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THE GAZETTE OF THE REPUBLIC OF SRI LANKA (CEYLON)

අංක 62 — 1973 ජූනි 01 දිනී පිතුරුදා — 1973.06.01
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PART I: SECTION (I) — GENERAL

	PAGE		PAGE
Proclamations by the President	—	Price Orders	—
Appointments, &c., by the President	421	Central Bank of Ceylon Notices	—
Appointments, &c., by the Cabinet of Ministers	—	Accounts of the Government of Ceylon	—
Appointments, &c., by the Public Service Commission	—	Revenue and Expenditure Returns	—
Appointments, &c., by the Judicial Services Advisory Board	—	Miscellaneous Departmental Notices	436
Other Appointments, &c.	421	Notice of Marriage	—
Appointments, &c., of Registrars	422	"Exercise Ordinances" Notices	—
Government Notifications	422		

Note.—Sri Lanka Fruit Board Bill was published as a Supplement to Part II of the *Gazette of the Republic of Sri Lanka (Ceylon)* of May 18, 1973.

Appointments, &c., by the President

CORRECTION

REFERENCE the appointment notice No. 54 of 1973, published in the *Gazette of the Republic of Sri Lanka (Ceylon)*—No. 46 of 09.02.1973—page 100—the fourth line should read as "To be Commanding Officer, S.L.N.S. Rangalla with effect" and not as appearing therein.

2-357—Gazette No. 62 of 73.06.01

Other Appointments, &c.

No. 284 of 1973

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

Dr. V. RAMANATHAN, Class I, Grade I of the Sri Lanka Administrative Service to be attached to the General Treasury with effect from 01.04.1972, until further orders.

Mr. P. M. WIJEKOON, Class I, Grade II of the Sri Lanka Administrative Service to be Commissioner, Department of Rehabilitation, with effect from 03.01.1972, until further orders.

Mr. M. E. L. FERNANDO, Class II of the Sri Lanka Administrative Service to be attached to the Ministry of Fisheries with effect from 15.11.1972, until further orders.

Mr. S. DHARMALINGAM, Class II of the Sri Lanka Administrative Service to be a Senior Assistant Commissioner of Labour with effect from 01.12.1972, until further orders.

Mr. T. G. F. MENDIS, Clerk, Special Grade, Executive Clerical Class of the General Clerical Service to act as Office Assistant to the Government Agent in authority over the Administrative District of Colombo with effect from 27.07.1971, until further orders.

Mr. S. W. A. DE SILVA, Class III of the Sri Lanka Administrative Service to be an Assistant Director, Supply & Cadre in the General Treasury with effect from 11.09.1972, until further orders.

Mr. N. T. B. FERNANDO, Class III of the Sri Lanka Administrative Service to be an Assistant Commissioner of Agrarian services with effect from 01.10.1972, until further orders.

Mr. P. E. FERNANDO, Class III of the Sri Lanka Administrative Service to be an Assistant Commissioner of Co-operative Development with effect from 02.10.1972, until further orders.

Mr. K. SHANMUGANATHAN, Class III of the Sri Lanka Administrative Service to be an Assistant Commissioner of Agrarian Services with effect from 03.10.1972, until further orders.

Mr. P. K. A. A. DE ALWIS, Class III of the Sri Lanka Administrative Service to be Divisional Revenue Officer (Headquarters) in the Administrative District of Moneragala with effect from 28.10.1972, until further orders.

Mr. V. C. WARNAKULASURIYA, Class III of the Sri Lanka Administrative Service to be Divisional Revenue Officer, Bintenna Pattuwa in the Administrative District of Moneragala with effect from 31.10.1972, until further orders.

Mr. A. M. M. SHANKATH, Class III of the Sri Lanka Administrative Service to be Divisional Revenue Officer (Public Relations) in the Administrative District of Badulla with effect from 01.11.1972, until further orders.

SPECIAL NOTICE REGARDING FORWARDING OF NOTICES FOR PUBLICATION IN THE WEEKLY GAZETTE

ATTENTION is drawn to the Important Notice, appearing at the end of each part of this Gazette, regarding dates of publication of the future weekly *Gazettes* and the latest times by which Notices will be accepted by the Government Printer for publication therein. All Notices for publication in the *Gazette* received out of times specified in the said notice will be returned to the senders concerned.

Department of Government Printing,
Colombo, March 19, 1971.

L. W. P. PEIRIS,
Government Printer.

Miss. P. K. ELLALAGODA, Class III of the Sri Lanka Administrative Service to be an Assistant Food Controller and Assistant Controller of Prices (Food) for the whole Island with effect from 01.11.1972.

Mr. E. R. O. DE SILVA, Class III of the Sri Lanka Administrative Service to be an Assistant Food Controller and Assistant Controller of Prices (Food) for the whole Island with effect from 01.11.1972.

Mr. A. KAPURACHCHI, Class III of the Sri Lanka Administrative Service to be Divisional Revenue Officer, Nuwara Eliya Division in the Administrative District of Nuwara Eliya with effect from 15.11.1972, until further orders.

Mr. A. D. A. BOKOLAMULLA, Class III of the Sri Lanka Administrative Service to be Divisional Revenue Officer, Matale in the Administrative District of Matale with effect from 21.11.1972, until further orders.

Mr. P. B. WERAGODA, Class III of the Sri Lanka Administrative Service to be an Assistant Director of Cultural Affairs with effect from 01.12.1972, until further orders.

Mr. W. L. C. PERERA, Class III of the Sri Lanka Administrative Service to be a Senior Assistant Commissioner of Labour with effect from 01.12.1972, until further orders.

Mr. K. A. I. DE ABREW, Class III of the Sri Lanka Administrative Service, to be an Assistant Secretary in the Ministry of Cultural Affairs with effect from 01.12.1972, until further orders.

P. H. SIRIWARDENE,
Acting Secretary to the
Ministry of Public Administration,
Local Government and Home Affairs.

Ministry of Public Administration,
Local Government and Home Affairs,
Independence Square,
Colombo 7, 18.05.1973.

6-112—Gazette No. 62 of 73.06.01

Appointments, &c., of Registrars

No. 285 of 1973

ACTING APPOINTMENT

Mr. L. A. SENEVIRATNE, 4th Deputy Registrar of the Supreme Court, has been appointed by the Minister of Justice to act full time in the post of 3rd Deputy Registrar of the Supreme Court, with effect from 19th February, 1973, until further orders.

NIHAL JAYAWICKRAMA,
Secretary for Justice.

Ministry of Justice,
Colombo 12, 23.05.1973.

6-132—Gazette No. 62 of 73.06.01

No. 286 of 1973

ACTING APPOINTMENT

Mr. ANTHONY PERERA, Higher Grade Stenographer of the Supreme Court Stenographers' Service has been appointed by the Minister of Justice to act in the post of 4th Deputy Registrar of the Supreme Court with effect from 9th April, 1973.

NIHAL JAYAWICKRAMA,
Secretary for Justice.

Ministry of Justice,
Colombo 12, 23.05.1973.

6-131—Gazette No. 62 of 73.06.01

Government Notifications

L. D.—B. 212/32.

THE MOTOR CAR (CONVENTION) ORDINANCE

REGULATION made by the Minister of Communications, by virtue of the powers vested in him by section 2 of the Motor Car (Convention) Ordinance (Chapter 204) and approved by the National State Assembly.

LESLIE GOONewardene,
Minister of Communications.

Colombo, 14th May, 1973.

Regulation

The International Circulation of Motor Vehicles Regulations 1958 published in *Gazette* No. 11,603 of November 28, 1958 are hereby amended in regulation 16 thereof, by the substitution for the expression "Rs. 5" of the expression "Rs. 10".

6-116—Gazette No. 62 of 73.06.01

L. D.—B. 8/72.

THE GOVERNMENT OFFICERS' BENEFIT ASSOCIATION (INCORPORATION) ACT, No. 27 OF 1971

RULES made by the Government Officers' Benefit Association under section 10 of the Government Officers' Benefit Association (Incorporation) Act, No. 27 of 1971, and confirmed by the Minister of Finance by virtue of powers vested in him by that section.

Colombo, 19th May, 1973.

1-27 Gazette Ne. 62 of 73.06.01

C. A. COOREY,
Secretary, Ministry of Finance.

Rules

CHAPTER I—GENERAL

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Membership.

1. (1) State Officers and Officers of the Local Government Service who are not more than 35 years of age and either confirmed in pensionable appointments or officers who hold permanent appointments and contributing to the Public Service Provident Fund, shall be eligible for admission as members of the Association at the discretion of the Committee of Management:

- (a) provided that any member who has ceased or ceases to hold his pensionable appointment on or after 1.4.1946 and accepted or accepts before the lapse of two years from the date of such cessation permanent appointment in the State or Local Government Service on a pensionable basis shall be eligible for restoration of membership, at the discretion of the Committee of Management on the payment of all arrears due to the Association;
- (b) any member who is transferred or seconded to a post outside the State or Local Government Service shall be eligible to continue his membership;
- (c) any member who is released with a right to a pension or an award to accept other appointments will be entitled to continue in membership. Such membership shall cease only on the payment of an award under the Minutes of Pensions, or on dismissal or default;

(d) any member who has ceased or ceases membership as a result of (i) absence from the island, (ii) discontinuance from a service or (iii) as a result of drawing a reduced salary while on Medical or Study leave or interdiction, may be restored to Membership at the discretion of the Committee of Management, provided that such member—

(1) applies for restoration of membership within three months of the date of return to the island completion of medical or study leave, re-instatement in service and before expiry of five years from the date of cessation of membership, and

(2) Officers not confirmed in permanent and pensionable posts who hold such posts on probation may be such sums as may have been due from him, had he continued to be a member without interruption. Enrolment of Members

(2) Officers not confirmed in permanent and pensionable posts who hold such posts on probation may be admitted for membership at the discretion of the Committee of Management.

2. (1) Application for admission shall be in such form as may, from time to time, be approved by the Committee of Management. The decision of the Committee of Management on such application shall be final. No reason need be assigned where such application is rejected.

(2) Membership shall commence not earlier than the first day of the month in which the applicant's Medical Report is received in the office. Admission shall be made only after the application is duly approved.

(3) Any member who makes a false statement in his application shall forfeit all moneys paid by him to the Association and his privileges as a member unless he shall satisfy the Committee of Management that such statement was not wilfully made.

(4) Every applicant for membership shall undergo at his own expense a medical examination by a Government Medical Officer or retired Government Medical Officer whose report shall be in the approved form.

(5) No Medical Report is necessary within the first three years of appointment provided a certificate from the Head of the Department is furnished on the application to the effect that the applicant was certified as physically fit by a Government Medical Officer.

3. (a) Every applicant for membership shall pay an entrance fee of five rupees which sum shall be recovered in the first month of membership on the pay-abstract. Fees.

(b) A non-refundable pre-1953 Working Loss Amortisation Charge of four rupees per head per annum shall be levied from all members and will be recovered in two instalments of two rupees each in the months of March and December of each year. The pre-1953 Working Loss Amortisation Charge.

4. (1) The affairs of the Association shall be administered by a Committee of Management consisting of the President, two Vice-Presidents and twelve other members all of whom shall be employed in Colombo and who shall be elected each year at the Annual General Meeting and one State Officer to be appointed by the Secretary to the Ministry in charge of the subject of Finance. Committee of Management.

(2) Nomination for election to the offices and membership in the Committee of Management, referred to in sub-rule (1) above, duly signed by the Proposers and Seconders and endorsed by the candidates signifying their consent and furnishing their membership numbers shall be submitted to the Secretary and Accountant to reach him on or before the date specified in the Preliminary Notice of the Annual General Meeting. The Committee of Management shall scrutinize all nomination papers and published with the Agenda, the full list of candidates whose nominations are in order together with the names of Propers and Seconders. The election shall be by secret ballot.

