

ශ්‍රී ලංකා ප්‍රජාතාන්ත්‍රික සමාජවාදී ජනරජයේ ගැසට් පත්‍රය

අති විශේෂ

The Gazette of the Democratic Socialist Republic of Sri Lanka  
EXTRAORDINARY

අංක 1689/14 - 2011 ජනවාරි 20 වැනි මහසභනිදා - 2011.01.20  
No. 1689/14 - THURSDAY JANUARY 20, 2011

(Published by Authority)

**PART IV(A) — PROVINCIAL COUNCILS**

**Provincial Council Notifications**

**Uva Provincial Council**

**Provincial Council Co-operative Employees Commission**

Statute No 04 of 2010 of the  
Uva Provincial Council

The above Statute having approved by the Democratic Socialist Republic of Sri Lanka on the 09th of December 2010, has been approved by the Hon. Governor of the Uva Province on the date 24th of December, 2010 and which is hereby published for the notification of the public.

K. D. SIRISENA  
Secretary,  
Uva Provincial Council.

Council Secretariat,  
Uva Provincial Council,  
Kings Street,  
Badulla.  
03rd January, 2011.

UVA PROVINCE PROVINCIAL COUNCIL

THE CO-OPERATIVE EMPLOYEES COMMISSION STATUTE NO. 04 OF 2010 OF UVA PROVINCE  
PROVINCIAL COUNCIL

It is a duty of the Uva Province provincial council to provide unbiased and just Co-operative service to the people of Uva province in accordant to the authorization that provided by the 13th amendment to the constitution of the Democratic Socialist Republic of Sri Lanka, on the objective of establishing a productive and efficient Co-operative movement in the Uva Province, this statute is aimed to make a special provision in respect of employees of Co-operative societies, to appoint employees and officers, promoting and dismissing, discipline, paying salaries, administrating and to provide for matters connected therewith and incidental thereto. And this statute inconsistent with to the Co-operative Employees commission Act, No. 12 of 1972 and the amendment made thereto.

Preamble The Uva Province Provincial Council of Democratic Socialist Republic of Sri Lanka binding upon to develop the social and economic status of the People of Uva Province through the efficient, productive and trustful co-operative movement,

Be it enacted by the Uva Province Provincial council of Democratic Socialist Republic of Sri Lanka

Short title 1. This statute is known as the Uva Provincial Co-operative Employees commission statute No 4 of 2010.

Date of operation 2. This statute shall come into operation on the date approved or a set date by the governor hereinafter known as the "Governor" of the Uva Province.

*PART I*

*Establishment of Co-operative Employees Commission of Uva Province  
and its Powers and Functions*

Establishment of Cooperative employees' Commission of Uva Province 3. For the purpose of this statute, Co-operative Employees Commission of Uva Province hereinafter called and known as the "Commission" shall be established.

To be incorporated 4. The commission shall be an incorporated with perpetual succession and a common seal and may and be sued of holding power to do the necessary things what consists in this statute.

Incorporation of the commission 5. (1) The commission shall be consists three members appointed by the minister, hereinafter known as "Minister" that who related to subject of Co-operative of Uva Provincial council.  
(2) If anyone;  
(a) An present employee or past employee of the Co-operative society ; or  
(b) A person who is a member of anybody or persons which, in the opinion of the minister, in a staff association, or trade union, which has its own objects or one of its objects, the regulation of salaries, wages or conditions of service of any category of persons employed by Co-operative societies; or  
(c) A person who is a present or past officer of a Co-operative society according to the law relating to the Co-operative societies; or

- (d) A person who is barmy or bankrupted or who has been verdict as guilty by a Criminal Code or bribery Code in a court;
- (e) A person who is a Member of Parliament at present or member of a Provincial Council or a Member of a Local Government Institute; or
- (f) A person who appeared or appearing as a representative of law relating matters or inspecting discipline or appeal for a Co-operative Society or Co-operative employee; or
- (g) A person who works in the ministry or department associated with the subject of Co-operative;

Shouldn't be appointed as a Member of the Commission and inept to involve in activities furthermore.

- (3) The two members who are to be selected for the Co-operative Employees Commission should be retired and who borne staff grade in the Provincial Public Service. Also one has to be a professional in the Co-operative sector.
6. (1) Each member of the commission shall hold their post for a period of three years or until the consent of the minister; Term of office of members
- (2) A member or all the members of the commission may at anytime to be removed from office by the minister;
- (3) Provided further that any person who is appointed to fill any vacancy caused by the death, found disqualified according to the Sub clause of 5 (2) and removed, resignation, vacation of officer, any such member vacates office earlier, hold office during a period equal to the unexpired portion of the term of office of the member in whose place he is appointed and no longer.
- (4) A former member of the commission could be appointed as a member again.
7. (1) The minister shall appoint one of the members of the commission to be its Chairman. The Chairman shall preside at all the meetings of the commission at he is present. In the absence of the Chairman from any meeting of the commission any member present may preside thereat; Chairman and conduct of business
- (2) Two members shall constitute the quorum for a meeting of the commission;
- (3) If at any meeting only two members of the commission are present and such members are divided in opinion as to the decision to be taken on any question, such question shall be referred to a meeting at which the three members of the commission are present;
- (4) If at any meeting, at which the three members of the commission are present, the members of the commission divided in opinion as to the decision to be given on any question, such question shall be decided according to the opinion of the majority of the members present, but if the members are equally divided, then the Chairman shall have a casting vote;
- (5) Any act or proceeding of the commission shall not be invalid by the reasons of the existence of a vacancy among its members or any defect in the appoinment of any of its members or shall not deemed as invalidated;
- (6) The commission may regulate its own procedure in any matter not provided for in this statute or any regulation made there under,

Remuneration of members	8. The Chairman and members of the commission shall be paid such remuneration and such allowances as may be determined by the minister, in consultation with the Minister of Finance of Uva Provincial Council.
Secretary and other officers	9. (1) There shall be a Secretary to the commission who shall be a member of Sri Lanka Administrative Service borne minimum Class II seniority;  (2) The other members of the staff of the commission shall be appointed from the transferable services of the Provincial Public Service.
Taking of oaths by members and officers of the commission	10. (1) The Chairman and members, who are appointed shall take an oath or affirmation before the High Court Judge of Uva Province according to the Schedule No. 01 of this statute, prior to be assigned the respected duty;  (2) The Secretary and the other officers of the commission as may be required to take oath or affirmation before the Chairman of the Commission according to the schedule No. 02 of this statute.
Powers of the commission	11. The commission shall have the following powers:  (1) Determines all matters relating to methods of recruitment and relevant conditions of promotion and regulating the procedure of the principles;  (2) Conduct examinations for recruitment when necessary and appoint Boards of Examiners for the purpose and determine fees for the examination as such;  (3) Determines the qualifications necessary for appointment, fix the scales of salaries to be attached to any such post or posts in any class or grade, revise or adjust such scales of salaries from time to time in consultation with the Commissioner;  (4) To require co-operative societies to pay salaries in accordance with the salary scales fixed by the commission for any post or posts in any class or grade;  (5) Determines the procedures to be followed by Co-operative Societies in exercising their rights of disciplinary action against their employees, to call upon any Co-operative society to complete disciplinary inquires against its employees within a time stipulated by the commission;  (6) Inquires the appeals that what raised on disciplinary action of any Co-operative Society;  (7) Determines that what kind of records of their employees should be kept by the Co-operative Society;  (8) To be called upon any Co-operative Society to furnish or forward before a specified date such files, other documents or information as the commission may require in respect of any employee of the society;  (9) A panel or panels of officers shall be nominated to make inquiries as are necessary on appeals that referred by the commission to such panel or panels and to reports thereon to the commission;  (10) When any employee forwarded an appeal against the order of any society on disciplinary matter, the commission may give orders to the society to change decision, liberal, cancel, another decision instead, ordered to have inquiry, reinstatement, and ordered to enforce the instruction as mentioned on such date or prior date;

