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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

#### UVA PROVINCIAL COUNCIL

##### Provincial Statute No. 01 of 1989 of the Uva Provincial Council Emergency Fund

IT is notified that the above statute having approved by the Democratic Socialist Republic of Sri Lanka, has been approved by the Hon. Governor of the Uva Provincial on the date 11th of July 1989 and which is hereby published for the notification of the public.

W. M. M. G. ABEYSINGHE BANDA,  
Secretary,  
Provincial Council of the Uva Province.

Council Secretariat,  
Uva Provincial Council  
King's Street,  
Badulla,  
05th of July 2012.

#### EMERGENCY FUND

##### STATUTE NO. 01 OF 1989 OF THE UVA PROVINCE

A statute for the establishment of an emergency fund under Section 20(1) of the Provincial Council Act No. 42 of 1987 and for matters connected therewith or incidental thereto.

Be it passed by the Provincial Council of the Uva Province of the Democratic Socialist Republic of Sri Lanka as follows ;

1. This statute may be cited as the "Emergency Fund Statute No. 01 of 1989" and shall come into operation on the date of receiving the assent of the Governor. Short Title.

2. (1) an "Emergency Fund of the Uva Province (hereinafter referred to as the "Fund") is hereby established for the purpose of meeting unforeseen Expenditure. Emergency fund of the Province.

(2) A sum of two (2) Million Rupees shall be paid out of the provincial fund to the fund and such sum shall form part of the fund.

(3) There shall be paid into the fund all such moneys as may from time to time be determined by statute made by the Provincial Council of the Province.

Section shall be applied to advances from the fund.

3. The provisions of Sub-section (2) of Section 20 of the Provincial Councils Act No. 42 of 1987 shall apply to advances made out of the Fund.

Custody of the fund to be under the Governor.

4. The custody of the Fund shall be under the Governor and all advances there from shall be made by him.

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### UVA PROVINCIAL COUNCIL

#### Provincial Statute No. 02 of 1990 of the Provincial Council of the Uva Provincial (Payment of Salaries and Allowances)

IT is notified that the above statute having approved by the Democratic Socialist Republic of Sri Lanka, has been approved by the Hon. Governor of the Uva Provincial on the date 20th of April 1990 and which is hereby published for the notification of the public.

W. M. M. G. ABEYSINGHE BANDA,  
Secretary,  
Provincial Council of the Uva Province.

Council Secretariat,  
Uva Provincial Council  
King's Street,  
Badulla,  
05th of July 2012.

#### PROVINCIAL COUNCILS (PAYMENT OF SALARIES AND ALLOWANCES) STATUTE NO. 02 OF 1990

A statute to provide for the salaries and allowances to be paid to the Chairman and Deputy Chairman of the Provincial Council of the Uva Province.

Be it passed by the Provincial Council of the Uva Province of the Democratic Socialist Republic of Sri Lanka as follows ;

Short title and date of Operation.

1. The statute may be cited as the Uva Provincial Council (Payment of Salaries and Allowances) Statute No. 02 of 1990 and shall come into operation on the date of receiving the assent of the Governor of the Province.

Salaries and Allowances payable to the Chairman and Deputy Chairman.

2. From and after the date of coming into operation of this statute, the monthly salary and all other allowances payable to,

(a) The chairman of the Provincial Council shall be the monthly salary and allowances equal to the monthly salary and all other allowances currently payable to the minister of the provincial Council and

- (b) The deputy chairman of the provincial council shall be the monthly salary and allowances equal to fifty per cent of the monthly salary and all other allowances currently payable to a Deputy Minister of a Line Ministry.

3. The salaries and allowances payable under this Statute to the Chairman and Deputy Chairman of the Provincial Council to be expenditure charged on the Provincial Fund of the Province.

Salaries and Allowances to be charged expenditure provincial Fund of a Province.

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### UVA PROVINCIAL COUNCIL

#### Provincial Statute No. 02 of 1993 of the Uva Provincial Council Chief Minister's Fund

IT is notified that the above statute having approved by the Democratic Socialist Republic of Sri Lanka, has been approved by the Hon. Governor of the Uva Provincial on the date 21st of October 1993 and which is hereby published for the notification of the public.

W. M. M. G. ABEYSINGHE BANDA,  
Secretary,  
Provincial Council of the Uva Province.

Council Secretariat,  
Uva Provincial Council  
King's Street,  
Badulla,  
05th of July 2012.

A STATUTE TO PROVIDE FOR THE ESTABLISHMENT OF A FUND CALLED "THE CHIEF MINISTER'S FUND" FOR THE PROVISION OF RELIEF OF PROVERTY, FOR THE ADVANCEMENT OF EDUCATION OR KNOWLEDGE, FOR THE ADVANCEMENT OF RELIGION, FOR THE MAKING OF AWARDS TO PERSONS WHO HAVE SERVED THE PROVINCE AND FOR OTHER PURPOSES BENEFICIAL OR OF INTEREST TO THE PUBLIC IN THE PROVINCE; AND TO PROVIDE FOR MATTERS CONNECTED THEREI WITH OR INCIDENTAL THERETO

Be it enacted by the Provincial Council of the Uva Province.

1. This Statute may be cited as the Chief Minister's Fund Statute No. 02 of 1993.

2. (1) There shall be established a Fund called "The Chief Minister's Fund (here in after referred to as "The Fund").

(2) The Fund shall, by the name assigned to it, be a body corporate, and shall have perpetual succession and a common seal and may Sue and be sued in such name.

3. (1) The administration, management and the capital of the Fund shall be vested in a Board of Governors constituted as hereinafter provided,

(2) The Board of Governors of the Fund (hereinafter referred to as “The board”) shall consist of -

- (a) the Chief Minister of the Province ;
- (b) a nominee of the Governor of the Province ;
- (c) a Member of the Provincial Council appointed by the Chief Minister nominated by the opposition or who will represent the opposition ;
- (d) two others appointed by the Chief Minister of the Province for a period not exceeding three years.

(3) Notwithstanding the provisions of paragraph (d) of Sub-Section 2, the Chief Minister may revoke the appointment of any member appointed by him under paragraph (d) of that subsection.

(4) The Board may regulate the procedure in regard to its meetings and the transaction of business at such meetings.

(5) No act or proceeding of the Board shall be deemed to be invalid by reason of an existence of a vacancy among its members or any defect in the appointment of a member thereof.

(6) The Chief Minister shall be the Chairman of the Board.

4. (1) The Board shall, for the administration and in the name of the Fund, have the power to -

- (a) Purchase hold or manage property, whether movable or immovable ;
- (b) sell, mortgage, exchange or otherwise dispose of, or deal with, any property, whether movable or immovable, to which the Fund may become entitled ;
- (c) perform all such acts or things as may be necessary to give effect to the provisions of this Statute.

5. There shall be credited to the Fund, all monies it may receive by way of grants, donations or gifts.

6. The Board shall maintain an account called “The Chief Minister’s Fund Account” at a reputed Bank; and there shall be credited to such account, all monies that may accrue to the Fund after the date of commencement of this Statute.

7. It shall be the duty of the Board to apply the monies belonging to the Fund in such manner as the Board may determine -

- (a) for the relief of poverty ; or
- (b) for the advancement of education or knowledge ; or
- (c) for the advancement of religion or the maintenance of religious rites and practices.

