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THE GAZETTE OF THE REPUBLIC OF SRI LANKA (CEYLON)

EXTRAORDINARY

අංක 243/42 — 1976 දෙසැම්බර් 17 වැනි සිකුරාදා — 1976.12.17

No. 243/42 — FRIDAY, DECEMBER 17, 1976

## PART I: SECTION (I) — GENERAL

### Government Notifications

P. O. No. W. 68 (70)/76.

### THE PUBLIC SECURITY ORDINANCE (CHAPTER 40)

REGULATIONS made by the President under section 5 of the Public Security Ordinance, upon the recommendation of the Prime Minister.

W. GOPALLAWA,  
President.

President's Office,  
Colombo, December 17, 1976.

#### Regulations

1. These regulations may be cited as the Emergency (Protection of Irrigation Works) Regulations.
2. These regulations shall have effect notwithstanding anything in the Irrigation Ordinance or any other law.
3. (a) No person other than the Engineer having authority in the area in which an Irrigation work is situated or a person authorized by him or an agent appointed by the agricultural Productivity Committee of such area shall operate, tamper, obstruct or interfere in any way with such irrigation work, or divert the water from such irrigation work.  
(b) No person shall, in any cultivation season, make use of water in any way from any irrigation work unless he is entitled thereto in respect of such cultivation season under the provisions of the Irrigation Ordinance. A certificate from the Government Agent of the administrative district in which the irrigation work is situated to the effect that a person is or is not entitled to make use of water from an irrigation work in a particular cultivation season shall be conclusive proof of such fact.  
(c) No person shall interfere with the discharge of the functions, in respect of an irrigation work, of an Engineer or an officer authorized by him or of an Agricultural Productivity Committee or an agent authorized by such Committee.
4. Any police officer may arrest without warrant any person who is contravening or has contravened any of the provisions of regulation 3 and shall produce such person before a Magistrate, and the Magistrate shall remand such person unless for reasons to be recorded by him, he considers the complaint to be frivolous or vexatious or of a trivial nature.
5. (1) Where a person is remanded under regulation 4, the Magistrate shall forthwith inform the Secretary to the Ministry of Justice of such remand and the conditions relating to the case.  
(2) Where a person is so remanded, he shall remain in the custody of the Commissioner of Prisons until the conclusion of the proceedings against him, unless the Secretary to the Ministry of Justice in his discretion by order in writing addressed to the Commissioner of Prisons directs that such person be released subject to such terms or conditions, if any, as the Secretary may specify in such order.  
(3) It shall be the duty of the Commissioner of Prisons upon receiving an order made by the Secretary to the Ministry of Justice under this regulation to carry such order into effect.  
(4) Where any person is released under this regulation subject to any terms or conditions, it shall be the duty of such person to conform to or comply with such terms or conditions.

6. Any person who contravenes the provisions of these regulations shall be guilty of an offence and shall on conviction by a Magistrate be liable to a fine not exceeding rupees five thousand or to a term of imprisonment of either description not exceeding five years or to both such fine and imprisonment.

7. In these regulations—

“Agricultural Productivity Committee” means an Agricultural Productivity Committee established under the Agricultural Productivity Law, No. 2 of 1972 ;

“Government Agent” includes an Additional Government Agent, an Assistant Government Agent and an Additional Assistant Government Agent ;

“irrigation work” shall have the same meaning as in the Irrigation Ordinance.