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The Gazette of the Democratic Socialist Republic of Sri Lanka
EXTRAORDINARY

අංක 1449/12 – 2006 ජූනි 13 වැනි අඟහරුවාදා – 2006.06.13
No. 1449/12 – TUESDAY, JUNE 13, 2006

(Published by Authority)

PART I : SECTION (I) — GENERAL

Government Notifications

DELEGATION OF POWERS OF APPOINTMENT AND PROMOTION OF POLICE OFFICERS

Committee Appointed in Terms of Article 155H (1) of the Constitution

WHEREAS the National Police Commission acting in pursuance of the powers vested in it under Article 155H (1) of the Constitution of the Democratic Socialist Republic of Sri Lanka has nominated the persons identified in the Schedule hereunder to form a Committee for purposes of delegation of its powers.

2. The said Commission, in pursuance of the powers vested in it under Article 155 G (1) (a) does hereby delegate in terms of Article 155H (1) to the said Committee the following powers with effect from this date :-

- (i) *Appointment.*—The power of appointment (recruitment) to the ranks of Sub-Inspector and Police Constable of the Regular Service of the Sri Lanka Police to be made in accordance with Schemes of Recruitment approved by the Commission.
- (ii) *Promotion.*—The power of promotion to the rank of Police Sergeant, Sergeant Major, Sub-Inspector and Inspector of the Regular Police Service (including the Special Task Force and the Directorate of Intelligence) to be effected in accordance with Schemes of Promotion approved by the Commission.

3. The delegations described above shall remain in force till such time the Commission decides to amend, vary, rescind or revoke any or all of such delegations.

4. The powers of transfers, disciplinary control, interdiction and dismissal of Police Officers of and below the rank of Inspector have been delegated as laid down in annexed Schedule “A” and hence such powers shall not be exercised by the aforesaid Committee.

5. The delegations made by *Gazette Extra Ordinary* No. 1299/9 of 30.07.2003 is hereby revoked.

NEVILLE PIYADIGAMA,
Chairman,
National Police Commission.

Rotunda Towers,
No. 109, Galle Road,
Colombo 03,
12th June, 2006.

SCHEDULE

- | | |
|--|------------|
| 1. Mr. Sarath Gunatilleka,
Retd. High Court Judge,
Gurugoda, Poruwedanda. | - Chairman |
| 2. Mr. K. Kanapathipillai,
Retd. District Judge,
No. 29, Karen Place,
Kalubowila, Dehiwala. | - Member |
| 3. Mr. Nihal Dharmadasa,
Retd. Deputy Inspector General of Police,
497 A, Kaduwela Road,
Talangama North, Battaramulla. | - Member |

06-696/1

DELEGATION OF POWERS OF TRANSFER, DISCIPLINARY CONTROL AND DISMISSAL OF POLICE OFFICERS

Delegation in Terms of Article 155 J (1) of the Constitution

IT is hereby notified that in pursuance of the powers vested in the National Police Commission under Article 155 G (1) (a) of the Constitution of the Democratic Socialist Republic of Sri Lanka, the Commission has in consultation with the Inspector General of Police delegated in terms of Article 155 J (1) to the Inspector General of Police and other Police Officers nominated hereunder the following powers with effect from this date :-

- (a) *Transfer.*—The power of transfer of Police Officers of the rank of Inspector and below of the Regular Police Service (excluding the Special Task Force and the Directorate of Intelligence) *where transfer of or transfer as an officer in charge of a Police Station is not involved.*

Proviso : This delegation is subject to the delegation made by the Commission directly to DIGG of Ranges and SSPP of Divisions in terms of Article 155J(1) of the Constitution to effect transfers within the Ranges and Divisions respectively on grounds of exigencies of service and contemplated disciplinary action in regard to the ranks mentioned above.

- (b) *Disciplinary Control and Dismissal.*—The powers of disciplinary control, interdiction and dismissal of Police Officers of and below the rank of Inspector of Police are delegated to the Officers of and above the rank of Assistant Superintendent of Police as laid down in Schedule “A” hereunder.

2. The delegations described above shall remain in force till such time the Commission decides to amend, vary, rescind or revoke any or all of such delegations.

3. The delegations made by Gazette Extra Ordinary No. 1299/9 of 30.07.2003 is hereby revoked.

NEVILLE PIYADIGAMA,
Chairman,
National Police Commission.

Rotunda Towers,
No. 109, Galle Road,
Colombo 03.
12th June, 2006.