8. Any monies belonging to the Fund may be invested by the Board in such manner as the Board may determine.

9. The Board shall have the power -

- (a) to appoint such officers and servants of the Fund as may be necessary for the determination and management of the affairs of the Fund ;
- (b) to determine the remuneration payable to the officers and servants so appointed ;

(c) to pay such remuneration and other expenses incurred in the administration of the affairs of the Fund, out of the income of the Fund.

10. (1) The Board shall cause proper accounts to be kept of the income and expenditure, assets and liabilities and all other transaction of the Fund and cause annual accounts to be prepared.

(2) The Auditor General shall audit the accounts of the Fund every year. For the purpose of assisting him in the audit of such accounts, the Auditor General may employ the services of any qualified auditor who shall act under his direction and control. The Auditor General shall transmit his report containing the results of the audit to the Governor of the Province who shall cause such report to be placed before the Provincial Council

(3) For the purpose of meeting the expenses incurred by him in the audit of such accounts of the Fund, the Auditor General shall be paid out of the income of the Fund, such remuneration as the Board may determine. Any remuneration received from the Fund by the Auditor General shall, after the deduction therefrom on any sums paid by him to any qualified auditor or auditors employed by him for the purposes of such audit, be credited to the Consolidated Fund.

(4) In this section, the expression “qualified auditor” means -

(a) an individual who, being a member of the Institute of Chartered Accountants of Sri Lanka or of any other Institute established by law, possesses a certificate to practice as an Accountant issued by the Council of such Institute.

11. Subject to the provisions of this Statute and of any written law, the Board may make such rules as it may consider necessary in relation to any matter affecting or connected with, or incidental to, the exercise, discharge and performance of the powers, functions and duties.

12. North Central Province Chief Minister’s Fund Statute No. 16 of 1991 is hereby repealed.

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**UVA PROVINCIAL COUNCIL**

**Provincial Statute No. 05 of 2000 of the Uva Provincial Council**

**UVA PROVINCE PROVINCIAL LIBRARY SERVICES**

IT is notified that the above statute having approved by the Democratic Socialist Republic of Sri Lanka, has been approved by the Hon. Governor of the Uva Provincial on the date 10th of October 2003 and which is hereby published for the notification of the public.

W. M. M. G. ABEYSINGHE BANDA,  
Secretary,  
Provincial Council of the Uva Province.

Council Secretariat,  
Uva Province Provincial Council,  
King’s Street,  
Badulla,  
05th of July 2012.

LIBRARY STATUTE OF THE UVA PROVINCE

01. Short title : This statute is cited as a statute for Uva Provincial Library Services. Boar, No. 05 of 2000.

02. Introduction :

A Statute to build up an appropriate organizational structure for the purpose of carrying out a systematic library service in the Uva Province, the objectives of which are to fulfill the reader needs, to update and systematize the knowledge, understanding data and information needed for all development and educational purposes of the libraries in the Uva Province ; to maintain systematically and unitarily all activities needed for the services, materials, buildings and the supply of books ; to provide for provisions needed for the employment, duties, services and disciplinary control of employee grades in the services related to library service and to fulfill the vocational knowledge and training needs of employee grades.

The Statute is passed in the Provincial Council of the Uva Province of the Democratic Socialist Republic of Sri Lanka

03. Objectives :

- (i) Co-ordination and development of library and information service of the Uva Province ;
- (ii) Organizing documentation services, and assisting to authors who are interested documentation and publishing schools in the province.
  - (a) Maintain and develop libraries/documentation centres ;
  - (b) Conservation of books and documents ;
  - (c) Organize documentation service and publish secondary level publications ;
  - (d) Make available reading material and apparatus and organize exhibitions, conferences and projects ;
  - (e) Carry out educational and awareness programmes ;
  - (f) Preparation of recruitment, and promotion procedure for the librarians and staffs for the libraries of the province and conducting relevant examinations, Code of procedure for the employment, promotion and disciplinary control of the libraries and other employees and inquiries regarding them ;
  - (g) Establish and maintain a library development fund
  - (h) Make provision for all co-ordination work to maintain every type of (non-private) library facilities in the province ;
  - (i) Collective reimbursement planning essential for library service project, cultural and acceptance work, inter-library exchange and loan services, establishment of mobile library service establishment of introductory network, establishment of library work planning and data units and maintenance services ;
  - (j) Supply of books instruments and material needed for the libraries and prepare formal places for same;
  - (k) Maintain various activities needed for carrying out the main objectives and activities and form sub-rules and regulations (needed) for same

04. Structure :

This statute may be cited as the Public Library Statute No. of 2000 of the Uva Provincial Council and will come into operation on the date of assent by the Governor.

The following institutes/units are established subjected to the following regulations for the purposes prescribed by the statute.

1. Provincial library service board and an administrative unit consisting of a permanent carder.
2. A Provincial central library associated to the provincial library service board.
3. Two district central libraries for Monaragala and Budulla districts.

It may be established the under mentioned institutions or units for the purposes set out in this statute and in accordance with the succeeding provisions -

- (i) Provincial Library services Board and an administrative unit with a permanent staff ;
- (ii) District Central Libraries for the Districts for Badulla and Monaragala ;
- (iii) A Provincial Council Library affiliated to the Provincial Library Services Board ;
- (iv) Regional Central Libraries (when there are more than one district for a Provincial Council) ;
- (v) Public Libraries (School Libraries) ;
- (vi) Information and date units ;
- (vii) A Provincial Library Fund.

PART I

05. Establishment of Uva Provincial library service consultative board and consultative committees.

*Consultative body for the Provincial library service board.*

To Provide to the Uva Provincial library service board guidance when necessary, a board is appointed consisting of the following members.

- (1) Two members of the Provincial Council, appointed by the Chief Minister of the Uva Province ;
- (2) Two members of the Provincial Council appointed by the leader of the opposition of the Uva Province.
- (3) The Chief Secretary of the Uva Province.

The provide necessary guidance to the services performed pertaining to library and information services by the Provincial library service board, consultative communities consisting of the professional experts from the relevant fields should be appointed, subjected to the approval of the relevant Minister.

06. Establishment of Uva Library Services Board and subsidiary Boards.

There shall be established a Board named as Uva Province Library Services Board, hereinafter referred to as the 'Board' to advise the minister on all matters connected with the planning development. Co-ordination and maintenance of uniformity in the administration of all library service activities and the carrying out of the administration of Boards, subsidiary boards, units and other institutions under the Provincial Library Services Board.

The Board -

- (i) The said board appointed by the Minister of Education of the Uva Province consisting of the Chairman and other members as mentioned below :
  - (a) Secretary (Provincial) Ministry of Local Government ;
  - (b) (Provincial) Commissioner of Local Government ;
  - (c) Provincial Director of Education ;
  - (d) A representative named by the Sri Lanka Library Services Board ;
  - (e) Two persons, who have interests in Library Services, named by the Minister. A representative of the Director General or his representative, of the National Library and information service board ;
  - (f) Two scholars of the province interested in the library and information interests of the Uva Province appointed by the minister of the relevant subject ;

One person, knowledgeable in provincial administration named by the Chief Secretary ;

  - (g) Deputy Chief Secretary (Finance) ;
  - (h) A librarian of a University of the province ;
  - (i) A member of Sri Lanka library association.
- (i) The Director of the Provincial library service board should Perform as the secretary to that board, but he is not a member of the board. He should attend to all the administrative matters, recording minutes, and maintaining all the documentation.
- (ii) The Director of the Provincial Library Services Board shall act as the Secretary of the Board, while the Director shall not be a member of the Board. He shall be in-charge of all documents, reports and administrative activities of the Board.

