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PART II.—LEGAL.

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

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SUPREME COURT NOTICES.

IT is hereby notified that the Chief Justice and the other Justices of the Supreme Court of the Island of Ceylon acting in their respective capacities of President and Judges of the Colonial Court of Admiralty of the Island of Ceylon have been pleased to appoint, with the approval of His Excellency the Governor, Mr. Clarence de Silva, Acting Registrar of the Supreme Court, to act as Registrar of the Colonial Court of Admiralty of the Island of Ceylon in the exercise of its Prize Jurisdiction, during the absence on leave preparatory to retirement, of Mr. C. E. E. Stork, Registrar, with effect from March 1, 1945.

By order,
C. STORK,
Registrar, Supreme Court.

NOTIFICATIONS OF CRIMINAL SESSIONS.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Anuradhapura will be holden at the court-house at Kandy on Monday, March 12, 1945, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,
Anuradhapura, February 10, 1945.

R. ALUWIHARE,
Fiscal.

BY virtue of a mandate to me directed by the Hon. the Supreme Court of the Island of Ceylon, I do hereby proclaim that a Criminal Session of the said court for the District of Badulla will be holden at the court-house at Kandy on Monday, March 12, 1945, at 11 o'clock of the morning of the said day.

And I do hereby require and inform all persons concerned therein to attend at the time and place above mentioned, and not to depart without leave asked and granted.

Fiscal's Office,
Badulla, February 14, 1945.

P. M. ANDRADO,
for Fiscal.

NOTICES OF INSOLVENCY.

In the District Court of Kandy.

No. I. 116. In the Matter of the insolvency of Walimuni Mudiyanseelage Rajapakse of Pilawala in Gunnapana.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on March 27, 1945, to consider the granting of a certificate of conformity to the above-named insolvent.

February 15, 1945. By order of court, T. J. M. FERNANDO,
Secretary.

71—J. N. A 48295-940 (2/45)

B 1

NOTICES OF FISCAL SALES.

Central Province.

In the District Court of Kandy.

(1) Barnes Ratwatte Dissawa of Balangoda, (2) Leonard Ratwatte, (3) Clarence Ratwatte, (4) Stanley Ratwatte, all of Kandy, (executors of the last will and testament of the late Sir Gudah Ratwatte deceased) Plaintiffs.

No. M. R. 1,575. Vs.

(1) Basil Ratwatte of Madawala Walawwa, Galagedera, (2) Albert Amunugama of Parangama Walawwa, Galagedera, administrators of the estate of George E. Parangama, deceased Defendants.

NOTICE is hereby given that on Tuesday, March 27, 1945, at 2 o'clock in the afternoon will be sold by public auction at the premises the right, title, and interest of the said defendants in the following property for the recovery of the sum of Rs. 3,717.92 together with interest on the principal sum of Rs. 2,830 at 5 per cent. per annum from February 1, 1944, till date of decree (July 13, 1944) and thereafter with legal interest on the aggregate sum of principal and interest till payment in full and poundage, viz:—

All that house and premises bearing assessment No. 309, situate at Trincomalee street, Kandy, Kandy District, Central Province; and bounded on the north by properties belonging to Kader Thamby Kiduru Mohammado and Dunuwila Kumarihamy, east by Trincomalee street, south by property of S. W. Ferdinands and west by the property of Don Dines de Alwis; containing in extent 17 56/100 perches.

Valuation Rs. 25,000.

Fiscal's Office,
Kandy, February 20, 1945.

H. F. RATWATTE,
Deputy Fiscal.

Warrant.

I, Wilfrid Ernest Hobday, Fiscal for the Western Province, do hereby appoint Mr. D. A. F. Jayasundera of the Fiscal's Office, Colombo, to be Marshal for the Division of Panadura comprising the Raigam korale and the Panadura totamune belonging to the Revenue District of Kalutara and the portion of Salpiti korale in the Revenue District of Colombo, lying south of the village Angulana and of the road leading from the Wewala ferry to the Lunawa bridge near the 10th mile post of the Galle road, and then to Mampe road and from it to Wattegoda and the following villages:—Katuwawala, Nilamahara, Niwantidiya, Bokundara, Dulammahara, Jaligoda and Wewala, situate in Salpiti korale aforesaid, under the provisions of the Fiscal's Ordinance, No. 4 of 1867, and authorise him to perform the duties and exercise the authority of Marshal from February 12 to 17, 1945, for which this shall be his warrant.

Fiscal's Office,
Colombo, February 12, 1945.

W. E. HOBDAY,
Fiscal.

NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Pattiyaage Dona Issabella Hamine of 446,
No. 10,744. Waidya road in Dehiwala, deceased.

Hettiaratchige Mogsina Perera of 446, Waidya road, Dehiwala Original Petitioner.
Amarsingho Vitanalage Solomon Perera of 446, Waidya road, Dehiwala New Petitioner.

Vs.

(1) Hettiaratchige Podi Hamine, (2) Hettiaratchige Roslin Perera, both of 446, Waidya road, Dehiwala Respondents.

THIS matter coming on for disposal before S. J. C. Schokman Esq., Additional District Judge of Colombo, on January 29, 1945, in the presence of Mr. C. Sovaprakasam, Proctor, on the part of the new petitioner above named; and the affidavit of the said petitioner dated January 11, 1945, having been read:

It is ordered that the new petitioner above named be and he is hereby declared substituted in room of the original petitioner, who is now dead, and he is hereby declared entitled to have letters of administration with a copy of the last will No. 208 of October 26, 1943, annexed, which has been proved before this court, issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before March 1, 1945, show sufficient cause to the satisfaction of this court to the contrary.

S. J. C. SCHOKMAN,
Additional District Judge.

February 14, 1945.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Edirisurimohottige Baron de Saram Appuhamy
No. 11,102. of Batuwatta in the Ragam pattu of Alutkuru korale, deceased.

Edirisurimohottige Thomas de Saram Appuhamy of Batuwatta aforesaid Petitioner.

And

(1) Edirisurimohottige Ago Saram of Embarakuwa in Meda pattu of Siyane korale, (2) ditto Susana Saram of Madabawita in Yatigala pattu of Hapitigam korale, (3) ditto James de Saram of Batuwatta aforesaid, (4) ditto Yohana Saram of Thihariya in Meda pattu of Siyane korale, (5) ditto Babilina Saram of Galahitiyawa in Ragam pattu of Alutkuru korale, (6) Edirisurimohottige Ceciliana Saram of Batuwatta aforesaid, (7) Edirisuriya Aratchige Don Martin Edirisuriya of Kalagedihena, Veyangoda, (8) Edirisuriya Aratchige Lentry Edirisuriya and (9) Edirisuriya Aratchige Lionel Edirisuriya both of Kalagedihena aforesaid, the 8th and 9th respondents are minors, appearing by their guardian *ad litem* the 7th respondent above named Respondents.

