna..... Respondent.

THIS matter of the petition of Chue Kilman, Chinaman of Canton, now residing at Jaffna, praying for letters of administration to the estate of the above-named deceased Chue Ahaw, Chinaman, late of Jaffna, coming on for disposal before C. Eardley-Wilmot, Esq., District Judge, on the 4th day of August, 1899, in the presence of Mr. C. Strantenbergh, Proctor, on the part of the petitioner ; and the affidavit of the petitioner, dated the 15th day of July, 1899, having been read : It is declared that the petitioner is a nephew and next of kin of the said intestate, and as such is entitled to have letters of administration to the estate of the said intestate

issued to him, unless the respondent or any other person shall, on or before the 31st day of August, 1899, show sufficient cause to the satisfaction of this court to the contrary.

C. EARDLEY-WILMOT,
 District Judge.
 This 4th day of August, 1899.

In the District Court of Mullaittivu.

Order Nisi.

Testamentary } In the Matter of the Estate and Effects
 Jurisdiction. } of Rasinghe Vavuniyan Ponnutturai,
 No. 12. } of Vavuniya, deceased.

Charavanai Murukesu, of Chavakachcheri Petitioner.

Vs.

Chinnakkunchu, widow of Ponnutturai, of
 Vavuniya, now at Chavakachcheri Respondent.

THIS matter of the petition of Charavanai Murukesu, of Chavakachcheri, praying for letters of administration to the estate of the above-named deceased Rasinghe Vavuniyan Ponnutturai, coming on for disposal before C. S. Vaughan, Esq., District Judge, on the 12th day of July, 1899, in the presence of Mr. S. Senathiraja, Proctor, on the part of the petitioner ; and affidavit of the petitioner, dated the 12th day of July, 1899, having been read : It is declared that the petitioner is the brother-in-law of the said intestate and entitled to have letters of administration to the estate of the intestate issued to him, unless the respondent or any other person shall, on or before the 30th day of August, 1899, show sufficient cause to the satisfaction of this court to the contrary.

C. S. VAUGHAN,
 District Judge.
 The 12th day of July, 1899.

In the District Court of Mullaittivu.

Order Nisi.

Testamentary } In the Matter of the Goods and
 Jurisdiction. } Chattels, Estate and Property of
 No. 13. } Nagapper Arumugam, of Point
 Pedro, late of Mullaittivu, deceased.

THIS matter coming on for disposal before C. S. Vaughan, Esq., District Judge of Mullaittivu, on the 30th day of March, 1899, in the presence of Mr. S. Senathirayer, Proctor, on the part of the petitioner Teyver Nagalingam ; and the affidavit of Kathirgamer Naganather, of Point Pedro, dated the 17th day of March, 1899, having been read :

It is ordered that the said Teyver Nagalingam be and he is hereby declared entitled to have letters of administration to the estate of Nagapper Arumugam, of Point Pedro, late of Mullaittivu, deceased, issued to him, as creditor of the said deceased, unless any person shall, on or before the 28th June, 1899, show sufficient cause to the satisfaction of this court to the contrary.

C. S. VAUGHAN,
 District Judge.
 The 31st day of May, 1899.

The date for showing cause against the above *Order Nisi* is extended to 30th August, 1899.

C. S. VAUGHAN,
 District Judge.

In the District Court of Chilaw.

Order Nisi.

Testamentary } In the Matter of the Estate of the late
 Jurisdiction. } Vanselith Henry Petersay, of Dum-
 No. 571. } maladeniya.

THIS matter coming on for disposal before William Edward Thorpe, Esq., District Judge of Chilaw, on the 21st day of August, 1899, and the petition and affidavit of Warneculesuria Maria Fernando, of Dummaladeniya, dated the 21st day of August, 1899, having been read : It is ordered that the said Warneculesuria Maria Fernando, of Dummaladeniya, be and she is hereby declared entitled to have letters of administration to the estate of the late Vanselith Henry Petersay, of Dummaladeniya, deceased, and that such letters of administration be granted to her accordingly, unless any person shall, on or before the 6th day of October, 1899, show sufficient cause to the contrary.

W. E. THORPE,
 District Judge.

NOTICES OF INSOLVENCY.

In the District Court of Colombo.

No. 1,968. In the matter of the insolvency of John Henry Schokman, of 2nd Division Maradana.

NOTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at the sitting of the court on September 28 next, for the purpose of considering the grant of a certificate of conformity to the said insolvent.

