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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

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PART IV (A) — PROVINCIAL COUNCILS

Provincial Councils Notifications

STATUTE OF ANIMAL PRODUCTION AND HEALTH OF NO. 08 OF 2011 OF THE UVA PROVINCIAL COUNCIL

The above statute having approved by the Democratic Socialist Republic of Sri Lanka on the 28th April, 2011, has been approved by the Hon. Governor of the Uva Province on the date 10th of May, 2011 and which is hereby published for the notification of the public.

K. D. SIRISENA,
Secretary,
Uva Provincial Council.

Council Secretariat,
Uva Provincial Council,
King Street,
Badulla,
30th of May, 2011.

CHARTER No 08 OF 2010 - ANIMAL PRODUCTION AND HEALTH OF UVA PROVINCE

This is a Charter for making necessary provisions for statutory powers and matters connected thereto which will be assigned to the Director of Animal Production and Health for protection, maintenance, improvement and development of livestock resources by deploying appropriate technology to bring about productive and efficient performance of Animal Production and Health.

Uva Provincial Council of Sri Lanka Democratic Socialistic Republic Hereby enact as follows

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| 01. | This charter shall be known as "The Charter No 08 of 2010 – Animal Production and Health of Uva Province" and shall come into force with effect from the date of receipt of the approval thereto from the Governor of Uva Province. | Name
in brief
and effective
date |
| 02. | (i) The Governor of Uva Province shall appoint an officer in Grade – 1 of the Sri Lanka Animal Production and Health Service as Head of Department of Animal Production and Health in order to achieve the objectives of this Charter. He shall be the Head of the Department of Animal Production and Health of Uva Province under this name and designation | Appointment of
Head of Dept.,
Structure of the
Dept. and its
administration |

	(ii) Additional Directors, District Directors and other officers needed for the purpose shall be appointed in order to achieve the objectives of this Charter. Appointing this staff, their transfers, maintenance of their discipline and other matters shall be made in accordance with the provisions of the provincial council Act No. of 1987
	03. The Secretary to the Ministry in charge of Animal Production and Health shall be in control of administering this Charter, subject to ordinary and special orders issued by the Minister in charge of the subject of Animal Production and Health of Uva Provincial Council.
Objectives of the Charter	<p>04. (i) To protect , upkeep and develop the livestock resources of Uva Province and to deploy appropriate technology to utilize these resources efficiently and productivity for the well-being of the people of Uva Province.</p> <p>(ii) To plan and implement provincial level livestock resources projects and work programs and to conduct follow – up action and evaluation thereto.</p> <p>(iii) To conduct projects relating to animal husbandry for the purpose of providing technological know-how to the people.</p> <p>(iv) To conduct animal health service to diagnose animal diseases, treat diseased animals and prevent animal diseases.</p> <p>(v) To conduct models on animal husbandry and motivate people towards animal production activities.</p> <p>(vi) To conduct artificial insemination including breeding services in order to upgrade the stock of farm animals.</p> <p>(vii) To provide the farmers with cattle, goats and pigs including fowls of high breed.</p> <p>(viii) To provide improved varieties of planting material needed for cultivating various types of grass and leguminous plants including implementation of work programs on updating of animal nutrition and production of livestock food.</p> <p>(ix) To take step to provide technical and advisory services needed by institution and organization in Uva Province for their livestock resources improvement.</p> <p>(x) To make certain that rules and regulations pertaining to animal husbandry would be exercised only within Uva Province.</p> <p>(xi) To establish producers' organizations to enhance the marketing activities on animal production and to provide other relevant services and also to popularize the use of fresh milk.</p> <p>(xii) To organize inter-provincial competitions and distinguished awards ceremonies with a view to appreciating the farmers in the animal production field and the services of officers also motivate them</p> <p>(xiii) To conduct research activities in accordance with the necessities timely identified.</p>
Powers vested in the Director	05. (1) Powers required to achieve the various objectives under this Charter is vested in the Director subject to the limits of the written law. The Director shall have the authority to call for any information while discussing his duties entrusted upon him, from various institutions of the

Provincial Council, local government institutions, public organizations or individuals. There institutions and individuals are bound to furnish such information when called for.