5. (1) The honorarium payable to the President shall be one thousand two hundred rupees per annum. Honorarium

(2) The Trustees of the Association shall be the President, the two Vice-Presidents and the Secretary and Accountant. Trustees

6. (1) The Committee of Management shall have full power and authority generally to govern, direct and decide all matters whatsoever connected with the appointment and dismissal of officers, agents and servants, and with the administration of the affairs of the Association and the accomplishment of the objects thereof and to defray out of the funds of the Association all expenses necessary for the purpose of such appointment and administration. Powers of the Committee of Management.

(2) The Committee of Management will require all its recruits to the permanent staff to furnish cash security in amount of not less than Rupees two thousand in respect of the clerical staff and Rupees five hundred in respect of the minor staff in such manner as the Committee may from time to time direct.

(3) The Committee of Management shall have power to borrow money against investments up to such amounts as may be necessary to make payments for the accomplishment of the objects of the Association.

7. (1) Meetings of the Committee of Management for the transaction of the business of the Association shall be held at least once every month and the President, at his discretion or on a requisition of not less than eight Committee Members shall call a Special meeting of the Committee at any time for the transaction of such business as may be mentioned in the requisition or notice, as the case may be. Committee Meetings

(2) The quorum for a meeting of the Committee of Management shall be five members. Quorum

8. (1) Any member of the Committee who absents himself from three consecutive meetings without prior written notice of his absence with reasons therefor the Committee of Management shall, ipso facto, cease to be a member of the Committee of Management. Attendance at Committee Meetings.

(2) In the event of a vacancy occurring in the Committee of Management it shall fill such vacancy from the general list of members by an election according to rule 4 (ii). Vacancies in the Committee of Management.

9. The financial year of the Association shall be the period of twelve months commencing on the first day of January each year. Financial Year.

10. The Auditors shall be elected and their remuneration fixed at the Annual General Meeting. The programme for audit shall be drawn up by the Auditors and approved by the Committee of Management each year. Auditors

11. (1) The Annual General Meeting of the Association shall be held not later than the thirtieth of June in each year at such time and place as may be specified in the notice convening the meeting. Annual General Meeting

(2) A report on the working of the Association during the preceding financial year along with—

- (a) receipts and payments account,
- (b) income and expenditure account,
- (c) retirement donation fund account,
- (d) death donation account,
- (e) savings scheme account and
- (f) balance sheet.

prepared by the Secretary and Accountant and duly audited and certified by the Association's auditors shall be submitted by the Committee of Management at such Annual General Meeting.

Special General Meeting	12. (1) A Special General Meeting of the Association may be convened— (a) at the instance of the Committee, or (b) upon written requisition of not less than fifty Members of the Association, or (c) by the President. (2) Resolutions duly proposed and seconded and amendments to Rules to be moved at the General Meeting acted at the meeting.
Notice of General Meeting	13. (1) Notice of not less than fourteen days shall be given of every General Meeting by advertisement in at least one local daily newspaper. (2) Resolutions duly proposed and seconded and amendments to Rules to be moved at the General Meeting should be sent to reach the Secretary and Accountant on or before the date specified in the notice convening the meeting.
Quorum for General Meeting	14. The quorum of members required to constitute a General Meeting under Rules 11 and 12 shall be thirty.
Voting at Meetings	15. Voting at General Meeting shall be by the show of hands unless otherwise decided at such meeting. The President shall have a casting vote in the event of an equality of votes.
Chairmanship at Meetings	16. The President of the Association shall be Chairman of all meetings of the Association. In his absence, one of the Vice-Presidents, duly elected by those present shall be Chairman of such meeting.
Custody of	17. (1) The Secretary and Accountant shall receive and keep an account of all moneys accruing to the Association and such moneys shall be placed as approved by the Committee of Management in one or more of the local Banks in the name of the Association and it shall be competent for the Bank to honour the signature of the Secretary and Accountant or any other officer duly appointed by the Committee of Management to act for and on behalf of the Secretary and Accountant, and the President or one of the two-Vice-Presidents. (2) The Committee may at its own discretion invest any surplus funds of the Association in the National Savings Bank, in Fixed Deposits in Commercial Banks, and/or in loans to members as prescribed in those Rules.
Books to be kept	18. Register of Members, Cash Book, Journal, Ledger, on Minute Book and all other books that may be found necessary shall be maintained by the Secretary and Accountant to carry on the work of the Association.
Inspection of books	19. Any member, on giving seven days' notice in writing to the Secretary and Accountant may inspect the books and accounts of the Association during office hours.
Alterations, etc. to Rules	20. No alteration, amendment, repeal or addition to any rule or rules of the Association shall be valid unless made at a General Meeting and carried by at least two-thirds of the members present and voting at the meeting
Retirement Donation Reserve	21. (1) The excess of Income over Expenditure shall be transferred annually to the Retirement Donation Reserve. (2) This Reserve shall also be chargeable with any shortfall in the Income and Expenditure Account and any liability not provided for in the past years accounts in respect of moneys due on cessation of membership.
General Reserve	22. (1) A General Reserve shall be created in the 1965 Accounts by the transfer of a sum of Rupees Five Thousand from the Retirement Donation Reserve notwithstanding anything contained in Rule 21. In addition a sum of Rupees Two Thousand shall be appropriated each year commencing from the year 1965 from the surplus Income before transfer to the Retirement Donation Reserve and such amount shall be credited to this Reserve. This Reserve shall be charged with all expenses, liabilities of past years and any other charges the Committee of Management may consider appropriate. (2) A "Building Reserve" shall be created in the 1972 Accounts and built up by appropriating and crediting annually to the Reserve, one-third of the surplus Income before transfer to the Retirement Donation Reserve.
Building Reserve	
Provision for Winding up	23. This Association shall not be wound up except with the consent of at least two-thirds of the members on roll. In the event of it being wound up the funds of the Association shall after payment of all claims be divided among the members in proportion to the amount paid by each member during his period of membership by way of contributions and/or death donation.
Matters not provided FOR	24. Any matter not provided for in the Rules of the Association may be dealt with by the Committee of Management by resolution which, shall be referred to a General Meeting for confirmation.
Appointed Date	25. In these rules, unless the context otherwise requires, " Association " means the " Government Officers' Benefit Association ".
Interpretation	" Service " means the Public Service or the Local Government Service.

CHAPTER II—CONTRIBUTIONS AND DONATIONS

Contributions	26. (1) Every member shall pay monthly a sum of eight rupees of which rupee shall be the death call and seven rupees the contribution to a retirement benefit. The full amount shall be payable at the end of each month and shall be deducted on the pay-abstract. Every member shall take steps to ensure that this amount is remitted each month in the Secretary and Accountant. (2) The above rates are applicable with retrospective effect from 1.1.1963 in respect of all who are members as at 1.4.1963 and after.
Pass Book	27. Every member shall be provided with a Pass Book in which shall be entered, on the book being sent to the Secretary and Accountant every six months, his account as appearing in the ledger.
Settlement of claims	28. (1) In the event of termination of membership, retirement dismissal, discontinuance or resignation of a member from the service the amount standing to his credit less any sum in which he may be indebted to the Association shall be paid to him within three months of such termination of membership retirement, dismissal, discontinuance or resignation, as the case may be. (2) In the event of the death of such member the amount due shall be paid to his nominee or failing such nominees to his administrable Estate, if any, or otherwise to his heirs-at-law. (3) The termination of membership shall be effective from the date from which a member is deemed to have retired, resigned or been dismissed or discontinued from service, or completion of sixty years of age as the case may be.

29. Moneys due to members on termination of membership shall be shown in the Account as a current liability for a period of three years from the calendar year in which the membership ceased. Thereafter, such moneys shall be transferred to the General Reserve, and details of payment of such amounts therefrom shall be published in the Annual Accounts.

30. Every member who has contributed toward the retirement benefit shall, as soon as may after retirement, discontinuance, dismissal or resignation from the service, be paid— Donation at Retirement.

- (a) the total amount of contributions made by him on account of retirement benefit; and
- (b) donation at the rate 1/60th (one sixtieth) of the total amount paid by him on account of retirement benefit for every completed year of membership and proportionate donation to be calculated up to the last month of membership.

For this purpose the amount paid by any member prior to 1.1.53 shall be ascertained after a levy of one rupee Death call for each month of membership till 1.1.1953 and only such balance shall be deemed to be contributed to a retirement benefit.

31. In the event of a death of a member the member's nominee/nominees, or failing nominee the member's heirs-at-law shall be paid a donation according to the age at which the member joined the Association on the following basis:— Refund of Death calls Death whilst in Service.

<i>Age at joining</i>	<i>Amount Payable</i>
	<i>Rs. c.</i>
20 years and under	4,500 0
Over 20 years and up to 21 years	4,400 0
Over 21 years and up to 22 years	4,300 0
Over 22 years and up to 23 years	4,200 0
Over 23 years and up to 24 years	4,100 0
Over 24 years and up to 25 years	4,000 0
Over 25 years and up to 26 years	3,900 0
Over 26 years and up to 27 years	3,800 0
Over 27 years and up to 28 years	3,700 0
Over 28 years and up to 29 years	3,600 0
Over 29 years and up to 30 years	3,500 0
Over 30 years and up to 31 years	3,400 0
Over 31 years and up to 32 years	3,300 0
Over 32 years and up to 33 years	3,200 0
Over 33 years and up to 34 years	3,100 0
Over 34 years and up to 35 years	3,000 0
Over 35 years and up to 36 years	2,900 0
Over 36 years and up to 37 years	2,800 0
Over 37 years and up to 38 years	2,700 0
Over 38 years and up to 39 years	2,600 0
Over 39 years and up to 40 years	2,500 0
Over 40 years and up to 41 years	2,400 0
Over 41 years and up to 42 years	2,300 0
Over 42 years and up to 43 years	2,200 0
Over 43 years and up to 44 years	2,100 0
Over 44 years and up to 45 years	2,000 0

32. (1) The amount of contributions made by a member towards retirement benefit shall be paid to him or his nominee (failing nominee, his legal heirs) in the event of withdrawal from membership or death whilst in service, as the case may be. Donatory benefit on dismissal or resignation from Service.

(2) Forfeiture of membership as a result of default shall be treated as a withdrawal of membership from the date of commencement of default if restoration does not take place within the period allowed for reinstatement of membership. Refund of Contributions on withdrawal from Association and on death.

(3) The amended rule shall be effective for termination of membership on or after 1.1.1968.

33. In the event of the Association being unable to recover all debts due to the Association from the balance at credit of the member under these rules, the balance amount still due to the Association shall be recovered from any moneys payable by the Association to the member or his nominees or heirs-at-law. Recovery of dues to Association from Donations payable.

34. The following shall be charged in the final computation of dues in respect of all members:—

- (a) a sum of three rupees in respect of each completed year of membership prior to 1.1.53 and
- (b) a sum of six rupees in respect of each completed year of membership after 1.1.53 up to 1.1.1964.
- (c) a sum of four rupees in respect of each completed year of membership from 1.1.64 to date of cessation of membership. The levy for the part of the year shall be made at the rate of two rupees if the membership is in force in March and four rupees if the membership is in force in December.
- (d) Credit shall be given for recoveries made under Rule 3 (b).

Recovery from final claims of arrears of pre 1953 Working loss Amortisation Charge.

35. (1) No nomination by a member shall be valid unless such nomination under his signature is received by the Secretary and Accountant of the Association for registration at least one clear month prior to the member's death. Nomination.

