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The Gazette of the Democratic Socialist Republic of Sri Lanka

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අංක 1352/28 – 2004 අගෝස්තු 06 වැනි සිකුරාදා – 2004.08.06
No. 1352 / 28 FRIDAY AUGUST 06, 2004

(Published by Authority)

PART I : SECTION (I) – GENERAL

Government Notifications

My No.: CI / 728 / 2004.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Order under Section 4(1)

WHEREAS an Industrial dispute in respect of the matters specified in the statement of the Commissioner of Labour which accompanies this order exists between

The Ceylon Mercantile, Industrial and General Workers Union (C.M.U.) No. 03, 22nd Lane, Colombo 03.

of the one part

AND

- (1) Whittall Boustead Ltd, 148, Vauxhall Street, Colombo 02 and (2) Mort Lake Press, Whittall Boustead Ltd, 77A, New Nuge Road, Peliyagoda (3) Mr. B. S. N. Mendis, Proprietor, S & N Enterprises, 21/11, L. T. Sirimal Mendis Mawatha, Dharmaratne Avenue, Rawathawatta, Moratuwa.

of the other part,

NOW THEREFORE I, Athauda Seneviratne, Minister of Labour Relations and Foreign Employment do by virtue of the powers vested in me by Section 4(1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Acts, Nos. 14 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes (Special Provisions) Act, No. 37 of 1968) hereby appoint Mr. P. Navaratne, 570/B/1, Ekamuthu Mawatha, Off Nugegoda, Talawathugoda, to the Arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

ATHAUDA SENEVIRATNE,
Minister of Labour Relations and Foreign Employment.

Colombo 05,
23rd July, 2004.

My No.: CI / 728 / 2004.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

The Ceylon Mercantile, Industrial and General Workers Union No. 03, 22nd Lane, Colombo 03.

of the one part

AND

- (1) Whittall Boustead Ltd, 148, Vauxhall Street, Colombo 02 (2) Mort Lake Press, Whittall Boustead Ltd, 77A, New Nuge Road, Peliyagoda and (3) Mr. B. S. N. Mendis, Proprieter, S & N Enterprises, 21/11, L. T. Sirimal Mendis Mawatha, Dharmaratne Avenue, Rawathawatta, Moratuwa.

of the other part,

STATEMENT OF MATTERS IN DISPUTE

The matters in dispute between the aforesaid parties are-

- (1) Whether the termination of the services of the fifty eight (58) employees whose names are referred to in the attached schedule and who were employed in the permanent service of the MortLake Press which is affiliated to the Whittall Boustead Ltd is justified, If not justified, to what relief each of the said employees is entitled, and
- (2) Whether the termination of the services of the thirty eight (38) employees whose names are referred to in the attached schedule and who were employed on contract basis in the MertLake Press which is affiliated to the Whittall Boustead Ltd is justified, if not Justified, to what relief each of them is entitled.

Dated at the office of the Commissioner of Labour, Colombo,
This 23rd day of July, 2004.

MAHINDA MADIHAHEWA,
Commissioner of Labour.

SCHEDULE - PERMANANT EMPLOYEES

- | | |
|------------------------------|--------------------------|
| 01. H. J. Fernando | 30. B. M. A. R. Kumara |
| 02. E. N. P. D. B. D. Perera | 31. Ajith Kalahe |
| 03. W. M. Sumanadasa | 32. K. P. Perera |
| 04. K. A. A. Kuruppu | 33. G. Samarapala |
| 05. N. S. Kekulawala | 34. D. H. Wimaladasa |
| 06. H. S. Wimalasiri | 35. P. W. Perera |
| 07. K. G. Sumith | 36. H. N. Peiris |
| 08. G. M. Ranaweera | 37. D. D. Pushpakumara |
| 09. P. H. P. Luxman | 38. W. P. A. Priyantha |
| 10. K. P. L. U. Bandarage | 39. S. P. A. Jayathilake |
| 11. W. A. S. Prasanna | 40. G. S. Weerasinghe |
| 12. K. G. S. Kumara | 41. P. A. C. Pannala |
| 13. D. Y. L. Perera | 42. S. G. Ponseka |

- | | |
|------------------------------|------------------------------|
| 14. A. A. Jayasena | 43. H. K. W. Mendis |
| 15. W. P. S. R. Dayan | 44. N. P. Edirisinghe |
| 16. K. H. C. Ranatunga | 45. L. Dayapala |
| 17. S. G. D. C. K. Wijeratne | 46. W. W. J. C. Fernando |
| 18. J. M. C. Kumara | 47. Y. P. Amarasekara |
| 19. S. M. N. Kumara | 48. D. B. P. Perera |
| 20. B. M. S. S. Basnayake | 49. R. M. R. Bandara |
| 21. P. Wijendran | 50. M. A. W. Wijegunawardana |
| 22. S. C. K. Ranasinghe | 51. A. A. A. Gunatunga |
| 23. P. W. A. A. Priyantha | 52. W. A. S. Jayasinghe |
| 24. M. D. M. Senanayake | 53. G. W. L. Premakumara |
| 25. S. R. P. Jayasekara | 54. D. L. A. S. Kumara |
| 26. H. M. P. S. Kumara | 55. W. A. S. Kumara |
| 27. K. W. S. K. Jayasundara | 56. K. P. D. Kumararatne |
| 28. A. A. S. S. Perera | 57. S. S. Jayathilake |
| 29. I. P. S. Liyanage | 58. P. S. M. Anuruddha |

SCHEDULE – ON CONTRACT BASIS

- | | |
|------------------------------------|--------------------------------------|
| 01. K. K. G. Samarasiri | 20. I. P. R. Sanath Kumara |
| 02. E. H. C. K. Manju | 21. D. A. Uditha Samaradiwakare |
| 03. K. Saman Kumara | 22. S. Sanjeewa Hannayake |
| 04. K. P. P. Kumara Perera | 23. R. P. A. A. Roshan Dilruk |
| 05. M. J. B. V. Sandaruwan | 24. R. M. Pradeep Amarawansa |
| 06. S. D. S. Nandana | 25. R. A. Priyanke Kularathne |
| 07. J. R. M. J. Anuruddha | 26. M. P. D. K. Cyril Kumara |
| 08. K. Premanath | 27. R. M. Nanal Rathnayake |
| 09. A. G. K. Bandara | 28. J. A. I. Prasanna |
| 10. A. N. Sameera Gamage | 29. D. M. Wasantha Gunasiri |
| 11. Y. M. D. Dhanushke Navarathna | 30. D. Thevin de Silva |
| 12. H. Somarathna | 31. K. P. S. S. Kumara Premanath |
| 13. Pathma Kumara | 32. M. A. Wasantha Kumara |
| 14. S. Chaminda Sellahe | 33. H. K. D. Nishantha Mendis |
| 15. D. D. K. Sampath Sanjeewa | 34. S. A. D. Sumith Priyalal |
| 16. A. Chaminda Kumara | 35. R. A. Buddhike Sampath |
| 17. U. A. N. Priyadharshana Uggala | 36. R. Wilson |
| 18. J. A. M. S. P. Sampath | 37. A. R. H. M. N. Anuruddha Bandara |
| 19. D. Lalith Weerasinghe | 38. K. A. P. B. Mahesh Premasiri |