- (2) The Director has the authority to call for details of animals owned by each person who rears agricultural animals within his province which should be forwarded to him on or before 31st January every year.
- (3) Other than the Department of Animal Production and Health of Uva Province, if anyone else desires to implement a development project in Uva on livestock resources he must obtain the prior approval of the Director in writing. When the approved project is implemented the Government Veterinary Surgeon of the area must be informed of the project.
- (4) The Director has the right to reject the approval of projects which are contradictory to the objectives of the Charter.
- (5) Animal production organizations that are being implemented in Uva Province must be registered with the Director, with the recommendation of the Director, under the guidance of the Divisional Veterinary Surgeon. The Director shall maintain a list of organizations that are registered and it shall be updated regularly.
6. The Director may transfer in writing the powers assigned to him under this Charter to the Additional Directors, District Directors, Veterinary Surgeons, Livestock Officers and to any other officer. Assign of powers
7. (1) To achieve the objectives of this Charter, it is required to appoint a Provincial Advisory Board to advise the Minister of Animal Production and Health. This Provincial Advisory Board shall be appointed by the Minister of Animal Production and Health of Uva Provincial Council and its composition shall be as follows: Establishment of Provincial Advisory Board
 - (i) The Secretary to the Ministry in charge of Animal Production and Health
 - (ii) The Director of Animal Production and Health
 - (iii) The Additional Director of Animal Production and Health
 - (iv) Two District Directors of Animal Production and Health
 - (v) The Director of Agriculture of Uva Province
 - (vi) Two representatives in the field of activities to represent Badulla and Monaragala Districts , nominated by the Minister in charge of Animal Production and Health of Uva Province.
 - (vii) Two representatives from Livestock Resources Producers' Unions.
 - (viii) One representative from the Agriculture and Agrarian Insurance Board with the concurrence of the Secretary to the Line Ministry.
 - (ix) One representative nominated by the National Livestock Resources Board with the concurrence of the Secretary to the Line Ministry.
- (2) The Secretary to the Ministry in charge of Animal Production and Health of Uva Province shall be the Chairman of the Advisory Board and the post of Secretary of the Board shall be the Director of Animal Production and Health of Uva Province.

Duties and responsibilities of the Advisory Board.

08. (1) To put forward instructions and suggestions required by the Minister in charge of the Animal Production and Health of Uva Province when implementing the provisions of the Charter to achieve its objectives.
- (2) To submit instructions and suggestions needed to solve various problems arising from time to time in the field of Animal Production and Health.
- (3) To advise the Ministry in charge of Animal Production and health on related matters that are forwarded to the attention of the Minister or to the Secretary as well as on other related matters that are supposed to needed the advice of the Advisory Board.
09. (i) The Minister in charge may remove an Advisory Board member from his membership any time. A board member may resign his membership by marking a another request to the Minister.
- (ii) The Minister may appoint a suitable successor, as situation permits, to cover the duties of an Advisory Board member when he is found incapable of carrying out his duties in his being away from Sri Lanka or an account of any other reason.
- (iii) A member of the Advisory Board shall hold his membership a full term of three years from the date of his appointment unless he resigns or vacates his post or removed from his post by the Minister. The post of any board member falling vacant for whatever reason, a new member shall be appointed in his place, and he shall hold his only for the remaining period of his predecessor's full term of office.
- 10 (i) Funds needed for implementing the proposals of the development plan annually prepared by the department have to be provided under the annual budget and the supplementary budget of the Uva Provincial Council for achieving the objectives of the Charter.

Allocation of Funds

- (ii) Funds received from local and international sources shall be appropriated for Department activities subject to provision of this written of laws.

Annual Control Report

11. At the end of each financial year, the Director shall submit an annual control report to the Minister in charge indicating the mode of implementing animal production and health services in the province, problems encountered thereof, the measures taken to resolve them and the by-laws pertaining to animal health. This report must be furnished within six months after the year ends.