(2) A member shall be entitled to nominate more than one person to receive the benefits in such shares or proportions as may be specified in the nomination. In the absence of any such proportion being mentioned in such nomination the amount payable shall be divided in equal shares among the nominees.

(3) A member may at any time cancel a nomination and make a further nomination in lieu thereof. Such cancellation and/or nomination must be received by the Secretary and Accountant for registration at least one clear month prior to the member's death, failing which payment shall be made in accordance with the duly registered nomination.

36. (1) A member making default for six consecutive months shall forfeit membership and shall be treated as if he had withdrawn from the Association. The Committee shall, however, have the power to restore him to membership upon on the written application of such person within a period of six months of such forfeiture provided all dues are paid, as if he had continued as a member of the Association, up to the date of restoration. Default in payment of sums due to Association.

(2) Default commences from the first of the month in respect of which the contribution is due,

Advance for funeral expenses

37. (1) On notice in writing of the death of a member being given to the Secretary and Accountant, he may pay to the widow of the member or to one of the persons nominated a sum not exceeding five hundred rupees (Rs. 500) for the funeral expenses of such member and which shall be deducted from any moneys payable by the Association on his behalf.

(2) Such amount is payable only if the eventuality is confirmed by a member of the Association or Justice of Peace or Grama Sevaka to the satisfaction of the Secretary and Accountant.

Minor's Moneys

38. All moneys payable to minors under the Rules of the Association shall be deposited in the National Savings Bank in their names. The Pass Books shall be in the custody of the Secretary and Accountant.

CHAPTER III—DONATION AND CONTRIBUTION LOANS

Donation & Contribution Loans

39. (1) The Committee of Management may grant at their discretion loans up to the maximum of the amounts specified in Rules 40 and 41. Provided, however, any member who had enjoyed a higher entitlement on the basis of his salary shall continue to receive that entitlement until an adjustment takes effect under the new entitlement.

(2) In addition to entitlement under Rules 40, 41 and 59 it shall be lawful for the Committee of Management at their discretion to grant a member where membership is not less than five years on application together with the required documents within three months of the happening of the event (in respect of himself, herself or his wife or the husband or any of his/her children or his/her father and mother as the case may be) up to the amount stipulated below:—

	<i>Rs. c.</i>
(a) Member's own marriage	... 500 00
(b) Marriage of his or her child	... 400 00
(c) Death of wife or husband	... 500 00
(d) Death of child, father or mother	... 300 00

The loan shall be recoverable in monthly instalments of Rs. 20 each.

In case of death, referred to above, the loan may be paid on a certificate from the District Revenue Officer or Grama Sevaka endorsed by the District Revenue Officer or from the Chairman of the Local Authority.

40. The Donation Loan shall be granted on the following basis:—

- (i) Rs. 100 for the first year of membership.
- (ii) An additional amount of Rs. 50 per year from second year of membership up to a maximum of Rs. 800.
- (iii) An additional amount of Rs. 30 per year from the sixteenth year of membership to a maximum of Rs. 1,220.

Contribution Loans

41. The maximum loan on the basis of contribution shall be ninety per centum of the amount of contributions available to the credit of the member on the first day of January each year. For the purpose of computation of loans, credit shall be given on or after the 10th of each month for instalments advised for recovery in that month.

Number of Loans

42. The number of loans including renewals which could be granted under the Rule 39 shall be limited to eight in any financial year.

43. The Committee shall have the power to restrict loans.

Repayment of loans

44. (a) Repayment of loans under Rule 30 (2) shall be made in not more than one hundred monthly instalments commencing from the month immediately succeeding that in which the loans were issued provided that the monthly instalment shall not be less than five rupees.

(b) No deductions on account of these loans shall be made from a member in the months of March and December. The interest on loans shall, however, be recovered during these two months.

Loan application

45. The applicant for a loan shall perfect the form of application, declaration form and other documents as approved by the Committee of Management.

Interest payable

46. The interest to be paid at the end of each month on moneys borrowed from the Association shall be at the rate of seven per centum per annum with effect from 1.6.1962 on the amounts due at the end of each month. In the calculation of interest the fractional part of month, if it exceeds fifteen days shall be taken as a whole month, fifteen days and under as half a month. Interest shall fall due on the last day of each calendar month. The first payment of interest shall be made on the last day of the calendar month immediately following that in which the loan was taken.

Reasons for rejection

47. It shall be competent for the Committee of Management to reject any application without assigning reasons therefor. The Committee of Management may at its discretion call for any information or proof as it may so desire before the grant of a loan.

Arrears

48. No loan shall be granted to a member who is in arrears of contributions, loan instalments, and other dues unless all arrears of such dues are recovered from the amount of loan or withdrawals from the Savings Contributions, available to member at the time of application.

Reduction in Instalments

49. The Committee of Management shall have the right to reduce the number of instalments or to recall a loan at any time at its discretion.

Remittance of Dues

50. *The member shall ensure the deduction of instalments on the pay-sheets and the remittance to the Secretary and Accountant of such instalments.*

Default

51. (1) A member making default for six consecutive months in respect of an instalment on account of a loan and/or interest shall forfeit membership and shall be treated as if he had withdrawn from the Association. Any balance still due shall be recovered in terms of the Letter of Authority signed by him. Any payment made by a member who is in arrears of instalments shall be applied firstly in settlement of any interest and balance loan outstanding.

(2) Default of payment commences from the first day of the month in respect of which the instalments are due.

52. The Committee of Management shall have full power to take all steps not excluding legal action to recover the dues to the Association from members, former members and other persons.

53. The Committee shall, however, have the power to restore membership of a person upon the written application of such person within a period of six months of such forfeiture provided all dues are paid, as if he had continued as a member of the Association up to the date of restoration.

54. Any member, if he so wishes, may settle his loan before the period allowed for settlement.

Earlier settlement
of Loans

55. Any outstanding loan and interest due by a member at the time of his retirement, resignation or dismissal from service or his withdrawal from the Association or his death shall be deducted from such amount as may become payable to him, his nominees, or failing nominees his heirs-at-law according to the Rules of the Association. Any balance still due to the Association and not recovered and any outstanding balance of loans and interest due from members who resign from the Association, shall be recovered in terms of the Letter of Authority signed by the member, or in any other manner as may be decided by the Committee of Management.

Recovery of dues.

CHAPTER IV—SAVINGS SCHEME

56. Membership in the Savings Scheme will commence from 1.1.1956 or thereafter, in the case of those who joined the Scheme prior to 1.10.1957, from 1.10.1957 for those who joined the Association prior to 1.10.1957 and from the date of joining the Association for those joining the Association after 30.9.1957.

57. (1) Every member of the Association shall contribute monthly a sum of three rupees or more in multiples one rupee which shall be payable at the end of each month and shall be deducted on the pay-abstract. Every member shall assure that the amount is remitted monthly to the Secretary and Accountant. Reduction or increase in contributions can be effected only from 1st January, or 1st July in any one year, except in exceptional circumstances where the Committee of Management may allow a variation of these dates.

(2) The increase in Savings Contributions from one rupee to two rupees shall be effective from 1.6.1968. The increase in Savings Contributions from two rupees to three rupees shall be effective from 1.1.1973.

58. (1) The amount so contributed shall be separately credited to the account of each member and recorded in his pass book. Interest will accrue at the end of each year on the amount standing to the credit of the member in the Savings Scheme including the accumulated interest, at the commencement of that year, less any withdrawals during that year. The rate of interest shall be 4½ per centum and this shall be a charge on the profits of the Association.

(2) In the case of cessation of Membership, interest shall be payable for each calendar month up to the last completed month of membership.

(3) The rate of interest of 4½ per centum per annum shall be effective from 1.1.1972.

59. (1) Refund of contributions with accrued interest less any dues to the Association, will be made on termination of membership or when the scheme is withdrawn in accordance with the Rules of the Association.

(2) A member shall be permitted, at the discretion of the Committee of Management to withdraw during any calendar year up to 25 per centum of his contributions together with a further 25 per centum of his excess of the minimum, if any, standing to his credit. The minimum amount allowed shall not be less than twenty five rupees.

60. The loan entitlement under Rules 40 and 41 may be increased by 50 per centum of the contributions lying to the credit of the member in the Savings Scheme at the beginning of each year less withdrawals at the discretion of the Committee of Management, minimum amount of loan allowed shall be not less than twenty five rupees.

CHAPTER V—DISTRESS LOANS

61. The Committee of Management may at its discretion grant a Distress Loan to a member in time of his/her sickness or sicknesses of a member of his/her family or for any other reason as may be considered satisfactory. The loan under this Chapter will not take precedence over loans under Chapter III and the total outstanding loans from members at any time shall not exceed Rs. 2,500,000.

62. (1) Members whose membership is three to five years and who have been confirmed in their appointments may be granted a Distress Loan up to maximum of five hundred rupees on being guaranteed by another member of similar status, or by a member whose membership is over five years.

(2) A member whose membership is over five years may be granted a Distress Loan up to a maximum of one thousand rupees on being guaranteed by another member whose membership is over five years.

63. An applicant for a Distress Loan shall fill up a form approved by the Committee of Management and shall furnish satisfactory proof in support of the reasons given in the application.

64. The rate of interest shall be seven per centum per annum.

65. The recovery of loan shall commence from the month following that in which the loan was granted and shall be completed in not more than forty monthly instalments.

66. Rules 42, 47, 48, 49, 50, 51 and 52 of Chapter III shall apply to this Chapter. Rule 24 of Chapter I shall apply for any matter not provided for.

67. A member who had already availed of and/or guaranteed a loan on the earlier House Repair Loan Scheme will be entitled to this loan or can be a guarantor for a Distress Loan under this Chapter only when the House Repair Loan availed of and/or guaranteed by the member is fully paid up.

CHAPTER VI—HOUSE PROPERTY LOANS

68. The Committee may at its discretion, grant loans to members of the Association on the security of House Property or land belonging to the member or his wife for the following purposes:—

- (i) to build a house
- (ii) to effect additions to the residence and/or for repairs
- (iii) to purchase a dwelling house
- (iv) to acquire a building block for own residential purpose

Committee to grant
House Property
Loans

and the total loans outstanding from members under this Chapter at any time shall not exceed Rs. 5,000,000.

69. Application for loan shall be made on a prescribed form obtainable from the Secretary and Accountant. Applications for House Property loans shall be called for by a Press notification in all three languages.

