

(2) The President may give directions prohibiting the holding of any procession or meeting in any area in Sri Lanka, the holding of which would be in the opinion of the President likely to cause a disturbance of public order or promote disaffection.

(3) Any police officer may take such steps, and use such force as may be reasonably necessary for securing compliance with any order or directions made or given under this regulation.

14. (1) The President may, as respects any area in Sri Lanka, by order direct that, subject to such exemptions as may be made by that order or by any subsequent order made under this regulation, no person in that area shall, between such hours or during such period as may be specified in the order, be on any public road, railway, public park, public recreation ground, or other public ground, or the seashore, or any other building or premises or place specified in the order, except under the authority of a written permit granted by such person as may be specified in order. Curfew

(2) In paragraph (1) of this regulation, "public road" includes any roadway over a public bridge, any pavement, drain, embankment or ditch belonging or appertaining to a public road.

15. (1) A competent authority may take such measures and give such directions as he may consider necessary for preventing or restricting the publication in Sri Lanka or any specified area in Sri Lanka, or the transmission from Sri Lanka to place outside Sri Lanka, of matters which should or might be prejudicial to the interests of national security or the preservation of public order or the maintenance of supplies and service essential to the life of the community or of matters inciting or encouraging persons to mutiny, riot or civil commotion, or to commit breach of any law for the time being in force, which in the opinion of the competent authority may be prejudicial to the preservation of public order or the maintenance of supplies and services essential to the life of the community, and any directions issued under this paragraph may contain such incidental and supplementary provisions as appear to the competent authority to be necessary or expedient, including provision for securing that documents, pictorial representations, photographs, cinematograph films, teleprinter, telegraph, television, transmission of matters relating to the operations of security forces including news reports, editorials, articles, letters to the editors, cartoons and comments, shall before publication be submitted or exhibited to the competent authority. Control of Publications

(2) (a) Every person who contravenes the provisions of any direction given under paragraph (1) of this regulation shall be guilty of an offence ; and where any person is convicted of such an offence by reason of his having published a newspaper, the President may by order direct that during such period as may be specified in that order that person shall not publish any newspaper in Sri Lanka.

(b) Without prejudice to the provisions of sub-paragraph (a), where there is a contravention of the provisions of any direction given under paragraph (1) of this regulation and such contravention is in respect of any publication in any newspaper, the competent authority may, after issuing one or more warnings as he may consider reasonable, order —

- (i) that no person shall print, publish or distribute or in any way be concerned in the printing, publication or distribution of such newspaper for such period as may be specified in the order ; or
- (ii) that the printing press in which such newspaper was published shall, for such period as is specified in the order, not be used for any purposes whatsoever or for any such purpose as is specified in the order and any such order may authorize any person specified therein to take such steps (including the taking possession of any printing press with respect to which the order is made or of any premises in which it is contained or of any part of such printing press or premises) as appear to the persons so authorized to be necessary for securing compliance with the order.

(3) If a Competent Authority is of opinion that there is or has been or is likely to be in any newspaper, publication of matter which is in his opinion, calculated to be prejudicial to the interest of national security or the preservation of public order or the maintenance of supplies and services essential to the life of the community, or matter inciting or encouraging persons to mutiny, riot or civil commotion, he may —

- (a) by order direct that no person shall print, publish or distribute or in any way be concerned in the printing, publication or distribution of such newspapers for such period as may be specified in the order, and that the printing press in which such newspaper was printed shall for such period as is specified in the order, not be used for any purpose whatsoever or for any such purpose as is specified

in the order, and authorize any person specified therein to take such steps (including the taking possession of any printing press with respect to which the order is made or of any premises in which it is contained or of any part of such printing press or premises) as appear to the person so authorized to be necessary for securing compliance with the order ; or

- (b) take such measures or give such directions or make such order as is provided for in paragraph (1) and (2) of this regulation in respect of such newspaper.

(4) Where a Competent Authority has made an order under the provisions or paragraph (2) (b) or paragraph (3) of this regulation in relation to any newspaper specified by name in the order, such order shall apply not only to any newspaper published under that name, but also to any newspaper published under any other name if the publication thereof, is in any respect, in continuation of, (or in substitution for), the publication of the newspaper specified in the order.

