

**THE GAZETTE OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF
SRI LANKA**

Part II of April 29, 2022

SUPPLEMENT

(Issued on 29.04.2022)



**REVOCATION OF IRREVOCABLE
DEEDS OF GIFT ON THE GROUND OF
GROSS INGRATITUDE (AMENDMENT)**

A

BILL

**to amend the Revocation of Irrevocable Deeds of Gift on the ground of
Gross Ingratitude Act, No. 5 of 2017**

Ordered to be Published by the Minister of Justice

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STATEMENT OF LEGAL EFFECT

Clause 2: This clause amends section 2 of the Revocation of Irrevocable Deeds of Gift on the Ground of Gross Ingratitude Act, No. 5 of 2017 (hereinafter referred to as the “principal enactment”) and the legal effect of the section as amended is to make provision to revoke an irrevocable deed of gift on the ground of gross ingratitude, only on an order made by a competent court.

Clause 3: This clause replaces section 3 of the principal enactment and the legal effect of the section as amended is to reduce the time period to three years within which an action shall be filed to revoke an irrevocable deed of gift on the ground of gross ingratitude.

Clause 4: This clause replaces section 4 of the principal enactment and the legal effect of the section as amended is to specify a comprehensive procedure for the registration of *lis pendens*.

Clause 5: This clause amends section 6 of the principal enactment for the purpose of clarity.

*Revocation of Irrevocable Deeds of Gift
on the ground of Gross Ingratitude (Amendment)*

L.D.—O. 48/2021.

AN ACT TO AMEND THE REVOCATION OF IRREVOCABLE DEEDS OF GIFT
ON THE GROUND OF GROSS INGRATITUDE ACT, No. 5 OF 2017

BE it enacted by the Parliament of the Democratic Socialist
Republic of Sri Lanka as follows:—

1. This Act may be cited as the Revocation of Irrevocable Deeds of Gift on the ground of Gross Ingratitude (Amendment) Act, No. 5 of 2022.

2. Section 2 of the Revocation of Irrevocable Deeds of Gift on the ground of Gross Ingratitude Act, No. 5 of 2017 (hereinafter referred to as the “principal enactment”) is hereby repealed and the following section substituted therefor:—

10 “Revocation of irrevocable deed of gift 2. The revocation of an irrevocable deed of gift on the ground of gross ingratitude shall only be made on an order made by a competent court, in an action filed by the donor of such deed against the donee to have the said deed
15 revoked.”.

3. Section 3 of the principal enactment is hereby repealed and the following section substituted therefor:—

20 “Time period within which action shall be filed 3. Court shall not entertain an action referred to in section 2, unless it is filed within three years from the date on which cause of action arose.”.

Short title

Replacement of section 2 of Act, No. 5 of 2017

Replacement of section 3 of the principal enactment

2 *Revocation of Irrevocable Deeds of Gift*
 on the ground of Gross Ingratitude (Amendment)

4. Section 4 of the principal enactment is hereby repealed and the following section substituted therefor:–

Replacement
of section 4
of the
principal
enactment

“Procrdure to be followed in the registration of *lis pendens*”
5 4. (1) The plaintiff, in an action instituted under the provisions of this Act shall file or cause to be filed in the District Court with the plaint, an application for registration of *lis pendens* –

10 (a) addressed to the Registrar of Lands or the Registrar of Title as the case may be, in the relevant Land Registry or in the relevant Title Registry as the case may be in which the irrevocable deed of gift sought to be revoked was registered; and

15 (b) shall contain the correct prior registration number where the irrevocable deed of gift sought to be revoked has been previously registered.

20 (2) The court shall cause to forward original, counterpart original and a copy of the *lis pendens* to the relevant Registrar of Lands or the Registrar of Title as the case may be, to register the *lis pendens* in the correct volume and folio relating to the relevant land and return the original of such
25 *lis pendens* to the Registrar of the District Court.

3

*Revocation of Irrevocable Deeds of Gift
on the ground of Gross Ingratitude (Amendment)*

5 (3) Upon the *lis pendens* being duly
registered in the correct volume and folio
in the Land Registry or in the Title Registry
as the case may be, the registered attorney
at law for the plaintiff shall file a declaration
stating that –

10 (a) the relevant entries in the Land
Registry or the Title Registry, as the
case may be, have been duly and
personally examined by him; and

 (b) no other person shall be made as a
party to such case to give notice as
per such entries.

15 (4) The District Court may, if it is
satisfied of the contents of the declaration,
shall issue summons.

20 (5) The application referred to in
subsection (1), shall be in triplicate marked
as “original”, “counterpart original” and
“copy” and be substantially in the form
prescribed by regulations made under the
Registration of Documents Ordinance
(Chapter 117) and shall contain a blank
space for the insertion of the number to be
25 assigned to the action by the District
Court.”.

4 *Revocation of Irrevocable Deeds of Gift*
 on the ground of Gross Ingratitude (Amendment)

5. Section 6 of the principal enactment is hereby amended –

Amendment
of section 6
of the
principal
enactment

5 (1) in the definition of the expression “Registrar of
Lands”, by the substitution for the words “deed of
gift which is sought to be revoked is situated; and”
of the words “deed of gift which is sought to be
revoked is situated;

10 (2) by the insertion immediately after the definition of
the expression “Registrar of Lands” of the following
definition:–

15 “ “Registrar of Title” means, any person appointed
as the Registrar of Title under the
Registration of Title Act, No. 21 of 1998,
and having jurisdiction over the district in
which the land which forms the subject
matter of an irrevocable deed of gift sought
to be revoked is situated; and”.

6. In the event of any inconsistency between the Sinhala
and Tamil texts of this Act, the Sinhala text shall prevail.

Sinhala text
to prevail in
case of
inconsistency