By order of court,

J. B. MISSEO,
Secretary.

Colombo, August 24, 1899.

No. 1,976. In the matter of the insolvency of Adjie Markar Omar Lebbe Marikar.

NOTICE is hereby given that a meeting of creditors of the above-named insolvent will take place at the sitting of the court on September 28 next, for the purpose of approving the conditions of sale of the immovable property belonging to the insolvent estate.

By order of court,

J. B. MISSEO,
Secretary.

Colombo, August 24, 1899.

No. 1,979. In the matter of the insolvency of Mahawadugey Abraham Perera, of Wekada.

WHEREAS Mahawadugey Abraham Perera has filed a declaration of insolvency, and a petition for the

sequestration of the estate of the said Mahawadugey Abraham Perera, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said Mahawadugey Abraham Perera insolvent accordingly; and that two public sittings of the court, to wit, on September 21, 1899, and October 5, 1899, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court,

J. B. MISSEO,
Secretary.

Colombo August 22, 1899.

No. 1,981. In the matter of the insolvency of K. Martenis Perera.

WHEREAS K. Martenis Perera has filed a declaration of insolvency, and a petition for the sequestration of the estate of K. Martenis Perera, under the Ordinance No. 7 of 1853: Notice is hereby given that the said court has adjudged the said K. Martenis Perera insolvent accordingly; and that two public sittings of the court, to wit, on September 21, 1899, and October 5, 1899, will take place for the said insolvent to surrender and conform to, agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court,

J. B. MISSEO,
Secretary.

Colombo, August 21, 1899.

NOTICES OF FISCALS' SALES.

Western Province.

In the District Court of Colombo.

The Bank of Madras.....Plaintiff.
No. 12,490C. Vs.

Cathiravaloo Ramalingam, of Colombo.....Defendant.

NOTICE is hereby given that on Saturday, September 16, 1899, at 3 o'clock in the afternoon, will be sold by public auction at the premises the following property declared by the decree entered in the above action, specially bound and executable on the footing of the bond or writing obligatory No. 7,809 of February 20, 1899, for the recovery of the sum of Rs. 417,936-11, with interest thereon at 9 per cent. per annum from February 20, 1899, until payment in full and costs of suit, less Rs. 20,000, viz.:-

(a) All that house and ground, situated and lying at Chekku street at Chetty's quarter, within the Municipality of Colombo; bounded on the north by the house of Casper Casie Chetty, on the east by Chekku street, on the south by the house of J. D. Christoffel Nonis, and on the west by the ground of Coomaraswami, Mudaliyar, containing in extent $8\frac{3}{8}$ square perches more or less; and (b) all that house and ground situate and lying in the Chetty's quarter, within the Municipality of Colombo; bounded on the north by the house of Gabriel Brittoe, on the east by the Middle street, on the south by the house of Jan

Rodrigo Tamby Chetty, and on the west by the houses of Mathes Rodrigo and Mr. de Vos; containing in extent $10\frac{3}{4}$ square perches more or less, according to the conveyance thereof No. 1,038, dated August 7, 1879, both now forming one property and bearing present assessment No. 47, situated at Chekku street, Colombo; bounded on the north by the property of Vaythelingam, on the east by the Chekku street, on the south by the property of T. Sammogan, and on the west by the property of T. Muttoccomaru.

W. N. S. ASERAPPA,
Deputy Fiscal.

Fiscal's Office,
Colombo, August 23, 1899.

In the District Court Negombo.

Liyanage Peduru de Silva, of Kattuwa.....Plaintiff.
Liyanage Moses Vincent de Silva,
of Kattuwa.....Substituted Plaintiff.

No. 1,899. Vs.

Kurukulesuria David Peries, of Chilaw road,
Negombo.....Defendant.

NOTICE is hereby given that on September 16, 1899, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, viz.:-

An undivided $\frac{3}{4}$ of the northern $\frac{1}{4}$ of two contiguous lands called Talgahawatta and of the buildings standing

thereon, situate at the First Division of Hunupitiya, within the gravets of Negombo; the entire land is bounded on the north by the garden formerly of Migel Selambram and Christogo Selambram, now of Mr. Gabriel Fernando, Mudaliyar, on the east by the garden of Francisco Fernando, on the south by the garden of Kurukulesuria Salman Fernando, and on the west by the high road leading to Hunupitiya; containing in extent one rood more or less.

Amount to be levied, Rs. 1,637-60, and interest on Rs. 1,335-85 at 9 per cent. per annum from August 5, 1894, of which Rs. 52-90 recovered on April 15, 1898.