(5) No person shall print, publish or distribute, or in any way be concerned in the printing, publication or distribution of any newspaper in respect of which an order has been made under the provisions of paragraph (2) (b) or paragraph (3) of this regulation.

(6) At any time after an order has been made under this regulation, the President may direct that the operation of the order be suspended, subject to such conditions as the President thinks fit and may at any time revoke such direction.

(7) If a Competent Authority is of opinion that any printing press or a printing press under the control of any person, has been or is likely to be used for the production of any document containing matter which is in his opinion calculated to prejudice the interests of national security or the preservation of public order or the maintenance of supplies and services essential to the life of the community or matter inciting or encouraging persons to mutiny, riot or civil commotion, the Competent Authority may by order direct that the printing press, or all or any of the printing presses under the control of that person, as the case may be, shall so long as the order is in force, not be used for any purpose whatsoever or for any such purpose as is specified in the order ; and any such order may authorize any person specified therein to take such steps (including the taking possession of any printing press with respect to which the order is made or of any premises in which it is contained or any part of such printing press or premises) as appear to the person so authorized to be necessary for securing compliance with the order.

(8) For the purpose of paragraphs 2 (b), (3) and (7) of this regulation, there shall be one or more Advisory Committees consisting of persons appointed by the President and any person dissatisfied with any order made under any of those paragraphs may make his objections in respect thereof to the appropriate Advisory Committee.

(9) It shall be the duty of the Competent Authority to secure, that in any case where an order is made under paragraph (2) (b), paragraph (3) or paragraph (7) of this regulation, the proprietor of the newspaper or the owner of the printing press affected thereby is informed that he may make representations to the President in writing with respect to that order and that he may, whether or not such representations are made, make objections to the appropriate Advisory Committee.

(10) Any meeting of an Advisory Committee held to consider such objections as aforesaid shall be presided over by a chairman nominated by the President, and it shall be the duty of the chairman to afford to the objector an opportunity of making representations in person in support of his objections.

(11) The report of an Advisory Committee upon any such objections as aforesaid shall be submitted to the President who may after consideration thereof, revoke or vary the order to which the objections relate.

(12) Where any newspaper is printed, published or distributed in contravention of any provisions of this regulation, or of any condition attached to a direction given under paragraph (6) of this regulation, the proprietor, the manager, the editor and the publisher of that newspaper shall, whether or not the direction is revoked in consequence of the contravention be severally guilty of an offence.

(13) In this regulation —

- (a) “cinematograph film” includes a sound track and any other article on which sounds have been recorded for the purpose of their being reproduced in connection with the exhibition of such a film ;
- (b) “publication” means, in relation to a cinematograph film, the exhibition of the film to the public and includes the mechanical or electrical productions of any sounds in connection with the exhibition of the film as aforesaid ;
- (c) “newspaper” includes any journal, magazine, pamphlet or other publication ; and
- (d) “printing press” includes any machinery, apparatus or plant capable of being used for printing, lithography, photography, or other mode of representing or reproducing words in a visible form, or any type or other article belonging to such machinery, apparatus or plant.

16. Every Divisional Secretary of a Divisional Secretary’s Division shall appoint for that Divisional Secretary’s Division, a committee consisting of public servants, office bearers of trade unions, and other recognized persons in the community. It shall be the duty of every such committee to advise the relevant authorities, on the preservation of public order and the maintenance of essential supplies and services, in that Divisional Secretary’s Division.

Advisory
Committees

17. (1) The Inspector-General of Police may, in the interests of national security, and with a view to ensuring the maintenance of public order, direct that any gun or explosive in the possession of any person shall be removed and kept in such custody as he may determine.

Guns and
explosives

(2) Any person specified in that behalf by name or by office in any direction issued by the Inspector-General of Police under paragraph (1) of this regulation may carry out such direction. For the purpose of carrying out such direction, such person may be assisted by any other person or persons and may enter any premises or place and open or break open any outer or inner door or window for the purpose of entering such premises or place and any receptacle or repository wherein any gun or explosive is suspected by such person to be kept.

(3) No person shall conceal any gun or explosive to which a direction issued by the Inspector-General of Police under paragraph (1) of this regulation relates or do any other act with a view to preventing or hindering the carrying out of such direction.

