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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

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PART I : SECTION (I) — GENERAL

Proclamations &c., by the President

Ref. No. : SP/6/N/235/2005.

BY HER EXCELLENCY CHANDRIKA BANDARANAIKE KUMARATUNGA, PRESIDENT OF THE
DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA

Seal

CHANDRIKA BANDARANAIKE KUMARATUNGA.

To : Jeremiah Visvanathan Esqr. — Judge of the High Court
Wanninayake Tennakoon Mudiyanseelage Punchi Banda Warawewa Esqr. — Judge of the High Court

Greetings

WHEREAS, several attacks on those alleged to be LTTE Cadres in Batticaloa and Ampara Districts had taken place in the past few weeks ;

And Whereas numerous allegations have been made with regard to circumstances and/or motives leading to the attacks on those alleged to be LTTE Cadres ;

And whereas it appears to me to be necessary to establish a Commission of Inquiry for the purpose of inquiring into the matters hereinafter mentioned, being matters in respect of which an inquiry will, in my opinion, be in the public interest ;

Now therefore, I, Chandrika Bandaranaike Kumaratunga, President reposing great trust and confidence in your prudence, ability and fidelity, do , in pursuance of Provisions Section 2 of the Commission of Inquiry Act, (Chapter 393), by these present appoint you, the said :

1. Jeremiah Visvanathan Esquire.
2. Wanninayake Tennakoon Mudiyanseelage Punchi Banda Warawewa Esquire.

to be my Commissioners to inquire into and report on the following matters relating to the incidents of recent attacks on those alleged to be LTTE Cadres in the Eastern Province ;

- (a) Examine the circumstances relating to the incidents of killing, injuring and attempts to kill/injure by use of firearms/explosives in the Eastern Province mainly, Batticaloa and Ampara Districts from 01st February, 2005 to 02nd March, 2005 ;
- (b) Whether any armed group or groups or any other forces are directly or indirectly involved in these incidents ;
- (c) Determine the causes and motives of such incidents ;
- (d) Whether such incidents have any bearing on the terms of the Memorandum of Understanding signed between Government of Sri Lanka and LTTE ;
- (e) Recommendations for measures to be adopted to prevent such incidents in the future, based on the findings of the inquiry into above matters.

And I do hereby appoint you the said Jeremiah Visvanathan Esquire, Judge of the High Court, to be the Chairman of the said Commission.

And I do hereby authorize and empower you, the said Commissioners to hold such inquiries and make all other investigations into the aforesaid matters as may appear necessary, and require you to transmit to me within **one month** from the date hereof a report or interim reports thereon, under your hand, setting out the finding of your inquiries and your recommendations relating thereto :

And I do hereby direct that such part of any inquiry relating to the aforesaid matters as you may in your discretion determine, shall not be held in public :

And I do hereby require and direct all public officer and other persons to whom you may apply for assistance or information for the purpose of your inquiry, to render all such assistance and furnish all such information as may be properly rendered and furnish, in that behalf :

And I do hereby declare that the provisions of section 14 of the Commissions of Inquiry Act (Chapter 393), shall apply to the Commission :

Given at Colombo, under the seal of the Democratic Socialist Republic of Sri Lanka, this Third day of March, Two Thousand and Five.

By Her Excellency's command,

W. J. S. KARUNARATNE,
Secretary to the President.