SWAMPILLE JOSEPH,
Deputy Fiscal's Office, Deputy Fiscal.
Negombo, August 22, 1899.

In the District Court of Colombo.

V. V. R. A. Suppremanian Chetty, of Colombo...Plaintiff.

No. 12,488. Vs.

1, Cornelis Perera, of Panadure; 2, M. A. Perera, of Panadure; 3, M. Perera, of Panadure.....Defendants.

NOTICE is hereby given that on Tuesday, September 19, 1899, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said third defendant in the following property, viz. :—

1. All that defined portion of the garden called Indiyawatta of the extent of 3 roods and 30 perches, situated at Bolgoda in Adikari pattu of Rayigam korale; and bounded on the north by the high road leading to Ratnapura, on the east by a row of jak trees and a portion of the same land, on the south by the other two-twelfth parts of the same land of C. F. Fernando and the field of S. Mudaliyar, and on the west by Mahanagewatta.

2. Land called Bogahawatta with buildings thereon, in extent 1 acre 2 roods and 39 perches, situated at Bandaragama in Adikari pattu of Rayigam korale; and bounded on the north by the land of Esanpatabendige family, on the east by Gingahakumbura, on the south by Ambagahawatta, and on the west by Tippalekumbura.

Notice is hereby given that on Wednesday, September 20, 1899, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said second defendant in the following property, viz. :—

3. Sorana *alias* Molpedda estate lands called Kapugalanda and Kapugaladeniya, situated at Wewalgama, Horana, Munagama in Adikari pattu, and Bellapitiya in Munwattebage pattu, Rayigam korale, in extent 52 acres 2 roods 17 perches; and bounded on the north by reservation for a road and plan No. 83,721, on the east by Crown land, Kekunagahahena, and a path, on the south by plans Nos. 17,631, 142,587, and 136,920, and on the west by land described in plans Nos. 196,104 and 82,603.

Notice is hereby given that on Thursday, September 21, 1899, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said second defendant in the following property, viz. :—

4. Land called Kelebima *alias* Mukalana of the extent of 56 acres 3 roods and 12 $\frac{3}{16}$ square perches, situated at Kalupabana in Udugaha pattu of Rayigam korale; and bounded on the north by Galwaladeniya, on the east by a portion of land belonging to Dassanayaka Muhandiram, on the south by a portion of this land bearing Nos. 21 and 22, and on the west by Galwaladeniya and field.

5. Land called Maputugamedamukalana *alias* Kitulekanda of the extent of 24 acres 1 rood and 20 perches, situated at Wagawatta in Udugala pattu, Rayigam korale; and bounded on the north-east by half portion marked letter A, on the south-east by Crown land and field, and on the west by Bombokele.

Notice is hereby given that on Friday, September 22, 1899, coming at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said third defendant in the following property, viz. :—

6. Land called Dehipitiyehena of the extent of 16 acres 1 rood and 23 perches, situated at Kehelhenawa in Munwattebage pattu of Rayigam korale; and bounded on north-west by land belonging to W. Brumpy and on all the other sides by Crown land.

Notice is hereby given that on Saturday, September 23, 1899, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said third defendant in the following property, viz. :—

7. Land called Liyanagodawela, in extent about 24 bushels of paddy sowing, situated at Pelpola in Munwattebage pattu of Rayigam korale; and bounded on the north by the land claimed by L. Elias and Liyanagodawela, on the east by the river, on the south by the lands of Bastian, Nicholas, and others, and on the west by the land of L. Ando and others.

8. Land called Muttettuwekumbura, in extent 13 acres 2 roods and 16 perches, situated at Raddegoda; and bounded on the north by Deniya and Crown land, on the north-east by Crown land and Wewalangamana, on the south by Mutandikumbura, and on the west by Crown land.

For the recovery of Rs. 10,710, with interest thereon at 9 per cent. per annum from May 23, 1899, till payment in full.

DAN. F. JAYASURIYA,
Deputy Fiscal's Office, Deputy Fiscal.
Bandaragama, August 10, 1899.

Central Province.

In the District Court of Kandy.

1, S. M. R. M. Caruppen Chetty; and 2,
M. R. P. Lana Perianen Chetty Plaintiffs.
No. 13,114. Vs.

Bawa Saibo Samsudeen Saibo *alias* U.
Samsudeen Saibo Defendant.