- (11) To determine the general principles in accordance with which gratuity or other benefits may be granted to employees on the termination of their services;
- (12) To determine to an appellant to deposit a sum of rupees through the regulation of the minister and deposit to be remained after the inspection of the appeal or making decision to pay back;
- (13) To advise the minister, in consultation with the commissioner, in the exemption of any Co-operative Society or class of Co-operative societies from the operation of this statute;
- (14) To exercise such other powers in relation to Co-operative societies and their employees as may be vested to the commission by order made by the Minister and published in the *Gazette* after the approval of the Provincial Council;
- (15) In the exercise of the powers vested to the commission by sub sections (6) and (12) above, the commission may modify, vary or revise or set aside any decisions or orders made by the commission.
12. The expenses of the commission shall be paid out of the money provided for the purpose by the Provincial Council by annual or supplementary budgets. Financial Provisions
- 13.(1) A fund may be established by the deposit of appellants. The deposits mentioned in the sub section (12) of section 11 could be credited to the said above fund. The management of the fund shall be possessed by the commission. Establishing Fund
- (2) A syntax shall be made and shall be approved by the minister to control this fund.

## PART II

### Co-operative Societies and Their Employees

14. A Co-operative Society which for the time being pays out of its funds the salary and other emoluments of any employee shall be deemed to be employer of such employee. The Co-operative Society shall be an employer
15. All the Co-operative societies shall be paid the salary and other emoluments of employees from their fund. Emoluments of employees
16. Any Co-operative society, and any employee of such society, shall be subjected to such directions as may be given by the commission under this statute, and all decisions of the Commission in the discharge and exercise of its functions and powers under this statute subject to the provisions of sub section (15) of section 11 shall be the final, and shall be binding on all such Co-operative Societies as are not exempted from the operation of this Statute. Direction of Commission to be binding upon the co-operative societies and their employees
17. All directions given by the commission in regard to any employee of any Co-operative Society, subject to the provisions of sub section (15) of section 11 shall be final and binding upon such employee as if such directions were given by such society. The co-operative employees of the Co-operative binding upon with the order of the Commission
- 18.(1) The method of determined wages and service regulations including all grading; Ratifying the implementation of activities on date and prior of this statute
- (2) All sort of regulations or orders released to accomplish the Act of Co-operative Employees Commission No. 12 of 1972;

- (3) All kind of appeals accepted and commenced to inquire and all appeals that have made orders after completion of inquires;
- (4) All enacted regulations and released provisions of the circulars;
- (5) All the appointments and promotions done; on the date of estabishing the Uva Provincial co-operative employees commission under this statute or prior by the co-operative employees commission established under the Co-operative Employees Commission Act, No. 12 of 1972 and amendments thereto, or by the provincial Co-operative Employees Commission appointed by the Uva Provincial co-operative Minister and by him under the Provincial Council (consequential) Act, No. 12 of 1989, or by Uva Provincial Co-operative Employees Commission established under the Uva Provincial Co-operative Societies and Co-operative Employees Commission statute No. 05 of 1991 approved by the Governor of Uva Province, shall be enacted with legal power as enacted under this statute.

Residential  
Qualification.

19. Only that who resides permanently more than two years in the Uva province shall be selected for any posts in the Co-operative Society. However according to the opinion of the commission, if there wasn't a qualified person in the Uva Province to be filled such vacant, the Co-operative society has the power to appoint a qualified person under the regulation of the minister and after notifying to the commission and on approval.

Scales of salary of  
employee to be  
determined  
according to  
grading of a  
co-operative  
society and grade  
and class of  
employees.

20. Who ever appointed for the post of any Co-operative society, the salary shall be paid in accordant the post selected. And has to be decided according to the grade of the sociey and the grade and the class of employees, as describe in the sub section 25(1) below.

Secondment from  
the Uva provincial  
public service.

21. What so ever mentioned in the provisions of this statute, the commission could appoint an officer as secondment from the provincial public service to a post of a society with the concurrence of the appointing authority and consent of relevant officer and society under the determined time frame, order and subject of the regulation of the commission. The appointing officer means that who, has the authority to appoint officers in public service in the Uva provincial council.

Dismissal and  
punishment of  
employees of  
Co-operative  
societies.

22. (1) No employee of a Co-operative society shall be dismissed or otherwise punished by any Co-operative society except in accordance with the provisions of this statute or any regulations made there under;
- (2) Nothing in the preceding provisions of this section shall be deemed to render it unlawful for any Co-operative society to commence proceedings in accordance with such provisions, or to continue and complete as far as possible in accordance with such provisions any proceedings pending on the date of establishment of the commission against any of its employees in respect of any misconduct of discipline or other cause of complaint which may have occurred or arisen before such date;
- (3) if any employee submitted any appeal as that he or she has been punished by any co-operative society except regular proceedings and the legal action lead to pay the compensation, arrears or penalty or other, the committee, chairman including the Directors of the society who involved in making decision of penalizing are binding upon to replenish individually or united. The money could be charged according to the statute of Uva Provincial Co-operative society.

(23) (1) Regulation;

Regulations relating to employees.

(a) In respect of the recruitment, appointment, promotion, transfer, resignation and termination of services of employees of Co-operative societies,

(b) prescribing such terms and conditions of employment of such employees and providing for salary scales, the payment of allowances and gratuities, the grant of advances, promotion, leave, the interdiction of officers, the termination of appointments, dismissals or the imposition of any other form of punishment to such employees and other form of punishment to such employees and any appeal there from and,

(c) In respect of such other matters are deemed necessary,

May be made by the Minister;

(2) All Co-operative societies and employees of them are binding upon with all regulations enacted related to the Sub section (1) above.

(24) (1) Every Co-operative Society shall-

Duties of Co-operative society in respect of its employees.

(a) Keep and maintain in respect of its employees the prescribed registers or records, and enter therein all such particulars relating to each such employee as may be prescribed which could be determined by the commission.

(b) Furnish to the commission such returns or reports relating to its employees as may be prescribed or such information as the commission may from time to time require.