Application for
Loans when and
how to be made

Committee to decide whether loan shall be granted	70. The Secretary and Accountant shall enter the applications in a Register in the order of receipt and shall submit the applications to the Committee for their decision. Loans shall be granted only on receipt of satisfactory report on title from the Association's lawyers and an Appraisal report on title from the Appraiser appointed by the Committee of Management.
The Committee may refuse to grant loan.	71. The Committee may grant, or refuse to grant the whole or any part of the amount applied for, assigning reason for so doing.
Mortgage Bonds and Expenses	72. (1) The necessary Mortgage Bond shall be prepared and attested by the Notary appointed by the Committee and all expenses attending the legal completion of the loan shall be borne by the borrower. (2) Fire Insurance Policies should be obtained by the Association to cover loans of Rs. 5,000 and above. (3) Payments on account of Fire Insurance Policies shall be made in advance by the Association and the amount paid together with the interest as specified in Rule 77 shall be recovered from the respective members in twelve monthly instalments on grant of loan including the month of March and December.
Maximum and Minimum loan allowable.	73. (1) Maximum amount allowable shall be Rs. 20,000 and the loan shall in no case exceed sixty per centum of the appraised value of the property offered as security. The minimum loan allowable shall be Rs. 2,000. The maximum amount allowable for repairs under paragraph (ii) of Rule 68 of this Chapter shall not exceed Rs. 5,000. (2) In the case of a member who applied for a loan to build a House but whose security offered is inadequate, the loan may be granted in instalments proportionate to the appreciated value of the property secured on the following basis:— (a) 1st Instalment: On execution and registration of the Mortgage Bond. (b) 2nd Instalment: When the foundation has reached damp proof level. (c) 3rd Instalment: When the walls have reached roof level with the windows and door frames fitted in position. (If the design is to fit window and door frames after completion of roof work the loan due on these items may be withheld). (d) 4th Instalment: On completion of roof work. (e) 5th Instalment: On satisfactory completion of the entire house and receipt of Fire Insurance Certificate where necessary and on production of the Certificate of conformity by the Local Authority. (3) The Building operation shall be completed within one year of the grant of the first instalment. The Committee of Management may, however extend the period of completion by a further period of six months provided sufficient reasons are adduced by the borrower.
Limits within which Properties tendered must be situated	74. The property tendered as security for the loan shall be situated within the administrative limits of any Local Body.
Eligibility of Members.	75. No member shall be entitled for a loan unless he has been a member in the Association for at least five years and unless he is less than fifty years of age at the time of application for the loan. No loan shall be granted to any member who owns a dwelling house, in his wife's name or jointly, the value of which exceeds Rs. 20,000 for any purpose other than to effect additions to the residence and for repairs.
Repayments	76. (1) In the case of members over thirty five years of age, the number of instalments allowed for the repayment of the loan shall be so determined having regard to the number of years that the member would take to reach the age of fifty-five so as to ensure that the entire loan is repaid by the time the member reached the age of retirement:— (i) Member, thirty five years of age or under, shall be allowed twenty years instalments. (ii) Member over thirty five years old and under forty five years of age shall be allowed fifteen years instalments. (iii) Member forty years of age and under forty-five years of age shall be allowed ten years instalments. (iv) Member forty five years of age and under fifty years of age shall be allowed five years instalments. (2) The monthly deductions shall be from the salary of the member and shall not exceed the limits as stipulated by the Government. If instalments of repayments, together with interest, cannot be recovered from the Pay-Sheet due to deductions on other accounts amounting to over the aforesaid limit of member's salary, the member shall pay the instalments and interest due on the loan direct to the Association on or before the due dates. The member shall take steps to ensure the payment of the instalments and the interest due on the due dates. (3) In the case of a loan granted to build a house, the repayment shall commence not later than eighteen months after the first instalment has been granted. (4) In case of additions to the residence of the purchase of a dwelling house, the repayment shall commence six months after the granting of the loan.
Rate of interest and when payable	77. The rate of interest shall be two per centum above the prevailing rate of interest charged on the overdraft by the Association's Bankers. Interest on such loans shall be payable monthly commencing from the month following that in which the loan was granted on the decreasing capital outstanding at the beginning of the month.
Default of Payments	78. Where the payment of the instalments in respect of loans granted under these rules or the interest thereover has run into default for six consecutive months, the Committee shall have the power to put in suit the respective mortgage bond for the recovery of the amount due together with the costs of the action.
Loans to be repaid when Member Ceases Membership.	79. (1) A loan granted under these rules shall be repaid in full when the member terminates membership of the Association. However, if the termination of membership is due to premature retirement, the Committee of Management may, in its absolute discretion, decide to permit repayment of the amount outstanding by instalments subject to such other and further conditions the Committee of Management may impose. (2) Notwithstanding anything in paragraph (a) of this rule the Committee may demand at any time for the immediate repayment in full of the amount outstanding on any loan which a member has been permitted to repay by instalments.
Liability of Nominees, Executors, administrators, etc. in the event of the Death of the member.	80. (1) In the event of the death of a member his nominees, executors, administrators of his heirs-at-law shall be liable for the repayment in full of any amount of loan outstanding together with all interest due. (2) The Committee may in its absolute discretion, decide to permit the executors, administrators or heirs-at-law of the deceased member to repay the amount outstanding on such other and further conditions as the Committee of Management may impose. Provided, however, that when the decision to permit repayment by instalments is communicated to such executors, administrators or heirs-at-law, they shall be informed that the Committee of Management has power, notwithstanding such decision, to demand payment of the full amount outstanding on the loan after giving three months notice.

81. The amount which the Committee of Management may invest under this Chapter shall be so regulated at the discretion of the Committee of Management. Limitation subject to which the loan may be granted.
82. Two appraisers, one of whom shall be a professional appraiser and the other a member of the Committee shall be appointed by the Committee to value properties offered as security and their valuation shall be affirmed or sworn to. Appointment of Appraisers.
83. (1) The fees payable to the professional Appraiser shall be $\frac{1}{2}$ per centum on the first Rs. 2,000 and $\frac{1}{4}$ per centum on the balance on the amount of loan applied for. In addition he shall be re-imbursed with travelling expenses. Fees payable to Appraisers.
- (2) The member of the Committee of Management appointed as the other appraiser shall be re-imbursed with travelling expenses and shall also be paid a subsistence allowance.
84. Once in every period of two years all bonds shall be reconsidered by the Committee having regard to the current state and value of the property mortgaged and, if having considered necessary, the Committee shall depute one or more of its members to inspect and report upon the state and value of the property mortgaged, the expenses, if any, of such inspection shall form part of the working expenses, and be paid from the funds of the Association. Biennial Review of Bonds and Inspection of properties mortgaged.
85. As soon as the Committee has approved the grant of a loan under the rules of this chapter, the member shall at his own expenses mortgage such property to the Association and execute the necessary mortgage bond in favour of the Association. The Mortgage shall be primary mortgage. A remittance for the total sum granted by way of loan shall not be forwarded to the applicant until the deed of transfer and the mortgage bond have been duly executed and registered at the Land Registry. Release of loan on Execution of Mortgage Bond.
86. The property mortgaged to the Association under the preceding rule shall not be transferred, assigned or sold until the mortgager has paid to the Association in full the loan and the interest and other charges due thereon. Settlement of Loan in full before mortgager sells or transfers.
87. Not less than half per centum of the interest recovered shall be transferred to a Reserve Fund for the purpose of covering losses, but when the amount of the credit of the Reserve Fund shall exceed one-tenth of the amount outstanding on loan, the Committee of Management shall, with the approval of General Meeting, transfer any portion of such excess to the Profit and Loss Account. Reserve Fund.

6-36—Gazette No. 62 of 73.06.01

THE PRISONS ORDINANCE

Notice under Section 35 (1)

BY virtue of the powers vested in me by Section 35 (1) of the Prisons Ordinance (Chapter 54), I, Felix Reginald Dias Bandaranaike, Minister of Justice, do hereby appoint Ven. Henpitagegera Piyandana Thero, Mr. D. F. Athukorala, Mr. D. C. Weerawardena and Mr. R. M. Siriwardena to be

members of the Local Visiting Committee for the Training School for Youthful Offenders at Watupitiwala, for a period of one year commencing on May 1, 1973.

FELIX R. DIAS BANDARANAIIKE,
Minister of Justice.

Colombo, 18th May, 1973.

6-39/1—Gazette No. 62 of 73.06.01

THE PRISONS ORDINANCE

Notice under Section 35 (1)

BY virtue of the powers vested in me by Section 35 (1) of the Prisons Ordinance (Chapter 54), I, Felix Reginald Dias Bandaranaike, Minister of Justice, do hereby appoint Mr. A. S. Goonetilleke, Mr. D. P. J. Kodagoda, Mr. Asoka Yatawara and Mr. H. D. P. Fernando to be a members of the

Local Visiting Committee for the Bogambara Prison and Kandy Remand Prison, for a period of one year commencing on May 1, 1973.

FELIX R. DIAS BANDARANAIIKE,
Minister of Justice.

Colombo, 18th May, 1973.

6-39/2—Gazette No. 62 of 73.06.01

THE PRISONS ORDINANCE

Notice under Section 35 (1)

BY virtue of the powers vested in me by Section 35 (1) of the Prisons Ordinance (Chapter 54), I, Felix Reginald Dias Bandaranaike, Minister of Justice, do hereby appoint Mr. M. A. Sirisena, Mr. P. B. Dissanayake, Mr. H. B. Ten-

nekon and Mr. S. K. Arnolis to be members of the Local Visiting Committee for the Anuradhapura Prison and Open Prison Camp for a period of one year commencing on May 1, 1973.

FELIX R. DIAS BANDARANAIIKE,
Minister of Justice.

Colombo, 18th May, 1973.

6-39/3—Gazette No. 62 of 73.06.01

THE PRISONS ORDINANCE

Notice under Section 35 (1)

BY virtue of the powers vested in me by Section 35 (1) of the Prisons Ordinance (Chapter 54), I, Felix Reginald Dias Bandaranaike, Minister of Justice, do hereby appoint Mr. Mohamed Ashraf Cader, Mr. Murapolwatte Gunadasa, Mr. Uduwarage Thomas Gunawardena and Mr. K. B. Jayasekera

to be members of the Local Visiting Committee for the Open Prison Camp, Kundasale for a period of one year commencing on May 1, 1973.

FELIX R. DIAS BANDARANAIIKE,
Minister of Justice.

Colombo, 18th May, 1973.

6-39/4—Gazette No. 62 of 73.06.01

HONOURABLE Minister of Health has been pleased under Section 12 (1) (f) of the Medical Ordinance (Chapter 105), as modified by proclamation published in *Gazette Extraordinary* No. 9,773 dated 24th September, 1947, to nominate Dr. F. A. WICKREMASINGHE, to be a member of the Ceylon Medical Council, with effect from 3rd April, 1973.

Ministry of Health,
Colombo, 11th April, 1973.

6-113—Gazette No. 62 of 73.06.01

C. E. S. WEERATUNGE,
Secretary,
Ministry of Health.

THE MOTOR TRANSPORT ACT No. 48 OF 1957

PURSUANT to the Notice published in the *Ceylon Government Gazette* No. 14,914 of July 10, 1970, it is hereby notified for the general information that the Minister of Communications has been pleased, under sub-section 1 of Section 2 of the Motor Transport Act No. 48 of 1957, to re-appoint the following gentlemen as members of the Ceylon Transport Board with effect from the dates indicated against each name, and for the periods indicated against each name:—

- Mr. Anil Moonasinghe—for 3 years with effect from 2nd June, 1973.
 Mr. Percy Eheliyagoda—for 3 years with effect from 16th June, 1973.
 Mr. Jitendra Weeraman—for 3 years with effect from 16th June, 1973.
 Mr. D. J. R. Dissanayake—for 3 years with effect from 16th June, 1973.
 Mr. K. W. Soysa—for 3 years with effect from 16th June, 1973.

Mr. M. L. M. Jaufer—for 3 years with effect from 16th June, 1973.

The above appointments are subject to the provisions of sub-section (7) and (8) of section 2 of the Motor Transport Act 48 of 1957.

It is further notified for general information that the Minister of Communication has been pleased, under sub-section (1) of section 2, to re-appoint Mr. Anil Moonesinghe as the Chairman of the Ceylon Transport Board for a period of 3 years with effect from 2nd June, 1973, subject to the provisions of sub-section (7) and (8) of section 2 of the aforesaid Act.

K. C. F. WIJEYEWICKREMA,
 Secretary,
 Ministry of Communications.

Colombo 1, 15th May, 1973.

6-34—Gazette No. 62 of 73.06.01

Order No. 15.

THE MAHAWELI DEVELOPMENT BOARD ACT,
 No. 14 OF 1970

Order under Section 27

BY virtue of the powers vested in me by Section 27 of the Mahaweli Development Board Act No. 14 of 1970, I, Maitripala Senanayake, Minister of Irrigation, Power and Highways, do by this order approve the proposed Acquisition of the land required by the Mahaweli Development Board and described in the Schedule hereto.

