



## DRAFT ORDINANCES.

### MINUTE.

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

#### An Ordinance for Incorporating the Council of Legal Education.

Preamble.

**W**HEREAS it is expedient to create the Council of Legal Education of this Colony a body corporate for the purpose of supervising and controlling the legal education of law students desiring to qualify as advocates and proctors, and to empower the Council to purchase and sell lands and movables, to erect buildings, and generally to invest the funds of the Council as to them shall seem fit: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Short title.

1 This Ordinance may be cited as "The Council of Legal Education Incorporation Ordinance, 1899," and shall come into operation on the date of the passing thereof.

The Council of  
Legal Education  
incorporated.

2 The Chief Justice and the Puisne Justices of the Supreme Court; the Attorney-General and the Solicitor-General; and Frederick Dornhorst, the Hon. Mr. Henry Lorenz Wendt, Thomas de Sampayo, Walter Pereira, James van Langenberg, advocates; F. J. de Saram, J. W. Vanderstraaten, proctors of the Supreme Court; and P. D. Mack, proctor of the district court, being the present Council of Legal Education, and their respective successors, appointed in manner provided in the Third Schedule of Ordinance No. 1 of 1889, are hereby associated together, and shall for ever hereafter be and be called a body corporate in deed and in law by the name and style of "The Incorporated Council of Legal Education," under which name the said council may sue and be sued.

To use a common  
seal.

3 The Incorporated Council of Legal Education shall and may have and use a common seal, and the said seal may from time to time break, change, alter, and make anew as to the said council may seem fit.

Property and  
effects of society  
in whom vested.

4 All moneys, goods, chattels, and effects whatsoever, and all securities for money or obligatory instruments and evidences or muniments of title and all other effects, and all rights and claims whether belonging to the Council of Legal Education at the date of the passing of this Ordinance or acquired by the Incorporated Council of Legal Education after the passing of this Ordinance, shall be vested in the said council.

Power to acquire  
land.

5 The Incorporated Council of Legal Education shall have perpetual succession, and shall at all times hereafter be able and capable in law to purchase, acquire, hold, and enjoy in perpetuity or for any lesser term any property, movable or immovable, of what nature or kind soever, and to invest the funds of the council in securities of the United Kingdom of Great Britain and Ireland, or of the Government of India, or of the Government of this island, or of any of Her Majesty's colonies, or in any mortgage of movable or immovable property in Ceylon, and also in the purchase or acquisition of all manner of goods, chattels, and things whatever which they may think proper or requisite for the purposes of the said council.

And to erect  
buildings and to  
sell or mortgage  
property.

6 The Incorporated Council of Legal Education may erect or cause to be erected any buildings on any lands so purchased or acquired or held or enjoyed by them, and may also from time to time sell, grant, convey, demise, assign, exchange, and dispose of or mortgage any property for the time being vested in them.

Power to make  
by-laws.

7 It shall be lawful for the Incorporated Council of Legal Education at any meeting convened for that purpose to make such by-laws, rules, and orders as to them or the major part of the members present shall seem necessary for any of the following purposes :

- (1) For convening the ordinary or any special meetings of the council and fixing the number of ordinary meetings to be held each year, and the dates on which such meetings shall be held.
- (2) For prescribing the manner in which the seal of the council shall be affixed.
- (3) For prescribing the course of studies and examinations to be observed by such law students and the payments to be made therefor.
- (4) For the appointment of lecturers and examiners, and fixing the salary or fees to be paid to such lecturers and examiners respectively.
- (5) For fixing the minimum number of marks to be earned by candidates at the several examinations.
- (6) For the appointment and removal of such secretary, librarian, officers, clerks, and servants as the council may deem useful or necessary.
- (7) And generally for carrying out the objects for which the council is incorporated into full force and effect.

Power to alter  
by-laws.