Authority for making Regulations

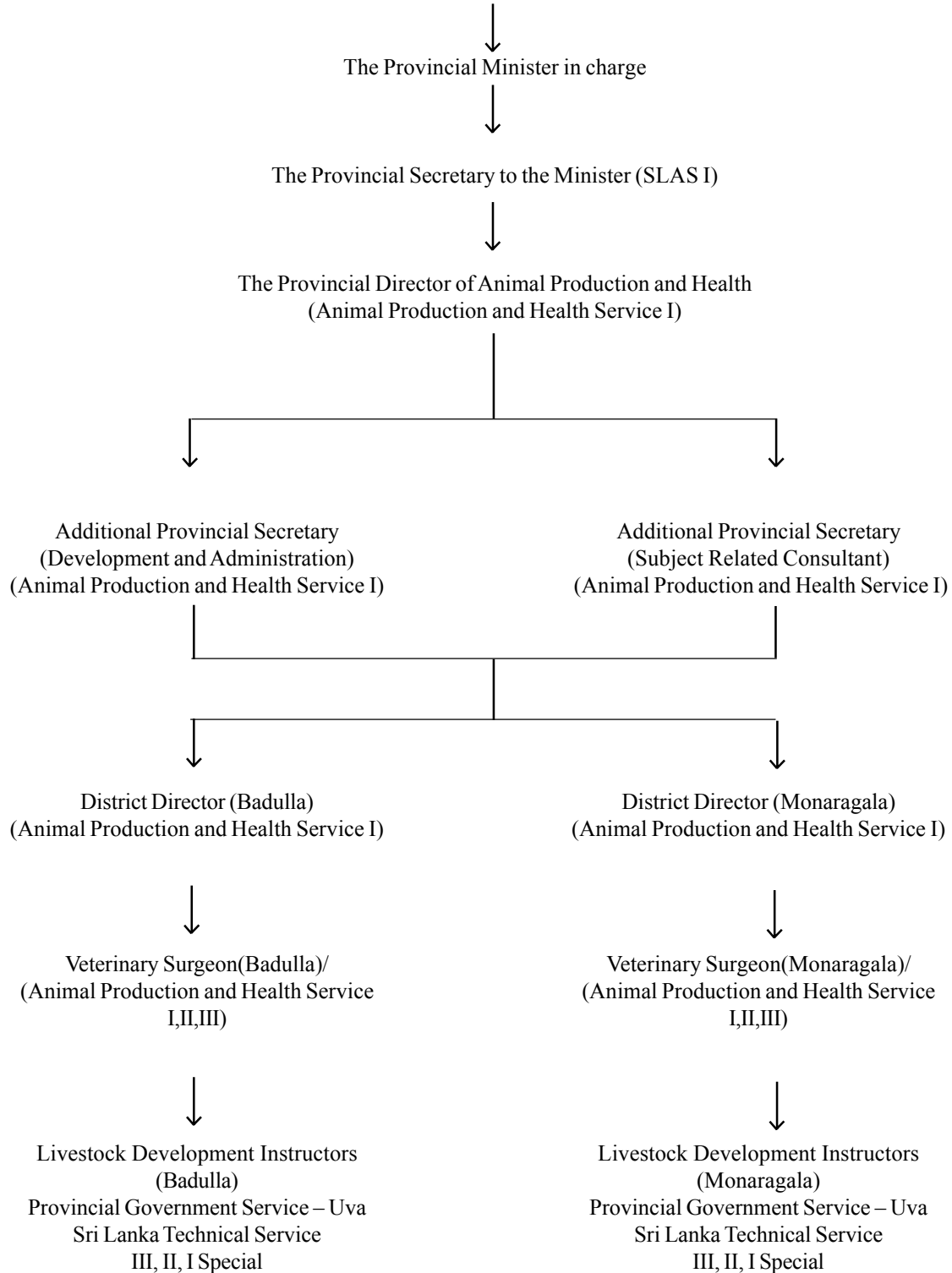
- 12 (i) The Minister in charge of Animal production and Health shall make regulations on the following matters including matters that come under the objectives of this Charter.

- 12:1 (i) Evolve policies on animal husbandry
- (ii) Provide facilities to the community for animal husbandry
- (iii) Make regulations on provincial animal protection activities.