(c) Permit any member or servant of the commission authorised or an approval of the Secretary of Uva Co-operative employees Commission, an officer of Co-operative Development Department that who had pre approval of the Co-operative Commissioner, in that behalf to enter any of its offices and inspect and take copies of any books, accounts, records or other document kept therein.

### PART III

#### Powers of the Commissioner

(25) The commissioner shall have the power to grade each Co-operative society for the purpose of fixing scales of salaries for posts in Co-operative societies and to determine the grades or classes of employees and the number of employees in each such grade or class of any Co-operative society and vary it as he may deem necessary, from time to time.

Commissioner to grade societies and determine staff.

(2) No Co-operative society shall employ any person in contravention of the determination made by the Commissioner under Sub section (1).

(26) The Commission shall, with the concurrence of the Commissioner, determine the qualification necessary for appointment to any post in Co-operative societies, fix the scales of salary to be attached to any such post or posts in any class or grade and revise such scales of salaries from time to time.

The Commission to secure the concurrence of the commissioner regarding qualifications, salary, scales, etc.,

*PART IV*  
*Miscellaneous*

Removal of  
Difficulties.

(27) (1) If in giving effect to the provisions of this statute any doubt or difficulty arises in respect of any matter or question for which no provision or no effective provision is made by this statute, the minister may, by order, remove or determine such doubt or difficulty. Every such order shall be published in the *Gazette*, and upon such publication shall have the force of law and be as valid and effectual as if it were herein enacted.

(2) The commission has the power to make any necessary provision on any matter which are not covered by making the above respected procedure.

Minister  
enacts  
regulations.

(28) (1) unless otherwise expressly provided, the commission may make all such regulations as seem to the commission to be necessary for carrying out the provisions of this statute or giving effect to the principles thereof, including regulations for all matters for or in respect of which regulations are authorized or required to be made this statute, and all matters stated or required by this statute to be prescribed.

(2) No such regulation shall have effect until it has been approved by the Minister and notification of such approval has been published in the *Gazette*. And it shall be enforced on the date of published or the date after ordered to be determined.

(3) All orders made under sub section (1) to be submitted to the Uva provincial council for approval as soon as possible after it was published in the *Gazette*. The orders such not approved, considered as rescinded and it wasn't caused any harm to the previous what has done under it from the date of order, and the date considered as rescinded shall be notified by a *Gazette* notice.

Legal protection.

(29) No action, prosecution or other proceedings whether civil or criminal shall be instituted or maintained against any individual member of the commission in respect of any decision taken or act done or omitted to be done by him in his capacity as such member or by the commission in its corporation capacity.

(30) Notwithstanding the provisions of this statute, Co-operative society may in the interests of its efficient operation.

(1) The services of an expert or a specialist for any defined term on a contractual basis with prior approval of the commission or,

(2) Engage casual or daily paid employees or employees paid on a piece rate basis, however that no permanency of tenure of the office shall be granted to such employees without the concurrence of the commission.

Offences.

31. (1) Any co-operative society or any committee any officer or employee thereof;

(a) Which or who contravenes the provisions of this statute or,

(b) Which or who willfully neglects or refuses or fails to do any act required by the commission to be done, or to furnish any information required for the purposes of this statute by the commission or other duly authorized person or,

(c) Which or who willfully makes a false return or furnishes false information, shall be guilty of an offence under this statute,



- (2) Every Co-operative society or person which or who commits any offence referred to in above subsection (1) shall on conviction after summary trial before a magistrate, be liable to a fine not exceeding Rs. 5,000,
- (3) Where any offence under this statute is committed by a Co-operative society every officer of that society shall be deemed to be guilty of the offence, unless he proved that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of the offence.
- (4) On the conviction of any Co-operative society for failure to carry out any instructions given by the commission as require the reinstatement of any employee, such Co-operative society shall be liable;
- (a) To pay, in addition to any punishment that may be imposed on such Co-operative society under subsection 31 (2), a fine of Rs. 250 each day on which the failure is continued after conviction thereof and,
- (b) To pay such employee the remuneration which would have been payable to him if he had been in such service on each day and on each day of the period commencing on the date on which he should have been reinstated in service according to the instructions of the Commission and ending on the date of the conviction of such Co-operative Society computed at the rate of salary or wages to which he would have been entitled if his services had not been terminated.
- (c) Remuneration or compensation which that commission has been ordered to the Co-operative Society to pay and fail to do so, shall be convicted, to be liable to a fine of the commission in addition of the punishment of above Subsection (2).
- (d) Any sum which a Co-operative Society is liable to pay under Sub section (b) & (c) above may be recovered on the order of the Court by which it was convicted as if it were a fine imposed on it by that court and the amount so recovered shall be paid to the employee.
- (5) No power to be provided through this provision to the magistrate to consider the accuracy or inspect or make decision for about the order of the commission, in such legal action under this provision,. Also, shall not determine.
32. Every person who, otherwise than in the course of his duty, directly or indirectly, by himself or any other person, in any manner what so ever influences or attempts to influence any decision of the commission or any member thereof, shall be guilty of an offence, and shall, on conviction after summary trial before a magistrate, be liable to a fine not exceeding Rs. 5,000 or to imprisonment for a term not exceeding one year or to both such fine and such imprisonment. Interference with the commission.
33. No member of this commission, nor the secretary of the commission, or any member of the staff of the commission, nor other persons shall publish or disclose to any person, otherwise than in the exercise of his official functions, the contents of any document, communication or information what so ever which has come to his notice in the course of his duties. Unauthorized disclosure of information prohibited.
34. No person shall in any legal proceedings be permitted or compelled to produce or disclose any communication, written or oral, which has taken place between the commission or any member, or officer there of, and any Co-operative Society or any member of the committee of management of such society or officer of thereof or between any member or officer of the commission in the exercise of, or in connection with the exercise of any of the functions of the commission unless the, Chairman shall consent in writing to such production or disclosure. Communications of the Commission to be privileged.

