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EXTRAORDINARY

අංක 1852/40 - 2014 මාර්තු මස 06 වැනි බ්‍රහස්පතින්දා - 2014.03.06
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PART I : SECTION (I) — GENERAL

Government Notifications

My No. : CI/1731/2004.

Ref No. : CI/1731/2004.

THE INDUSTRIAL DISPUTES ACT, (CHAPTER 131)

In the matter of Industrial Dispute

THE award dated 29.01.2014 transmitted to me by the Arbitrator to whom the Industrial Dispute between The Ceylon Mercantile Industrial and General Workers Union (CMU), No. 03, 22nd Lane, Colombo 03. of the one part and J. L. Morison, Son and Jones (Ceylon) Ltd, No. 126, Aluth Mawatha, Colombo 15. of the other part was referred under Section 3 (1) (d) of the Industrial Disputes Act, Chapter 131 (as amended) for settlement by Arbitration is hereby published in terms of Section 18(1) of the said Act.

Case No. A 3064

Between

Ceylon Mercantile Industrial and
General
Workers Union,
No. 3, 22nd, Lane,
Colombo 03.

..... of the one part

and

J. L. Morison, Son and Jones
(Ceylon) Ltd.
No. 126, Aluth Mawatha,
Colombo 15.

..... of the other part

V. B.P. K. WEERASINGHE,
Commissioner of Labour.

AWARD

01. The Commissioner of Labour, by virtue of the powers vested in him under Section 3 (1) (d) of the Industrial Disputes

Department of Labour,
Labour Secretariat,
Colombo 05,
18th February, 2014.



Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition) as amended by Acts Nos. 14 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes (Special Provisions) Act, No. 37 of 1968) appointed me as the Arbitrator and referred the following dispute for settlement by Arbitration by his order dated 27, August, 2004.

The matter in dispute between the parties is :

“Whether the termination of employment of Mr. H. M. K. K. Bandara of J. L. Morrison, Son and Jones (Ceylon) Ltd is justified and if not to what relief the said workman is entitled”.

Mr. E. V. N. Cabraal, Represented the Applicant Union, on behalf of the workman H. M. K. K. Bandara, while Miss. Anjali Wijesinghe, Advisor of the Employers federation of Ceylon appeared for the Respondent Company.

After several days and days of inquiry, the workman proposed that the employer Company settle the dispute, paying him, half month's wages per month of denied employment period, ie. the entire period of interdiction, up to the date of a settlement. Employer Company considered the

proposal carefully and agreed to settle the dispute as suggested.

It is a comprehensive full and final settlement, covering statutory and / or any other entitlement whatsoever. The total amount works out to Rs. 7,59,360/= (Rs. Seven Hundred Fifty Nine Thousand Three Hundred and Sixty only). On 24th January, 2014, Employer Company handed over the Bank of Ceylon cheque dated 23rd January, 2014 to workman Bandara, in my presence.

This is just and equitable settlement.

P. NAVARATNE,
Arbitrator.

29th January, 2014.

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