8 The Incorporated Council of Legal Education is further empowered the said by-laws, rules, orders, or any of them, from time to time to alter or annul as the said council shall think requisite.

Power to alter  
rules contained  
in schedule 3 to  
Ordinance No. 1  
of 1889.

9 The Incorporated Council of Legal Education or the major part of the members present at a meeting convened for that purpose is hereby empowered and authorized to alter and amend and rescind from time to time the rules contained in the Third Schedule of the Ordinance No. 1 of 1889.

Rules in schedule  
to Ordinance  
No. 1 of 1889 to  
continue in  
force.

10 The rules contained in Schedule III. to the Courts Ordinance, 1889, shall continue in force until rules framed under the provisions of this Ordinance have been substituted therefor.

Saving clause.

11 Nothing in this Ordinance contained shall affect the rights of Her Majesty the Queen, or of the Supreme Court, or of any bodies politic or corporate or other persons, except such as are mentioned in this Ordinance and those claiming by, from, or under them.

By His Excellency's command,

E. NOEL WALKER,  
Colonial Secretary.

Colonial Secretary's Office,  
Colombo, December 19, 1899.

## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi declaring Will proved.*

Testamentary } In the Matter of the Last Will and  
Jurisdiction. } Testament of Peter Charles Rodrigo,  
No. C 1,253. } deceased, of Moratuwella in Moratuwa.

**T**HIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 30th day of November, 1899, in the presence of Mr. C. Peiris, Proctor, on the part of the petitioner Vidanelage Mary Angelina de Mel of Moratumulla; and the affidavit of the said petitioner, dated 11th July, 1899, having been read: It is ordered that the will of Peter Charles Rodrigo, of Moratumulla, deceased, dated 13th March, 1899, and now deposited in this court, be and the same is hereby declared proved, unless the respondents—1, Mary Charlotte Janet Rodrigo; 2, Peter Emmanuel Rodrigo, both of Moratumulla, or any person interested—shall, on or before the 4th day of January, 1900, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said petitioner be declared entitled to have letters of administration to the estate of the said deceased issued to her with the copy of the will annexed, unless the respondents above-named or any person interested shall, on or before the 4th day of January, 1900, show sufficient cause to the satisfaction of this court to the contrary.

F. R. DIAS,  
Additional District Judge.

The 30th day of November, 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 Mahamarakkalage  
No. C 1,254. } Chalo Nona *alias* Sarah Fernando,  
deceased, of Karagampitiya.

**T**HIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 30th day of November, 1899, in the presence of Mr. C. M. Brito, Proctor, on the part of the petitioner Koruwage Thepanis Fernando; and the affidavit of the said petitioner, dated 8th November, 1899, having been read:

It is ordered that the will of Mahamarakkalage Chalo Nona *alias* Sarah Fernando, deceased, dated 15th August, 1899, and now deposited in this court, be and the same is hereby declared proved, unless any person interested shall, on or before the 4th day of January, 1900, 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 will, and that he is entitled to have probate of the same issued to him accordingly, unless any person interested shall, on or before the 4th day of January, 1900, show sufficient cause to the satisfaction of this court to the contrary.

F. R. DIAS,  
Additional District Judge.

The 30th day of November, 1899.

In the District Court of Colombo.

*Order Nisi.*

Testamentary } In the Matter of the Estate of the late  
Jurisdiction. } Paulu Perera Rupesinghe Appu-  
No. C 1,263. } hamy, Vel-vidane Arachchi, deceased,  
of Dehiwala.

**T**HIS matter coming on for disposal before F. R. Dias, Esq., Additional District Judge of Colombo, on the 21st day of December, 1899, in the presence of Mr. J. Ohlmus, Proctor, on the part of the petitioner Jaan Perera Rupesinghe Appuhamy, of Dehiwala; and the affidavit, dated the 20th day of December, 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 Paulu Perera Rupesinghe Appuhamy, Vel-vidane Arachchi of Dehiwala, issued to him, as the eldest son of the said deceased, unless any person interested shall, on or before the 11th day of January, 1900, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
Additional District Judge.