07. There shall be appointed, a person, as the Director of the Provincial Library Services Board, who shall be responsible for the functions set out under this statute and who shall have the qualifications in Library Science be employed under terms of references decided by the Provincial Library Services Board.

- (1) There may be appointed as may be decided upon, by the Provincial Library Services Board, officers and other staff as way from time to time, be required to perform and be responsible for the functions set out under this Statute.

To perform the duties effectively entrusted to him a person bearing the necessary educational and professional qualifications, possessing necessary administrative skills and experience should be recruited, appointed and on a recruitment procedure adapted under the recommendation of the National library and information services board.

- (2) All officers appointed under Sub - Sections (1) and (2) of this section shall be deemed to be state officers within the meaning of the penal code.
- (3) No suit shall lie against any officer acting for anything done or omitted under the Statute in good faith.

- (4) In the exercise of his powers and carrying out the duties and functions, the Director appointed under this State shall comply with any general or special direction kindly the Board and shall abide by the decisions Board.
- (5) In carrying out their duties and functions, all other officers appointed under this caluse shall comply with any general in special directions issued by the Director.
- (6) When there is no distinctive mention in the Statute regarding the procedure of recruitment, remuneration and service conditions of the staff including the Director. The Board with the consent of the Minister, shall decide on such procedures.

08. (1) The duties and functions and connected activities of the Board shall be prescribed by regulations by the Minister subject to provisions of the statute.

(2) The Board may make rules to regulate the procedure at meetings, allowances paid to committee member and committee meetings.

09. (1) There may be established District Central Librarties in each of the districts of the Uva Province which shall work under the instructions and of the Board for the purpose of systematize, and developing and administering of library and information services in the districts.

(2) District Central Library Services Boards, hereinafter named as sub-boards shall constitute in the following manner :

- (i) Chairman of the Local Government bodies the district ;
- (ii) Divisional Secretaries of the district of Assistant Divisional Secretaries as their representatives.
- (iii) A person nominated by the Provincial Library Services Board.
- (iv) The Chief officer of the District Central Library ;
- (v) District Director of Education or his representative ;
- (vi) Community Development Officers of the District who are entrusted with library activities or their representatives ;
- (vii) Two committee member of the library advisory committees.

(3) One member of the above Board shall be its chairman while the librarian of the District Central Library shall be ex-officers Secretary.

10. The Sub-boards or the District Central Libraries shall work under the instructions, rules and regulations of the Provincial Library Services Board.

11. The Provincial Library Services Boards shall prescribe rules applicable to functioning of the sub-board its meetings, procedure and board allowances.

12. (1) The members of the Board appointed by the Minister and the members of the sub-boards appointed by the Board shall, unless they vacate office earlier by death, resignation or by removal by the Minister or by the Board as the case may be, hold office for a period of two years.

(2) The Minister or the Board as the case may be, shall have the power to remove any member of the Board or the sub-board, without showing any cause.

(3) A member appointed to the Board or a Sub-Board to fill a vacancy created by the death, resignation or removal of a member shall hold office only for the remaining part of the two years.

(4) A member who has completed his term of office or who has vacated the office, if not unqualified according to the provisions of the Statute, is eligible for re-election.

(5) The Minister or the Board, as the case may be, shall have the power to make temporary appointment to the Board or a Sub-Board when a member is unable to serve on the Board or a Sub-Board due to illness, being away from the Island or due to some other cause.

13. Any person shall be disqualified from serving on the Board, if he —

- (a) Sentenced to prison for a period of not less than three months for a criminal offence in a Court of Law or punished with a fine of more than Rs. 500 for a similar offence ;
- (b) If formally dismissed from service for severe misconduct ;
- (c) If he is a member of Parliament or of a Provincial Council.

14. A person shall cease to be member on his/her —

- (a) Death ;
- (b) Resignation ;
- (c) Removal ;
- (d) Completion of the period of service as stated in this statute ;
- (e) Imprisonment for a period of not less than three months ;
- (f) Acceptance of a Parliamentary or Provincial Council membership ;
- (g) Being absent for 3 consecutive meetings of the Board/Subsidiary Board, without showing any cause.

PART - II

Establishment of a Library Fund :

15. There shall be established a fund called the Uva Province Library Fund, hereinafter referred to as the 'Fund' for promotion, development and improvement of library services and data services.

16. Money will be voted for library work annually by the Provincial Council. Such money may be spent on the advice of the Board for necessities of libraries in the Province. Further some of the money may be voted specially for library work.

17. The following payments shall be paid into the Fund :

- (a) Sums of money as may from time to time be voted by the Government for library work in the Uva Province ;
- (b) Sums of money as may be voted annually or on special requirements ;
- (c) Aids Donations and grants of local or foreign origin received or obtained.

18. (1) It may be accepted as gifts or purchased on behalf of the Board any movable or immovable property.

(2) (i) Any such property, movable or immovable, acquired may be sold adopting required procedure and the Minister's approval shall be taken when buildings, equipment or vehicles are sold ;

(ii) All such proceeds shall be credited to the Fund.

19. (1) The Fund shall be administered by the Board under the guidance and supervision of the minister.

(2) The Board shall act as an advisory council to the Minister on the administration of the Fund.

(3) The Director shall prepare a report on this financial administration of the Fund at the end of each calendar year, before the lapse of three months, if not otherwise called for by the Board, and forward same to the Chief Secretary of the Province to be forwarded to the Minister with his observations and comments.

(4) It shall be the responsibility of the Director to maintain (the books of) accounts in detail and in an appropriate manner, for each calendar year.

(5) The Chief Secretary shall have the power to guide, instruct and order in the administration of all the accounts of the Fund.

(6) The Provision of Part II of the Finance Act, No. 38 of 1971 shall apply, with due alteration, to the financial control and accounts of the Fund.

(7) The calendar year shall be the financial year of the Fund.

20. The Minister shall present a report on the administration of the Fund, to the Uva Provincial Council annually.

21. Such sums of money may be paid out of the Fund, as may be decided upon by the Minister or by the board —

(a) For the payment of the salaries of employees and other remunerations ;

(b) For the payment of members and committees allowances and for attendance payments ;

(c) For administrative expenses of the central libraries controlled by the Board ;

(d) For all payments incurred in accordance with the provisions of the Statute ;

(e) To bear expenses for all legal actions taken for the maintenance of work and activities of the Board and to bear expenses for any legal action taken against the Board ;

(f) For all other payments made, within the provisions of the Statute, by the minister or by the board ;

(g) To bear the expenses that shall be incurred regarding local or foreign scholarships.

#### PART - III

#### **Establishment of a research and training centre for library and information purpose.**

22. The Minister may, as he decide establish :

(a) Training, Research or Service Centres hereinafter referred to as Institutions ;

(b) Provide education, knowledge, understanding, instructions and training in Library Service and Data Information Service; conduct examination to decide the proficiency gained by the students of the institution, and award certificated ;

(c) Provide with data information for the development and improvement of library service.

23. The Minister shall by his regulations, prescribe the procedure of :

- (a) Recruitment ;
- (b) Education, Training and Examinations ;
- (c) Appointment and payment of instruments of the Directors, Assistant Directors, Teachers, Instructors and other officers.