- 12:1 Each and every regulation made under this Charter must be promptly forwarded to the Provincial Council. The Provincial Council has the power to approve or reject any regulation made. The regulations approved or rejected shall be published in the Government gazette. The approved regulation shall come into force with effect from gazette notification or from any date prescribed. A regulation enacted by the Minister under the Charter if rejected by the Provincial Council while it is in force, the rejection shall be regarded as one with no prejudice whatsoever to the action taken under the regulation up to the time of its rejection.

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| 13 | If any asset or authority or property or man – power had been deployed for implementing Animal Production and Health activities prior to the date of implementing the Charter, or if it had been ordered to use a model, notice, license, register or any such property and assets assigned to the department either by the Government under its Charter or things received from some other sources. | Assets and Properties |
| 14 | <p>(1) Violation of any provision or regulation of the Charter or evading activities that must be done according to the above provisions or obstructing the duties of a person, who is assigned a particular activity under the Charter are considered to be offences under the provisions of this Charter subject to written law.</p> <p>(2) Every person who commits an offence under this charter shall be produced before a magistrate to face a summary trial and if he is found guilty, he shall be fined not less than Rs. 1000 but not more than Rs. 5000, or he shall be imprisoned for a term not less than three months but not more than one year, or he shall be both fined and imprisoned.</p> | Penalty Prescribed for breach of provisions of the Charter |
| 15 | <p>Unless otherwise the context requires a different meaning in this Charter the term</p> <p>“Governor” means the Governor of Uva Province</p> <p>“Minister” means the Minister in charge of Animal Production and Health. When the Uva Provincial Council is dissolved and till a new council is formed for all intents and purposes the term “Minister” in this Charter means "the Governor of Uva Province"</p> <p>“Province” means the area of authority of Uva Province mentioned under the 13th amendment of the constitution of the Democratic Socialistic Republic of Sri Lanka.</p> <p>“Provincial Council” means the Uva Provincial Council.</p> <p>“The Secretary” means the Secretary to the Minister in charge of Animal Production and Health of Uva Provincial Council.</p> <p>“The Secretary to the Line Ministry” means the Secretary to the Ministry in charge of Animal Production and Health of Central Government.</p> <p>“The Director of Animal Production and Health” means the officer appointed under the section 2(1) of this Charter.</p> <p>“Any other officer” means an officer employed in the department of Animal Production and Health of Uva Province.</p> <p>“Animal Protection activities” means the prevention of unauthorized transportation of animals and slaughtering of animal that are not fit for slaughtering</p> <p>“Pets” means birds, cats, dogs, and other animals reared in homes for pleasure</p> <p>“Animal production organizations” means milk farming organizations, self – managed milk producing companied and other livestock farming groups.</p> <p>“Farm” means any place where agriculture animals are reared.</p> | Interpretation |
| 16 | The meaning of words implied in the Sinhala text of this Charter shall prevail in case of any discrepancy in meaning between words used in Sinhala and Tamil version of this Charter. | |

Organization Structure of the Ministry of Animal Production and Health



STATUTE OF PROVINCIAL AGRICULTURE DEVELOPMENT NO.07 OF 2011 OF THE UVA PROVINCIAL COUNCIL

The above statute having approved by the Democratic Socialist Republic of Sri Lanka on the 28th April, 2011, has been approved by the Hon. Governor of the Uva Province on the date 10th of May, 2011 and which is hereby published for the notification of the public.

K. D. SIRISENA,
Secretary,
Uva Provincial Council.

Council Secretariat,
Uva Provincial Council,
King Street,
Badulla,
30th of May, 2011.

CHARTER NO 07 OF 2010- AGRICULTURE DEVELOPMENT OF UVA PROVINCE

This is a Charter for making necessary provisions for statutory powers and matters connected theretofore the purpose of promoting agriculture development through agriculture extension, agriculture upgrading, agriculture education and research work (except researches)on agriculture within the Province of Uva, while maintaining an efficient co-ordination and management by introducing modern technological methodology to improve the living condition of the agricultural community.