MAITRIPALA SENANAYAKE,
 Minister of Irrigation, Power and Highways.

Ref. No. Ministry—W/MD/LA/3/73.

Ref. No. M. D. B.—ENG/POL/9C.

Colombo, 11th May, 1973.

SCHEDULE

Four lots of land in extent 0A. 1R. 24P. situated in Marukone Village No. 360 Marukone Grama Sevaka Division in Rattota D. R. O.'s Division in the District of Matale, Central Province in the Republic of Sri Lanka, within the following boundaries:—

- Lot No. 1—Uipotha Kumbura—Extent 0A. 0R. 8P.
 North: Dhun Oya;
 South: Part of the same land;

East: Part of the same land;
 West: Stream.

Lot No. 2—Welegedara Kumbura—Extent 0A. 0R. 38P.

North: Dhun Oya;
 East: Stream;
 South: Part of the same land;
 West: Part of the same land.

Lot No. 3—Welegedara Kumbura—Extent 0A. 0R. 13P.

North: Stream;
 East: Dhun Oya;
 South: Lot No. 2;
 West: Part of the same land;

Lot No. 4—Eeriyagahakotuwa—Extent 0A. 0R. 5P.

North: Part of the Same land;
 East: Part of the same land;
 South: Stream;
 West: Part of the same land.

Claimed by—Lebbe Thamby; M. H. Muhandiram; W. V. Karunatilaka; W. V. Saddhatissa; W. V. Wimalatissa; W. V. Premaseeli; W. V. Dayaseeli and M. B. Muhandiram.

6-40—Gazette No. 62 of 73.06.01

L. D. B 2/72.

HEP/1/19/3.

THE UNIVERSITY OF CEYLON ACT, No. 1 of 1972

Order under section 72

By virtue of the powers vested in me by section 72 of the University of Ceylon Act, No. 1 of 1972, I, Badi-ud-din Mahmud,

Minister of Education, do by this Order appoint the first day of July, 1973, as the date on which that section shall come into operation.

BADI-UD-DIN MAHMUD
 Minister of Education.

Colombo, 19th May, 1973.

6-19—Gezette No. 62 of 73.06.01

L. D. B. 207/41.

THE WAGES BOARDS ORDINANCE

Notification under Section 6 (2)

IN accordance with the provisions of section 6 (2) of the Wages Boards Ordinance (Chapter 136), it is hereby notified that the Order set out hereunder has been made by me under section 6 (1) of that Ordinance.

The aforesaid Order shall come into force on the first day of June, 1973.

M. P. DE Z. SIRIWARDENE,
 Minister of Labour.

Colombò, 23rd May, 1973.

SCHEDULE

The provisions of Part II of the Wages Boards Ordinance shall apply to the following trade:—

The Timber and Carpentry Trade consisting of any one or more of the following activities, that is to say:—

- (i) Felling of timber, logging of timber, sawing of timber and processing of timber.
- (ii) Manufacture of furniture;
- (iii) Manufacture of wooden boxes—

Including the work of the following workers:—

- (1) log sawyers (Mechanical);
- (2) log sawyers (Hand Saw);
- (3) timber sawyers (Hand Saw);
- (4) log feeders;
- (5) cross cutters;
- (6) axemen;

- | | |
|--|---|
| (7) log rollers; | (39) timber core makers; |
| (8) log movers; | (40) planers; |
| (9) log towmen; | (41) frame cutters; |
| (10) log unloaders; | (42) design cutters; |
| (11) timber stackers; | (43) joiners; |
| (12) timber unloaders; | (44) furniture makers; |
| (13) timber loaders; | (45) door and window frame cutters; |
| (14) sawn timber stackers; | (46) fancy article makers; |
| (15) sawn plank stackers; | (47) cabinet makers; |
| (16) timber measuring men; | (48) glass fitters; |
| (17) fire-wood sorters; | (49) cushion makers; |
| (18) stackers of timber after sorting; | (50) polishers; |
| (19) charge hand supervisors; | (51) sanders; |
| (20) saw doctors; | (52) levellers; |
| (21) timber jack operators; | (53) cloth cutters; |
| (22) chain saw operators; | (54) upholsterers; |
| (23) apprentices; | (55) rattaners; |
| (24) plank planers; | (56) unskilled labourers; |
| (25) plank cutters; | (57) watchers; |
| (26) trimming sawyers; | (58) any other workers employed in the Timber and |
| (27) feather-edge planers; | Carpentry Trade; |
| (28) fixers; | |
| (29) plank setters; | but excluding the work of the following workers:— |
| (30) nailors; | (a) clerks, cashiers, store-keepers, timekeepers and care- |
| (31) size sawyers; | takers; |
| (32) tenoning-men; | (b) Workers in the Motor Transport Trade specified in the |
| (33) knot planers; | Order published in <i>Gazette Extraordinary</i> No. 13,690 |
| (34) plank measurers; | of June 29, 1963; |
| (35) size cutters; | (c) Workers in the Engineering Trade specified in the Order |
| (36) edge cutters; | published in <i>Gazette</i> No. 9,224 of January 7, 1944, |
| (37) wooden box makers; | as subsequently amended. |
| (38) carpenters; | 6-143—Gazette No. 62 of 73.06.01 |

THE CONTROL OF PRICES ACT

IT is hereby notified under Section 4 (7) of the Control of Prices Act (Chapter 173), that the Minister of Foreign and Internal Trade has approved on 11.05.1973 the Price Order (Bread) No. FC/IV/1 (50) and Price Order (Wheat Flour) No. FC/IV/SF/12 (8), made by the Assistant Controller of

Prices (Food), Administrative District of Colombo and published in the *Gazette Extraordinary* of the Republic of Sri Lanka No. 47 of 17th February 1973.

JAYANTHA KELEGAMA,
Secretary,

Ministry of Foreign and Internal Trade.

Colombo, 11.05.1973.

6-157—Gazette No. 62 of 73.06.01

THE CONTROL OF PRICES ACT

IT is hereby notified under Section 4 (7) of the Control of Prices Act (Chapter 173), that the Minister of Foreign and Internal Trade has approved on 12.5.1973 the Food Price Order (Bread) No. MN/1973/3 made by the Assistant Controller of Prices (Food) Administrative District of Mannar, and published

in the *Gazette* of the Republic of Sri Lanka No. 47 of 15th February, 1973.

JAYANTHA KELEGAMA,
Secretary,

Ministry of Foreign and Internal Trade.

Colombo, 14.5.1973.

6-158—Gazette No. 62 of 73.06.01

My No. C/I. 1127

THE INDUSTRIAL DISPUTE ACT, CHAPTER 131

THE Award transmitted to me by the arbitrator to whom the industrial dispute which had arisen between the All Ceylon Commercial and Industrial Workers' Union, 47, Jayantha Weerasekera Mawatha, Colombo 10, presently at Union Place, Colombo 2 and Ceylon Metal Industries Limited, 45, Dam Street, Colombo 11, was referred under section 3 (1) (d) of the Industrial Disputes Act, Chapter 131 as amended for settlement by arbitration is hereby published in terms of section 18 (1) of the said Act.

Chapter 131, as amended by Industrial Disputes (Amendment) Acts, Nos. 14 and 62 of 1957, 4 of 1962, and 39 of 1968 (read with Industrial Disputes (Special Provisions) Act, No. 37 of 1968) has referred the abovementioned dispute for settlement by arbitration, by his Order dated 13th June, 1971.

As per statement of the Commissioner of Labour under section 16 of the Industrial Disputes Act, the matter in dispute is:—

“ Whether the termination of the services of:—

Messrs. R. Prematillake

T. Silby Fernando

B. Mangalasiri Peiris

K. C. E. Pieris

B. Somapala Silva

R. Padumadasa

R. Dayawansa

T. Nandasiri Suwaris

K. D. L. Gunasekera

W. Premadasa and

Miss Doreen Fernando,

by Ceylon Metal Industries Limited, is justified, and to what relief is each of them entitled.”

When this matter came up for inquiry, Mr. S. Siriwardena, General Secretary of the All Ceylon Commercial and Industrial Workers' Union (hereinafter referred to as 'the Union') represented the Union, and Mr. M. Ellapola, appeared on behalf of Ceylon Metal Industries Ltd. (hereinafter referred to as 'the Company').

W. L. P. DE MEL,
Commissioner of Labour.

Department of Labour,
Labour Secretariat,
Colombo 5, 17th May, 1973.

A-1050

No. C/I. 1127

In the matter of an industrial dispute
between

The All Ceylon Commercial and Industrial Workers' Union,
47, Jayantha Weerasekera Mawatha, Colombo 10,
presently at Union Place, Colombo 2,

and

Ceylon Metal Industries Limited,
45, Dam Street, Colombo 11.

Award

The Commissioner of Labour, by virtue of the powers vested in him under section 3 (1) (d) of the Industrial Disputes Act,

After certain preliminary discussions the Company agreed to take back—Messrs. T. Silby Fernando

- B. Mangalasinghi Peiris
- K. C. E. Pieris
- B. Somapala Silva
- R. Padumadasa
- R. Dayawansa,

on the following terms which were consented to by the Union:—

- (a) The abovementioned 6 workmen will be re-employed with effect from 6th September, 1971;
- (b) They will be on 6 months' probation, beginning from 6th September, 1971;
- (c) Their salary, from the date of re-employment, will be the same as the salary received by them at the time of termination of their employment; and
- (d) On successful completion of their probationary period, they will be deemed to have served the Company continuously without any break in their period of service with the Company.

On the facts mentioned before me I consider the above terms of settlement fair and reasonable.

The inquiry proceeded with regard to—

- Messrs. R. Prematillake
- T. Nandasiri Suwaris
- K. D. L. Gunasekera
- W. Premadasa, and
- Miss Doreen Fernando.

Rita Peiris is a Supervisor in the Company, and on 10.11.70 she had complained to the Personnel Manager Wickramanayake that K. D. L. Gunasekera had abused her in the Factory at about 2.15 p.m. in the presence of other workers. Later, on the same day, she had complained to the Mt. Lavinia Police that when she was on her way from the Factory to the bus stand to go home, K. D. L. Gunasekera, T. Nandasiri Suwaris, W. Premadasa and some others had obstructed her and abused her in filthy language. Wickramanayake had held inquiries into the above two complaints and terminated the services of—

- K. D. L. Gunasekera
- T. Nandasiri Suwaris
- W. Premadasa, and
- R. Prematillake.

On 21.12.70, Rita Peiris had made two further complaints to Wickramanayake that Doreen Fernando, an employee working under her, had abused her at about 7.30 a.m. when she was in the Rest Room, and that Doreen Fernando had again abused her at 4 p.m. when she went to the office to sign the Attendance Register. Wickramanayake had inquired into these two complaints also and terminated the services of Doreen Fernando.

The Factory is partitioned and divided into different Departments such as Packing, Polishing, Buffing, etc. Girls do the packing; and Rita Peiris was one of the Supervisors. It is a rule that a worker from one Department should not go and talk to a worker in another Department without the permission of the Supervisor of that Department. On the afternoon of 10.11.70, K. D. L. Gunasekera had gone to the Packing Department and spoken to Somawathie Gamage without the permission of Rita Peiris, and had asked her to take away the clothes of Vedange Jayatunge, a worker who had left the services of the Company, from the cupboard, and give it over to her. Rita Peiris had immediately thereafter questioned Somawathie Gamage about this.

Rita Peiris gave evidence that at about 2.15 p.m. when she was returning from the toilet, Gunasekera went up to her and abused her, and the other workers hooted, and that she was humiliated and she cried.

