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PART I : SECTION (I) – GENERAL
Government Notifications

My No.: CI/1676/2005.

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 matter specified in the statement of the Commissioner of Labour which accompanies this order exists between –

Inter Company Employees Union, No. 158/18, E. D. Dabare Mawatha, Colombo 05 of the one part

AND

(1) Sanken Lanka (Pvt) Ltd., No. 295, Madampitiya Road, Colombo 14 and (2) K. S. J. Constructon (Pvt) Ltd., No. 92/43-2, 1st Lane, Aluthgamawatte, Yakkala 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. K. M. Sarathchandra, Mapalangamuwa, Divulapitiya, to be the Arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

ATHAUDA SENEVIRATNE,
Minister of Labour Relations and Foreign Employment.

12th July, 2006,
Colombo 05.

My No.: CI/1676/2005.

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

Inter Company Employees Union, No. 158/18, E. D. Dabare Mawatha, Colombo 05 of the one part

AND

Sanken Lanka (Pvt) Ltd., No. 295, Madampitiya Road, Colombo 14 and (2) K. S. J. Construction (Pvt) Ltd., No. 92/43-2, 1st Lane, Aluthgamawatte, Yakkala of the other part.

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the aforesaid parties Ltd -

Whether the Sanken Lanka (Pvt) Ltd. or the K. S. J. Construction (Pvt) Ltd., which had entered into a Labour Supply Agreement with that Company on 01.09.2002, should hold the responsibility as the employer of each of the twenty eight (28) employees referred to in the attached schedule who are employed under the Sanken Lanka (Pvt) Ltd., by taking into account of the date of joining the service as indicated against each name therein and accordingly what should be the statutory entitlement and other relief granted to each of the said employees is entitled.

<i>Name</i>	<i>Date of Appointment</i>
01. B. L. Laxman Mendis	06.07.1993
02. R. P. Saliya Sisira Kumara	25.01.1994
03. P. V. Tisera	25.03.1994
04. M. A. M. Faizar	10.12.1994
05. M. H. M. Hussein	25.02.1996
06. E. N. Kamalasiri Ekanayake	02.05.1996
07. E. G. Samarajeewa	08.07.1995
08. S. D. Sumith Dammika Rajapaksha	22.04.1996
09. K. W. Upul Nishantha	15.02.1997
10. N. M. Nazar	15.06.1995
11. W. G. Siripala	04.04.1996
12. A. A. Collum	02.02.1998
13. A. A. Upali Sarath Kumara	20.04.1999
14. N. Y. Sepala	25.06.1998
15. H. A. Chaminda Sumith Vithana	03.01.1999
16. M. H. Lalith Priyantha	17.04.2001
17. G. G. Ratnayake	10.01.2001
18. R. M. Chintaka Prasanna Ratnayake	13.05.2001
19. M. A. Nalin Indika	18.04.2002
20. P. Samaru Roy de Silva	07.06.2002
21. M. G. S. Fareed	03.05.1994
22. Raveen Nishantha	10.08.2002
23. K. A. S. Perera	24.02.1996
24. S. A. M. Anas	28.01.1996
25. R. H. Ananda	15.05.1998
26. M. S. M. Azmeer	15.05.1997
27. M. K. D. Sujith Susantha	24.07.1998
28. Rasika Ranganath Perera	02.08.2001

D. SOMAWEERA EDIRISINGHE,
Commissioner of Labour.

Dated at the office of the Commissioner of Labour, Colombo, this 04th day of July, 2006.

STATEMENT OF MATTE IN DISPUTE

The matter in dispute between the aforesaid parties is

Whether the non granting of extention in service to Mr. K. M. Perera beyond the age of fifty five (55) years by the State Development and Construction Corporation whereas the period of service of its certain employees has been extended upto sixty (60) years is justified and if not, to what relief he is, entitled.

MAHINDA MADIHAHEWA.
Commissioner of Labour.

Dated at the office of the Commissioner of Labour, Colombo.
This 06th day of October, 2004.

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