Uva Provincial Council of Sri Lanka Democratic Socialistic Republic hereby enact as follows:

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| 01 | This Charter shall be known as "The Charter No 07 of 2011 – Agriculture Development of Uva Province" and shall come into force with effect from the date of receipt of the approval thereto from the Governor of Uva Province. | Name in brief and effective date |
| 02 | Uva Provincial Director of Agriculture appointed under the Provincial Department of Agriculture (hereinafter referred to as "the Department") shall be the Head of Provincial Department of Agriculture under this name and designation for the purpose of achieving the objectives of this Charter. | The Department of Agriculture |
| 03 | The other posts such as Deputy Director of Agriculture and Assistant Directors of Agriculture are hereby created subject to the provisions of clause 32 of the Provincial Council Act No. 42 of 1987 in order to achieve the objectives of this Charter. | The Provincial Director of Agriculture |
| 04 | Subjects to ordinary and special provisions of this Charter the Secretary to the Uva Provincial Agriculture Ministry appointed by the Minister in Charge of Agriculture (herein after referred to "the Minister") shall be responsible for carrying out the provisions of this Charter. | Powers Vested in the Secretary |
| 05 | The Governor shall appoint a Class – 1 officer of the Sri Lankan Agriculture Service for the post of Director of Agriculture referred to in Clause 02 above for carrying out the functions of this Charter. | Appointment of Director Agriculture |
| 06 | Agriculture extension, agriculture education and research work on agriculture as well as provisions enumerated below shall be implemented in Uva Province using modern technological methodology on agriculture including propaganda activities aimed at raising the living conditions of the farming community. The objective of this Charter is to make provisions for organizing and implementing broad work programs based on the above activities to upgrade the agriculture development of the province. | Objectives |

Agriculture
extension and
development

6. (1) (a) To identify the possible extension zones for traditional local crops and for newly introduced crops, including crops yet to be introduced, and also to organize and implement field activities accordingly, aimed at popularizing such crops.
- (b) To maintain model cultivations in the province using strategies to increase the productivity of cash crops and to motivate the farming community to embrace such strategies so as to bring about the income of each family unit to a higher level.
- (c) To make the farmer aware of the importance of the necessity to his income utilizing his existing area of cultivation rather than broadening the cultivation area and also to make him knowledgeable on the economic benefits he could reap thereby.
- (d) To identify clearly the contribution of Uva towards the national agriculture production, and to implement long term extension programs a sustainable footing at the aforesaid production capacity.
- (e) To form small scale farmer units to regularize agriculture/extension activities.
- (f) To establish a computer data system to store information on cultivation areas, crops, annual production according each season, expected target, etc and maintain such data with regular updating.

Agriculture
research and
extension

- (2) (a) To make way for technological methodology, introduced repeatedly for advancement of agriculture, to flow into the province promptly and provide the farming community an opportunity to absorb such methodology while making them knowledgeable on the benefits that they could reap.
- (b) On introducing broad working programs to introduce new varieties of crops carrying high demand and greater economic profit, priority to be given to department related work programs.
- (c) To popularize the usage of chemical fertilizer, to regularize the usage of insecticides and propagate the usage of controlling methods of local insects.
- (d) To make readily available the services such as production, import, distribution of new kinds/ varieties of seeds and planting materials of high quality
- (e) To establish cultivation areas as crops blocks.
- (f) To provide opportunity to the farming community to obtain freely and easily activities such as tissue culture improved by modern technological methods.
- (g) To introduce agro-based industries and find market for such products.
- (h) To contribute towards popularization of bee-keeping and commercial floriculture connected with home-garden development.
- (i) To assist marketing of qualitative agriculture produces.
- (j) To implement agriculture programs that receives sponsoring.