Industrial disputes Act relevant to the Co-operative society their employees concern.	<p>35. (1) If any requirement forwarded under the provision No. 3 (b) of industrial dispute act by the employee to the labor tribunal which established under the same act, the matter or the matter in brief or the appeal what forwarded by the employess shall not be accepted by the commission.</p> <p>(2) If any requirement forwarded by an employee to the commission on any matter under this statute, the employee shall not have power to be forwarded to an authority of labour tribunal which established under Industrial Disputes Act.</p>
The Officers of the Commission should be deemed as Government Servant.	<p>36. The chairman and all members including all employees of the commission shall be deemed to be public servants within the meaning and for the purpose of the penal code.</p>
The Commission should be scheduled Institute of the Breibery Act.	<p>37. The commission shall be deemed to be a scheduled institute within the meaning of the Bribery Act.</p>
Contravenes of this statute.	<p>38. The activity of below mentioned statutes shall be rescinded, when this statute activated,</p> <p>(a) Co-operative Society and Employees Commission Statute, No. 05 of 1991 of Uva Provincial Council.</p> <p>(b) Co-operative Society and Co-operative Employees Commission (revised) Statute No. 05 of 1992 of Uva Provincial Council.</p>
Sinhala Language shall be influenced if any inconsistency.	<p>39. If any textual inconsistency between the Sinhala, Tamil and English of this statute, the textual of Sinhala shall be influenced.</p>
Interpretation.	<p>40. In this statute, unless the context otherwise requires:</p> <p>"Governor" means the Governor of Uva province.</p> <p>"Minister" means the subject minister of the Co-operative Affairs of Uva Provincial Council.</p> <p>"Commissioner" means the Commissioner of Co-operative Development of Uva Province and Registrar of Co-operative Societies.</p> <p>"Co-operative Society" means a society registered under the law relating to Co-operative Societies.</p> <p>"Committee" assumed Management of a registered Co-operative Society and contemplates the administration of the society and persons appointed by the Director Board of the Registered Society and Commissioner.</p> <p>"Officer" means committee Members, Secretaries, Executive Officers, in all occasions, when mentioning about the Co-operative Society,</p> <p>"Employee" means an employee of a Co-operative Society, who has an appointment of a co-operative society and obtaining remunerations, allowances, and emoluments and assigned certain duties from the co-operative society.</p>

**Schedule No. 01**

Oath or affirmation of member of the Commission under the Subsection 10(1) of the statute of the Co-operative Employees Commission by the Chairman/Member of the Co-operative Employees Commission of Uva Province.

I, ..... having been appointed the Chairman / a member of the Co-operative Employees Commission do swear / solemnly and sincerely affirm that I will, without fear or favour, affection or ill-will, discharge the functions of the office of Chairman / Member of the Co-operative Employees Commission and that I will not directly or indirectly, reveal any matters relating to such functions to any person otherwise than the course of duty.

.....  
Signature.

Sworn/affirmed before me this ..... day of ..... 20.....

.....  
Judge of the Provincial High Court.

**Schedule No. 02**

Oath or affirmation of member of the Commission under the subsection 10(2) of the statute of the Co-operative Employees Commission by the Secretary/Employee of the Co-operative Employees Commission of Uva Province.

I, ..... having been called upon to exercise the functions of the Secretary of / an officer of the Co-operative Employees Commission do swear / solemnly and sincerely affirm that I will not, directly or indirectly, reveal to any person otherwise than in the course of duty the contents or any part of the contents of any document, communication or information whatsoever which may come to my knowledge in the course of duties as secretary of / an officer of the Co-operative employees commission.

.....  
Signature.

Sworn/affirmed before me this ..... day of ..... 20.....

.....  
Chairman of the Co-operative  
Employees Commission of Uva Province.

**UVAPROVINCIALCOUNCIL**  
**Provincial Council Rent Statute No 05 of 2010 of the Uva Provincial Council**

The above Statute having approved by the Democratic Socialist Republic of Sri Lanka on the 09th of December, 2010, has been approved by the Hon. Governor of the Uva Province on the date 24th of December, 2010 and which is hereby published for the notification of the public.

K. D. SIRISENA  
Secretary,  
Uva Provincial Council.

Council Secretariat,  
Uva Provincial Council,  
Kings Street,  
Badulla.  
03rd January, 2011.

DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA  
UVA PROVINCE PROVINCIAL COUNCIL

THE RENT STATUTE OF UVA PROVINCE PROVINCIAL COUNCIL

This statute cited to set provisions in the Uva province to protect rights of the people who dwell in rental houses in the Uva province and to provide necessary facilities for who dwell and to be deemed for their well-beings and to be achieved the goals of this statute by providing necessary legal provisions to be enforced the Rent Act, No. 7 of 1972 in the Uva Province and to establish institutions and organizations with legal power to implement the statute and incidental matters thereto,

This statute is consistent with the Rent Act, No. 7 of 1972 and amended Acts thereto.

Be it enacted by the Uva Province Provincial council according to the power vested to Provincial councils by the 13th Amendment to the constitution of Democratic Socialist Republic of Sri Lanka.

Short title and Date of Operation	1. This statute is known as the Uva Provincial rent Statute No. 5 of 2010 and this statute shall come into operation on the date approved or on the date determined by the Governor, of the Uva Province.
Relevant Acts	2. It is lawful to entrust the responsibilities as mention hereinafter to accomplish the duties, and tasks mentioned in the Rent Act, No. 7 of 1972 and the amended Acts thereto, hereinafter known as "Relevant Acts", within Uva province.
Uva Province	3. The area that covers Badulla and Monaragala administrating Districts known as Uva Province, hereinafter known as the "Province".
Provincial Council	4. (1) The constituted authority established in terms of the 13th amendment to the constitution of Democratic Socialist Republic of Sri Lanka for Uva province to enforce the current activities according to the Provincial council Act, No. 42 of 1987 is known as the Uva Province Provincial Council and shall be mentioned as parliament in the relevant Acts, the Provincial Council shall be accomplished, when enforcing the constituted liability in the province.  (2) Shall be mentioned as House of Representative in the relevant Acts, the liable what demised by the Acts to be enforced , should be accomplished by the members of the Uva province provincial council, in the province.

- |  |  |
|--|--|
| <p>5. (1) The subject Minister of Housing of the Uva Province Provincial Council known as the minister of this Province, shall be mentioned as "Minister" in the relevant Acts, the activities of the Provincial Minister shall be legalized when the duty and task demised him to be accomplished in the Province.</p> <p>(2) The regulations made by the Ministr currently in force shall be deemed as made by the Provincial minister, when enforcing the relevant act in the province, enforcing as according to the minister's regulation of this act is legitimated. Also the provincial Minister shall be able to be abolished the current order, alternate, make amendment or make regulation.</p> | <p>Provincial<br/>Minister</p>                                   |
| <p>6. A department of provincial Housing shall be established to accomplish the duty and task mentioned in the relevant Acts. The department shall be enforced as a unit or section under the subject Ministry of Housing of Uva Province.</p>   | <p>Establishing<br/>Prpvincial<br/>Housing<br/>Department</p>    |
| <p>7. When the relevant Acts enforce in the Uva Province, shall be mentioned as "National Housing Department" in the said Acts and shall be accomplished the duties and tasks and bearing liability mentioned in the paragraph 6 above and implementing the task to the extent motioned in the 13th amendment to the constitution by the Provincial Housing Department is legitimated.</p>   |  |
| <p>8. (1) A commissioner shall be appointed by the Governor of Uva province for the Provincial Housing Department as mentioned in the paragraph 6 above, the appointed officer shall be a grade one officer of the administrative service of Sri Lanka.</p> <p>(2) When enforcing the relevant Acts in the province, shall be mentioned as "National Housing Commissioner" or Commissioner and he should accomplish the duties and tasks what mentioned and demised by the Acts and enforcing shall be done to the extent mentioned in the 13th amendment to the constitution, in the province by the Housing Commissioner of the Province, implementing as such shall be legitimated.</p>                 | <p>Provincial<br/>Housing<br/>Commissioner</p>                   |
| <p>9. While enforcing the relevant Acts in the Uva Province, shall be mentioned as "National Housing Fund" or "Repairs Fund" and to be accomplished the duties and tasks which demised by the relevant Acts, a fund shall be formed known as "Provincial Housing Account" the Performance what shall be accomplished by the National Housing Fund, Implementing as such tasks by the "Province Housing Account" of Uva Province shall be legitimated.</p>  | <p>Provincial<br/>Housing<br/>Account</p>                        |
| <p>10. (1) In the relevant Acts, where ever known as "Local Authority", the Pradeshiya Sabhas which currently under operation shall be incorporated and where ever mentioned urban council or village council enforcing duries substituting by Pradeshiya Sabha shall be legitimated.</p> <p>(2) When enforcing the relevant Acts in the Uva province, as mentioning urban councils and village councils in the relevant Acts and liability of the duties and tasks which demised to such institute, shall be enforcing by pradeshiya Sabha and bearing the liability is legitimated.</p>  | <p>Incorporation of<br/>Pradeshiya Sabha</p>                     |
| <p>11. In the event of any inconsistency between the Sinhala and English or Tamil text of this statute, the Sinhala text shall prevail.</p>  | <p>Sinhala text to<br/>prevail in event of<br/>inconsistency</p> |