The 21st day of December, 1899.

In the District Court of Jaffna.

*Order Nisi.*

Testamentary } In the Matter of the Estate of the late  
Jurisdiction. } Annaretnam, wife of Veluppillai, of  
No. 1,032. } Kokuvil, deceased.  
Class I. }

Sanmugam Veluppillai, of Kokuvil.....Petitioner.

Vs.

1, Achehikkuddy, widow of Sapapathy, of Kokuvil; and 2, Sapapathy Saparetnam, of Kokuvil.....Respondents

**T**HIS matter of the petition of Sanmugam Veluppillai, of Kokuvil, praying for letters of administration to the estate of the above-named deceased Annaretnam, wife of Veluppillai, of Kokuvil, coming on for disposal before C. Eardley-Wilmot, Esq., District Judge, on the 8th day of December, 1899, in the presence of Messrs. Casippillai and Cathiravelu, Proctors, on the part of the petitioner; and the affidavit of the petitioner, dated the 8th day of December, 1899, having been read: It is declared that the petitioner is the lawful husband of the said intestate, and 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 15th day of January, 1900, show sufficient cause to the satisfaction of this court to the contrary.

C. EARDLEY-WILMOT,  
District Judge.

This 8th day of December, 1899.

## NOTICES OF FISCALS' SALES.

## Western Province.

In the District Court of Negombo.

1, Muna Iththenna Thuna Suna Pana Suppremanian Chetty and 2, K. N. A. V. Arunasalam Chetty, by his attorney Avichchi Chetty, both of Negombo.....Plaintiffs.

No. 3,029. Vs.

1, Dehiwalage Don James de Philips; 2, Dehiwalage Dona Missie Matilda de Philips; 3, Dehiwalage Dona Jane Maria de Philips; 4, Dehiwalage Don John Andrew de Philips and sureties; 5, Henry Salgadoe, Vidane. Arachchi; and 6, Palliyamadenage Laweris Fernando, Police Headman, all of Kurana Katunaika.....Defendants.

NOTICE is hereby given that on January 20, 1900, 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 defendants in the following property, specially hypothecated by bond No. 3,580, dated March 6, 1896.

1. All that allotment of land called Dawatagahawatta alias Talgahawatta, situate at Kurana Katunaika in the Dasiya pattu of Alutkuru korale; bounded on the north by the property of Nangallage Manuel Fernando and Palliyamadinage Bastian Fernando, on the east by the property of Adamberage Abraham de Alvis, Rendage Manuel Fernando, Manamalage Juanis Fernando, Colombage Santigu Silva, Dehiwalage Don John Hendrick de Philips, Palliyamadenage Bastian Fernando, and by the high road to Colombo, on the south by a portion of this land of Don John de Philips and others and by the property belonging to the heirs of Rev. P. Salgadu and Malnadalage Davith Fernando, and on the west by the Negombo lake; containing in extent 5 acres 3 roods and 12 perches more or less.

2. All those undivided  $\frac{1}{4}$  parts or shares of all those four contiguous portions of gardens called Nugagahawatta, Madangahawatta, Gorakagahawatta, and Gonnagahawatta, and of all the buildings standing thereon, at do.; the entire contiguous gardens are bounded on the north by the garden of Don Henry Philips and James Philips, on the east by the road leading from Colombo to Negombo, on the south by the gardens of the late Rev. Peter Salgadu and Charles Salgadu, and on the west by the gardens belonging to the heirs of Mutuwadige Don Adrian Mahapanikkila and others, and by the Negombo lake; containing in extent 3 acres more or less.