Somawathie Gamage corroborated the evidence of Rita Peiris, that Gunasekera came and asked her to take away the clothes of Vedange Jayatunge. Gunasekera admitted that he went up and spoke to Somawathie Gamage and asked her to remove Vedange Jayatunge's clothes from the locker and take it to Jayatunge's house. He also said that at about 1.15 p.m. Rita Peiris came from the direction of the latrine, called him up, and told him not to talk to girls who are working and to speak to her if he had anything to tell, and that she would send him out if he was found talking to girls again, and that he told Rita Peiris that she had no right to talk to him in that way and asked her to report him to his Supervisor.

The evidence of Rita Peiris, except for the abuse is corroborated by Gunasekera. Rita Peiris had complained immediately to Wickramanayake, and he had questioned the Foreman who was in charge before he chargeshotted Gunasekera.

I accept the evidence of Rita Peiris that Gunasekera abused her within the Factory premises when she was returning from the toilet on that day.

Rita Peiris also stated that at 5 p.m. on the same day she left the Factory in the company of Mr. and Mrs. Jayatissa, and was on her way to the bus stand, when Gunasekera, Nandasiri Suwaris, Premadasa, Prematillake and some others followed her casting very offensive and vulgar remarks, and that, Premadasa and Prematillake, riding a bicycle ahead, obstructed her, and that they continued to do so till she came up to Galle Road. She had then gone to Mt. Lavinia Police Station and lodged a complaint, but told the Police not to take any action against these persons but to advise them not to do this again.

Jayatissa corroborated the evidence of Rita Peiris; he had also gone with her to the Police Station.

Gunasekera, Nandasiri Suwaris, Premadasa and Prematillake denied that they followed Rita Peiris, or that they cast offensive remarks or obstructed her.

In her complaint to the Police, Rita Peiris had given the names of Gunasekera, Suwaris and Premadasa, and added that some others were with these 3 persons. The Police had gone to the Factory the following morning, and in their presence Rita Peiris had identified Prematillake and two others, and the Foreman had given her their names. Gunasekera worked in a Department close to the place where Rita Peiris worked; Gunasekera, Suwaris and Premadasa worked in one Department, and Prematillake worked in another Department and that may be the reason why Rita Peiris did not know the name of Prematillake. Suwaris was seen by Wickramanayake near the Factory gate when he left the Factory at 4.15 p.m. At the domestic inquiry, Gunasekera did not call any evidence. Jayatissa does not work under the same management. Rita Peiris had only asked the Police to advise and not take any action against these persons. For all these reasons, I accept the evidence of Rita Peiris that Gunasekera, Nandasiri Suwaris, Premadasa and Prematillake followed her from the Factory gate, made the remarks she said in evidence they did, and obstructed her while she was on her way to the bus stand, and that she was given this treatment because she had prevented the removal of the clothes of Velange Jayatunge from the locker.

Rita Peiris further stated that on 21.12.70 Doreen Fernando complained to her that her husband had made improper advances to her when she was going in the bus, and asked her to question her husband about it. The following morning while she was in the Rest Room, Doreen Fernando went up to Rita Fernando and asked her whether she had questioned her husband, and when she replied that she did not believe her allegation and did not ask her husband, Doreen Fernando abused her in front of the girls who were working in the Factory. She also said that that evening when she went to the office to sign the Attendance Register before leaving, Doreen Fernando met her in the office and abused her again. Attapattu, the Foreman, had gone into the office to sign the Attendance Register, and he corroborated the evidence of Rita Peiris. De Mel, the Accountant, stated that Doreen Fernando had come to the office to receive the charge sheet in respect of the abuse in the morning, and seeing Rita Peiris, she abused her.

Doreen Fernando gave evidence that on 18.12.70 Rita Peiris's husband made improper advances while travelling in a bus, and that she reported this to Rita Peiris on the 20th. On the 22nd she met Rita Peiris in the Rest Room and asked her whether she had questioned her husband, and Rita Peiris told her that she had complete confidence in her husband and not to ask such questions from her. Doreen Fernando denied that she abused Rita Peiris either in the morning or in the evening. She said she cannot remember whether she met Rita Peiris near the office. At the domestic inquiry before Wickramanayake, Doreen Fernando was represented, but she had not called any evidence on her behalf.

I accept the evidence of Rita Peiris and her witnesses that Doreen Fernando abused her in the Production Room in the morning in front of the girls, and again in the evening in the office.

In a Factory, or for a matter of that in any work-place, there should be discipline and order; and workers in the lower rungs should give due regard to the workers in the higher rungs and follow and execute their suggestions and directions. It is then only that orders from the management will reach the lower rungs and the Factory will work in unison and produce with profit. Silent disregard of Supervisors at first will be followed by open flouting of their orders and directions later; and disharmony in one section will spread to other sections, and production in the Factory will become ineffective and uneconomic.

I am satisfied that the retention of the services of:—

- R. Prematillake
- T. Nandasiri Suwaris
- K. D. L. Gunasekera
- W. Premadasa, and
- Doreen Fernando,

is not in the best interests of the Factory or of industrial peace, and I hold that the termination of their services by the Management of Ceylon Metal Industries Ltd., is justified.

The services of K. D. L. Gunasekera and T. Nandasiri Suwaris in the Factory was not satisfactory. Gunasekera had been fined and suspended for unsatisfactory conduct in the years 1967, 1969 and 1970; Suwaris had been fined and suspended for unsatisfactory work in the years 1967, 1968, 1969 and 1970. Nothing was urged against W. Premadasa, R. Prematillake and Doreen Fernando except the incidents mentioned above. It is not fair and just that the same punishment should be inflicted on all of them. It should also be viewed from another angle: those workers, during their satisfactory period of service, have contributed to the prosperity of the Company.

In all the circumstances, I consider it fair and equitable and make order that the Company pay to:—

- R. Prematillake
- W. Premadasa, and
- Doreen Fernando

one month's salary for each year and part year of service as an ex-gratia payment.

R. Prematillake joined the Company on 17.4.69, and was in receipt of Rs. 2.50 per day when his services were terminated on 17.12.70. He will, therefore, be entitled to Rs. 2.50 × 30 × 2 ...	150 00
W. Premadasa joined the Company on 12.6.66, and was in receipt of Rs. 3 per day when his services were terminated on 12.11.70. He will, therefore, be entitled to: Rs. 3 × 30 × 5 ...	450 00
Doreen Fernando joined the Company on 1.11.65, and was in receipt of Rs. 2.85 per day when her services were terminated on 22.12.70. She will therefore, be entitled to: Rs. 2.85 × 30 × 6 ...	513 00
Rs..	1,113 00

This sum of Rs. 1,113 shall be deposited by the Company with the Assistant Commissioner of Labour (Colombo North) within one month from the date of the publication of this Award.

I make Award accordingly.

N. KRISHNADASAN,
Arbitrator

Dated at Colombo, this 4th day of May, 1973.
6-78—Gazette No. 62 of 73.06.01

My No. W. 105/909.

CORRECTION

The Industrial Disputes Act, Chapter 131

THE following corrections are hereby made to the preamble to the award published in the Part I Section (I)—(General) of the *Gazette* of the Republic of Sri Lanka (Ceylon) dated—April 19, 1973 (Page 301).

- (1) The date appearing in line 7 (of the preamble) as " July 27, 1971 " to be deleted and substituted with " 15th July 1969 ".

- (2) The *Gazette* No. and date appearing in line 9 to 10 as " 14,970 of August 5, 1971 " to be deleted and substituted with " 14,864 of July 25, 1969 ".

W. L. P. DE MEL,
Commissioner of Labour.

Department of Labour,
Labour Secretariat,
Colombo 5, May 17, 1973.

6-69—Gazette No. 62 of 73.06.01

My No. T. 23/CO. 985/71.

THE INDUSTRIAL DISPUTES ACT, CHAPTER 131

THE Award transmitted to me by the President, Labour Tribunal, to whom the industrial dispute which has arisen between Mr. K. Thiruchelvam, 11/2, Schofield Place, Colombo 3 and Ceylon Petroleum Corporation, 113, Galle Road, Colombo 3 was referred by order dated 6th January, 1972, made under section 4 (1) of the Industrial Disputes Act, Chapter 131 as amended and published in Ceylon Government *Gazette* No. 14,994 of 21st January, 1972, for settlement by arbitration is hereby published in terms of section 18 (1) of the said Act.

W. L. P. DE MEL,
Commissioner of Labour.

Department of Labour,
Labour Secretariat,
Colombo 5, 17th May, 1973.

ID. L/T. 14/2.

In the Matter of an Industrial Dispute
between

K. Thiruchelvam, 11/2, Schofield Place, Colombo 3,
and

The Ceylon Petroleum Corporation,
113, Galle Road, Colombo 3
Award

The Honourable Minister of Labour by virtue of the powers vested in him by Section 4 (1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Acts, Nos. 14 of 1957, 62 of 1957, 4 of 1962, and 39 of 1968 (read with Industrial Disputes (Special Provisions) Act, No. 37 of 1968), referred this dispute to this Tribunal on 6th January, 1972, along with the statement of the Commissioner of Labour which states the matter in dispute as follows:—

Whether the termination of the services of Mr. K. Thiruchelvam by the management of the Ceylon Petroleum Corporation is justified and to what relief he is entitled.

After the matter was referred to this Tribunal both parties have filed their statements and inquiry into this matter proceeded at length and was finalised on 6.4.73. In this award the term " workman " shall mean K. Thiruchelvam and " the employer " shall mean the Ceylon Petroleum Corporation.

On page 2 of the record I have reserved my reasons and ordered the employer to begin his case. I considered that as the employer has terminated the services of the workman the employer should begin his case and accordingly this was carried out by the employer.

On behalf of the employer, N. G. K. Waidyasekera and W. D. de Alwis gave evidence and documents marked R 1 to R 26 were produced. The workman K. Thiruchelvam has given evidence and A. Mahadeva and S. R. Jayasinghe have given evidence on behalf of the workman and documents A 1 to A 19 were produced. After the inquiry both sides made submissions to me. I have considered all the evidence both oral and documentary as well as the submissions that were made by the respective Counsel.

According to the evidence, Thiruchelvam has been appointed with effect from 15th January, 1969, as Operator Trainee and after a period of 6 months' training was appointed as an Operator (Operator Technician) on 15.7.69. The appointment to the post of Operator Trainee had been by letter dated 3rd January, 1969, marked R 4, the terms and conditions of which employment the workman has accepted in writing. It is also in evidence that the workman has been elected as the Secretary of the Operations Staff Union on 11th February, 1971, and the workman had been terminated on 11.7.71 by the employer. The reason given by the employer for the termination of services of the workman by R 21 is that the workman's work and conduct were unsatisfactory during the period of his probation and as such the workman's services were terminated in exercise of the rights embodied in 3 (ii) of the letter of appointment. Section 3 (ii) of R 4 reads as follows:—

" If you are appointed to a post of permanently you will be on probation for a period of three years from the date of assumption of duties by you in CPC. If during this probationary period (including your training period) your work and conduct have been satisfactory in every respect, and the Board considers you to be a fit and proper person to continue in employment under the Corporation you will be confirmed in the post with effect from such date as the Board may fix. If however, your work or conduct during the probationary period has been considered by the Board, in its sole uncontrollable discretion and opinion, to be unsatisfactory, you are liable to be discontinued at any time without notice, without reasons assigned and without any compensation whatsoever. The decision of the Board on all these matters shall be final, conclusive and unquestionable.

The Board also reserves to itself the right to extend your period of probation if it considers such a step necessary ".

It is common ground that the workman was on probation at the time of termination and there is no dispute about this.