THIS matter coming on for disposal before S. J. C. Schokman Esq., Additional District Judge of Colombo, on November 16, 1944, in the presence of Mr. A. M. Fuard, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 15, 1944, having been read: It is ordered that the 7th respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors, the 8th and 9th respondents above named, and the petitioner be and he is hereby declared entitled, as one of the brothers of the said deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before January 25, 1945, show sufficient cause to the satisfaction of this court to the contrary.

S. J. C. SCHOKMAN,
Additional District Judge.

November 23, 1944.

The date for showing cause against the foregoing *Order Nisi* is extended to March 1, 1945.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late
Jurisdiction. Gardiya Mudiyansele Abraham Perera of
No. 11,222. Galgedara, Wadduwa, deceased.

Koruwakankapange Beatrice Charlotte Perera of Galgedara, Wadduwa Petitioner.

And

(1) Gardiya Mudiyansele Chandra Malini Perera, (2) Gardiya Mudiyansele Harischandra Jayasiri Perera, (3) Gardiya Mudiyansele Dayapala Chandrasiri Perera, (4) Gardiya Mudiyansele Chandrapala Sumanasiri Perera (5) Gardiya Mudiyansele Thilakasiri Premachandra Perera all of Galgedara, Wadduwa, (minors), (6) Bertie Johannes Fernando of Galgedara Wadduwa Respondents.

THIS matter coming on for disposal before S. J. C. Schokman Esq., Additional District Judge of Colombo, on December 11, 1944, in the presence of Mr. W. A. Gunawardane, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 29, 1944, having been read:

It is ordered that the 6th respondent above named be and he is hereby declared appointed guardian *ad litem* over the minors, the 1st, 2nd, 3rd, 4th and 5th respondents above named; and the petitioner above named be hereby declared entitled, as the widow

of the deceased, to have letters of administration to the estate of the said deceased issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before March 8, 1945, show sufficient cause to the satisfaction of this court to the contrary.

February 8, 1945.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Kankani-
Jurisdiction. gamage Thoronis Perera of Meetotamulla road,
No. 11,243. Meetotamulla, deceased.

K. Gunadasa Perera of Meetotamulla road, Meetotamulla Petitioner.

Vs.

(1) K. Somawathie Perera of Meetotamulla, (2) K. Violet Perera of Meetotamulla, (3) K. Seelawathie Perera of Meetotamulla Respondents.

THIS matter coming on for disposal before S. J. C. Schokman Esq., Additional District Judge of Colombo, on January 12, 1945, in the presence of Mr. H. V. Ram Iswera, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated January 11, 1945, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as the son of the deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before March 1, 1945, show sufficient cause to the satisfaction of this court to the contrary.

January 22, 1945.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of the
Jurisdiction. late Garumuni Francis de Zoysa Wickramaratne,
No. 11,251. Proctor, J. P., U. M., Balapitiya, deceased.

Gunaseena de Zoysa of Flower road, Colombo Petitioner.

THIS matter coming on for disposal before S. J. C. Schokman Esq., Additional District Judge of Colombo, on January 25, 1945, in the presence of Mr. P. M. de S. Seneviratna, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 24, 1944, and the affidavit of the attesting notary dated December 12, 1944, having been read:

It is ordered that the last will and testament of Garumuni Francis de Zoysa Wickramaratne, the deceased above named, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved, and the petitioner is the executor named in the said will and he is declared entitled as the executor named in the said will to have probate of the same issued to him accordingly, unless any person or persons interested shall, on or before March 15, 1945, show sufficient cause to the satisfaction of this court to the contrary.

February 3, 1945.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Agnes May Norman late of Percy Lodge, Ootacamund, in the District of Nilgiris, South India,
No. 11,259. Widow, deceased.

THIS matter coming on for disposal before S. J. C. Schokman Esq., Additional District Judge of Colombo, on February 5, 1945, in the presence of Mr. Bertram Kaikhusroo Billimoria of Colombo, Proctor, on the part of the petitioner, Geoffrey Thomas Hale of Colombo and the affidavit of the said petitioner dated February 3, 1945, a certified copy of probate of the last will and testament of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court's order dated January 29, 1945, having been read: It is ordered that the will of the said deceased dated July 12, 1944, of which a certified copy of probate has been produced and is now deposited in this court, be and the same is hereby declared proved, and it is further declared that the said petitioner is one of the attorneys of the sole executrix named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before March 15, 1945, show sufficient cause to the satisfaction of this court to the contrary.

February 8, 1945.

S. J. C. SCHOKMAN,
Additional District Judge.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament and
Jurisdiction. Codicil of Francis Robert Crosby Storey of
No. 11,262. Moorside in the City of Lancaster, deceased.

THIS matter coming on for disposal before S. J. C. Schokman Esq., Additional District Judge of Colombo, on February 7, 1945, in the presence of Messrs. Julius & Greasy, Proctors, on the part of the petitioner, John Maxwell Glass of Colombo, and the affidavit of the said petitioner dated February 5, 1945, a certified copy of probate, a certified copy of the last will and testament and codicil of the above-named deceased, power of attorney in favour of the petitioner and Supreme Court's order dated January 30, 1945,

having been read: It is ordered that the will of the said deceased dated October 4, 1938, and a codicil thereto dated October 11, 1938, of which a certified copy has been produced and is now deposited in this court, be and the same is hereby declared proved, and it is further declared that the said petitioner is one of the attorneys of the executors named in the said will and that he is entitled to have letters of administration with a copy of the said will and codicil annexed issued to him accordingly, unless any person or persons interested shall, on or before March 1, 1945, show sufficient cause to the satisfaction of this court to the contrary.

S. J. C. SCHOKMAN,
Additional District Judge.

February 14, 1945.

In the District Court of Colombo.

Order Nisi.

Testy. In the Matter of the Last Will and Testament of
No. 11,249 the late Osmund Tonks of Mounts Bay House,
The Lizard in the County of Cornwall, England,
Solicitor, deceased.