NOTICE is hereby given that on September 15, 1899, commencing at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of the said defendant in the following property, to wit, namely, all those tannery buildings, cooly lines and premises, and surrounding land and plantations thereon, known as Tholkedangu, situate at Gange-watta of Yatinuwara, in the District of Kandy; and bounded on the east by Mr. Brown's estate and stream, south by Mr. Brown's land and schoolmaster Perera's land, west by Saibo Idroos Lebbe Marikkar's property and Andris Appuhamy's land, and on the north by Hal-oya, comprising the following allotments of land, namely :—

1. Half share of Thanayanwatta, of about 1 pela in extent; bounded on the east by ela of Attayalagekumbura, on the south by the fence, west by stream, and on the north by fence, situate at Huduhumpola in Yatinuwara.

2. One-fourth share out of the eastern 1 pela of the western half share and a half share of the eastern half of Thanayanwatta of 2 amunams of paddy sowing in extent; bounded on the east by the stone fence of Meda-ange, on the south by Seena-ange-ela, west by ditch of Thanayanwatta, and on the north by Hal-oya, situate at Deyanne-wela of Yatinuwara.

3. Two portions of Tanayanwatta lying on the eastern and western sides of the eastern portion sold to Pettan Kangany, one portion 30 ft. in length and 52 ft. in breadth; bounded on the east by the portion purchased for the tannery, on the south by Seena-ange-ela, west by another portion of Tanayanwatta, and on the north by ela of Atalaha, situate at Deyanne-wela as aforesaid.

4. The other portions, 8 ft. in breadth; bounded on the north-east by the fence of another portion of Tanayanwatta, on the south by Seena-ange-ela, west by portion purchased for the tannery, and on the north by ela of Atalaha, situate at Deyannewela as aforesaid.

5. The garden called Pihillagawawatta of about 4 acres 1 rood and 32 perches in extent, situate at Huduhumpola as aforesaid; and bounded on the east and north by the stream and Mr. Brown's land, west by Andris Appuhamy's land according to the deed No. 804 dated February 29, 1896, and attested by Edwin Beven, of Kandy, Notary Public.

6. An allotment of land called Kellagodella of 1 acre in extent, together with the buildings and tannery pits thereon and all the tools and implements and everythings belonging thereto, situate at Deyannewela as aforesaid; and bounded on the east and south by Binduwa Duraya's land, on the west by Alawalakumbura, and on the north by Meda-ela.

Amount of writ, Rs. 35,877.50.

F. J. SMITH,
Deputy Fiscal.

Fiscal's Office,
Kandy, August 21, 1899.

In the District Court of Kandy.

Kana Ana Arumugan Chetty.....Plaintiff.

No. 13,148. Vs.

1, Suppen Kangany; and 2, Ramai.....Defendants.

NOTICE is hereby given that on September 19, 1899, at 12 o'clock noon, will be sold by public auction at the premises the right, title, and interest of defendants in the following property, to wit, namely:—

1. An undivided southern just half share of 4½ kurunies kurakkan in extent, and everything thereon out of the land called Ugurasseghamulahena *alas* Kopiwatta of one pela and five kurunies in extent in the whole; and bounded on the east by Appoo's land, south by Menikrala's land, west by stone fence, and on the north by kandura.

2. The undivided just half share towards Darande and appurtenant to the ground of Carupen Kangany's land, of one and a half nellies of kurakkan in extent, and every thing thereon out of the land called Bataketiamediriahena of 3 nellies of kurakkan in extent in the whole; and bounded on the east by the boundary of Karupen Kangany's land, south by kandura, west by kandura, and on the north by the boundary of the remaining portion of the said land.

3. The eastern just half share of one nellie of kurakkan in extent, and everything thereon out of the land called Dambegawahena of two nellies of kurakkan in extent in the whole; and bounded on the east by stone fence of Ukkurala's chena, south by the stone fence of Secretary's land, west by stone fence of Seerala's land, and on the north by stone fence.

4. Just half share and everything thereon out of one-fifth share of the land called Bataketiayahena of three nellies kurakkan in extent in the whole; and bounded on the east by Karupen Kangany's land, south by the land sold by Punchi Rala to Kumaran, west by kandura, and on the north by the boundary of the remaining portion of the said land.

5. Wewagawakopiwatta of 3 nellies kurakkan in extent; bounded on the east by stone fence of Appuhamy's chena, south by the stone fence of Punched Menika's chena, west by the land of Appu, and on the north by stone fence, all situate at Alacolawewa of Maturata korale in Uda Hewaheta.