**Uva Provincial Council**  
**Provincial Council Housing Development No. 06 of 2010 of the Uva Provincial Council**

The above Statute having approved by the Democratic Socialist Republic of Sri Lanka on the 09th of December, 2010, has been approved by the Hon. Governor of the Uva Province on the date 24th of December, 2010 and which is hereby published for the notification of the public.

K. D. SIRISENA  
Secretary,  
Uva Provincial Council.

Council Secretariat,  
Uva Provincial Council,  
Kings Street,  
Badulla.  
05th January, 2011.

**DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA**  
**UVA PROVINCIAL COUNCIL**

**The Housing Development Statute of Uva Province Provincial Council**

This statute cited to provide provisions to select the beneficiaries for housing development programmes in the Uva Province and providing material assistances, loans, financial assistances land or constructed houses for them and project planning for promotion of the housing facilities, enforcing, co-ordinating, monitoring, administrating the progress and deeming financial assistances as such to enforce them and financial management for the allocated such and necessary community based organization shall be established to get the participation of the people that who are on the objective of Housing development and to share the power to such and deem provisions to provide necessary infrastructure facilities for housing development projects in accordance to the thirteenth Amendment to the Constitution of Democratic Socialist Republic of Sri Lanka and according to the provisions of power vesting to Provincial Councils. This statute is inconsistent with the National Housing Development Authority Act, No. 17 of 1979.

As the policy of Uva Province Provincial council is providing appropriate houses to dwell to all the habitants of Uva Province by fulfilling their necessity of houses by providing necessary assistance to obtain or construct a house;

Preamble

Be it enacted by the Uva Province Provincial council of Democratic Socialist Republic of Sri Lanka:-

1. This statute is known as the Uva Provincial Housing Development Statute No. 6 of 2010 and this statute shall come into operation on the date approved or a set date of the Governor, hereinafter known as the "governor" of the province.

Short title and date of operation

**Part I**

General

2. The goal of this statute is to provide necessary provisions to obtain apt houses to dwell for the habitants of Uva Province or providing necessary facilities to construct them in the Province.

Goal

- |   |                                    |
|---|------------------------------------|
| 3. A Department of Housing Development of Uva Province (hereinafter known as the "Department") may be exist to accomplish the duties and tasks of this statute and achieve the goal mentioned above section 2 and it shall be organized as a separate Department or a unit. | Housing Development department     |
| 4. A Commissioner (hereinafter known as the Commissioner") shall be appointed by the Governor as the head of the Department mentioned above section 3 and he should be an officer of grade one of the Sri Lanka Administrative service.                                     | Commissioner of Provincial Housing |
| 5. Assistant Commissioners and other officers shall be appointed to assist the Commissioner of Housing of the province.   | Appointing other officers          |
| 6. The Commissioner shall be subjected to the general and special provisions of the subject Minister (hereinafter known as the "Minister") of Housing of the province and the Secretary (hereinafter known as the "Secretary") to Ministry of Housing of the Uva Province.  |                                    |

## II Part

### Powers and Duties

- |   |   |
|---|---|
| 7. The Commissioner shall be liable to accomplish the duties and tasks mentioned below determined by the Minister and the Secretary.  | The duty and task of Housing commissioner |
| (1) Organizing systematize projects to provide building materials and financial assistances to the low incomers and who exist on public assistance.                             |   |
| (2) Providing loans to the low incomers for housing.  |   |
| (3) Organizing Handicraft Housing Projects.   |   |
| (4) Manufacturing building materials for housing development.   |   |
| (5) Providing infrastructural facilities for Housing development project.   |   |
| (6) Providing additional necessary facilities to the projects what demised to the Public.   |   |
| (7) Recognizing appropriate lands for the Housing development Projects, developing the lands and constructing houses on the same lands.   |   |
| (8) Taking necessary actions for recognizing and selecting beneficiaries for houses and land, and demising houses and lands to them.  |   |
| (9) Providing appropriate lands to who do not have apt lands, for housing.  |   |
| (10) Making appropriate methodology with the concurrence of the Minister to provide meterial assistances, financial assistances, and loans.                                     |   |
| (11) Appropriate methodology shall be made with the concurrence of the Minister to recover loans and the value of the asset.  |   |
| (12) The funds what flows on goals of housing development from various source shall be utilized to appropriate projects with the concurrence of the Minister and the Secretary. |   |
| (13) Planning implementing, administrating, managing, monitoring and evaluating Housing development projects.   |   |

- (14) Working towards to establish community based organizations for the purpose of housing development and registration shall be made as such.
- (15) Written agreements shall be made on behalf of the secretary for the purpose of housing development with the same goal oriented organization and institutions, signatories for the official documents and working towards with the organizations and institutions as such.
- (16) Providing facilities to the beneficiaries to get loans through the local fund sources for the purpose of this statute.
- (17) Assume and charge rental, lease or charges for the buildings provided in accordance this statute.

8. In order to achieve the goals of this Statute, the Minister shall have the powers below.

Power of  
Minister

- (1) Approval shall be made to assume moveable and Immovable properties, or properties such as granted or other, conserving, administrating, promoting, leasing, mortgaging, transferring or releasing any other ways on the objective of Housing development.
- (2) Determining the qualifications and income limit of the beneficiaries, when granting building materials, financial assistances, loans, lands and houses to low incomers and appointing committees for the purpose of selecting beneficiaries or monitoring housing development activities.
- (3) The land allocated for the goal of Housing development shall be approved, as such consumed for the same purpose.
- (4) Determine shall be made the limit of funding, interest, installments, amount, and the time frame when donating loans, financial assistance, lands, houses, or material
- (5) Taking decisions on granting loans from the recoveries of loans.
- (6) Appropriate regulations shall be enacted for the purpose of this statute.