24. The Minister shall have the power -

- (a) to provide facilities for the institution and to conduct maintain and equip buildings for training, residential facilities and for other purposes ;
- (b) to regulate and provide for the discipline and welfare of the students and tutorial staff ;
- (c) to provide for the award of certificates by the institutions.

PART - IV

**Establishment of libraries and the administration of the library service.**

25. (1) The Board shall, under the provisions of this statute, have full power for the planning, development and co-ordination, etc. of library activities and shall maintain a suitable staff for carrying out of such activities.

(2) The administrative activities of the central libraries shall be conducted in affiliation with the Board.

(3) The following duties should be performed by the Provincial Library Services Board :

- (1) Provision of guidance for library development ;
- (2) Provision of special grants;
- (3) Make, conditions of appointment of the librarians and other service performed and procedure of recruitment and provisions for promotions ;
- (4) Provide for inter co-operation among libraries ;
- (5) Instruct the librarians and assistant ;
- (6) Publish literature on different curricula or in connection with library service ;
- (7) Collect statistical information and data ;

- (8) Research ;
- (9) Provide translation and editing services ;
- (10) Conduct training programmes ;
- (11) Provide technical services ;
- (12) Provide reading facilities, and ;
- (13) Provide educational and literary administration facilities ;
- (14) Implementation of rules and regulations statutes and standards for libraries ;
- (15) Other library development activities.

(4) Under the Provincial Library Services Board or under its Organization and Instructions, there may be established —

- (a) Provincial Central Library ;
- (b) District or Regional Central Libraries as may be decided upon on the need of such libraries ;
- (c) Divisional Libraries attached to Local Government Bodies ; and
- (d) Library Service Advisory Boards and Readers' Associations.

26. (A) Provincial Central Library

- (a) The Provincial Council expects the library to perform at Provincial level under the administration of the Board, all the functions that the National Library perform at level.
- (b) The Provincial Central Library shall be the main library in the province and it will be the mother-library for the District, Regional, Central, Divisional and Rural (elementary) libraries.
- (c) The Provincial Central Library shall do all the library service co-ordination work of all the libraries in the province.

(B) District/Regional Central Library

- (a) The Board may, as it decides, establish District/Regional Central Libraries at District level or at regional level, if the Board decide to divide the Province into such regions as the Board may decide for the proper functioning of library services ;
- (b) The District/Regional Central libraries shall perform the functions of -  
Co-ordinating the library services in the region.  
Co-ordinating , in the particular regions, the exchange of material and books among libraries and conducting in the particular regions, various programmes and activities performed by the Board or the Provincial Central Library.
- (c) Act as the mother-library for all other libraries in the particular region.

(C) Regional Cental Libraries

- (a) Any existing library in a library service Region, run by a local government body, shall be improved as a Regional Central Library ;
- (b) Though the administration of such a library do not come under the Board or the Provincial Central Library, it should act as the mother library of all the other libraries in the region, with the guidance and instructions of the Board and the Provincial Library ;
- (c) Such a library should have connection with the District/Regional library though not of administrative or service nature.

(D) Library Service Advisory Boards and Readers' Club —

- (a) There may be formed Advisory Boards and Readers' Clubs attached to each central or local (elementary) library, which advisory Board or Club shall perform under the guidance and instructions of the Board ;
- (b) The Board shall prescribe rules regarding the procedure to be adopted by the such advisory Boards or Clubs.

PART - V

General

27. (1) The Minister may make general and special directions in writing to the Board, Sub-Boards, Committees, Associations or other organizations established or registered under this Statute as to the exercise, discharge and performance of their powers functions and duties and such Boards, Subsidiary Boards, Committee, Associations or other organizations shall give effect to such directions.

(2) The Minister may from time to time direct Boards, Committees, Associations and other Organizations established or registered under this Statute to furnish him in such forms as he may requier, returns and other information in respect of their property and activities and such Boards, Sub-boards, Committees, Associations and other Organizations shall carry out every such direction.

(3) The Minister may from time to time order all or any of the activities of Boards, Sub-Boards, Committees, Associations an other Organizations established or registered under this Statute to be investigated and reported on by such suitable person or persons as he may specify and upon such order being made, such Board Sub-Boards, Committee, Association and other organizations shall afford all such facilities and furnish all such information as may be necessary to carry out every such order.

28. (1) The Minister may regulate and control by regulation the participation either in Sri Lanka or abroad of a librarian or a group of librarians to represent the Uva Province.

(2) The Minister may prescribe by regulation the minimum library facilities and standards a particular institute shall provide.

(3) The Minister may make regulations for the purpose of carrying out or giving effect to the principles and provisions of the Statute and for all matters which are required by this Statute to be prescribed or in respect of which regulations are required to be made.

(4) Every regulation made by the Minister shall be published in the Government *Gazette* and may come into operation on the date of such publication or on such date as may be specified therein. Every regulation made by the Mainister shall as soon as convenient, after the publication in the Government *Gazette*, be brought before the Provincial Council for approval. Any regulations which is not approved shall be deemed to be rescinded as from the date of disapproval but without prejudice to anything previously done there under. Notification of the date on which any regulations made by the Minister so to deemed to be rescinded shall be published in the Government *Gazette*.

29. The Minister shall have the power to formulate regulations on the recommendation of the Board, to decide on remunerations, allowances and any other payments that have to be made to the employees of the Provincial Library Services Board and Central Libraries and members of the Boards and Sub-Boards established under this Statute.

30. It shall be the duty of the Provincial Library Services Board to work in close co-operation, when-every necessary, with the Sri Lanka National Library Services Board, so as to work homologously in library service activities within Sri Lanka and to consider the instructions that are being compiled on behalf of the Sri Lanka Democratic Socialist Republic by the Sri Lanka National Library Services Board.

### **Interpretations**

31 (a) 1. Unless the context requires an interpretation, in this statute 'Minister' means the Uva Provincial Council Minister to whom the subject of Local Government been assigned to.

2. 'Secretary' means the Secretary of the Ministry to which the subject of Local Government is assigned.

3. 'Library Service and Documentation' include any form of library service and documentation service recognized by the Secretary to the Ministry as library service and service for the purpose of the Statute.

4. Chairman of Local Bodies includes the Mayor of Municipal Councils .

(b) For the purpose of Provisions in the Statute, and in library activities, the interpretation of terms be as follows :

1. Inter Library Loan Service - lending of one knowledgeable media to another library borrowing of material which is not available, from another library, Borrowing of knowledgeable media from libraries and documentation centres of international regional and divisional organizations.
2. Consolidated Index - Index of different library material, collected at different libraries showing the place where material is found.
3. Mobile libraries - Prepare of vehicle to accommodate library material through which library service is spread to the areas. Where library facilities are not available.
4. Library/documentation Centres - a place where media such as books, periodicals and audio-visual material are kept for in the reference section. Library provides the facility for the readers to use manuscripts, rare books and computer soft - ware material which are restored here. Documentation centre provides the facilities of preparing secondary level source material such as indexes, digests, catalogues.
5. Library Committees - Type of voluntary organization which acts in a advisory capacity in the realization of library objectives.
6. Library Fund - A centralized fund for the development of and to assist the libraries of all types at Provincial and regional level.
7. Library resources - Knowledge media which assists the needs of the readers, such as printed books, Periodicals audio-visual media, dics, micro films, computer soft-ware, maps and manuscripts.
8. Central Library - The main library which every one can visit, administration of other libraries is done by the central library, Also known as the main library.
9. Centralized Documentation - The main library prepare visits and distributes index systems for the other libraries. So that in indexing there will be uniformity.