John Marcellus Pereira of 400, Galle road,
Colpetty, Colombo Petitioner.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on January 22, 1945, in the presence of Mr. L. L. Fonseka, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated December 20, 1944, the exemplification of probate dated May 6, 1944, the power of attorney dated May 31, 1944, and the Supreme Court order dated November 10, 1944, having been read:

It is ordered that the will of the above-named deceased dated April 13, 1931, of which the exemplification of probate has been produced and is now deposited in this court, be and the same is hereby declared proved, and it is further declared that the petitioner is the attorney of the executrix named in the said will and that he is entitled to have letters of administration with a copy of the said will annexed issued to him accordingly, unless any person or persons interested shall, on or before March 8, 1945, show sufficient cause to the satisfaction of this court to the contrary.

S. J. C. SCHOKMAN,
Additional District Judge.

February 8, 1945.

In the District Court of Colombo.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of
No. 11,261. Ganepallekorallage Jayawardene Bandara
Kiriella of Jayasoma, Barnes place in Colombo,
deceased.

Nelliwala Siriwardena Mudiyaneralahamige Somawathie
Muttettuwagama Kiriella Kumarihamy of Jayasoma,
Barnes place, Colombo Petitioner.

Vs.

(1) Ganepallekorallage Chandra Sona Muttettuwagama
Kiriella Kobbekaduwa of Ampitiya, Kandy, (2) Ganepalle-
korallage Leonard Penryne Bandara Muttettuwagama
Kiriella, (3) Ganepallekorallage Wimalawathie Muttettuw-
agama Kiriella, (4) Ganepallekorallage Kamalawathie
Muttettuwagama Kiriella, a minor, (5) Ganepallekorallage
Kalyanawathie Muttettuwagama Kiriella, a minor, all of
Jayasoma, Barnes place, Colombo, the 4th and 5th
respondents above named appearing by their guardian
ad litem the 6th respondent (6) Nelliwala Siriwardena Mudi-
yaneralahamige Alexander Wilfred Muttettuwagama of
Eheliyagoda Respondents.

THIS matter coming on for disposal before S. J. C. Schokman, Esq., Additional District Judge of Colombo, on February 7, 1945, in the presence of Messrs. Samarasinghe & de Silva, Proctors, on the part of the petitioner above named; and the affidavit of the said petitioner dated February 6, 1945, having been read:

It is ordered that the 6th respondent above named and he is hereby declared appointed guardian *ad litem* over the minors, the 4th and 5th respondents above named, and the petitioner above named be and she is hereby declared entitled, as the widow and an heir of the above-named deceased, to have letters of administration of the estate of the said deceased issued to her accordingly, unless the respondents above named or any person or persons interested shall, on or before March 22, 1945, show sufficient cause to the satisfaction of this court to the contrary.

S. J. C. SCHOKMAN,
Additional District Judge.

February 14, 1945.

In the District Court of Colombo.

Testamentary. In the Matter of the last Will and Testament or
No. 11,271. Trust disposition and Settlement of Arthur
Rothwell of Nuwara Eliya, Ceylon, formerly of
Sunny Mount, Radcliffe, Lancashire, deceased.

And

In the Matter of the British Courts Probates
(Re-sealing) Ordinance (Chapter 84).

(1) Ellen Rothwell of 27, Spring lane, Radcliffe, Lancashire,
(2) James Arthur Crook of 105, Lilyhill street, Whitefield,
Lancashire Applicants.

NOTICE is hereby given that after the expiry of 14 days from the date hereof application will be made to the District Court of Colombo, under the British Courts Probates (Re-sealing) Ordinance (Chapter 84) for the sealing of the confirmation of the last will and testament or trust disposition and settlement of the above-named Arthur Rothwell, deceased, granted by the Deputy District Registrar of His Majesty's High Court of Justice in the District Probate Registry Manchester.

S. R. AMERESKERE,
Proctor for Applicants.

Colombo, February, 23, 1945.

In the District Court of Colombo.

Order Absolute in the First Instance.

Testamentary In the Matter of the Trust Disposition and Settle-
Jurisdiction. ment or Last Will and Testament and Codicil of
No. 11,273. Alexander John Ingram, Retired Planter, some
time of Thornlea Banff and late of Brentwood
Bieldside Aberdeenshire, Scotland, deceased.

THIS matter coming on for final determination before S. J. C. Schokman, Esq., Additional District Judge, on February 14, 1945, in the presence of Messrs. F. J. & G. de Saram, Proctors, on the part of the petitioner, Sir John Allan Tarbat of 63, Queen street, Colombo; and (1) the affidavit of the said petitioner dated February 9, 1945, and (2) the order of the Supreme Court dated February 7, 1945, having been read: It is ordered that the trust disposition and settlement or last will and testament with codicil a certified copy of which under the seal of the Commissary Court of Aberdeenshire, Scotland, has been produced and is now deposited in this court, be and the same is hereby declared proved; and it is further declared that the said Sir John Allan Tarbat is one of the executors named in the said trust disposition and settlement or last will and testament, and that he is entitled to have probate of the said trust disposition and settlement or last will and testament with codicil issued to him accordingly (with power reserved to the remaining executors to come in and obtain hereafter a similar grant) subject to his tendering the usual oath.

S. J. C. SCHOKMAN,
Additional District Judge.

February 16, 1945.

In the District Court of Negombo.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Ranmuthugalage Juans de Silva of Lihiriya-
No. 3,303T. gama deceased.

Rotalage Sam Vincent Fernando, presently of See-
duwa Petitioner.

And

(1) Ranmuthugalage Charles Albert de Silva of Lihiriyagama,
(2) Ranmuthugalage Alice de Silva of Seeduwa, (3) Madana-
singhege Don Herbert Stanley Gunaratne of Katunayake,
(4) Madanasinghege Dona Sumara Gunaratne of Katur-
nayake, (5) Madanasinghege Don John Gunaratne of ditto,
as guardian *ad litem* of 3rd and 4th respondents minors, (6)
Madanasinghege Nangalage Ana Maria Perera of Lihiriy-
gama Respondents.

THIS matter coming on for disposal before T. F. C. Roberts, Esq., District Judge of Negombo, on January 31, 1945, in the presence of Mr. D. C. E. V. Karunaratne, Proctor, on the part of the petitioner, above named; and the affidavit of (1) the petitioner dated October 25, 1944, (2) the affidavit of the attesting notary dated October 18, 1944, and (3) the affidavit of one of the attesting witnesses, dated October 18, 1944, having been read:

It is ordered that the 5th respondent above named be appointed guardian *ad litem* of 3rd and 4th respondents, minors above named, and that the last will and testament No. 20,067 of Ranmuthugalage Juans de Silva and Madanasinghege Nangalage Ana Maria Perera, deceased, the original of which has been produced and is now deposited in this court be and the same is hereby declared proved, and that the petitioner is the executor named on the said will and is hereby declared entitled to have probate thereof issued to him accordingly, unless any person or persons interested shall, on or before February 27, 1945, show sufficient cause to the satisfaction of this court to the contrary.