3. All those three contiguous portions of gardens called Ambagahawatta at Kurana in do.; and bounded on the north by the gardens belonging to the heirs of Palliyamadanage Juse Fernando and Baronchi Fernando Siriwardana Arachchi, on the east by the land formerly of Don Johana Elizabeth Hamine and others, now of the fifth defendant, on the south by Maragahawatta belonging to Don John Wickrelis de Philips and by the land of Regina Salgadu, and on the west by the high road and by the land of Baronchi Fernando Siriwardana Arachchi; containing in extent 2  $\frac{1}{2}$  acres more or less.

4. All those two contiguous portions of lands now forming one property called Dawatagahawatta and the tiled buildings standing thereon, at Kurana Katunaika in do.; the said united property is bounded on the north and north-west by the land of Jayasinhage Juan Silva Gurunase and Abraham Salgadu, on the north-east by the garden of Abraham Salgadu, on the east by the high road from Negombo to Colombo, on the south by the land of Nagallege Manuel Fernando, on the south-west

by the lake; containing in extent 2 acres and 20 perches more or less; and declared liable to be sold in satisfaction of the decree, in the above case.

Amount to be levied Rs. 3,498-12, and interest on Rs. 2,460 at 30 per cent. per annum from November 6, 1897.

Deputy Fiscal's Office, SWAMPILLE JOSEPH,  
Negombo, December 20, 1899. Deputy Fiscal.

In the District Court of Negombo.

Muttu Kana Awenna Wina Sewugan Chetty,  
of Negombo.....Plaintiff.

No. 2,974. Vs.

1, Yapa Appuhamilage Dona Selestinahami, widow of the late Daranagama Arachchige Sinnappuhami; and 2, Hettiarachchige Davith Perera Appuhami, both of Medamulla.....Defendants.

NOTICE is hereby given that on January 27, 1900, commencing at 11 o'clock in the forenoon, will be sold by public auction at the respective premises the following property, specially hypothecated by bond No. 27,700, dated September 18, 1890, viz. :—

1. The garden called Kahatagahawatta, situate at Medamulla in the Dasiya pattu of the Alutkuru korale; and bounded on the north by the lands of Philippu Perera and others, on the east also by the land of Philippu Perera, on the south by the paddy field, and on the west by the land of Dona Selestinahami and others; containing in extent 3 acres more or less.

2. The paddy field called Delgahakumbura, at do.; and bounded on the north by the paddy field of Sauseris Appuhami, on the east by the garden of Dinenchia and others, on the south by the paddy field of Sauseris Appuhami and others, and on the west by the garden of Carolis Appuhami; containing in extent six parraits of paddy sowing more or less.

3. Another portion of the garden called Kahatagahawatta, at do.; and bounded on the north by the lands of Dona Selestinahami and others, on the east by the live fence which separates a portion of this land belonging to Harmanis Appuhami and others, on the south by the high road, and on the west by the live fence which separates a portion of this land belonging to Harmanis Appuhami and others; containing in extent 1 acre more or less.

4. Another portion of Kahatagahawatta, at do.; and bounded on the north by the ditch and the fence of the land of Dona Selestinahami and others, on the east by the live fence which separates a portion of this land belonging to Harmanisappu and others, on the south by the high road, and on the west by the live fence which separates a portion of this land belonging to Harmanisappu and others; containing in extent 2 acres more or 1 ss.

5. The garden called Kahatagahawatta alias Dawatagahawatta, situate at Boragodawatta or Minuwangoda, in do. (exclusive of the road which runs across the land); and bounded on the north by the land of Francisco Fernando, on the east by the field, on the south by the field and by the land of Harmanisappu, and on the west by the land of Martheis; containing in extent 3 acres more or less, and declared liable to be sold in satisfaction of the decree entered in the above case.

Amount to be levied Rs. 1,662-12 $\frac{1}{2}$ , and interest on Rs. 1,040 at 15 per cent. per annum from August 18, 1897.

Deputy Fiscal's Office, SWAMPILLE JOSEPH,  
Negombo, December 20, 1899. Deputy Fiscal.