Powers vested
in the Director

07. The Director shall have the powers enumerated below for accomplishment of the objectives mentioned in this Charter.

- (1) To implement planned work program utilizing the finds allocated for agriculture development with efficiently and proper supervision to provide maximum provisions to the farming community.
 - (2) To upgrade the agro economy through implementation of work program that suit the Province so as to derive the maximum use of the local resources.
 - (3) To take steps to enhance the agriculture production and farmer economy by implementing work programs based on national and provincial council level policies whereby to make a better contribution towards the national production of the country.
 - (4) To provide approval to implement agriculture programs proposed by various institutions after having studies them thoroughly and determined that such proposals suit the Province.
 - (5) To create agro based industries by utilizing agricultural products and to function as the registered authority for making of agriculture produces.
 - (6) To register small scale farmer groups and the youth engaged in agriculture in the province.
 - (7) To function as the appropriate authority to minimize the amount of agro – products that go waste heavily by implementing the post – harvesting technological activities.
 - (8) To function as the authority in implementing a methodology for the proper control of various planting materials brought into the province, while building up a sound correlation with the relevant agencies and institutions.
 - (9) To help regularize the process of getting loans for agricultural activities by recommending that the loans obtained from state sector organization for agricultural activities shall be solely utilized for the intended purpose.
 - (10) To provide assistance to evolve relevant statutory regulations connected with the eliminating of obstacles encountered in the agriculture production activities and to function as the authority to carry out such rules and regulations
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| 08. | The Provincial Director or the officers on whom the power is delegated by the Director shall take action to establish a data system with regular up – dating to store the data and information needed for the accomplishment of the objectives encountered in this Charter | Establishment of a data system and its updating |
| 09. | The Provincial Director or the officers on whom the power is delegated by him shall be responsible for summoning progress review meeting, calling for progress reports, identifying constraints encountered on achieving the progress aimed at, and taking remedial action thereto, with a view to examining whether the aforesaid objectives are successfully accomplished. | Progress review and Follow -up |
| 10. | In the event of calling any information required by the Director or by any other officer authorized by him for the purpose of carrying out the provisions enacted under the Charter a person shall be bound to furnish such information called for. If any person fails or refuses to do so , he shall be considered to have committed an offence and action shall have to be taken against him accordingly. | Calling for information |
| 11. | All activities meant for the accomplishment of aims and objectives outlined in this Charter shall have to be in agreement with written law | Agreeing with the written law |

Delegation of power	12.	The powers rested in the Director for the accomplishment of the objectives of this Charter shall be delegated in writing from time to time , to the Deputy Directors of Agriculture Assistant Directors of Agriculture, Assistant Agriculture Instructors, an officer serving in the Department Agriculture or to any other officer.
Composition of the District Agriculture Committee and its functions	13.	<p>The District Secretary of the Province shall be the Chairman of the D.A.C. while the Deputy Director of Agriculture shall be the Secretary to the committee.</p> <p>(i) The DAC shall help discuss and implement agricultural activities of the District; maintain a sand relationship among institutions engaged in agricultural field: calling for reports on crop failures and effect remedial actions thereto; take decisions on following up of cultivable paddy lands; discuss and approve special projects; plan new projects; review reports received from the DAC and enquire into the agriculture progress of the district.</p> <p>(ii) All Heads of Institutions who serve in the District attached to the agriculture field shall have to participate in the DAC meetings chaired by the District Secretary and their participation shall be compulsory.</p>
Composition of the Divisional Agriculture Committee and its functions	14.	<p>The Divisional Secretary shall be the Chairman of the Divisional Agriculture Committee and the Senior Agriculture Instructor in the Division shall hold the post of Secretary to the Committee.</p> <p>01. All Heads of Institutions engaged in agriculture field in the Division shall participate in the Divisional Agriculture Committee meeting chaired by the Divisional Secretary. Their participation in the Committee meeting shall be compulsory.</p> <p>02. The Divisional Agriculture Committee shall help discuss and implement agriculture activities of the District; implement on Divisional level decision arrived at by the District Agriculture Committee; build up a sound correlationship among the institution engaged in agriculture activities for the purpose of coordination; implement projects at divisional level ; and evolve plans relating to agriculture development the division.</p>
Establishment of Advisory Committee	15.	<p>The Advisory Committee shall be established by the Minister:</p> <p>01 Committee members who shall be appointed to the Advisory Committee by Virtue of their posts shall be as follows.</p> <p>(a) Secretary to the Ministry of Agriculture</p> <p>(b) Director to Agriculture</p> <p>(c) Deputy Directors representing Badulla and Monaragala Districts</p> <p>(d) Provincial Director of Animal Production and Health</p> <p>(e) Agrarian Service Officer in Badulla and Monaragala Districts with the concurrence of the Secretary to the Line Ministry</p> <p>02 The Agrarian Service Officers appointed by the Minister shall be four in number. The appointed officers are hereinafter referred to as "appointed members" in this Charter.</p> <p>03 Secretary to the Ministry of Agriculture shall be the Chairman of this Advisory Committee by viture of the post held by him.</p>

