

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

Part II of July 26, 2024

SUPPLEMENT

(Issued on 26.07.2024)



**PRIMARY COURT'S PROCEDURE
(AMENDMENT)**

A

BILL

to amend the Primary Court's Procedure Act, No. 44 of 1979

*Ordered to be published by the Minister of Justice, Prison Affairs and
Constitutional Reforms*

PRINTED AT THE DEPARTMENT OF GOVERNMENT PRINTING, SRI LANKA

TO BE PURCHASED AT THE GOVERNMENT PUBLICATIONS BUREAU, COLOMBO 5

Price : Rs. 12.00

Postage : Rs. 150.00

This Gazette Supplement can be downloaded from www.documents.gov.lk



STATEMENT OF LEGAL EFFECT

Clause 2 : This clause inserts new sections 70A and 70B in the Primary Court's Procedure Act, No. 44 of 1979 to provide for the judge of the primary court to transfer any case record of which he has made an order under section 68 or 69, to the relevant District Court where he is in the opinion that the matter in dispute is related to a title or interest of a party and appropriate to be adjudicated by the District Court.

Primary Court's Procedure (Amendment)

L.D.—O. 27/2024

AN ACT TO AMEND THE PRIMARY COURT'S PROCEDURE
ACT, NO. OF 1979

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

1. This Act may be cited as the Primary Court's Procedure Short title
(Amendment) Act, No. of 2024.

5 **2.** The following new sections are hereby inserted Insertion of
immediately after section 70 of the Primary Court's Procedure new sections
Act, No. 44 of 1979 and shall have effect as sections 70A and 70B
and 70B of that enactment: - in the
Act, No. 44
of 1979

10 “Forwarding **70A.** (1) Where at the time the Judge of the
the case Primary Court delivers an order, under section
records to 68 or 69, as the case may be-
the District
Court

15 (a) if, any party to the dispute as
specified in paragraph (b) of
subsection (1) of section 66, makes
an application; or

20 (b) if, the Judge of the Primary Court is
of the opinion that the matter in
dispute is related to a title or interest
of a party, and it is appropriate to be
adjudicated by a District Court,

25 the Judge of the Primary Court shall direct the
Registrar to forward the case record to the
District Court having jurisdiction of the land
or right or interest to the land in dispute
situates, while keeping a copy of the order,
within one month from the date of the order.

5 (4) The District Court, on an application of a party or on its' own motion, and if the court is satisfied, may set-aside, vary, alter or amend any order made by the Judge of the Primary Court under section 70A, at any stage before the final judgment is pronounced.

10 (5) Where this Act has not provided for any matter arising in such proceedings, the provisions of the Civil Procedure Code (Chapter 101) governing a like matter shall, with suitable adaptation as the justice of the case may require be adopted and applied.”.

3. 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