10. Collective acceptance - District Central Library order and buy books from a centrally suitable place, on behalf of all other libraries of a region. Collect books received as gifts or loans, attend to technical work.
11. Preservation/Restoration - Retoration of books adoption of preservating methods such as lamination, to take action to protect the matter of the library material from physical or natural causes.
12. Extension Services - Services rendered to display the library as an educational resource centre by conducting library exhibitions, and lecture, conferences and workshops organized be readers' clubs.
13. (a) Documentation net works - Libraries in a geographical region coems to an agreement for the documentation of information.  
  
(b) In the event of any inconsistency in the definition of words or any other matter the Sinhala text shall be regarded as the original test.

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**UVA PROVINCIAL COUNCIL**

**Provincial Statute No. 01 of 2001 of the Uva Provincial Council**

STATE PASSENGER TRANSPORT SERVICES AUTHORITY

IT is notified that the above statute having approved by the Democratic Socialist Republic of Sri Lanka, has been approved by the Hon. Governor of the Uva Provincial on the date 11th of December 2001 and which is hereby published for the notification of the public.

W. M. M. G. ABEYSINGHE BANDA,  
Secretary,  
Provincial Council of the Uva Province.

Council Secretariat,  
Uva Provincial Council  
King's Street,  
Badulla,  
05th of July 2012.

PASSENGER TRANSPORT SERVICES AUTHORITY STATUTE NO. 01 OF THE YEAR 2001 UVA PROVINCIAL COUNCIL

A statutes to provide for regulating the passenger Transport Services Operating within the Uva Province, and the Inter Provincial Passenger Trasnport Services as far as they concern the Uva Province, and matters connected therewith or incidental thereto; to provide for the establishment of a "Passenger Transport Services Authority"

Be It enacted by the Provincial Council of the Uva Province.

Short Title. 01. This Statute may be cited as "The Passenger Transport Services Authority Staute No. 01 of the Year 2001."

Date of Operation. 02. This statute shall come into operation of such date (hereinafter Operation called the "appointed date") as The Governor of Uva may appoint by an order published in the *Gazette* of the Democratic Socialist Republic of Sri Lanka.

PART - I

*ESTABLISHMENT OF A PASSENGER TRANSPORT SERVICE AUTHORITY  
FOR THE UVA PROVINCE.*

03. There shall be establish, be a Provincial Authority which shall be called “the Passenger Transport Services Authority of the Uva Province” (hereinafter referred to, as the “Authority”) Authority.

04. The Authority shall in the name assigned to it by Section 3 be a body corporated with perpetual succession and a common seal and may sue and be sued in its corporate name.

05. The Authority may, at its discretion subject to the approval by the Minister, delegate or decentralize the functions and powers pertaining to the subject of regulating Passenger Transport Services and establish and maintain sub offices of the Authority at appropriate places. Sub Offices.

06. (a) The Authority shall consist of eleven members who shall constitute the Board of Directors and five of whom shall be ex official members and six members shall be appointed members. The number of members and constitution of the Board may be varied at the discretion of The Board of Ministers. Constitution of the Authority.

(b) All members of the Authority shall be duly appointed by a letter issued under the hand of the Minister and all such appointments shall be published in the *Gazette*.

(c) The Ex-official members of the Authority shall consist of : Ex-Officio Members.

1. The secretary to the Provincial Ministry in charge of the subject of Passenger Transport. The Secretary may, if he deems expedient, nominate a senior officer from the said Ministry to deputies him ;
2. An Officer not below the rank of (Senior) Assistant Secretary of the Provincial Ministry in charge of the subject of Passenger Transport who shall be nominated by the Minister ;
3. An Accountant nominated by the Provincial Minister in charge of the Subject of Finance, from his Ministry ;
4. The Deputy Inspector General of Police of the Uva Province or an Assistant Superintendent of Police nominated by him or an officer of a higher rank ;
5. The Commissioner of Local Government of the Uva Province or an Assistant Commissioner of Local Government nominated by him.

(d) The Appointed Members of the Authority shall consist of :

1. Three persons who possess, to the satisfaction of the Minister, a wide experience, qualifications and aptitude in one or more of the fields of Transport Economics, Administration and Engineering ; Appointed Members.
2. A person selected at the discretion of the Minister to represent the omnibus travelers of the Province ;
3. A person nominated form the private omnibus owners’ association of the Uva Province to represent the private omnibus owners of the Uva Province.
4. One of the following officers as determined by the Minister at his discretion ;

(a) (i) a senior officer, not below the rank of a Regional Manager, nominated by the Chairman Sri Lanka Transport Board ;

or

(ii) A Senior officer not below the status of an officer referred to in the preceding Sub-Section a (i) nominated by the Head or Regional Head of national level or regional level organization which shall become the successor to the Sri Lanka Transport Board.

or

(b) A senior officer not below the rank of an Assistant Director nominated by the Chairman National Transport Commission.

Chairman of the Authority.

07. (a) One member from among the members of the Authority shall be appointed by the Minister, to be the Chairman of the Authority.

Executive Power of Authority.

(b) The Executive Powers of the authority shall be vested with the Chairman of the Authority. He may as circumstances warrant delegate such powers with the concurrence of the Authority, to the General Manager and through him to the other officers of the Authority.

(c) The Chairman shall not be debarred from exercising by himself, any delegated powers under emergency circumstances.

Disqualification to be a member.

08. A person shall be disqualified from being appointed or from continuing as a member of the Authority, if he is or if he is elected a Member of Parliament or a member of any Provincial Council or a member of any Local Authority.

Information to be furnished to the Minister.

09. Before appointing a person as a member of the Authority, the Minister shall satisfy himself that such person does not have, Financial or other relationships or interests with the Government or with any Provincial Council or any Local Authority as are likely to affect prejudicially the discharge of his functions by such person as a member of the Authority. The Minister shall also satisfy himself ; from time to time that no member of the Authority has any such relationships or interests. Any person who is appointed by the Minister or whom the Minister proposes to appoint as a member of the Authority shall, whenever requested by the Minister to furnish to the Minister such information as the Minister considers necessary for the performance of his duties under this section.

Contracts with the Authority.

10. (1) Any member of the Authority who is in any way, directly or indirectly interested in any Contract executed or to be executed by the Authority shall disclose the nature of his interests at the earliest meeting of the Authority and such disclosure shall be recorded in the minutes of that meeting and such members shall not take part in any deliberation or decision of the Authority with regard to that contract.

(2) The preceding Sub Section (1) shall not apply to any member who in his official capacity deals with any such contracts.

Term of Office.

11. Subject to the Provision in Section 12 the term of office of An Appointed Member of the Authority shall be three years from the date of appointment and any such member vacating office by effluxion of time shall be eligible for reappointment.

Provided that a member appointed to fill a vacancy of an appointed Member of the Authority shall unless the resigns or is removed from office or otherwise vacates office, hold office for the unexpired part of the term of office of the member whom he succeeds.

Removal of a member by the Minister.

12. The Minister may at his discretion remove any member from office, and such removal shall be published in the Government *Gazette* as early as possible.

