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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

P.O. No. : CSA/10/3/15.

**BY HIS EXCELLENCY MAHINDA RAJAPAKSA, PRESIDENT OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF SRI LANKA**

Seal

MAHINDA RAJAPAKSA

To :

Tilakaratne Arachchige Mahanama Tilakaratne Esquire.
(Retired Judge of the High Court)

Greetings :

WHEREAS, allegations have been made of incidents of abduction, disappearances and attacks on civilians resulting in death throughout the Island in the past few months ;

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, Mahinda Rajapaksa, President, reposing great trust and confidence in your prudence, ability and fidelity, do, in pursuance of provisions of Section 2 (C) of the Commission of Inquiry Act, (Chapter 393), by these presents, appoint you, the said :

Tilakaratne Arachchige Mahanama Tilakaratne Esquire.

to be my Commissioner to inquire and report on the following matters ;

- (a) Examine the circumstances relating to incidents of abductions, disappearances and unexplained killings throughout Sri Lanka in the recent past ;
- (b) Identify any armed group or groups, any other forces or persons who are directly or indirectly responsible for or involved in these incidents ;
- (c) Identify the causes and motives for such incidents ;
- (d) Assess the adequacy of the security arrangements made by the Security forces and the Police to prevent such incidents ;
- (e) Whether the actions of Security Forces/Police in the immediate aftermath of such incidents and in the detection and apprehension of offenders, have been adequate ;
- (f) Recommendations for measures to be adopted to prevent such incidents in the future, based on the findings of the Inquiry.

And I do hereby authorize and empower you, the said Commissioner to hold all such inquiries and make all other investigations into the aforesaid matters as may appear necessary, and require you to transmit to me within three months from the date hereof, a report or interim reports thereon, under your hands, setting out the findings 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 officers 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 furnished, 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 Thirteenth day of September, Two Thousand and Six.

By His Excellency's command,

GAMINI SENERATH,
Actg. Secretary to the president.