Providing  
Provisions

9. (1) The provision shall be deemed towards to allocate funds annually from the budget of the Provincial Council for the purpose of this statute.
- (2) The revenue accumulated by the Ministry of the subject or department by organizing programs for the purpose of housing development should be granted to the Ministry through the account of the Provincial Council.
- (3) The revenue of lottery what organized for the purpose of Housing development could be assumed by the Ministry.
- (4) Donations made by the various sources for housing development Programs could be assumed by the Ministry.
- (5) Donation of various charities given for the purpose of Housing development could be assumed by the Ministry.
- (6) In accordance with this statute the revenue such as rental, lease or other, obtained from the assets managed by the ministry or the department could be assumed by the Ministry.
- (7) The revenue by loan installments or exclusion of assets could be assumed by the ministry by installment basis or at once.



- |     |  |                                   |
|-----|--|-----------------------------------|
| 10. | <p>(1) The revenue what obtained from the various sources according to the above section 9 should be accumulated in the Provincial Housing development Account (hereinafter known as the "Account").</p> <p>(2) The calendar is the financial year of the Account.</p> <p>(3) This account shall be subjected to auditing according to the 42nd Paragraph of the Provincial Council Act of 1987. Also subject to the internal auditor of Uva provincial Council and internal auditor of the ministry.</p> <p>(4) This account subject to the direct monitoring of the secretary.</p>   | Housing development Account       |
| 11. | <p>(1) Establishing community based societies to get assistances with the goal of housing development shall be legalized.</p> <p>(2) An appropriate constitution for establishing and administrating the above societies mentioned in sub section (1), could be prepared and published in the gazette by the minister as a regulation, could be implemented.</p> <p>(3) The societies constitutionally established as above sub section (2) shall be registered by the commissioner and a certificate shall be issued for conformation.</p> <p>(4) The contracts could be granted for the projects that oriented on Housing development out of the tender procedure to a registered housing development society and the maximum value of the agreement time to time subject to the determined limit of the treasury and the secretary to the financial ministry.</p> <p>(5) The commissioner and the secretary could get assistance from the Housing development societies to achieve the goals of housing development.</p>  | Housing development society       |
| 12. | <p>(1) The beneficiaries that assume land, house, material assistances, loan, financial aid or any other assistance should be signed an agreement, hereinafter known as "agreement", with the commissioner and the agreement should consist apt conditions and terms to meet the goals of Housing development.</p> <p>(2) The Commissioner should have the rights to recover the dues of land, house, material assistances, loans, and other assistances through the magistrate against beneficiaries that who violate the agreement mentioned above sub section (1).</p> <p>(3) In advance of forwarding to the magistrate mentioned sub section (2), the beneficiaries should be informed by the commissioner about the violation of agreement by registered post letter and the commissioner shall give minimum 21 days to get down the agreement.</p> <p>(4) When appeal as above subsection (2) shall be forwarded to the magistrate 25% should be added as administration fee to the value of the assets, material or finance which mentioned in the agreement.</p> <p>(5) It is liable to grant the land, house, material or any financial assistance to any other qualified beneficiary by the commissioner, which acquired after the judgment of the magistrate of sub section (2).</p> | Responsibilities of Beneficiaries |

- (6) The money which acquired after the magistrate in accord of sub section (2) above shall be deposited in the account of housing development.

### SECTION III

#### General Provisions

Acquisition lands  
and paying  
compensation

13. (1) For the purpose of this statute, any land or any link to the particular land needed be acquired, could be done under the Land Acquiring Act, (460th Authority) by the Government for Uva Province Provincial Council.
- (2) If any Government land needed for the purpose of this statute, the steps should be taken by the section 1.2:2 of Appendix II of 13th amendment to the constitution.
- (3) When counting the amount of compensation which to be paid for acquisition and other purpose, they shall be paid according to the provision of Land Acquisition Act (460th Authority) and the expenditure shall be borne by the fund of Provincial Council.
- (4) When an appropriate land is recognized for the purpose of this statute, the minister should get the approval of the Board of Minister, Provincial Council and the Governor before the acquisition begun.
- (5) The land acquired under Sub sections (1) or (2) should not be used for a purpose except housing development.

Exclusion of Assets

14. (1) When a land or house granted to any beneficiary under this statute, the value of the asset should be paid at once or in installment basis to the provincial council according to the commissioner's advise.
- (2) When the value of the asset recovered which assigned under Sub -section (1) above, the commissioner shall be assigned the proprietorship through the Notaries Public signed deed for the relevant asset.
- (3) The proprietorship shall be assigned under the Sub section (2) above, only after the completion of building a house.

Regulations

15. (1) The Minister shall be enacted the appropriate and applicable regulations what necessary to accomplish the duties and the tasks and achieve the goals of this statute and proper administration.
- (2) The regulations what enacted by the Minister should be published in the *Gazette*.
- (3) The regulations what published in the *Gazette* shall come into operation on such date or the following date determined.
- (4) The regulations what published in the *Gazette* should be forwarded to the Provincial Council by the Minister for approval.
- (5) If the regulations which submitted to the Provincial Council under the Sub section (4) above is not approved, it is liable to made aware the public through the *Gazette* by the Minister.
- (6) Any action done, in between the period mentioned Sub sections (3) and (5) above, under the particular regulation shall not be deemed as illegitimated.

Interpretation

16. In this statute, unless the context otherwise requires -
- "Province" means in this statute, a province known as Uva which formed by the Districts called Badulla and Moneragala,

"Provincial Council" means in this Statute Uva Provincial Council in the Democratic Socialist Republic of Sri Lanka.

"Governor" means the Governor of the Uva Province.

"Ministry" means the relevant ministry that deal with the subject of Housing Development of Uva Provincial Council.

"Minister" means the ministre to whom the subject of housing development of Uva Provincial Council.

"Secretary" means the secretary to the ministry of the subject of housing development of Uva Provincial Council.

"Commissioner" means the commissioner of the Housing Development Department of Uva Provincial Council.

"Department" means the department of Housing Development or a unit or a Section established on the goal of accomplishing the housing developemnt task, of the Uva Provincial Council.

"Account" means an account opened under the aim of Housing Development which runs by the Ministry of Housing Development.

"Society" means the society that established under this statute, with the participation of public for the purpose of Housing Development.

(17) In event of inconsistency between the text of Sinhala and Tamil or English, the Sinhala meaning and term shall be influenced.

Sinhala text shall be reckoned as incorrect if any inconsistency

---

### Provincial Council Notifications

#### Uva Provincial Council

Provincial Council Social Service Statute  
No. 08 of 2010 of the  
Uva Provincial Council

The above Statute having approved by the Democratic Socialist Republic of Sri Lanka on the 09th of December 2010, has been approved by the Hon. Governor of the Uva Province on the date 30th of December 2010 and which is hereby published for the notification of the public.