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| <p>13. A member or the Chairman of the Authority may resign his office by a letter addressed to the Minister.</p>   | <p>Resignation of member.</p>              |
| <p>14. Where a member or the Chairman of the authority is temporarily unable to discharge, the duties and functions of his office by reason of his absence from Sri Lanka or due to any other reason, the Minister may, having regard to provisions in Section 6, appoint another person to act as a member in his place temporarily.</p> | <p>Absence of a member</p>                 |
| <p>15. Members and the Chairman of the Authority may be paid such remuneration and allowances or other payments out of the funds of the Authority, as may be determined by, the Minister with the concurrence of the Minister in charge of the subject of Finance in the Uva Province.</p>  | <p>Remuneration to members.</p>            |
| <p>16. (a) Wherever the Minister consider it deem necessary under special or on Emergency circumstances or situations he may make an order delegating any or all powers of the Authority to the Chairman and such order shall specify the period for which the delegation shall be effective.</p>   | <p>Special or Emergency situation.</p>     |
| <p>(b) The Minister shall submit any such order for the approval of the Provincial Council for its next closest meeting.</p>  |  |
| <p>17. (1) The Chairman of the authority shall preside at all meetings of the Authority at which he is attending. In the absence of the Chairman at any meeting of the Authority the members present at such meeting shall by majority vote, elect a chairman from among themselves to preside that meeting.</p>                          | <p>Presiding at meetings.</p>              |
| <p>(2) The quorum for any meetings of the Authority shall be more than one half of the number of members, including the Chairman, after leaving out the number of vacancies in the membership.</p>  | <p>Quorum.</p>                             |
| <p>(3) A person presiding at any meeting of the Authority shall have a casting vote in addition to his own vote.</p>  | <p>Casting Vote.</p>                       |
| <p>(4) The Authority may determine the frequency of its meetings, and procedures to be followed in conducting such meetings and transacting of business thereat including consideration of appeals submitted to the Authority or to the Chairman under "Statute".</p>   | <p>Frequency of meeting and Procedure.</p> |
| <p>Further the Authority shall meet whenever the Minister notices the Authority to do so for any reason.</p>  |  |
| <p>18. (1) The seals of the Authority shall be in the custody of the Chairman.</p>  | <p>Seal of the Authority.</p>              |
| <p>(2) The seal of the, Authority may be altered in such manner as may be determined by the Authority.</p>  |  |
| <p>(3) The seal of the Authority shall not be affixed to any document or instrument except in the presence of two members of the Authority both of who shall "sign the documents or instrument as evidence of their presence.</p>   |  |

PART - II

*POWERS, FUNCTIONS AND STAFF OF THE AUTHORITY*

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| <p>19. The following powers and functions shall be vested in the Provincial Authority for the purpose of maintaining an efficient passenger transport service subject to any such variation as the Minister may consider necessary from time to time at his discretion.</p> | <p>Powers and functions.</p> |
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| Monitoring standards.                  | (a) To monitor and survey the availability of an adequate omnibus service of acceptable quality to meet the passenger transport requirements within the Uva Province and connected with the Uva Province and to prescribe standards' applicable to such services.  |
| Time Tables.                           | (b) To draw up Time Tables for omnibus operations, directig operators to comply with such Time Tables and to monitor or cause to monitor that the operators comply with such Time Tables.  |
| Passenger Service Permits Regulations. | (c) To frame regulatins with regard to issuing renewing amending and canceling Passenger Service Permits or such other instruments authorizing any person to operate an omnibus for the carriage of passengers at different fares.   |
| Conditions.                            | (d) To prescribe terms and conditions relevant to the permits or such other instruments referred to in Sub Section (c) ; to monitor the permit holders or their servants comply with such conditions and terms and to enforce such compliance, subject to provisions of any other written law.   |
| Furnishings information.               | (e) To require any holder of a Passenger Service Permit issued under this Statute or under any other written law, or any other person to furnish to the Authority such information or returns as may be necessary for any purpose under this Statute.  |
| Charges.                               | (f) To determine and revise form time to time, fees to be levied for issuing, renewing and amending Passenger Service Permits and any other matter relating thereto.   |
| Distination Board etc.                 | (g) To frame regulations with regard to the destination boards plates and symbols that should be exhibited in an omnibus used for passenter transport under the authority of a Passenger Service Permit issued under this Statute or under any other written Law.  |
| Documents carried in omnibuses.        | (h) to specify the documents to be carried or kept by the drivers and/or conductors of omnibuses used for the carriage of Passengers undert the authority of Passengers Service Permits issued under this Statute, or under any other written law and the information to be recorded in such documents.  |
| Fitness of the omnibus.                | (i) To frame regulations with regard to the standards of quality and condition of fitness to be maintained by the Permit Holder in an omnibus used for carriage of passengers under the authority of a Passenger Service Permit and to determine action to be taken against violation or neglect of such regulations.  |
| Records.                               | (j) To determine the records to be kept or maintained with regard to the operating turns of the omnibuses used for the carriage of passengers under the authority of a Passenger Service Permit.   |
|  | (k) To determine the records to be kept maintained or submitted to the Authority in respect of any person employed as a driver and as a conductor of an Omnibus used for carriage of passengers under the authority of a Passenger Service Permit issued under this Statute, and their times of commencement and cessation of services, intervals of rest allowed and wages allowances or fees paid for such persons by the holder of a said Permit. |
| Bus Stands and Halting places.         | (l) All bus stations/stands and the buildings situated at such places shall be vested in the Passenger Transport Services Authority of the Uva Province. No construction shall be erected without the permission of the Secretary to the Ministry of Transport. A list of name of such bus stations/stands is annexed to this Statute as Schedule L The Authority  |

shall decide upon imposing terms and conditions, restrictions, prohibitions, and granting permission regarding establishment, maintenance, development changing and closure of bus stands/stations and bus halting places, construction of passenger shelters and other buildings providing security and utility services for such places, utilising vacant areas within the Limits of bus stations/stands and any other matters connected or coincidental thereto.

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| <p>(m) To issue directions regarding management of omnibus operations in bus stands/stations, implementation of Time Tables ; determining bus operation commencing points, engagement of Officers in Charge of bus stations/stands, Tim Keepers and other necessary staff and their powers, functions duties and responsibilities.</p>              | <p>Operation in bus stands.</p>                |
| <p>(n) To direct the records and documents to be maintained and information to be recorded in such documents by the staff engaged in the management of operations in the bus stations/stands and to issue directions with regard to their safe custody.</p>   |  |
| <p>(o) To identify and approve the categories of passengers eligible fares for enjoying the facility of concessionary bus fares and to give directions for implementation of such concessionary fare schemes as the Authority may deem to consider appropriate.</p>   | <p>Concessionary fares.</p>                    |
| <p>(p) To implement a scheme of financial incentives where necessary for bus operations in order to ensure adequate bus services on uneconomical bus routes.</p>  | <p>Incentives to operators.</p>                |
| <p>(q) To introduce schemes and plans for bus operators to obtain loan facilities, expertise and guidance or any other suitable assistance and advice; where any such scheme involves funds of the Provincial Council or revenue due to the Authority prior approval of the Board of Ministers shall be obtained.</p>                               |  |
| <p>(r) To Promote commuter participation in controlling, regulating and improving quality of omnibuses and passenger carriage services ; to organize bus travelers associations for such purposes . to frame regulations in respect of such associations and to provide necessary guidance and other suitable assistance for such associations.</p> | <p>Commuter participation.</p>                 |
| <p>(s) (i) To Frame regulations defining action to be taken and punishments to be imposed for the prevention of activities contrary to the provisions made in this Statute.</p>   | <p>Illegal Passenger Transport.</p>            |
| <p>(ii) to establish or cause to be established flying Squads for the purpose of detecting, preventing and taking appropriate action against unlawful activities in passenger transportation within the limits of the Uva Province, to determine powers and functions of such flying squads and to frame regulations pertaining to them.</p>        |  |
| <p>(t) To prescribe regulations applicable to Drivers and Conductors of omnibus employed in road Passenger Transport Service, in respect of such matters as :</p>   | <p>Regulations re. Drivers and conductors.</p> |
| <p>(1) Rights of employment ;</p>   |  |
| <p>(2) Professional skills, Qualifications and fitness ;</p>  |  |
| <p>(3) Discipline and courtesy to be observed while engaged in service ;</p>  |  |
| <p>(4) Uniforms and badges or symbols to be worn while on duty.</p>   |  |