It is also in evidence that during the latter part of February, 1971, and beginning of March, 1971, there had been various incidents leading to insurgent activities at Kegalle and Peradeniya University and the Government has proclaimed a State of Emergency on 16.3.71. The Ceylon Petroleum Corporation itself has been brought under the Essential Services Order on 31.3.71.

It is also in evidence that the Operations Staff Union of which Thiruchelvam became the Secretary on 11th February, 1971, had four demands made to the employer. Out of these the main demand was the payment of arrears of terminal allowance. This demand had existed even before Thiruchelvam became the Secretary of the Operations Staff Union and after his assumption of duties, according to the evidence, on a request of his union the workman Thiruchelvam as Secretary has sent letter R 9 dated 28th February, 1971, to the Chairman of the Petroleum Corporation that if the matter was not favourably settled before 10th March, 1971, the members of the union would be shutting down Plant 03 on 11th of March, 1971, at 7 a.m. Regarding this matter there has been a discussion between the management and the union and on the 8th of March, 1971, an agreement has been reached between the two parties that the Chairman would place the matter before the Board on 15th March, 1971, and the union had agreed to withdraw the letter dated 28.2.71. It is also in evidence that after 15.3.71, the Board has by its letter of 22.3.71 (A 6) agreed to pay the arrears of terminal allowance to the members of this union.

The 2nd demand refers to the removal of T.T. Groot. Thiruchelvam as Secretary of the union by his letter dated 14.2.71 (R 22) has complained to the Refinery Manager and followed it up with R 23 dated 16.2.71 and A 16 dated 17.2.71. After further representations the management had agreed to hold an inquiry into the case of Mr. Groot towards the latter part of February, 1971, and the Legal Officer of the Petroleum Corporation has held the inquiry. After the inquiry the Chairman has found no fault in Mr. Groot and according conveyed the decision of the Corporation by A 17 dated 17th March, 1971, to the General Secretary of the Operations Staff Union. A reply to this has been sent to the Chairman by Thiruchelvam the workman, on 30th March, 1971, by A 18 stating that the Executive Committee does not agree with the findings of the Legal Officer regarding Mr. Groot. However, the matter has ended as Mr. Groot has left the island.

With regard to the 3rd demand, i.e. Step by Step Conversion, according to the evidence of Jayasinghe there has been a conference on 9th March, 1971, at the Head Office of the Corporation. Jayasinghe (President of Operations Staff Union) has attended this conference and the manner of implementing it has been discussed.

Documents marked R 24 dated 16.3.71, R 25 dated 27.3.71 and R 26 dated 31.3.71 show that there has been a difference of opinion between the Operations Staff Union and the employer with regard to the PECOT training course and finally by R 26 the Chairman has informed as follows:—“... Hence I regret to inform you that no useful purpose will be served by a discussion as suggested in your letter”.

According to A 10 and the evidence that was placed before this Tribunal the Chairman of the Corporation has addressed the refinery employees on 9th March, 1971, at about 11 a.m. This speech of the Chairman has been translated into Sinhala by Mr. Waidyasekera and according to Waidyasekera the Chairman has stated that he would recommend to the Government to invoke the Public Security Act and ask the authorities to deal with the situation if certain groups of employees tried to disrupt the work of the Corporation which is essential to the life of the community. At this meeting Thiruchelvam has been present. Evidence of Thiruchelvam also shows that the Chairman has stated in similar terms that action would be recommended to the Government if the employees tried to disrupt the work of the Corporation. On page 121 of the record Thiruchelvam has stated as follows in answer to a question: “He generally referred to the unions in the Petroleum Corporation and he referred that there were disputes between the management and the unions and he said that if there was any threat of strikes or anything by the unions then he has to take certain measures in consultation with the Minister to stop that situation”. It is therefore quite clear that the Chairman has given a warning to the employees not to create trouble but to extend their co-operation and work in peace.

The charge on which Thiruchelvam has been interdicted according to the answer and the evidence is for publishing an article in the quarterly bulletin FLARE of the Operations Staff Union marked XI in file. Letter calling for Thiruchelvam's explanation is marked R 12 dated 28.3.71 and the Chairman has referred in particular to the first paragraph in this article wherein it is stated as follows:—

“Imposing essential service orders and public security acts will further hinder the relationship between the Management and the workers”.

By R 13 Thiruchelvam has given his explanation in which he has said—

“The note in question was of a general character written by me for the Journal long before the declaration of the State of Emergency. I have not referred either to the Public Security Act or to any particular Essential Service Order”.

The employer has not accepted this explanation and has interdicted Thiruchelvam by letter dated 22.4.71. Thereafter the union President has taken up the matter with the Chairman by R 15 dated 30.4.71 and after a conference with the Chairman it is stated in evidence that a further explanation was sent by the workman Thiruchelvam dated 3rd May, 1971 (R 18) with regard to the publication of the article called “Workers Unite” in the Flare marked X1A.

According to the evidence that was placed before this Tribunal by the employer, the employer has got the article and the magazine Flare on the 27th of March, 1971, and the position taken up by the employer is that this article has been written after the speech of the Chairman in which he has referred to the invoking of the Public Security Act and has considered it to be a direct threat to the authority of the Chairman. The workman has tried to make out that the above article was written long before the meeting on 9th March, 1971. In this respect A. Mahadeva was summoned and he produced a hand-written copy of the article which is said to have been altered in certain places by one of the Editors named Ameen. There is no date in that copy and the original is supposed to have been stolen according to the evidence of Thiruchelvam. According to Mahadeva he has handed over the copy and other documents to Ameen somewhere on the 4th of March and entered hospital for an operation. Mahadeva has stated that on or about the 17th of March he was given a copy of the magazine whilst he was in hospital.

Evidence of Jayasinghe was that he has not seen this article until it was published in the Flare. Although the workman tried to make out that the article was written as a part and parcel of his duties by virtue of his position as the Secretary of the Operations Staff Union, I do not accept that position as no covering sanction was produced by way of records or minutes of the O.S.U. to show that he was authorised to write this article in this way. Thiruchelvam has also pointed out that certain passages had been altered without his knowledge by Ameen and that he has kept silent about it. This fact has not been explained in any of the letters of explanation he has given nor has it been pointed out to the Minister of Industries with whom a conference had been held with regard to his termination. I therefore do not accept that Thiruchelvam can pass on this responsibility to Ameen for the various passages said to have been altered by him. As regards the actual date of writing the article, there is no acceptable evidence to show that the article was written by Thiruchelvam prior to 9th of March, 1971. But with regard to the publication of the article in the Flare there are two dates appearing in 2 articles on page 6 of the magazine—one of which states that the Refinery Manager and the Personnel Officer were checking the attendance of the employees on 2nd of March, and the other that Mr. Ken Green left the island on the 19th of March, 1971. If as Mahadeva says that the bulletin was received by him on the 17th of March, I consider that Mahadeva is not telling the truth as the bulletin should have been published after the 19th of March, 1971, to state that Ken Green left the island on 19th March, 1971. In the absence of any proof to show that this article was written prior to 9th March, 1971, I accept the evidence of the employer that this article had been written after 9th March, 1971, after the Chairman has addressed the meeting and given a warning about the invoking of the Public Security Act. In this context I am of opinion that this workman Thiruchelvam has committed a serious offence and the Chairman is perfectly justified in interdicting him pending further investigations into his conduct.

The other charge levelled against the workman by the employer is that he had certain security reports and as such he was not satisfied with the conduct of the workman and therefore terminated him from service. With regard to the security reports the officer called from the Criminal Investigations Bureau, De Alwis, stated that they are confidential documents and as such he could not divulge the contents. As regards the subsequent conduct of the workman it is quite clear from the letter R 20 marked X2A in file written by the workman and M. Premachandra to the Prime Minister on 22nd June, 1971, that this workman even after his interdiction had tried to bring the administration of the corporation into disrepute. Although the workman's counsel tried to show by certain evidence that there had been certain truths as stated in X2A, the workman has hopelessly failed to explain to me the sentence in this letter X2A—“The Chairman of the Petroleum Corporation attends to his duties only 5 hours a week”. This, I consider, is an entirely irresponsible statement made by this workman against the Chairman after his interdiction, and the letter X2A appears to me to be a form intimidating the Employer to reinstate him back in service. Further more X2A has been written by Thiruchelvam without getting the prior approval of the Committee of the Operations Staff Union. This fact is clear from the evidence of Jayasinghe.

I therefore consider that even the subsequent conduct of this workman has not at all been satisfactory.

As regards the other allegation put forward by the employer that he was instrumental in creating a strike on or about the 31st of August, 1971, which has caused considerable loss to the corporation and to the country, there is no direct evidence to show that the workman has engaged in acts of incitement except the fact that he has been taken to custody as a preventive measure by the Police. However I note from the letters he has written to the Corporation and his utterances that he has acted in a very hostile manner towards his employer which attitude is unbecoming of a workman.

In view of all these facts and the provisions of section 3 (ii) of the letter of appointment, I consider that the termination of the services of the workman Thiruchelvam is justified. I therefore award no relief to the workman.

I consider the above award to be just and equitable.

ජී. ගණේශේකර.
President,
Labour Tribunal 14.
(Arbitrator).

Dated at Colombo this 15th day of May, 1973.

6-115—Gazette No. 62 of 73.06.01

No. C/I. 54.

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

Order under Section 4 (1)

WHEREAS an Industrial Dispute in respect of the matter specified in the statement of the Commissioner of Labour which accompanies this Order exists between, Ceylon Mercantile Union, 22 1/1, Upper Chatham Street, Colombo 1 and Brodie and Company Ltd., 19, Upper Chatham Street, Colombo 1.

Now, therefore, I, Michael Paul de Zoysa Siriwardena, Minister of Labour, do, by virtue of the powers vested in me by Section 4 (1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Acts Nos. 14 of 1957, 62 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes (Special Provisions) Act, No. 37 of 1968) hereby appoint Mr. M. Mathiapparanam of No. 21, St. Peters' Place, Colombo 4, to be the arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

M. P. DE Z. SIRIWARDENA,
Minister of Labour.
Colombo, 10th May, 1973.

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

In the matter of an Industrial Dispute
between

Ceylon Mercantile Union, 22 1/1, Upper Chatham Street,
Colombo 1,

and

Brodie & Company Ltd., 19, Upper Chatham Street,
Colombo 1.

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the aforesaid parties is whether the claim made by the Ceylon Mercantile Union, on behalf of its members who are employed as drivers by Brodie & Company Ltd., that they be paid arrears of the difference in the wages paid to them and to the drivers employed by Ceylon Brewery Ltd., from March 1, 1966, (on which date the Companies Amalgamated) to January 1, 1968, (from which date they were paid wages on the same basis as paid to the drivers of Ceylon Brewery Ltd.) is justified and to what relief each of them is entitled.

Dated at the office of the Commissioner of Labour, Colombo, this 4th day of May, 1973.

W. L. P. DE MEL,
Commissioner of Labour.

6-117—Gazette No. 62 of 73.06.01

My No. W. 105/1400.

THE INDUSTRIAL DISPUTES ACT, CHAPTER 131

Collective Agreement No. 2 of 1970 relating to the Average
Sale Price of RSS No. 1

IT is hereby notified in pursuance of clause 4 of Collective Agreement No. 2 of 1970, entered into between the Ceylon Workers' Congress of the one part, and the Ceylon Estates Employers' Federation of the other part, and published in *Ceylon Government Gazette* No. 14,907 of May 22, 1970, that

the monthly average sale price of RSS No. 1 paid by the Commissioner of Commodity Purchase to shippers in Colombo during April, 1973, was 97.79.

W. L. P. DE MEL,
Commissioner of Labour.

Department of Labour,
Labour Secretariat,
Colombo 5, 02.05.1973

6-148—Gazette No. 62 of 73.06.01

No. T. 23/CO. 103/73.