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| 16. | 01. | (a) To submit proposals to the Minister in Charge of the subject to accomplish the objectives of this Charter. | Responsibility of the Advisory Committee |
| | | (b) To provide advice to the Minister of Agriculture on whatever matters connected with the agriculture activities. | |
| 17. | | The Minister shall formulate the procedure for functioning of the Advisory Committee as well as for whatever matters connected thereto | |
| 18. | 01. | Provisions for the removal of members, appointed by the Minister, from their memberships shall be made by the Minister him self. A member may resign from his membership by submitting his resignation the Minister in writing. | |
| | 02. | In the event of any officer becoming incapable of discharging his official duties on account of ill health, or for being away from the Island, or for any other reason, the Minister shall appoint another officer in place of him, to suit the situation, to cover his duties. | |
| 19. | | A committee member shall hold his membership for a full period of three years unless he resigns from his membership, or vacates his membership, or his membership is suppressed. | Duration of Membership |
| 20. | | The Minister shall appoint a Advisory Committee on divisional level basis subject to under mentioned composition in order to advise the Director on his agricultural activities implemented in different agricultural zones in the division of the Province. | Composition of the Divisional Advisory Committee |
| 21. | | The composition of the aforesaid Divisional Advisory Committee shall be as follows: | |
| | 01. | (a) Divisional Secretary | |
| | | (b) A member of the Divisional Council in the area | |
| | | (c) All Chairmen of Agrarian Committees in the Division | |
| | | (d) All Divisional Agrarian Officers in the Division | |
| | | (e) All Agriculture Instructors in the Division | |
| | | (f) One Grama seva Niladhari from each Agrarian Service Committee area | |
| | 02. | The Divisional Secretary shall be the Chairman of the Advisory Committee of the Division | |
| | 03. | The Senior Agriculture Instructor shall hold the post of Secretary to the Advisory Committee. | |
| | | All matters referred to the Advisory Committee for consideration by the Director of Agriculture or any other officer to whom his powers are delegated shall have to be attended and finalized within a specified time by committee. | |
| 22. | 01. | To advise the Director on matters related to agriculture and agriculture development as well as on matters that pose problems. | Functions of the Divisional Advisory Committee |
| | 02. | To maintain reports on advice offered; to gather data and information required and to have them stored ; and to call for other necessary information | |

Powers vested
in the Minister
for enacting
regulation

23. The Minister shall enact regulations on any matter that comes under the purview of this Charter including on matters stated below.
 01. Preparation of policies related to agriculture
 02. Provision of relief to people engaged in agriculture
24. The regulations enacted by the Minister shall have to submitted to the Provincial Council promptly. The Minister shall have to proclaim the regulations that have been approved or rejected by a Gazette notification
25. The regulations enacted by the Minister under this Charter, if rejected by the Provincial Council while it is in force, the rejection shall be regarded as one with no prejudice whatsoever to the actions taken under the regulation upto the time of its rejection.
26. Unless otherwise the context requires a different meaning , in this charter the term
"Minister" means the Minister in charge of Agriculture of Uva Province
"Minister at a time the Provincial Council is dissolved" means the Governor of Uva Province
"Divisional Secretaries" means the administrative officers in Divisional Secretary Divisional Secretary Divisions.
"Other officers" means officers entrusted with official responsibilities to execute the activities under the department of Agriculture
27. The meaning of words and phrases implied in the Sinhala text of this Charter shall prevail in case of any discrepancy or contradiction in meaning between words and phrases used in Sinhala and Tamil versions of this Charter.

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