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| Inter - Provincial operations.                 | (u) To prescribe regulations with regard to issuing Passenger Service Permits, implementing time tables, and levying different fares in respect of omnibus used for Inter-Provincial Passenger Transport Services and controlling operation of such buses within the province and at bus stands in th Province.  |
| Agreements an Contracts.                       | (v) To prescribe regulations deemed necessary for achieving and Contract objectives, performing functions and enforcing powers of the Authority and to enter into agreements or contracts with any person or with any organization within or outside Sri Lanka for the purposes of achieving such objectives.  |
| Acquisition of property.                       | (w) To acquire, make on lease or rent out and possess and use any of movable or immovable property and to dispose of such property in accordance with prescribed procedures.   |
| Service charges.                               | (x) To levy charges in respect of any services, facility or porperty provided by the Authority.  |
| Grants.  | (y) To accept grants, donations, subsidies or gifts in cash and king and to utilize them for achieving the objectives of the Authority.  |
| Regulation to be gazetted.                     | 20. Any regulation to be trained by the Authority in respect for any matter under this Statute shall come into operation on the approval of the Minister and from a date to be determined by him and such regulation shall be published in the Government <i>Gazette</i> . Further the Minister shall submit such regulations to the Provincial Council for its approval within 45 days of the publication of the <i>Gazette</i> notification.   |
| Determination of staff.                        | 21. Subject to approval of the Board of Minister, the Authority shall of staff have the power to determine the necessary staff for the Authority and to perform the, following functions in respect of such staff : <ol style="list-style-type: none"> <li>(1) To formulate Shcemes of recruitment specifying educational professional and other qolifications wages and salary scales.</li> <li>(2) To issue standing orders concerning personnel management on such matters as appointments, promotions, salaries, wages and other allowances, and disciplinary control including disciplinary punishments, termination of service, general conduct and leave of absence ;</li> <li>(3) To introduce staff development Schemes to improve efficiency of the staff ;</li> <li>(4) To implement Provident Fund Schemes ;</li> <li>(5) To introduce and implement welfare Schemes.</li> </ol> |
| Employment secondment releasment and contract. | 22. The Authority shall have the power : <ol style="list-style-type: none"> <li>(1) to recruit new staff as provided under section 22 above and ;</li> <li>(2) to employ in its services on secondment or on contract or on any other basis officers and employees of the Public Service or of the Provincial Public Service with the concurrence of the relevant authorities ;</li> <li>(3) On the date when the Transport Authority comes into operation any employees who have performed continuous satisfactory service under any agreement in enforcing the provisions of the Passenger Carriage Statute No. 1 of 2001 of the Uva Province, may be recruited to</li> </ol>  |

any post in the Authority provided they satisfy the required minimum educational qualifications stipulated in the recruitment scheme to be determined by the Authority. However the educational qualifications may be relaxed to a certain extent with the concurrence of the Minister in the case of employees who do not possess minimum educational qualifications ;

(4) When as employee of the Public Service or of the Provincial Public Service is appointed to the staff of the Authority on secondment :

(A) he shall if he at the time of his appointment to the staff of the Authority, has been holding a permanent post and such post had been declared to be pensionable under the Minutes on pensions, he shall while in the, employment of the Authority be deemed to have public service and on no pay leave granted on grounds of public policy and accordingly Section 10(1) of the minutes of Pensions shall apply to him, and the Authority shall pay, in respect of him ;

Permanent &  
Pensionable  
Employees.

out of the funds of the Authority, to the treasury to be credited to the Consolidated Fund or to the Provincial Fund, as the case may be, for every complete month during which he is in the service of the Authority, a such sum of money not exceeding twenty five per centum of the salary payable to him in his substantive post in the Public Service or the Provincial Public Service.

(B) If he at the time of his appointment to the staff of the Authority, was contributor to the Public Service Provident Fund, his service to the Authority shall deemed to be service to the Government or to the Provincial Council and accordingly he shall, while he is in the service of the Authority continue to pay to the public service Provident Fund such contributions, as he may be liable to pay and to the Authority shall pay, out of the funds of the Authority to the credit of the Public Service Provident Fund a sum equivalent to such contribution as the Government or the Provincial Council is liable to pay to the Public Service Provident Fund in respect of him ;

Employees on  
P.S.P.F.

(5) When an officer or an employee of the Public Service or of the Provincial Public Service is permanently appointed to the staff of the Authority :

Permanent  
Appointment to  
the Authority.

(A) he shall be deemed to have left the Public Service ;

(B) if he at the time of his permanent appointment to the staff of the Authority his substantive post in the Public Service or in the Provincial Public Service has been declared to the permanent and pensionable he shall be eligible for such an award under the Minutes on Pensions if he had been retired from the Public Service on the date of his permanent appointment to the staff of the Authority ;

Permanent &  
Pensionable  
employees.

(C) the amount of any such award made under the Minutes on Pensions should not be paid to him unless his employment in the staff of the Authority is terminated by retirement on account of age or ill health or by the abolition of the post held by him in such staff or on any other ground ;

(D) In the event of his death while in the service of the Authority, or immediately before his permanent appointment to the Authority, any award under the pension minute is payable to him together with any award for his service in the, Authority ;

Death while in  
service.

(E) if at the time of his permanent appointment to the staff of the Authority, he was a contributor to the Public Service Provident Fund established by the Public Service Provident Fund Ordinance, he shall for the purpose of that Ordinance be deemed to have left the Public Service or the Provincial Public Service upon the termination of his contract with the consent of the Government or of the Provincial Council otherwise deemed by dismissal.

Employees on  
P.S.P.F.

Service on contract to be obligatory.

(6) Where the Authority employees a person who has entered in to a contract with the Government or the Provincial Council by which he has agreed to serve the Government or the Provincial Council by which he has agreed to serve the Government or the Provincial Council for a specified period, any period of service to the Authority by that person shall be regarded as service for the purpose of discharging the obligations of such contract.

Authority employees deemed to be public servants.

23. All officers and employees of the authority shall be deemed to be public servants within the meaning and for the purposes of the penal Code.

Authority an institution under Bribery Act.

24. the Authority shall deemed to be a Scheduled institution within the meaning of the Bribery Act and the provisions of that Act shall be construed accordingly.

25. (A) The Provincial Director of Transport and the Assistant Director of Transport attached to the Provincial Ministry in charge of the subject of passenger transport shall be the General Manager and the Assistant General Manger, respectively, of the authority.