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

Order under Section 4 (1)

WHEREAS an Industrial Dispute in respect of the matter specified in the statement of the Commissioner of Labour which accompanies this Order exists between, Mr. S. C. Perera, 108, 2nd Lane, Ratmalana and Ceylon Oxygen Limited, 50, Sri Pannananda Mawatha, Colombo 15.

Now, therefore, I, Michael Paul de Zoysa Siriwardena, Minister of Labour, do, by virtue of the powers vested in me by Section 4 (1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Acts Nos. 14 of 1957, 62 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes (Special Provisions) Act, No. 37 of 1968) hereby appoint Mr. Newton Edirisinghe of No. 26, Gower Street, Colombo 5, to be the arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

M. P. DE Z. SIRIWARDENA,
Minister of Labour.
Colombo, 18th May, 1973.

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

In the matter of an Industrial Dispute

between

Mr. S. C. Perera, 108, 2nd Lane, Ratmalana,

and

Ceylon Oxygen Limited, 50, Sri Pannananda Mawatha,
Colombo 15.

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the aforesaid parties is whether the non-employment of Mr. S. C. Perera, by the management of Ceylon Oxygen Limited, is justified and to what relief is he entitled.

Dated at the office of the Commissioner of Labour, Colombo, this 10th day of May, 1973.

W. L. P. DE MEL,
Commissioner of Labour.

6-149—Gazette No. 62 of 73.06.01

Miscellaneous Departmental Notices

THE ANIMAL ACT, No. 29 OF 1958

Dates and Places selected for cattle Branding in Akkaraipattu D.R.O's Division—Amparai District—1973

G.S's No.	G.S's Division	Branding Dates	Branding places
10	Thirukovil	1st & 2nd Wednesday of every month from June to September, 1973	G.S's office
11	Div. 2, Thambiluvil	do.	do.
12	Div. 1, Thambiluvil	do.	do.
13	Panamkadu	do.	do.
15	Div. 1, Akkaraipattu	do.	do.
16/17	Div. 2/3, Akkaraipattu	do.	do.
18/19	Div. 5/4, Akkaraipattu	do.	do.
20	Div. 6, Akkaraipattu	do.	do.
21	Div. 7, Akkaraipattu	do.	do.
22	Div. 8/9, Akkaraipattu	do.	Veterinary Surgeon's Office, A.P
30	Div. 3/4, Addalaichenai	do.	G.S's Office
31	Div. 2, Addalaichenai	do.	do.
33	Div. 1, Addalaichenai	do.	do.
34	Palamunai	do.	do.
35	Oluvil	do.	do.
35 A	Digawapi	do.	R.D.S. Digawapi

The Kachcheri,
Amparai, 14th May, 1973.

D. WIJESINGHE,
Government Agent, Amparai District.

6-70—Gazette No. 62 of 73.06.01

EMERGENCY (PADDY LANDS) REGULATIONS, No. 1 OF 1971

BY virtue of the powers vested in me by Regulation No.3 of the Emergency (Paddy Lands) Regulations, No. 1 of 1971, I, Karunadasa Weerawardena, Deputy Commissioner of Agrarian Services, do hereby authorise the following person to exercise, perform or discharge all the powers, duties and functions of the undermentioned Cultivation Committee until new Committee are constituted.

Name of Cultivation Committee	District	Name of Officer	Designation	With effect from
Unale	Kurunegala	Tikiri Banda Kahawatte	Divisional Officer of Agrarian Services	15.10.72

Department of Agrarian Services,
No. 42, Sir Marcus Fernando Mawathe,
Colombo 7, 14th May, 1973.

K. WEERAWARDENE,
Deputy Commissioner of Agrarian Services.

6-73—Gazette No. 62 of 73.06.01

COMPANIES ORDINANCE (CHAPTER 145)

Notice under Section 277 (5) to Strike off Dimbulla Transporters Limited

WHEREAS there is reasonable cause to believe that Dimbulla Transporters Limited, a company incorporated on 3rd October, 1955 under the provisions of the Companies Ordinance (Chapter 145), is not carrying on business or in operation:—

And whereas notice dated 08th November 1972 was published in the Gazette of the Republic of Sri Lanka No. 47 of 08th December, 1972 that the name of Dimbulla Transporters Limited, would at the expiration of three months from that date, be struck off the register unless cause was shown to the contrary:

And whereas Dimbulla Transporters Limited has not shown cause to the contrary within the period of three months aforesaid:

Now therefore, I, Vairamuthu Sithambarapillai Nadarajan, Acting Registrar of Companies, acting under Section 277 (5) of the Companies Ordinance (Chapter 145), do by this notice declare that Dimbulla Transporters Limited, was this day struck off the Register of Companies and the said Company is dissolved.

V. S. NADARAJAN,
Acting Registrar of Companies,
Department of the Registrar of Companies,
Colombo 1, 26.4.1973.

6-77—Gazette No. 62 of 73.06.01

THE TISSAMAHARAMA PILGRIMAGE REGULATION, 1952

IN terms of Regulation 3 of the Tissamaharama Pilgrimage Regulation, 1952, I, Don Harry Justin Abeygunasekare, Government Agent, Hambantota District, fix the periods specified below as periods during which, the Tissamaharama Pilgrimage Regulation, 1952 shall be in force:—

Poson Festival, 1973—Tissamaharama.

June 10 to June 16, 1973 (both days inclusive).

Esala Festival, 1973—Tissamaharama

July 01 to July 16, 1973 (both days inclusive).

D. H. J. ABEYGUNASEKARE,
Government Agent, Hambantota District.

The Kachcheri, Hambantota, 14th May, 1973.

6-90—Gazette No. 62 of 73.06.01

COMPANIES ORDINANCE (CHAPTER 145)

Notice under Section 277 (3) to Strike Off

The Siripathy Welanda Company Limited

WHEREAS there is reasonable cause to believe that The Siripathy Welanda Company Limited, a company incorporated on 20.2.1957, under the provisions of the Companies Ordinance (Chapter 145), is not carrying on business or in operation.

Now know ye that, I, Ruwanpura Lickmond de Silva, Registrar of Companies, acting under Section 277 (3) of the Companies Ordinance (Chapter 145), do hereby give notice that at the expiration of three months from this date the name of Siripathy Welanda Company Limited, will, unless cause is shown to the contrary, be struck off the register of companies kept in this office and the company will be dissolved.

R. L. DE SILVA,
Registrar of Companies,

Dept. of Registrar of Companies,
Colombo 1, 7.5.1973.

6-120—Gazette No. 62 of 73.06.01

**NEW SCALE OF CHARGES FOR NOTICES AND ADVERTISEMENTS
 IN THE GAZETTE OF THE REPUBLIC OF SRI LANKA (CEYLON)
 EFFECTIVE AS FROM 1st DECEMBER, 1968**

(Issued every Friday)

1. All Notices and Advertisements are published at the risk of the Advertisers.
2. All Notices and Advertisements by Private Advertisers may be handed in or sent direct by post together with full payment to the Government Printer, Government Press, Colombo.
3. The office hours are from 8 a.m. to 12 noon on Saturdays and 8 a.m. to 3.30 p.m. on other days.
4. Cash transactions close at 11 a.m. on Saturdays and 2 p.m. on other days.
5. All Notices and Advertisements must be prepaid. Notices and Advertisements sent direct by post should be accompanied by Money Order, Postal Order or Cheque, made payable to the Government Printer. Postage stamps will not be accepted in payment of advertisements.
6. To avoid errors and delay "copy" should be on one side of the paper only and preferably typewritten.
7. All signatures should be repeated in block letters below the written signature.
8. Notices *re* change of name from Non-Government Servants and Trade Advertisements are not accepted for publication.
9. Advertisements purporting to be issued under Orders of Courts will not be inserted unless signed or attested by a Proctor of the Supreme Court.
10. The authorized Scale of Charges for Notices and Advertisements is as follows from December 1, 1968 :—

	Rs.	c.
One inch or less	20	0
Every additional inch or fraction thereof	20	0
One column or $\frac{1}{2}$ page of Gazette	220	0
Two columns or one page of Gazette	440	0

All fractions of an inch will be charged for at the full inch rate.

11. The "Gazette of the Republic of Sri Lanka (Ceylon)" is published every Friday. Day of publication is subject to alteration in any week where Public Holidays intervene.
12. With effect from December 1, 1968, all Notices and Advertisements should reach the Government Printer, Government Press, Colombo, as shown in Schedule of separate notice published at the end of each part of the Gazette.

13 REVISED SUBSCRIPTION RATES EFFECTIVE FROM DECEMBER 1, 1968* :—

Government Gazette (Annual)

	Local		Foreign	
	Rs.	c.	Rs.	c.
Each Part	46	0	60	0
One Section of Part I	36	0	42	0
Two Sections of Part I	43	50	51	50

Subscriptions to the "Gazette of the Republic of Sri Lanka (Ceylon)" are booked per periods of not less than six months so as to terminate at the end of a calendar year or half year only.

* Rates for Single Copies, if available in stock.

	Price	Postage (Local)
	Rs.	Cents
(a) (i) Each part of the Gazette within one month from the date of the Gazette	0 50	20
(ii) Each part of the Gazette after one month from the date of the Gazette	1 0	20
(b) (i) Each Section of Part I of the Gazette within one month from the date of the Gazette	0 30	15
(ii) Each Section of Part I of the Gazette after one month from the date of the Gazette	0 60	15

All remittances should be made in favour of the Superintendent, Government Publications Bureau, P. O. Box 500, Secretariat Building Colombo, who is responsible for booking subscriptions and for sale of single copies.

IMPORTANT NOTICE REGARDING PUBLICATION OF GAZETTE

THE Weekly issue of the *Gazette of the Republic of Sri Lanka (Ceylon)* is normally published on Fridays. If a Friday happens to be a Public Holiday the *Gazette* is published on the working day immediately preceding the Friday. Thus the last date specified for the receipt of notices for publication in the *Gazette* also varies depending on the incidence of public holidays in the week concerned.

The Schedule below shows the dates of publication and the latest time by which notices should be received for publication in the respective weekly *Gazette*. All notices received out of times specified below will not be published. Such notices will be returned to the sender by post for necessary amendment and return if publication is desired in a subsequent issue of the *Gazette*. It will be in the interest of all concerned if those desirous of ensuring the timely publication of notices in the *Gazette* make it a point to see that sufficient time is allowed for postal transmission of notices to the Government Press.

The Government Printer does not accept payments of subscriptions for the Government Gazette. Payments should be made direct to the Superintendent, Government Publications Bureau, P. O. Box 500, Secretariat, Colombo 1.

Note.—Payments for inserting Notices in the *Gazette of the Republic of Sri Lanka (Ceylon)* will be received by the Government Printer and not by the Superintendent, Government Publications Bureau.

Schedule
1973

<i>Month</i>	<i>Date of Publication</i>	<i>Last Date and Time of Acceptance of Notices for Publication in the Gazette</i>				
MAY	Friday	04.05.73	..	12 noon	Friday	27.04.73
	Friday	11.05.73	..	12 noon	Friday	04.05.73
	Friday	18.05.73	..	12 noon	Friday	11.05.73
	Friday	25.05.73	..	12 noon	Friday	18.05.73
JUNE	Friday	01.06.73	..	12 noon	Friday	25.05.73
	Friday	08.06.73	..	12 noon	Friday	01.06.73
	Thursday	14.06.73	..	12 noon	Friday	08.06.73
	Friday	22.06.73	..	12 noon	Thursday	14.06.73
	Friday	29.06.73	..	12 noon	Friday	22.06.73

L. W. P. PERIS,
Government Printer.

Department of Government Printing,
Colombo, August 18, 1972.