PART 4

SUPERVISION, SEARCH, ARREST AND DETENTION

18. (1) Where the Secretary to the Ministry of the Minister in charge of the subject of Defence is of opinion with respect to any particular person that, with a view to prevention that person —

Order of restriction

- (a) from acting in any manner prejudicial to the national security or to the maintenance of public order, or to the maintenance of essential services ; or
- (b) from acting in any manner contrary to any of the provisions of regulation 25 or sub-paragraph (a) or sub-paragraph (b) of paragraph (2) of regulation 40 or of paragraph (3) of regulation 71 of these regulations ;

it is necessary so to do, the Secretary may make an order for all or any of the following purposes :—

- (i) for securing that, except in so far as he may be permitted by the order, or by such authority or person as may be specified in that order, that person shall not be in any such area in Sri Lanka as may be so specified ;
- (ii) for requiring that person to notify his movements in such manner, at such times, and to such authority or person as may be specified in that order ;
- (iii) for prohibiting that person from leaving his residence without the permission of such authority or person as may be specified in that order, and prohibiting any other person from entering or leaving such residence except in such circumstances as may be specified in that order or be determined by such authority or person as may be specified in that order ;

- (iv) for requiring that person, if he is in possession of a passport or of travel documents or tickets for transportation for a journey outside Sri Lanka, to surrender such passport or travel documents or tickets, as the case may be, to such authority or person as may be specified in that order ;
- (v) for prohibiting or restricting the possession or use by that person of any specified articles ; and
- (vi) for imposing upon that person such restrictions as may be specified in that order in respect of his employment or business, in respect of his association or communication with other persons and in respect of his activities in relation to the dissemination of news or the propagation of opinions.

(2) If any person is in any area in contravention of an order made under sub-paragraph (i) of paragraph (1) of this regulation or fails to leave any area in accordance with the requirements of such an order, then, without prejudice to any proceedings that may be taken against him, he may be removed from that area by any police officer or by any other person authorized in that behalf by the Secretary to the Ministry of Defence.

Detention of
persons

19. (1) Where the Secretary to the Ministry of Defence is of opinion with respect to any person that, with a view to preventing such person —

- (a) from acting in any manner prejudicial to the national security or to the maintenance of public order, or to the maintenance of essential services ; or
- (b) from acting in any manner contrary to any of the provisions of sub-paragraph (a) or sub-paragraph (b) of paragraph (2) of regulation 40 or regulation 25 of these regulations,

it is necessary so to do, the Secretary may order that such person be taken into custody and detained in custody :

Provided however that no person shall be detained upon an order under this paragraph for a period exceeding one year.

(2) Any police officer or member of the Sri Lanka Army, Sri Lanka Navy or Sri Lanka Air Force shall have the right to carry into effect any order made under paragraph (1) of this regulation and to use all such force as may be necessary for the purpose.

(3) Any person detained in pursuance of an order made under paragraph (1) of this regulation shall be deemed to be in lawful custody and shall be detained in such place as may be authorized by the Inspector-General of Police and in accordance with instructions issued by him, and where such person is so detained in a prison established under the Prisons Ordinance —

- (a) all the provisions of Ordinance other than the provisions of Part IX of that Ordinance, and
- (b) all the rules made under that Ordinance other than the rules which relate to visits to, and the correspondence of, prisoners,

shall apply to such person as though he were a civil prisoner within the meaning of that Ordinance :

Provided however, that the Inspector-General of Police may, where he considers it expedient so to do —

- (a) by order direct that any provisions of the said Ordinance or any rules made thereunder which under the preceding provisions of this paragraph apply to such person, shall not apply or shall apply subject to such amendments or modifications as may be specified in such order ; and
- (b) permit visits to, and the correspondence of, such person in such manner and at such time and place, as the Inspector-General of Police may from time to time direct.

(4) For the purpose of this regulation, there shall be one or more Advisory Committees consisting of persons appointed by the President, and any person aggrieved by an order made against him under this regulation may make his objections to such a Committee.

(5) It shall be the duty of the Secretary to the Ministry of Defence to secure that any person against whom an order is made this regulation shall be afforded the earliest practicable opportunity of making to the President