(B) The General Manager shall be the Chief executive officer of the Authority, with the executive powers delegated in terms of Section 7(b).

Responsibility of the General Manager.

26. Subject to general policy directives of the Authority, the General Manager shall be charged with the responsibility for direction of day to day Manager. Day activities of the Authority, the administrative control including disciplinary control of the employees of the Authority and general supervision over the financial control of the Authority.

Delegation to the General Manager.

27. The Authority may delegate in writing to the General Manager and to the other officers, any of the powers and fuctions vested therein by this Statute, such powers and except the powers of making relugations as the Authority may consider deem to be necessary for efficient administration. the General Manager and the other officers sahlh exercise such powers and perform such functions subject to the guidance and supervision of the authority -, and -such guidance and supervision shall be provided by the Chairman or the other officers having delegated powers under Section 7(b) on behalf of the authority.

Delegation by the General Manager.

28. The General Manager may, with the concurrence of the Chairman, delegate in writing any of his powers, duties and functions as he may manager consider deem necessary, to the Assistant General Manager and to any other appropriate employee of the Authority and the Assistant General Manager and such other employee shall exercise such powers and perform such duties and fuctions under the supervision and directions of the General Manager.

29. (a) Any person whosoever who purposely obstructs and officer of the Authority or his representative in the execution of any directive or in the exercise of any of his duties vested upon him under the provision of this Statute or on any other rule or regulation or any by-law framed under his Statute, shall be guilty of an offence and on conviction after summary trial before a Magistrate, shall be liable either to a fine not exceeding rupees two thousand or to an imprisonment for a form not exceeding one year.

(b) Violation of any rule, regulation or by-law framed under this Statute shall be an offence and or conviction after a summary trial before a magistrate having jurisdiction over the division in which the offence is over the shall be liable either to a fine not exceeding Rupees two thousand or to an imprisonment for a term not exceeding one year.

(c) If any offence under this Section is an offence committed continuously by any person after convictions such person shall be liable to a fine not exceeding Rupees five hundred for each day commitment of such offence.

(d) A directive may be issued in additions to any punishment that very be imposed on any personswho commits an offence under” Section. If such person shall fail to comply with the directive, an undermay be issued to a fiscal officer of the judiciary to execute such directive.

(e) All complaints under this Section shall be made to the Magistrate Court by the Chairman of the Authority or by an officer authorised in writing by him.

PART - III

*FINANCE*

30. The Authority shall have its own fund. Credits to the fund.
31. There shall be paid to the fund of the Authority :
- (i) All sums of money as may be received, collected or recovered by the Authority in the exercise, performance and discharge of its powers, duties and functions ;
- (ii) All sums of money allocated by the Uva Provincial council ;
- (iii) All sums of money accruing to the credit of the Authority, from whatever source, as fees, assistance, donations, grants and loans.
32. The General Manager shall be vested with the responsibility for general supervision of receipt of monies and the payments of the fund of the Authority. General Inspections of Receiving & Payments.
33. The Authority may utilize the funds of the Authority for the purpose of defraying any expenditure incurred in the management of the affairs of the Authority, the payment of remuneration, allowances and all other payments of whatever nature to the members and to the employees of the Authority, the exercise of the powers and performance of functions of the Authority under this Statute or any other written law, all activities connected with regulating and maintenance of passenger transport services, constructions development and maintenance of bus stands and bus passenger shelters and matters connected therewith and such other purposes the Board of Ministers may authorize from time to time. Utilization of funds.
34. The Authority shall have the power to borrow money for specific purposes with the prior approval of the Board of Minister ; provided that the quantum of the borrowings, the period of repayment the conditions governing the borrowings and the intended lending institution shall be as determined by the Board of Ministers. Borrowings.
35. The Financial year of the Authority shall be the calender year. Financial year.
36. Audit of income and expenditure, assets and liabilities and all financial transaction including relevant financial procedures shall be carried out from time to time, by the Provincial Audit Department of the Uva Province. Audit of Accounts.
37. The General Manager of the Authority appointed in terms Section 26 of this Statute shall be the “Provincial Director of Transport” until alternative provisions are made in future. Provincial Director to be General Manager.
38. The officers and employees serving in the Transport Division of the provincial Ministry in charge of the subject of Road Passenger Transport Services, shall be considered with their consent as officers and employees of the Authority from the day the Authority comes into operation; they may be considered to have seconded to the service of the Authority on temporary release from the Provincial Public Service from such date and section 23 of this Statute shall be applicable to them. Staff in service to be on temporary release.

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| Agreement to be cancelled.                      | 39. If there be any agreements entered into by the Provincial director of Transport in respect of powers and functions vested in the Authority before coming into operation of this Statute, All such agreements shall be considered null and void from, the date on which this Authority shall become operative accordingly to this Statute.  |
| Transport Account.                              | 40. Balance amount left after settlement of all the debits of the Transport Working Board Account No. 10166 administered by the Provincial Ministry in charge of the subject of passenger transport service shall be transferred to the Authority with effect the date on which the Authority becomes operative and the said Account shall be a component of the fund of the Authority.  |
| Emoluments of seconded staff.                   | 41. (1) Until the Minister with concurrence of the Minister in charge of the subject of Finance in the Uva Province and decides otherwise, all emoluments, allowances and other payments due to the staff engaged in the service of the Authority on secondment shall continue to be paid out of the financial provisions of the Provincial Ministry in charge of the subject of Passenger Transport Services. And also it requires the approval of the Hon. Governor of Uva Province. |
| Payments to other staff.                        | (2) Until the, Minister with the concurrence of the Minister in charge of the subject of Finance in the Uva Province decides otherwise, the wages, allowances and other payments due to employees other than those referred to in the subsection (1), above, shall be paid out of the fund of the Transport Account referred to in Section 40. And also it requires the approval of the Hon. Governor of Uva Province.   |
| Utilize funds in the Transport Advance Account. | 42. Until otherwise decided by the Minister in consultation with the Minister in charge of the subject of Finance in the Uva Province, the Authority may utilize the funds in the said Transport Account for any purpose under this Statute, subject to the provisions in the Section 41.  |
| Regulations made under the statute.             | 43. Until otherwise decided by the authority, the Regulations made Under the Statute and published in the Gazette of the Democratic Socialist Republic of Sri Lanka, shall be deemed to be valid in terms.   |
|   | 44. In the event of any inconsistency between the Sinhala and Tamil texts of this Statute, the Sinhala text shall prevail.   |
|   | 45. Interpretations :  |
|   | “Authority” or “Provincial Authority” shall mean the Passenger Transport Services Authority of the Uva Province.   |
|   | “Minister shall mean the Minister in the board of Ministers of the Uva Province who is in charge of the subject of Passenger Transport Services.   |
|   | “Board of Ministers” shall mean the Board of Ministers of the Uva Provincial Council.  |
|   | “Province” shall mean the Uva Province.  |
|   | “Permit” or “Passenger Service Permit” or “Passenger Carriage Service Permit” or “Route Permit” shall mean the Passenger Service Permit issued under this Statute or any other written law authorizing use of an omnibus for carriage of passengers at separate fares on a route specified in such permit.   |
|   | “Bus Stand” shall include with its meaning a way - side bus halting place.   |
|   | “Gazette” shall mean the Gazette of the Democratic Socialist Republic of Sri Lanka.  |
|   | “Local Authority” shall mean a Municipal Council Urban Council and Pradeshiya Sabha.   |