Amount of writ, Rs. 647.75.

F. J. SMITH,
Deputy Fiscal.

Fiscal's Office,
Kandy, August 21, 1899.

Northern Province.

In the Court of Request of Point Pedro.

Andiyappen Visuvalingam, of Point Pedro Plaintiff.

No. 6,363. Vs.

Murugaser Putatampi, of Point Pedro.....Defendant.

NOTICE is hereby given that on Thursday, September 21, 1899, at 10 o'clock in the forenoon, will be sold by public auction on the land hereinafter described the right, title, and interest of the said defendant in the following property, for the recovery of Rs. 222 and charges, viz.:—

In an undivided one-fourth share with its appurtenances, including one-fourth share on the east of the square house out of a divided 4½ lachams varaku culture of a piece of land consisting of the following parcels, situated at Point Pedro, Vendipakutevankurichchi, called Muthuvattai, containing or reputed to contain in extent 16 lachams varaku culture, Unthuvattai house one, Unthuvattai house one, Unthuvattai house one, Unthuvattai house one, Unthuvattai house three-fourths, Unthuvattai house one-fourth, Unthuvattai garden one. The said 4½ lachams is bounded or reputed to be bounded on the east by the property of Varattai and others, north and west by lane, and south by lane and by property of Kaverippillai and others.

Fiscal's Office,
Jaffna, August 17, 1899.

JOHN RUDD,
Deputy Fiscal.

In the Court of Requests of Point Pedro.

Andiyappen Visuvalingam, of Point Pedro.....Plaintiff.

No. 6,363. Vs.

Murugaser Putatampi, of Point Pedro.....Defendant.

NOTICE is hereby given that on Friday, September 22, 1899, at 10 o'clock in the forenoon, will be sold by public auction on the land hereinafter described the right, title, and interest of the said defendant in the following property, for the recovery of Rs. 222 and charges, viz.:—

In an undivided $\frac{1}{20}$ share of a divided 5 lachams and 6½ cullies, with its appurtenances, of the following parcels of land called Rakkanmanal Vadamekku, situated at Point Pedro, Chinkapakutevankurichchi, and containing or reputed to contain in extent house 2 Rakkanmanal, in extent 81 lachams varaku culture. The said 5 lachams and 6½ cullies is bounded or reputed to be bounded on the east and south by property of Nakalinkam and others, north by property of Manikkam and others, and west by a road.

In an undivided one-fourth share of a divided 8 lachams and 13½ cullies, with its appurtenances, of a piece of land called Pirappankeni, situated at Point Pedro, Malavarayakurichchi, and containing or reputed to contain in extent 10 lachams varaku culture. The said 8 lachams and 13½ cullies is bounded or reputed to be bounded on the east by property of Kumarasami and others, north by a lane, west by a lane and by property of Nakalinkam and others, and south by property of Nakalinkam and others.

In a divided 4 lachams and 7½ cullies on the north, with its appurtenances, including share of well of a piece of land called Mavaladi and other parcels, situated at Point Pedro, Vendipakutevan and Chinkapakutevankurichchi, and containing or reputed to contain in extent 8 lachams varaku culture and 14½ cullies. The said four lachams and 7½ cullies is bounded or reputed to be bounded on the east by a lane, north by property of Valliyammai and others, west by property of Kanapatippillai and others, and south by property of Chivakkolunthu and others.

Fiscal's Office,
Jaffna, August 17, 1899.

JOHN RUDD,
Deputy Fiscal.

Eastern Province.

In the District Court of Trincomalee.

Saravanamuttu Ponnusamy, of No. 6 Division, Trincomalee.....Plaintiff.

No. 812. Vs.

(1) Sinnatamby Konamalai, and (2) Sinnappillai, widow of Sinnatamby, of No. 8 Division, Trincomalee.....Defendants.

NOTICE is hereby given that on Saturday, September 16, 1899, commencing at 11 o'clock in the morning, will be sold by public auction at the spot the right, title, and interest of the said defendants in the following property, the 2nd, 3rd, and 4th lands, subject to primary mortgage created by bond No. 102, dated November 20, 1877, attested by Notary Katheravelupillai, and the 1st and 5th lands, being specially mortgaged with the plaintiff and decreed to be sold, viz. :—

(1) An undivided $\frac{1}{4}$ share of two pieces of land now forming one allotment, with a well, well sweep, and posts, situate in No. 8 Division, Trincomalee; bounded on the south-west by the land of Varitamby Sinner and others, on the north-east by the house and ground of C. U. Candappa, on the south-east by road, and on the north-west by the land belonging to T. Veluppillai Vannipam. Extent of the whole land being 1 rood and 24.33 square perches.

