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# The Gazette of the Democratic Socialist Republic of Sri Lanka

## EXTRAORDINARY

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අංක 1552/28 - 2008 ජුනි 06 වැනි සිකුරාදා - 2008.06.06  
No. 1552/28 - FRIDAY, JUNE 06, 2008

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(Published by Authority)

## PART I : SECTION (I) — GENERAL

### Government Notifications

**SRI LANKA STANDARDS INSTITUTION ACT, No. 6 OF 1984**

**Order under Subsection (2) of Section 48**

BY VIRTUE of the powers vested in me by subsection (2) of Section 48 of Sri Lanka Standards Institution Act, No. 06 of 1984, I, Prof. Tissa Vitarana, Minister of Science and Technology, do by this order appoint June 9th, 2008 to be the date on which the regulations pertaining to Sri Lanka Standards Institution Management Systems Certification Marks shall come into operation.

Prof. TISSA VITARANA,  
Minister of Science and Technology.

Colombo,  
23rd May, 2008.

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**THE SRI LANKA STANDARDS INSTITUTION ACT, No. 6 OF 1984**

REGULATIONS made by the Minister of Science and Technology, under Section 48 of the Sri Lanka Standards Institution Act, No. 6 of 1984, and approved by the Parliament of the Democratic Socialist Republic of Sri Lanka.

Prof. TISSA VITARANA,  
Minister of Science and Technology.

Colombo,  
06th June, 2008.

### Regulations

1. These Regulations may be cited as the Sri Lanka Standards Institution Management Systems Certification Marks Regulations, No. 01 of 2008.

Quality Systems Certification Mark Regulations 1997 published in the *Gazette Extraordinary* No. 996/15 of 10th October, 1997 is hereby repealed.

2. (a) Every application for Certification against SLS ISO 9001 Quality Systems Standard, SLS ISO : 14001 Environmental Management System Standard, SLS ISO : 22000 and SLS 1266 Food Safety Standards, SLS OHSAS : 18001 Occupational, Health and safety Standard and SLS SA 8000 Social Accountability Standard shall be made in writing to the Director General or to the officer authorized in that behalf by the Director General of the Sri Lanka Standards Institution.
- (b) Every application for a Certificate shall be accompanied by a non-refundable fee as may be specified by the Institution.
- (c) Every application for a Certificate shall be in such Forms as may be provided for the purpose by the Institution.
3. Every application shall in addition to the application fee under paragraph (2) be accompanied by a trial assessment/Stage I assessment fee and a final assessment /stage II assessment fee as may be specified by the Institution for assessing the relevant Management Systems.
4. (a) Every successful applicant is granted a certificate valid for a period of three years from the date of issue.
- (b) Every applicant who has been granted a certificate (hereinafter referred to as “holder of a certificate”) shall pay the Institution an annual fee for its service in assessing and administering and such fee shall be based on the appropriate standard under the relevant Management Systems Standards for which the certificate is issued for the calendar year.
- (c) The annual fee specified in paragraph (b) shall be paid on or before the date of issue of certificate for the current year.
- (d) Every holder of a certificate shall pay the Institution a re-assessment fee for Renewal of the Certificate, as stipulated by the Institution.
5. (a) The holder of a certificate shall apply the relevant Systems Certification Mark awarded to a particular Management System on letterheads and any other publicity material subject to the rules and procedures of the Management Systems Certification Scheme.
- (b) Where the holder of a certificate who applies the System Certification Mark awarded to a particular System wishes to discontinue applying such mark to that System, and accordingly wishes to surrender the certificate, he shall give notice in writing to the Director General or to the Authorized Officer, of his intention, one month prior to the proposed date of discontinuance.
- (c) No refund shall be made of the fess or any portion thereof, paid in respect of a certificate which has been surrendered. The surrendered certificate shall be regarded as a termination in which notice of intention to surrender the certificate has been given after which, date and name of the holder of the certificate shall forthwith be removed form the Directory of holders of such certificates in respect of the relevant System concerned. Thereafter the former holder shall be required forthwith to discontinue applying the mark on the letterheads or on any other publicity material.