T. F. C. ROBERTS,
District Judge.

January 31, 1945.

In the District Court of Negombo.

Order Absolute.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. Sembukutti Aratchige Dona Isabel Hamine of
No. 3,305T. Mookalangamuwa, deceased.

Kohilawatta Kankanamalage Don Arnolis alias Don Abilinu of
Mookalangamuwa Petitioner.

THIS matter coming on for final determination before T. F. C. Roberts, Esq., District Judge of Negombo, on February 3, 1945, in the presence of Mr. D. C. E. V. Karunaratne, Proctor, on the part of the petitioner above named; and (1) the affidavit of the petitioner dated February 3, 1945, (2) the affidavit of the attesting notary and witnesses dated February 3, 1945, having been read:

It is ordered that the last will and testament No. 1,626 of Sembukutti Aratchige Dona Isabel Hamine of Mookalangamuwa, dated December 19, 1944, the original of which has been produced and now deposited in this court, be and the same is hereby declared proved: And it is further declared that the said Kohilawatta Kankanamalage Don Arnolis alias Don Abilinu of Mookalangamuwa is the sole executor named in the said will and that he is entitled to have probate thereof issued to him accordingly, subject to his tendering the usual oath.

T. F. C. ROBERTS,
District Judge.

February 1, 1945.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Mohotti-
Jurisdiction. Kankanange Albert, deceased, of Welapura,
No. 3,193. Kalutara.

Balage Florence Lydia Perera of Welapura, Kalutara .. Petitioner.

(1) Mohottikankanange Venitia Monica, (2) ditto Quintus, (3)
ditto Douglas, (4) ditto Meril, by their guardian *ad litem* (5)
Balage Wilhe Perera of Welapura, Kalutara Respondents.

THIS matter coming on for disposal before J. H. V. S. Jayawickrema, Esq., District Judge, Kalutara, on December 20, 1944,

in the presence of Mr. S. L. de Silva, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated December 20, 1944, having been read:

It is ordered that the petitioner be declared to claim letters of administration of the deceased, and that the same be issued to her, unless the respondents or other person or persons interested in the estate shall, on or before January 22, 1945, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that the said 5th respondent be appointed guardian *ad litem* over the 1st to 4th minor respondents and that the said petitioner and that she is entitled to have letters of administration and that the same be issued to her accordingly, unless the respondents or others interested in the intestate estate of the deceased shall, on or before January 22, 1945, show sufficient cause to the satisfaction of this court to the contrary.

December 20, 1944. J. H. V. S. JAYAWICKREMA,
District Judge.
Time for showing cause extended till March 5, 1945.

January 22, 1945. J. H. V. S. JAYAWICKREMA,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Rammuni
Jurisdiction. Romel Silva, deceased, of Uduwara.
No. 3,196.

Arumakutti Oisa Nonā Perera of Uduwara Petitioner.

(1) Rammuni Pathmini de Silva, (2) ditto Leela Mabel de Silva, (3) ditto Cyril de Silva, (4) ditto Violet de Silva, (5) ditto Somawathie de Silva, (6) ditto Hendry de Silva, all of Uduwara (minors) by their guardian *ad litem* (7) Arumakutti Edwin Perera of Uduwara Respondents.

THIS matter coming on for disposal before J. H. V. S. Jayawickrema, Esq., District Judge of Kalutara, on January 18, 1945, in the presence of Mr. S. L. de Silva, Proctor, on the part of the petitioner; and the affidavit of the above-named petitioner dated September 25, 1944, having been read:

It is ordered that the petitioner be declared, as widow of the deceased, to claim letters of administration that the same be issued to her, unless the respondents or other persons interested in the estate shall, on or before February 27, 1945, show sufficient cause to the satisfaction of this court to the contrary. It is further declared that the said 7th respondent be appointed guardian *ad litem* over the 1-6 minor respondents, and that the said petitioner and that she is entitled to have letters of administration the same be issued to her accordingly, unless the respondents or others interested in the estate shall, on or before February 27, 1945, show sufficient cause to the satisfaction of this court to the contrary.

January 18, 1945. J. H. V. S. JAYAWICKREMA,
District Judge.

In the District Court of Kalutara.

Order Nisi.

Testamentary In the Matter of the Estate of the late Pallage
Jurisdiction. Simon Peter Perera Jayatilleka, deceased of
No. 3,197. Haltota.

Salpadoruge Mary Nona of Walana Petitioner.

Vs.

Pallage Gardine Jayatilleka of Walana Respondent.

THIS matter coming for disposal before J. H. V. S. Jayawickrama, Esq., District Judge of Kalutara, on January 26, 1945, in the presence of Mr. D. L. Abeyasena, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated January 18, 1945, having been read:

It is ordered that the petitioner be granted letters as the widow of the deceased and as such she claims letters of administration and the same be issued to her unless the respondent or other person or persons interested in the estate shall, on or before March 13, 1945, show sufficient cause to the satisfaction of this court to the contrary.

January 26, 1945. J. H. V. S. JAYAWICKREMA,
District Judge.

In the District Court of Kalutara.

Order Nisi.

No. 3,198. In the Matter of the Estate of the late Cecilia
Elizabeth de Fonseka *nee* Perera, deceased, of
Panadure.

B. D. Perera of Panadure Petitioner.

Vs.

(1) L. C. de Fonseka, presently of Panadure, (2) F. S. de Fonseka of Mattakkuluya Respondents.

THIS matter coming on for disposal before J. H. V. S. Jayawickrama, Esq., District Judge of Kalutara, on February 1, 1945, in the presence of Mr. C. E. U. Perera, Proctor, on the part of the petitioner; and the affidavit of the above-mentioned petitioner dated September 27, 1944, having been read: It is ordered that the petitioner be declared to have letters of administration, as husband of the deceased, and that the same be issued to him, unless the respondents or person or persons interested shall, on or before March 13, 1945, show sufficient cause to the satisfaction of this court to the contrary.