K. D. Sirisena,  
Secretary,  
Uva Provincial Council.

Council Secretariat,  
Uva Provincial Council  
Kings Street,  
Badulla  
05th January 2011.

UVA PROVINCE PROVINCIAL COUNCIL

SOCIAL SERVICES PRECEPT, No. 8 OF 2010 OF UVA PROVINCE PROVINCIAL COUNCIL

Full name	The precept to provide rules and regulations to rehabilitate displaced individuals and families provide relief to the poor, to aid the helpless due to tuberculosis, cancer, leprosy, thalacemia and kidney diseases, rehabilitate physically, mentally and socially disabled and look into their welfare to provide relief to those who are unable to be occupied with get employments due to disability, to provide relief to helpless due to deaths from terrorism and racial riots or disabled due to civil war or disaster of natural calamity within Uva Province and to maintain all other welfare means efficiently, and to introduce a new approach meant to social development, within the Province of Uva.
Brief name and date of implementation	The Uva Province Provincial Council of the Democratic Socialist Republic of Sri Lanka declare thus: 1. This precept is introduced as the precept of Social Services No. 08 of 2010 of Uva Province Provincial Council and will be implemented from the date of approval by the Governor of Uva.
Aims of this precept	2. Aims of this precept are as follows:- (1) To supply aid and relief services to the poor and destitute and rehabilitate them; (2) To provide protection and rehabilitate the physically, mentally and socially disabled and destituted senior citizens of low-income families of Uva Province; (3) To aid and supervise the voluntary homes for the disabled individuals and senior citizens and disabled with mental, physical and social defects; (4) To aid without concerning the income, with equipment and finance, the people helpless due to deaths of terrorism and racial riots or disabled due to natural calamity; (5) To carryout various social development project with the aim of socializing and protecting the cultural values of school children religions school children, widows and spinsters, family members of imprisoned, family members of disabled and family members of persons destitute due to loss of social protection; (6) To plan and implement community development projects regarding destitute and ignored children, street children and children without social protection.
The Director and Staff of the Department	3. The Governor of Uva Province may appoint qualified and capable officers to carryout below mentioned prospects to the institute known as Uva Provincial Social Services Department at present (which will be called as "The Department" here upon) to fulfill the aims of this precept:- (1) The director of Uva Provincial Social Services, who will be called as "the Director "here upon, will be the Head of the Department and he should be an Officer of Grade II of Sri Lanka Administrative Service. He will be appointed by the Governor of Uva Province. The Governor will also appoint two Asst. Directors who are in Grade III of Sri Lanka Administrative Service to the both Districts of Badulla and Moneragala; (2) The rules and Regulations of Provincial Council Act No. 42 of 1987 and powers issued by the Governor of Uva Province and the Uva Provincial Public Services Commission will be relevant in appointing the officers to the department transferring and dismissing them, maintaining their discipline and other eventual matters.
Work allotment of the Department	4. The duties and responsibilities of the department would be as follows :- (1) Payments of monthly charity allowance to poor families ; (2) Payment of allowances ordered by the Minister to the poor, suffering with illnesses identified under this precept;

- (3) Provide relief to individuals and families destituted due to indirect ways of disasters and rehabilitate them;
  - (4) Establishing senior citizen protecting centres, homes or institutes of that nature for senior citizens who have lost the protection of their families or the society and rehabilitate them;
  - (5) Establishing protecting centres/homes/institutes for children physically handicapped and children of slow growing mentality, who need social protection and also start special schools and skills training centres for them, to educate and train them to enable them to join the development of the province, and rehabilitate them;
  - (6) Establishing special schools for children with defects of hearing, vision and speaking and maintain their education needs properly build up homes or centres for their protection and maintain them, provide them with necessary education and skills training and join them to the development of the province;
  - (7) Preparing programmes and implements them to send back the senior citizens and handicapped children who reside outside from homes and destituted without social protection, for the protection under their families;
  - (8) (i) Steps will be taken Pay a recompense limited to a maximum, decided under orders of the Minister, without concerning about the income of the family on behalf of a death due to terrorism or racial riots.  
(ii)
  - (9) Supplying hearing aids, spectacles, wheel chairs, tricycles, crutches, contact lenses etc. to the disabled belong to relief expecting families;
  - (10) Providing necessary aid to registered organizations or institutes, keeping residentially and looking after the senior citizens and persons with minor disabilities;
  - (11) Taking necessary steps of rehabilitation services for identified individuals and families as destitute socially or will be destituted;
  - (12) Rehabilitate the persons and families through consultation services, suffering or liable to suffer due to various happening in the society and put up and maintain consultation centres for them;
  - (13) Organize programmes for special study. Verification and research in relation to the aims of above sections and conduct programmes and conference to lessen anti social activities and review the progress of those programmes;
  - (14) Conduct various programmes to strengthen the senior citizens, family members of persons with disabilities, family members of imprisoned, senior citizens with widowhood, members of destitute families and school children and youth, socially, mentally and economically, and to maintain social values and social development;
5. Any organization or individual is expected to give any information or report helpful to the work prepared in achieving the aims of this precept to the director or his representative:—
- (1) The director or his representative is entitled to inspect, hold inquiries, verifications, investigation for the regiments of this precept and reasonably obtain or inspect any documents. letters, files, registers etc. or hold any legal inspection by entering with or without prior notification to any home, centre or institute, maintained on behalf of senior citizens, disabled or any other social service means, within the Province of Uva.
6. It is a must that all institutes, homes or organizations in operation voluntarily to fulfill the scope of work under section No.04 of this precept, should be registered in the department. If it is a home or an institute maintained by a foreign non-Government organization, it should be registered in

Powers of the  
Department

It is a must to register  
homes/institutes

the secretariat registering non-Government organizations of the Social Service and Social Welfare Ministry, prior to the registration in the Uva Provincial Social Services Department.

Uva Provincial  
Social Services Fund  
Account

7. To fulfill the aims of section No. 02 of this precept it is entitled to establish and maintain a fund by the name of "Uva Provincial Social Services Fund Account".

(1) The objectives of establishing this fund:—

Objectives of  
fund account

- (i) to assist the work regarding probation and childcare;
- (ii) to rehabilitate disabled and displaced and aid them in finance or in other ways. Also assist them if they are in need of medical treatment abroad;
- (iii) to aid registered children's home, senior citizens' homes, homes for disabled, homes for displaced and daycare centres;
- (iv) to rehabilitate the individuals or families destitute due to terrorism or racial riots or due to extraordinary situations or natural disaster may occur in future;
- (v) to assist and aid people becoming destitute due to sudden disaster;
- (vi) to help for needs in higher education of children of disabled parents and children of poor families and destitute families, and give financial aid for primary education of children of poor families and destitute families as decided by the authorized committee;
- (vii) to provide aid on a medical certificate from a (specialist) medical officer, to patients belonging to low income families for treatments of special diseases and surgery.