(2) An undivided $\frac{3}{4}$ share of a piece of land, with a tiled house of one room, share in a well, well sweep, and posts, situate in No. 8 Division, Trincomalee;

bounded on the north-east by road leading to public inn, on the south-east by the land belonging to the defendants, on the south-west by the house and ground of C. U. Candappa, and on the north-west by the house and ground of T. Veluppillai Vanniah. The whole land being in extent 6 $\frac{3}{8}$ square perches.

(3) An undivided $\frac{3}{4}$ share of a piece of land, with a tiled house of one room, with share in a well, well sweep, and posts, situate in No. 8 Division, Trincomalee; bounded on the south-east by the house and ground of Vairamuttu Kanapatheypillai and others, on the north-east by road leading to public inn, on the south-west by the house and ground of C. U. Candappa, and on the north-west by the land belonging to the defendants; Extent of the whole land being 6.44 square perches.

(4) An undivided $\frac{3}{4}$ share of a piece of land, situate in No. 8 Division, Trincomalee; bounded on the north-east by the land of Vairamuttu Kanapatheypillai and others, on the south-west by the house and ground of C. U. Candappa, on the south-east by cross road leading to Main street, and on the north-west by the land belonging to the defendants.

(5) A piece of land with cocoanut trees and other plantations, situate at Challey in Kaddukulam pattu; bounded on the east by seashore, on the north by road, on the west by the land of Sinnatampi Tellaiampalam and others, and on the south by the land belonging to Sinnatamby Tellaiampalam and others.

Writ amount Rs. 1,389.77, with further interest thereon at 9 per cent. per annum from March 8, 1899, and costs Rs. 119.41 $\frac{1}{2}$.

Deputy Fiscal's Office,
Trincomalee, August 18, 1899.

C. M. LUSHINGTON,
Deputy Fiscal.

DISTRICT AND MINOR COURTS NOTICES.

NOTICE is hereby given that a suit has been instituted in the Court of Requests of Kandy by 95 labourers of Ingurugalle estate against the proprietor thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 700.

D. B. WICKRAMASINGHE,
Chief Clerk.

Court of Requests,
Kandy, August 9, 1899.

against the proprietor thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting Rs. 50.

This 14th day of August, 1899.

T. B. CLAASZ,
Chief Clerk.

NOTICE is hereby given that a suit No. 5,549 has been instituted in the Court of Requests of Matara by Periya Ramasamy Kangany for himself and twelve labourers of Kurulugalla estate in Morawak korale

NOTICE is hereby given that a suit No. 1,308 has been instituted in the Court of Requests of Avisawella by two labourers of Mipitikande estate against the proprietor thereof, under the Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 18.

This 12th day of August, 1899.

ALFRED PRONK,
Chief Clerk.

List of Uncertificated Insolvents for the Half-year ended June 30, 1899.

Nil.

District Court,
Colombo, August 21, 1899.

N. ERNEST COOKE,
District Judge.

Testamentary Cases under Official Administration for the Half-year ended June 30, 1899.

Nil.

District Court,
Kalutara, August 19, 1899.

G. C. ROOSMALECOCK,
District Judge.

List of Uncertificated Insolvents for the Half-year ended June 30, 1899.

Nil.

District Court,
Kalutara, August 19, 1899.

G. C. ROOSMALECOCK,
District Judge.

NOTICE is hereby given that a suit has been instituted in the Court of Requests of Gampola by 39 labourers of Kadawala estate in Nawalapitiya against the proprietor thereof, under Ordinance No. 13 of 1889, for the recovery of their wages amounting to Rs. 291.70.

N. PARANAWITANA,
Chief Clerk.
Court of Requests,
Gampola, August 22, 1899.

WITH reference to the notice dated June 7, 1899, published in the *Ceylon Government Gazette* of

June 16, 1899, notice is hereby given that no Sessions of the Badulla-Haldummulla Circuit Court will be held in September or on October 2 at Bandarawela or Haldummulla; and that the Circuit Police Court will sit at Lunugala on September 25, 26, 27, 28, 29, and 30, 1899.

R. B. HELLINGS,
Police Magistrate.

Badulla-Haldummulla Circuit Court,
Bandarawela Office, August 22, 1899.