V. S. JAYAWICKREMA,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate of the late Mawanna
Jurisdiction. Muttusamy Pillai of Rockwood estate, Hewaheta,
No. T. 482. deceased.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge, Kandy, on December 15, 1944, in the presence of Messrs. Leaching and Lee, Proctors, on the part of the petitioner, Mawanna Nadesan Pillai of Rockwood estate; and the affidavit of the said petitioner dated September 18, 1944, having been read:

It is ordered that the petitioner be and he is hereby declared entitled, as the eldest brother of the above-named deceased, to have letters of administration to the estate of the deceased issued to him unless the respondents (1) Awanna Mawanna Sompai Ammal, and (2) Mowanna Mowanna Sellammal, both of Puttanampatti Village, Omandoor Post, Trichinopoly District, South India, or any other person or persons interested shall, on or before March 1, 1945, show sufficient cause to the satisfaction of this court to the contrary.

December 15, 1944. C. NAGALINGAM,
District Judge.

In the District Court of Kandy.

Order Nisi.

Testamentary In the Matter of the Estate and Effects of the late
Jurisdiction. Mamangalawattegedera Mohammadu Lebbe's
No. T. 484. son Dawood Lebbe of Lagamuwa, deceased.

THIS matter coming on for disposal before M. A. Samarakoon, Esq., District Judge, Kandy, on December 16, 1944, in the presence of Mr. M. Ameen, on the part of the petitioner, Sikkander Beebee of Lagamuwa; and the affidavit of the said petitioner dated November 28, 1944, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the above-named deceased, to have letters of administration to the estate of the deceased, issued to her unless the respondents (1) Dawood Lebbe's daughter Aisha Umma, (2) ditto Pathumuttu, (3) ditto Kadija Umma, (4) ditto Sabura Umma, (5) ditto Ummu Kuldoon, (6) ditto son Abdul Hammodu Nagoor Pitche, (7) M. S. M. Abdul Hassen, all of Lagamuwa or any other person or persons interested shall, on or before March 1, 1945, show sufficient cause to the satisfaction of this court to the contrary.

It is further ordered that the 7th respondent be appointed guardian *ad litem* over the 4th to 6th respondents, unless the respondents or any other person or persons interested shall, on or before March 1, 1945, show sufficient cause to the satisfaction of this court to the contrary.

December 16, 1944. M. A. SAMARAKOON,
District Judge.

In the District Court of Nuwara Eliya, holden at Hatton.

Order Nisi.

Testamentary In the Matter of the Intestate Estate and Effects
Proceedings. of K. S. Mooka Pillai of Puttanampatty village,
No. 230. Musiri Taluq, Trichy District, South India, and
of 2, Main street, Dikoya, Ceylon, deceased.

S. P. Nadesa Pillai of 2, Main street, Dikoya Petitioner.

And

(1) Ailandammal, widow of K. S. Mooka Pillai of Puttanampatty village, aforesaid, (2) Sellammal, wife of the said S. P. Nadesa Pillai of 2, Main street, Dikoya, (3) Ganesan, son of the said K. S. Mooka Pillai of Puttanampatty village aforesaid, (4) Kamalam, daughter of the said K. S. Mooka Pillai of Puttanampatty village aforesaid, the 3rd and 4th minors, by their guardian *ad litem*, the 5th named (5) K. S. Kanapathi Pillai of Puttanampatty village, aforesaid Respondents.

THIS matter coming on for disposal before T. P. P. Goonetilleke, Esq., District Judge, Nuwara Eliya-Hatton, on January 24, 1945, in the presence of Mr. M. Eliatamby, Proctor, on the part of the petitioner, S. P. Nadesa Pillai of 2, Main street, Dikoya; and the affidavit of the said petitioner dated January 22, 1945, having been read:

It is ordered that the 5th respondent above named be hereby declared appointed guardian *ad litem* over the minors, the 3rd and 4th respondents above named, and the petitioner above named be declared entitled, as the son-in-law of the deceased, to have letters of administration to the estate of she said deceased issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before February 23, 1945, show sufficient cause to the satisfaction of this court to the contrary.

January 24, 1945. T. P. P. GOONETILLEKE,
District Judge.

In the District Court of Nuwara Eliya, holden at Hatton.

Order Absolute in the First Instance declaring Will proved.

Testamentary In the Matter of the Last Will and Testament of
Jurisdiction. the late Ravanna Vayanna Karuppiah Pillai of
No. 231. Malika estate, Wathwala, deceased.

(1) S. P. S. Palaniandy, and (2) S. P. S. Kuppusamy, both of Theresna estate, Bogawantalawa Petitioners.

THIS matter coming on for determination before T. P. P. Goonetilleke, Esq., District Judge, Nuwara Eliya-Hatton, on January 24, 1945, in the presence of Mr. M. Eliatamby, Proctor, on the part of the petitioners above named; and the affidavits of (1) the said petitioners dated January 18, 1945, (2) of the attesting notary dated December 24, 1944, as to the due execution of the last will; and the original of last will No. 1,080, having been read:

It is ordered that the last will of the deceased of which the original has been produced and is now deposited in this court, be and the same is hereby proved, and it is further ordered that the petitioners as the executors named in the said will are entitled to have probate of the said will issued to them, unless any person or persons interested shall, on or before February 28, 1945, show sufficient cause to the satisfaction of this court to the contrary.

January 24, 1945.

T. P. P. GOONETILLEKE,
District Judge.

In the District Court of Galle, sitting at Balapitiya.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Porogamage Punchedhiy of Hirewatta in Ambalangoda, deceased.

No. B. 90. langoda, deceased: Urawatte Petiarambage James de Silva also of Hirewatta in Ambalangoda Petitioner.

Vs.

(1) Urawatte Petiarambage Abraham de Silva and (2) Urawatte Petiarambage Themis de Silva, both of Hirewatta in Ambalangoda Respondents.

THIS matter coming on for disposal before Walter Talgodapitiya, Esq., Additional District Judge of Galle, sitting at Balapitiya, on November 30, 1944, in the presence of Mr. T. G. Jayawardena, Proctor, on the part of the petitioner above named; and the affidavit of the said petitioner dated November 30, 1944, having been read:

It is ordered that the petitioner above named be and he is hereby declared entitled, as a son of the deceased, to have letters of administration to the estate of the said deceased issued to him accordingly, unless the respondents above named or any person or persons interested shall, on or before January 26, 1945, show sufficient cause to the satisfaction of this court to the contrary.

W. TALGODAPITIYA, Additional District Judge.
Balapitiya, November 30, 1944.

The date for showing cause extended till March 9, 1945.