(2) Administration of the Fund:

- (i) A board for a trust must be appointed to administrate the fund account. This trust board will consist of three members officially appointed and two other representatives.
- (ii) The members officially appointed would be the Secretary, the Accountant of Uva Provincial Social Services and Social Welfare Ministry and the Director of Social Services. The other two members should be named by the minister to represent Tamil and Muslim communities who are interested in social services (When officially appointed board members are Tamil and Muslim, the two members named by the Minister should be a Buddhist and a Christian).
- (iii) The period of nominated board members is three years. When appointing new members after three years, prior members may be reappointed if needed.
- (iv) Officially, the Chairman of the Trust Board would be the Secretary of the Ministry of Social Services of Uva Province and the Director would be the Secretary. The treasurer should be the Accountant of the Ministry.

Meetings of Trust  
Board

(v) The Trust Board must meet at least once in three months.

Quorum and  
approving of  
proposals

(vi) (a) The quorum of the meeting should be three.

(b) If not for half the attendance is given the consent for, no proposal shall be considered as approved by the Trust Board.

(vii) Convening meetings maintaining minutes and other records of them are the responsibilities of the Secretary of that board.

(3) The ways of enriching the Fund Account :

Composition of the fund account

- (i) Through aid given by the Central Government or the Provincial Council,
- (ii) By aid received from individuals or organizations,
- (iii) Foreign aid received through the Government,
- (iv) Other aid received on behalf of services performed,
- (v) Money received through concerts, lotteries and other accepted means.

(4) The treasurer of the Trust Board should maintain the account and the auditing should be done by the auditor appointed by the board. Auditing should be relevant to section No. 154 of the Constitution of Democratic Socialist Republic of Sri Lanka.

Account of the fund

- (i) The financial year of this account should be from 1st of January to 31st December.

A suitable constitution should be constructed through the Minister's orders to fulfill the aims of the fund.

(5) Should any member of the board be appointed as a Member of the Parliament, a Provincial Council or Local Government Body, he/she would be disqualified to hold the membership of the board from the due date of his/her new appointment.

Rules regarding the fund disqualifications of membership

(6) If any Member of the Trust Board becomes an offender at court or becomes guilty of misconduct, he/she should be removed from the membership by the Minister.

## **PART II**

### *Offences and Penalties*

8. Any person breaking, neglecting or ignoring any rule or regulation formed under orders of this precept or disturbing a person who is engaged to carryout the rules and regulations of this precept or forwarding false data to consume the services mentioned in the precept would be an offender under this precept:

- (1) Any person found guilty for an offence under this precept before a magistrate, he/she shall be subject to a fine of Rs. 5,000 or imprisonment for a period of not more than six months or both the penalties,
- (2) The minister can tan the functioning of any institute for breaking neglecting or ignoring the rules and regulations of this precept.

## **PART III**

### *General Rules and Regulations*

9. The Minister is entitled to construct rules entrusted by this precept for all matters that may be needed according to the precept:

- (1) Every order made by the Minister should be published in the *gazette*, and they should be made to implement from the date of published or a due date given. Every order made by the Minister should be forwarded to the Provincial council for the approval within three months from the date published in the *Gazette*, It should be preannounced through the Gazette whether that order was approved by the provincial council or not when publishing it, it should be considered that the amendment should not damage the work done under prior order,
- (2) The date of any amendment of any order should be published in the *gazette*.
10. Provincial Councils Act, No. 42 of 1987 should be relevant in financing and expending of institutes established under this precept.
11. Unless for another meaning is needed the meaning of the following words included in this precept should be understood as thus :-
- (1) "The Minister" the Minister-in-Charge of the subject of social services,
  - (2) "Secretary of the Ministry" the Secretary of the Ministry responsible for the subject of social services,
  - (3) "The Director" the Director of Social Services of Uva Province appointed under the Provincial Council Act 42 of 1987;
  - (4) "Incidental ways of disaster" Minor damage happening beyond control of an individual found not much commonly;
  - (5) "The disables" persons with deform of hands or legs, dumbness, deafness and persons mentally retarded and physically handicapped;
  - (6) "The poor" people who would be unable to maintain their lives if they are not supplied and for their basic regiments;
  - (7) "Fund Account" the account established under section 7 of the precept to manage the fund;
  - (8) "Charity allowance" A financial aid given monthly to poor elders, persons with sicknesses or mental or physical defects;
  - (9) "Voluntary" An organization formed by groups of citizens for social development without expecting any profit, with a non-Government nature, with an aim of merely serving the dependents on local and foreign aid, mental and physical disabled, the poor, the displaced, the restituted, by helping with supplying aid get oral and residential services and supplying relief aid at natural disasters, with the Public, Government aid, local and foreign donations.
12. If any incompatibility arises between the Sinhala and Tamil versions of this precept, the Sinhala version should be considered as the Original.

02-49/4

**UVA PROVINCE PROVINCIAL COUNCIL**

**An amended Statute to make payments of salaries and allowances  
for the members of the Public Services Commission**

**Provincial Council/Payment of Salaries and Allowances  
amended statute No. 09 of 2010 of the Uva Province Provincial Council**

THE above Statute having approved by the Democratic Socialist Republic of Sri Lanka on the 09th of December, 2010, has been approved by the Hon. Governor of the Uva Province on the date 24th of December, 2010 and which is hereby published for the notification of the public.

K. D. SIRISENA,  
Secretary,  
Uva Province Provincial Council.

Council Secretariat,  
Uva Province Provincial Council,  
Kings Street,  
Badulla.  
03rd January, 2011.



**UVA PROVINCE PROVINCIAL COUNCIL**

**PROVINCIAL COUNCIL (PAYMENTS OF SALARIES AND ALLOWANCES)  
AMENDED STATUTE No. 09 OF 2010**

An Amended Statute to make Payments of Salaries and Allowances for the members of the Public Services Commission of Uva Province Provincial Council

Be it enacted by the Uva Provincial Council of the Democratic Socialist Republic of Sri Lanka as Follows :-

- |   |   |
|---|---|
| 1. This statute may be cited as the Provincial Councils (Payment of Salaries and Allowances) amended Statute, No. 09 of 2010 and shall come into operation on such date as may be approved by the Governor of Uva Province. | Short title and Date of Operation   |
| 2. Date of operation of the Statute and after -   | Salaries and Allowances paid for the Chairman and the Members of the Public Services of Uva Province Provincial Council |
| (A) A sum of Rs. 15,000/- paid to the Chairman of the Public Services Commission of the Uva Province Provincial Council as an allowance;  |   |
| (B) A sum of Rs. 10,000/- has to be paid to a Member of the Public Services Commission of the Uva Province Provincial Council as a monthly Allowance with effect from 01st January, 2006.                                   |   |
| 3. The Allowances paid for the Chairman and the Members of the Provincial Public Services of the Uva Province Provincial Council and be a credit to the Provincial Council Fund under this Statute.                         | Payment of Salaries and Allowances be a credit to the Provincial Council Fund of the Province                           |

02-49/5