SCHEDULE A

DISCIPLINARY CONTROL AND DISMISSAL

Serial No.	Power/Punishment	Inspector	Sub Inspector	Sgt./Major Sgt., Sgt./ Driver	Constable, Constable Driver
01	Interdiction	IGP S/DIG DIG	IGP S/DIG DIG SSP/SP	IGP S/DIG DIG SSP/SP ASP	IGP S/DIG DIG SSP/SP ASP
02	Framing Charges	IGP S/DIG DIG SSP/SP	IGP S/DIG DIG SSP/SP ASP	IGP S/DIG DIG SSP/SP ASP	IGP S/DIG DIG SSP/SP ASP
03	Black Mark (only for SI and below), Reprimand, Severe Reprimand, Censure, Stoppage of increment for a period not exceeding one year, a fine not exceeding one week's pay	IGP S/DIG* DIG* SSP/SP*	IGP S/DIG* DIG* SSP/SP* ASP*	IGP S/DIG* DIG* SSP/SP* ASP*	IGP S/DIG* DIG* SSP/SP* ASP*
04	Reduction in Seniority, Reduction in rank, Reduction of Salary/Deferment of Increment, Deferment of Promotion for a specified period	IGP	IGP S/DIG DIG	IGP S/DIG DIG	IGP S/DIG DIG
05	Termination of service (after disciplinary inquiry)	IGP	IGP S/DIG DIG	IGP S/DIG DIG	IGP S/DIG DIG
06	Dismissal, Discharge	IGP	IGP S/DIG DIG	IGP S/DIG DIG	IGP S/DIG DIG
07	Retirement for general inefficiency	IGP	IGP	IGP	IGP
08	Dismissal or other punishment on conviction by a Court	IGP	IGP	IGP	IGP

* In respect of offences specified in the Second Schedule of Chapter XLVIII of the Establishments code.

Note : For the purpose of this Schedule “S.S.P/SP” and “A.S.P.” in relation to any Inspector, Sub-Inspector, Sergeant Major, Sergeant, Sergeant Driver, Constable, Constable Driver or Wireless Operator, mean respectively the Superintendent and the Assistant Superintendent of the area in which the Inspector, Sub-Inspector, Sergeant Major, Sergeant, Sergeant Driver, Constable, Constable Driver or Wireless Operator is stationed, or as the case may be, the Superintendent and the Assistant Superintendent of the branch of the Police Service in which that Inspector, Sub-Inspector, Sergeant Major, Sergeant, Sergeant Driver, Constable, Constable Driver or Wireless Operator is attached or any officer of the same rank as Superintendent or Assistant Superintendent, as the case may be, or of a higher rank detailed for the purpose by the Inspector General.

**RULES MADE BY THE NATIONAL POLICE COMMISSION IN TERMS OF ARTICLE
155 H (3) OF THE CONSTITUTION**

1. These Rules shall be called “The Rules to Guide the Procedure for the Conduct of Business of the Committee Appointed for the Delegation of Powers of the National Police Commission”.
2. The Committee of three members nominated by the National Police Commission in terms of Article 155H(1) of the Constitution of Sri Lanka, shall hold its sittings at Rotunda Towers, No. 109, Galle Road, Colombo 03, being the office of the Commission.
3. The minutes of every meeting of the Committee shall be kept under the signature of the Secretary to the Committee who shall be nominated by the Commission. The Commission shall also provide the necessary staff for the conduct of the business of the Committee. A copy of the confirmed Minutes of every meeting of the Committee shall be lodged with the Secretary of the Commission.
4. The quorum for a meeting of the Committee shall be two members.
5. The Chairman of the Committee shall preside at all such meetings and, in his absence, one of the other members shall preside.
6. Decision and Orders of the Committee shall be by a majority of the members present and voting at the meeting at which the decision/order is made.
7. In the exercise of its powers the Committee shall consult the Inspector General of Police or his representative.
8. The Committee may refer to the Commission any matter which, in the opinion of the Committee, needs clarification by the Commission.
9. The Committee shall make every effort to dispose of all matter referred to it by the Commission as expeditiously as possible and without undue delay.
10. The Commission reserves the right to call for and inspect the record of proceedings of the Committee deliberations and give appropriate advice, if necessary.

NEVILLE PIYADIGAMA,
Chairman,
National Police Commission.

Rotunda Towers,
No. 109, Galle Road,
Colombo 03.
12th June, 2006.

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