W. TALGODAPITIYA, Additional District Judge.
January 26, 1945.

In the District Court of Galle.

Order Nisi.

Testamentary In the Matter of the Last Will and Testament of Jurisdiction. Mohammadachchi Peter de Silva of Hikkaduwa, deceased.

No. 8,120. Mohammadachchi Somawathie de Silva of Hikkaduwa Petitioner.

THIS matter coming on for disposal before R. R. Selvadurai, Esq., District Judge of Galle, on February 16, 1945, in the presence of Mr. E. C. Abeygunawardena, Proctor, on the part of the petitioner above named, and upon reading the last will of the deceased above named produced before court; and the affidavit of the said petitioner dated January 22, 1945, and of the attesting witnesses and the notary dated January 29, 1945:

It is ordered that the said petitioner, as executrix named in the said last will, be and she is hereby declared entitled to have probate to the estate of the said deceased (with a copy of will annexed) issued to her accordingly, unless any person or persons interested shall, on or before March 16, 1945, show sufficient cause to the satisfaction of this court to the contrary.

R. R. SELVADURAI, District Judge.
February 13, 1945.

In the District Court of Matara.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Meddewattegamage Francisappuhamy of Ukuwela, Matara, deceased.

No. 4,244. Milhe Samarawickrama of Kokmaduwa Petitioner.

(1) Ranawakage Dionahamine and husband (2) Meddewattegamage Jamsappuhamy of Talduwa in Abingama in Galle District Respondents.

THIS matter coming on for disposal before K. D. de Silva, Esq., District Judge of Matara, on January 19, 1945, in the presence of Mr. A. Gunaratna, Proctor, on the part of the petitioner; and the affidavit of the petitioner dated February 18, 1944, having been read:

It is ordered that the petitioner be and she is hereby declared entitled, as widow of the deceased, to have letters of administration to the estate of the deceased issued to her, unless the respondents or any other person or persons interested in the estate shall, on or before March 5, 1945, show sufficient cause to the satisfaction of this court to the contrary.

K. D. de SILVA, District Judge.
January 19, 1945.

In the District Court of Jaffna, held at Point Pedro.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of the late Jurisdiction. Thamu Paramsothy of Puloly East, deceased.

No. 262/P.T. Thamu Ponnambalam of Puloly East Petitioner.

Vs.

(1) Parameshwary, daughter of Paramsothy, (2) Sivapackiam, daughter of Paramsothy, (3) Thamu Sithamparappillai, all of Puloly East Respondents.

THIS matter coming on for disposal before Eardley Wijeyawardena, Esq., Additional District Judge, Jaffna, on January 9, 1945, in the presence of Mr. M. Esurapadham, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner, having been read:

It is ordered that the 3rd respondent be appointed guardian *ad litem* over the minors, the 1st and 2nd respondents, and that the petitioner, as brother of the deceased, be declared entitled to have

letters of administration to the estate of the above-named deceased and that letters of administration be issued to him accordingly, unless the respondents shall, on or before March 1, 1945, appear before this court and show sufficient cause to the satisfaction of this court to the contrary.

February 19, 1945.

E. WIJEWARDENA,
Additional District Judge.

In the District Court of Jaffna.

Order Nisi.

Testamentary In the Matter of the Estate of the late Thangammah, No. 361 wife of P. Coomarasamy of Vaddukodai West, deceased.

Perumyna Coomaraswamy of Vaddukodai West Petitioner.

Vs.

(1) C. Balasubramaniam; and (2) C. Rasathurai (minor), both of Vaddukodai West Respondents.

THIS matter coming on for disposal before H. A. de Silva, Esq., District Judge of Jaffna, on January 26, 1945, in the presence of Mr. J. F. Ponnambalam, Proctor, on the part of the petitioner above named; and the affidavit of the petitioner dated January 12, 1945, having been read: It is ordered that the above-named 1st respondent be and is hereby appointed guardian *ad litem* over the 2nd respondent and that the petitioner is entitled to and letters of administration be issued to the petitioner to the above named estate, unless any person or persons shall, show sufficient cause to the contrary on or before February 28, 1945, on which date the said minor shall appear in court.

It is further ordered that the petitioner is entitled to costs of this application.

H. A. DE SILVA, District Judge.
Jaffna, January 26, 1945.

In the District Court of Ratnapura.

Order Nisi.

Testamentary In the Matter of the Intestate Estate of Mukalaweekumbure Kiriappuhamy of Dangaswala in Bolthumbe in Uduwaggam pattu of Kadawata korale, deceased.

No. 1,163. Mukalaweekumbure Siriwardenahamy of Dangaswala Petitioner.

Between

And

(1) Mukalaweekumbure Ranmenike of Dangaswala, (2) ditto Saummahamy of Kanthiriyawala, (3) ditto Heenmenike, (4) ditto Podimenike, (5) ditto Maithripala, (6) ditto Chandrasekera, the 4th to 6th are minors by their guardian *ad litem* (7) Panagodakankanamalage Punchedhiy, all of Dangaswala Respondents.

THIS matter coming on for disposal before Spencer Rajaratnam, Esq., District Judge, Ratnapura, on December 12, 1944, in the presence of Mr. E. J. Dharmaratne, Proctor, on the part of the petitioner; and the petition and affidavit of the petitioner above named having been read: It is ordered that Mukalaweekumbure Siriwardenahamy of Dangaswala, the petitioner above named, as the son of the deceased above named be and he is hereby declared entitled to have letters of administration issued to him accordingly, unless the respondents above named or any other person or persons interested shall, on or before February 1, 1945, show sufficient cause to the satisfaction of this court to the contrary.

And it is further ordered that Panagodakankanamalage Punchedhiy Menike of Dangaswala, the 7th respondent above named, be and she is hereby appointed guardian *ad litem* over Mukalaweekumbure Podimenike, ditto Maithripala and ditto Chandrasekera, all of Dangaswala, the 4th, 5th and 6th respondents above named, unless the respondents above named or any other person or persons interested shall, on or before February 1, 1945, show sufficient cause to the satisfaction of this court to the contrary.

C. J. C. JANSZ, District Judge.
December 12, 1944.

This Order Nisi is extended for February 27, 1945.

S. RAJARATNAM,
District Judge.

In the District Court of Kegalla.

Order Nisi declaring Will proved, &c.

Testamentary In the Matter of the Estate of the late Sellamma, Jurisdiction. daughter of Sellamuttu, deceased, of Pilanduwa; No. 1,691.