6. (a) In the event of the annual fee in respect of a particular certificate being in arrears, the Director General or the Authorized Officer shall have the right to cancel the certificate of the holder and to remove his name from the Directory of holders of certificate in respect of that Management System, subject to the holder of the certificate receiving at least one month's notice.
- (b) A certificate issued under this scheme may at anytime be cancelled for non-compliance with the conditions specified in the rules and procedures issued under relevant certification or with paragraph (a) of Regulation 5, after 15 days advance notice in writing thereof has been given to the certificate holder.
- (c) The decision of the Director General or the Authorized Officer refusing the issue of a certificate or the decision to cancel a certificate issued and the grounds for such decision, shall be communicated in writing by registered post to the applicant or the holder of the certificate concerned to his address given in the form of application.
- (d) Any person aggrieved by the refusal of the Director General or other Officer authorized in that behalf to issue a certificate or by the cancellation of certificate may within 15 days after the date of receipt of such notice of refusal or cancellation, appeal in writing to the Council of the Institution.
- (e) The decision on appeals shall be communicated to the appellant by registered post within sixty days after the receipt of such appeal.

7. Every certificate issued shall be in such Form as may be determined by the Institution.

8. No person shall cause any trade mark, which is identical with any of the Certification Mark referred to as the Management Systems Certification Marks in these Regulations, or which so nearly resembles a Certification Mark so described as to be likely to be mistaken for a Certification Mark, be registered as a trade mark under the Intellectual Property Act, No. 37 of 2003.

9. No person shall apply any Certification Mark on letterheads, advertisements and promotional documentation but only in respect of the products/processes defined in the Certificate of the relevant system.

- (a) except under the authority of a permit issued by the Institution or a person authorized in that behalf by the Institution ; and
- (b) unless that system complies with the relevant standard and has been certified in accordance with the relevant standard specification approved by the Institution.

10. No person shall in connection with the sale of any commodity or product, or in connection with manufacture, production processing or treatment of that commodity or product, make any reference directly or indirectly to the Institution or to any other standard approved, or purporting to have been approved, by the Institution, unless.

- (a) the institution has declared any mark to be a certification mark in respect of the standard specification framed by the Institution for any system ; and
- (b) such person is in possession of a permit issued by the Institution authorizing him to apply such Certification Mark to that relevant system.

11. The Management systems certification scheme and the corresponding logos are given in the schedule.

12. Where the Sri Lanka Standards Institution has, prior to the publication of these Regulations, already issued Certificates in the Nature of, and in conformity with the conditions of Certification it is hereby declared that such Certificates shall continue to be treated as valid and existing under these Regulations; and the provisions of these Regulations shall, *mutatis mutandis*, apply to such Certificates already so issued.

13. In these regulations unless the context otherwise requires—


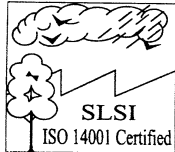



“Act” means the Sri Lanka Standards Institution Act, No. 6 of 1984 ;

“Institution” means the Sri Lanka Standards Institution established under Section 2 of the Act,

“System Certification Mark” shall be a reference to the certification mark declared by the institution in terms of Section 17 of the Act ;

“Certificate” means the certificate issued by the Director General of the Institution or by an Authorized Officer duly authorized by the Institution in that behalf, permitting the holder of the certificate to apply the relevant System Certification Mark, subject to the conditions specified in the certificate issued.

SCHEDULE

<i>Management System Certification Scheme</i>	<i>Logo</i>
SLS ISO 9001 Quality Management System	
SLS ISO 14001 Environmental Management System	
SLS ISO 22000 Food Safety Management System	
SLS 1266 Food Safety Management System	
SLS 18001 OHSAS Occupational Health and Safety Scheme	
SLS SA 8000 Social Accountability Scheme	