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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

අංක 2086/35 - 2018 අගෝස්තු මස 30 වැනි බ්‍රහස්පතින්දා - 2018.08.30

No. 2086/35 - THURSDAY, AUGUST 30, 2018

(Published by Authority)

PART IV (A) — PROVINCIAL COUNCILS

Provincial Councils Notifications

NORTH WESTERN PROVINCE PROVINCIAL COUNCIL

Amendment of the Statue of the Human Resource Development Authority in the North Western Province No 2018 of the North Western Provincial Council.

IT is hereby notified that the amended Statue of the Human Resource Development Authority in the North Western Province No. 2018 of the North Western Provincial Council published hereunder shall be submitted to the North Western Provincial Council on completion of thirty days from today and if any person has any objection with regard to the provisions set out in this Statute such objections should be sent to me before that date.

D. G. B. M. DHARMASIRI DASSANAYAKE,
Chief Minister,
Minister of Finance and Planning, Engineering
Services, Law and Order, Education, Local
Government and Local Administration, Economic
Development, Environment Affairs, Water Supply
and Drainage and Tourism.

Chief Ministry and the Ministry of Finance and Planning,
Engineering Services, Law and Order, Education, Local Government
and Local Administration, Economic Development, Environment Affairs,
Water Supply and Drainage and Tourism in the North Western Province
1st Floor,
North Western Provincial Council Office Complex,
Kurunegala.



**NORTH WESTERN PROVINCIAL COUNCIL OF DEMOCRATIC SOCIALIST
REPUBLIC OF SRILANKA.**

Human Resource Development Authority (Amendment) Enactment of Nort West No.of 2018 of
North Western Provincial Council

**AN ENACTMENT TO AMEND THE HUMAN RESOURCE DEVELOPMENT AUTHORITY
ENACTMENT No.1OF 1994 OF NORTH WESTERN PROVINCIAL COUNCIL.**

Be it enacted by North Western Provincial Council of Democratic Socialist Republic of Sri Lanka.

Enforcement of Short Title	01. This Enactment may be cited as Human Resource Development Authority (amendment) Enactment of Wayamba No.of 2018 and will take effect from the date approved by the Governor.
Amendment of Section 6 of Enactment No. 1 of 1994	02. The Sec.6 of Human Resource Development Authority Enactment No.1 of 1994 (herein after referred to as Principle Enactment)is hereby amended by repealing it and substituting the Section given below. 6.1 A board of Directors ,herein after referred to as Directors consisting of the following members shall be appointed for the Authority. a. A representative of the Chief Secretary b. Secretary of chief Ministry or one of his representatives. c. Provincial Director of Education or one of his representatives d. Commissioner of Provincial Co-operative Development e. 03 members appointed by the Minister in Charge of subject. 2.The Minister in Charge of subject shall appoint a Director from among the directors as the chairman of the Authority and he shall be the chief. 3.The board of Director with the concurrence of Minister in Charge of subject may appoint a member among the members as an executive Director.
Amendment of Sub Section 9(5) of Principle Enactment	03. Sub Section 05 of Section 9 of Principle Enactment is hereby amended by repealing it and substituting the Section given below. (5)The chairman shall preside the meeting held for the Board of Directors and in case he is absent, a temporary chairman shall be appointed.
Amendment of Section 11 of Principle Enactment	04. Section 11 of Principle Enactment is hereby amended by repealing it and substituting the Section given below. 11.The chairman ,Executive Director, and members of Board of Directors are entitled to receive remuneration at a rate as determined by the Minister for discharging duty in the Authority.
Amendment of Sub Section 12(I) of Principle Enactment	05. Sub Section 01 of Section 12 of Principle Enactment is hereby amended by repealing it and substituting the Section given below. (I) Common seal of the institution shall be kept under the custody of the chairman.

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| 06. Section 14 of Principle Enactment is hereby amended by repealing it and substituting the Section given below. | Amendment of Section 14 of Principle Enactment |
| 14. General Manager of the Authority shall function in the capacity of Secretary . | |
| 07. Section 15 of Principle Enactment is hereby amended by repealing it and substituting the Section given below. | Amendment of Section 15 of Principle Enactment |
| 15. (I)Chairman of the Authority shall be the chairman of Board of Directors and he shall lead the Authority in order to meet its objectives. | |
| (2) Executive Director shall discharge the duties assigned by the Board of Directors and he shall be responsible for the chairman and the Board of Directors in that regard. | |
| 08. Section 16 of Principle Enactment is hereby amended by repealing it and substituting the Section given below. | Amendment of Sub Section 16 of Principle Enactment |
| 16(1) Board of Directors shall appoint a General Manager to implement powers ,functions and provisions. | |
| (2) There shall be a staff comprising an Administrative Officer, Accountant and field officers in order to get their support by the General Manager. | |
| (3) General Manager shall responsible for the chairman and the Board of Directors in respect of supervision, control and administration of Authority's functions. | |
| (4) The chairman of the Authority will be the appointing Authority and the Board of Directors will be the disciplinary Authority. Same as the Secretary to the Minister in Charge of subject will be the Appealing Authority. | |
| 09. Sub Section 18 (2)(b) I. of Principle Enactment is hereby amended by repealing it and substituting the Section given below. | Amendment of Sub Section 18 (2)b of Principle Enactment |
| 18 (2)b I. Registration of all the institutions which have been established or will be established in future for involving in the development of human resources, control of their functions so as to suit for the requirement of the area, providing guidance ,financial assistance or any other support and deciding time period at which institutions are operated. | |
| II. Implementation of projects through which generate job opportunities within the province by providing suitable services for government ,semi government and private institutions. | |

PART IV

Offences and Penalties

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| 10. Following Section is hereby inserted as the part IV of said Enactment. | Insert part iv in to Principle Enactment |
| 27 (a) i. Any person, who makes a false statement under this statute or for the functions of this statute or upon any report ,order or a term made or provide under this Enactment, | |
| | Offences |

- ii. who evades or rejects to provide any information or a report required by this Enactment,
- iii who neglects the instructions or terms or guidance or orders of the chairman without reasonable grounds,
- iv. who disturbs or obstructs any person in implementing or executing the powers, duties and functions assigned to him by this Enactment ,there under or an order made under that,
- v. who violates any order or provision of this Enactment or made under that or /and willfully evades/obstructs to act accordingly ,shall be a guilty of that offence.

27(b) If every person who violates provisions or orders of this Enactment is found to be a guilty of that offence in a summary trial heard before a Magistrate ,he shall be punished with either description for a term not exceeding 01 year or with a fine of Rs.50000/= or with both.

Punishments

PART V

Definitions

11. Sections 27 and 28 of Principle Enactment are hereby amended by repealing it and substituting the Section given below.

Repeal Sections 27 and 28 and insert part V

28.In this Enactment unless the context otherwise requires,
“Minister” means, Minister in Charge of the subject
of North Western Provincial Council

Definitions

“Chief Secretary” means, Chief Secretary of North Western Province,
“Secretary” means, Secretary of the Minister in Charge of
the subject,

“Director of Provincial Education” means, Director of North Western Provincial Council,

“Commissioner of Co-operative Development “ means, Commissioner of Co-operative Development of North Western Province,

“Chairman” means, the Chairman of Human Resources Development Authority

“Executive Director” means, Executive Director of Human Resources Development Authority,
“General Manager” means, the General Manager of Human Resources Development Authority,

“Provincial Council” means, North Western Provincial Council

“Province” means, North Western Province of Democratic Socialist Republic of Sri Lanka

29.If there is an inconsistency between Sinhala and Tamil, Sinhala text will prevail.

Inconsistency