THIS matter coming on for disposal before D. A. L. Leanne, Esq., District Judge of Kegalla, on October 25, 1944, in the presence of Mr. R. L. Perera, Proctor, on the part of the petitioner; and the affidavit and the petition of the petitioner dated October 18, 1944, and the affidavit of M. T. S. Basnayake, Notary Public, dated October 23, 1944, having been read:

It is ordered that the will of the above-named Sellamma, daughter of Sellamuttu, deceased, dated February 15, 1932, now deposited in court be and the same is hereby declared proved, unless the respondent or any other person interested shall, on or before December 19, 1944, show sufficient cause to the satisfaction of this court to the contrary.

It is further declared that Nagalingam, son of Sittambaram Pillai of Warakapola, is the executor named in the said will, and that he is entitled to have probate of the same issued to him accordingly, unless the respondent or any other person interested shall, on or before December 19, 1944, show sufficient cause to the satisfaction of this court to the contrary.

D. A. LEANAGE, District Judge.
October 25, 1944.

The foregoing Order Nisi is extended for March 1, 1945.

D. A. LEANAGE,
District Judge.

DRAFT ORDINANCES.

MINUTE.

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

L.D.—O. 15/44.

M.T.A.—B. 1925

Chapter 193.
(Vol. V., p. 3).

An Ordinance to amend the Municipal Councils Ordinance.

BE it enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows :—

Short title.

1. This Ordinance may be cited as the Municipal Councils (Amendment) Ordinance, No. of 1945.

Amendment of section 43 of Chapter 193.

2. Section 43 of the Municipal Councils Ordinance, (hereinafter referred to as "the principal Ordinance"), is hereby amended, in sub-section (1) of that section, by the insertion, immediately after paragraph (j), of the following new paragraph :—

"Civic receptions, &c.

(jj) the annual allocation and payment of moneys to the Chairman to be expended at his discretion on civic receptions or the celebration or observance of any event or occasion of public interest ;"

Amendment of section 110 of the principal Ordinance.

3. Section 110 of the principal Ordinance is hereby amended as follows :—

(1) in paragraph (2)—

(a) by the substitution in sub-paragraph (b), for the words "on a street.", of the words "on a street ;" ; and

(b) by the insertion, immediately after sub-paragraph (b), of the following new sub-paragraph :—

"(i.) the levy of fees for the examination and consideration of plans for new buildings or for alterations to existing buildings." ;

(2) in paragraph (13), by the substitution, for the word^s "The regulation", of the words "The licensing, regulation" ;

(3) by the insertion, immediately after paragraph (19), of the following new paragraph :—

"(19A) The registration of cows kept in premises other than licensed dairies, the cleanliness and drainage of the buildings or parts of buildings in which such cows are kept, and the levy of fees for the registration of such cows." ;

and

(4) in paragraph (22)—

(a) by the substitution, for the words "The regulation", of the words "The prohibition or the regulation" ; and

(b) by the substitution, for the words "for the same.", of the words "in respect of advertisements displayed or exhibited in accordance with by-laws made in that behalf."

Amendment of section 206 of the principal Ordinance.

4. Section 206 of the principal Ordinance is hereby amended as follows :—

(a) by the substitution, for the words "inspection by such officers : ", of the words "inspection by such Officers ; and every person who, not being an officer of the Council or a person approved by the Chairman, carries out any such work shall be guilty of an offence and shall, on conviction, be liable to the penalty hereinafter prescribed :"; and

(b) by the substitution in the proviso thereto, for the words "the terms of this provision", of the words "the preceding provisions of this section".

Amendment of section 229 of the principal Ordinance.

5. Section 229 of the principal Ordinance is hereby amended, by the substitution, for the word "Ordinance", of the words "Ordinance, or fails to comply with the requirements of any notice served on him under any such provision,".

Replacement of section 254 of the principal Ordinance.
Service of notice.

6. Section 254 of the principal Ordinance is hereby repealed, and the following section shall be substituted therefor :—

254. (1) Every notice, order or other document required or authorised by this Ordinance or by any by-laws made thereunder to be served on any person may be served—

(a) by the delivery thereof to such person or by the delivery thereof at the last known place of abode of such person to some adult member or servant of his family ;

- (b) by the delivery thereof at the usual or last known place of abode or business of such person in a cover addressed to such person ; or
- (c) by the despatch thereof by registered post in a letter addressed to such person at his usual or last known place of abode or business : provided always that where the Council has made provision for the registration of owners of property and any owner of property has registered his name and address in accordance therewith, every such document shall be served upon him by the despatch thereof in a letter sent by registered post to that address.

(2) Every notice, order or other document despatched by registered post shall be deemed to have been served at the time when the letter containing the document would be delivered in the ordinary course of post ; and in proving such service it shall be sufficient to prove that the letter containing the document was properly addressed and put in the post.

(3) A notice, order or other document required or authorised by this Ordinance or any by-laws made thereunder to be served on the owner or occupier of any premises shall be deemed to be properly addressed if addressed by the description of the "owner" or "occupier" of such premises without the addition of his name or any further description.

(4) A notice, order or other document required or authorised by this Ordinance or by any by-laws made thereunder to be served on the owner or occupier of any premises may be served by the delivery thereof or a true copy thereof to some adult person on the premises or, if there is no such person on the premises to whom the document can with reasonable diligence be delivered, by affixing it on some conspicuous part of the premises.

7. Section 265 of the principal Ordinance is hereby amended in the proviso thereto, by the substitution, for the words " five hundred rupees ", of the words " one thousand rupees ".

Amendment of section 265 of the principal Ordinance.

Objects and Reasons.

The object of this Bill is to amend certain provisions of the Municipal Councils Ordinance (Chapter 193).

Clause 2 will enable a Municipal Council to vote an annual allocation out of its funds to the Chairman for expenditure at his discretion on civic receptions or on the celebration of events of public interest.

Clause 3 seeks to amend section 110 of the principal Ordinance so as to enable by-laws to be made for the levy of fees for the examination and consideration of plans for buildings, for the charging of licence fees for barbers' saloons, the registration of cabs kept in places other than licensed dairies, and the prohibition of the display of advertisements.

Clauses 4 and 5 of the Bill are intended to remove a defect pointed out in a recent decision of the Supreme Court, which held that non-compliance with a notice under section 208 of the principal Ordinance was not an offence, and further drew attention to the fact that if the intention was to declare such non-compliance an offence, that intention had not been clearly set out in the Ordinance. The amendment sought to be made by these clauses will make it clear that the following will be offences punishable under section 229 of the Ordinance :—

- (a) the carrying out, by unauthorised persons, of any work connected with the construction, fixing and alteration of drains and drainage appliances ; and
- (b) the non-compliance, by any person, with the requirements of any notice served on him under the provisions of Part XII of the Ordinance.

The maximum limit of the fees leviable under section 265 of the Ordinance in respect of licences issued by a Municipal Council is to be increased from five hundred to one thousand rupees. (Clause 7).

Clause 6 will replace section 254 of the principal Ordinance which has been found to be defective and unsuitable.

S. W. R. D. BANDARANAIKE,
Minister for Local Administration.

Colombo, February 14, 1945.

MINUTE.

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

L.D.—O 5/45/M.L.A.—G. 26/59

An Ordinance to validate the acts done by certain officiating Village Committees in the Mannar District after the thirty-first day of December, 1944, to extend the term of office of those Committees until new Committees elected to succeed them come into office, to make special provision for the election of the new Committees, and to provide for matters connected therewith or incidental thereto.

WHEREAS the election of new Village Committees to succeed the Village Committees of the Mannar West village area and of the Perunkalipattu village area in the Mannar District, whose term of office expired on the thirty-first day of December, 1944, was rendered impracticable by unfavourable weather conditions, and the aforesaid Committees (hereinafter referred to as the "officiating Village Committees") have continued to perform their functions within their respective village areas after that date:

And whereas it is necessary to validate the acts done by the officiating Village Committees after that date and to enable them to continue to perform their functions until two duly elected Village Committees come into office in their place:

And whereas it is necessary to make special provision for the election of two new Village Committees to come into office in place of the officiating Village Committees:

Be it, therefore, enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows:—

Short title.

1. This Ordinance may be cited as the Mannar District Village Committees (Validation of Acts and Special Elections) Ordinance, No. of 1945.

Legal status of officiating Village Committees.
Cap. 198.

2. Notwithstanding anything in the Village Communities Ordinance, each of the officiating Village Committees shall be deemed to have lawfully continued in office after the thirty-first day of December, 1944, in like manner as if its term of office had been duly extended by or under any law in force in that behalf; and accordingly, no act done after that date by or under the direction of either of the officiating Village Committees in pursuance of the provisions of that Ordinance or of any other written law, shall for any purpose be or be deemed to have been invalid or unlawful by reason only that such act was done after that date.

Further extension of term of office of officiating Village Committees.

3. The term of office of each of the officiating Village Committees is hereby further extended and each of those Committees is hereby empowered to continue in office until, in its place, a new Committee duly elected comes into office as hereinafter provided.

Special provision for the election of new Committees in 1945.

4. (1) Notwithstanding anything in the Village Communities Ordinance, a general election of a Village Committee to succeed each of the officiating Village Committees shall be held in the year 1945, on such date or dates as may be fixed as the earliest and most convenient for the purpose by the Assistant Government Agent of the Mannar District.

(2) For the purposes of the general elections referred to in sub-section (1), section 14 of the Village Communities Ordinance shall have effect as if—

- (a) in sub-section (4), there were substituted, for the words "one month", the words "fourteen days"; and
(b) in sub-section (6), there were substituted, for the words "fourteen days", the words "seven days".

Term of office of new Committees.

5. Each of the new Village Committees elected at the general elections referred to in section 4 shall come into office on such date as the Governor may appoint by Proclamation published in the *Gazette*, and the term of office of each such Committee shall, unless it is earlier extended or curtailed under section 9 (2) of the Village Communities Ordinance or unless the Committee is earlier dissolved under section 61 of that Ordinance, expire on the last day of June in the year 1947.

Application of Village Communities Ordinance.

6. Save as otherwise expressly provided in this Ordinance, the provisions of the Village Communities Ordinance shall apply to all matters connected with the general elections referred to in section 4.

Objects and Reasons.

The election of new Village Committees to succeed the Village Committees of the Mannar West village area and of the Perunkalipattu village area in the Mannar District, whose term of office expired on December 31, 1944, were not held in the year 1944 as required by law, owing to unfavourable weather conditions. As a result, the Village Committees which should have gone out of office on that date have had to continue to perform their functions although there was no formal extension of their term of office.

The objects of this Bill are—

- (1) to validate the acts done after December 31, 1944, by the two Village Committees whose term of office expired on that date ;
- (2) to enable those Village Committees to continue to perform their functions until new Village Committees elected to succeed them come into office ; and
- (3) to enable the election of the new Village Committees to be held as early as possible this year.

S. W. R. D. BANDARANAIKE,
Minister for Local Administration.

Colombo, February 22, 1945.

MINUTE.

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

L.D.—O. 42/42.

An Ordinance to amend the British Soldiers' and Sailors' Institute of Colombo Ordinance.

Chapter 221.
(Vol. V., p. 650).

BE it enacted by the Governor of Ceylon, with the advice and consent of the State Council thereof, as follows :—

1. This Ordinance may be cited as the British Soldiers' and Sailors' Institute of Colombo (Amendment) Ordinance, No. of 1945.

Short title.

Amendment of
section 3 of
Chapter 221.

2. Section 3 of the British Soldiers' and Sailors' Institute of Colombo Ordinance is hereby amended in sub-section (1), by the substitution, for the words "a person to be appointed by the Governor to represent His Majesty's Naval and Military Forces," of the words "three persons appointed by the Governor to represent, respectively, His Majesty's Naval Forces, His Majesty's Military Forces and His Majesty's Air Force,".

Saving of
rights of the
Crown.

3. Nothing in this Ordinance contained shall affect or be deemed to affect the rights of His Majesty the King, His Heirs and Successors, or of any body politic or corporate, or of any other persons, except such as are mentioned in this Ordinance and those claiming by, from, or under them.

Objects and Reasons.

Section 3 of the British Soldiers' and Sailors' Institute of Colombo Ordinance (Chapter 221) provides that one of the trustees of the Institute shall be a person appointed by the Governor to represent His Majesty's Naval and Military Forces. Since the enactment of the Ordinance, the Air Force has come into being as a third element of His Majesty's Forces, and conditions today seem to justify the separate representation of each of the Forces on the Board of Trustees. It is therefore proposed in this Bill that the Ordinance be amended so as to provide that the trustees should include three persons appointed by the Governor to represent the Navy, the Army and the Air Force, respectively.

Colombo, 24th January, 1945.

J. W. OLDFIELD,
Mover of the Bill.