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The Gazette of the Democratic Socialist Republic of Sri Lanka EXTRAORDINARY

අංක 2331/17 – 2023 මැයි මස 09 වැනි අඟහරුවාදා – 2023.05.09
No. 2331/17 – TUESDAY, MAY 09, 2023

(Published by Authority)

PART I: SECTION (I) – GENERAL

Government Notifications

My No.: IR/COM/05/2019/75.

THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON (1956 REVISED EDITION)

Revocation of Order under Section 4(1)

WHEREAS by Order made under Section 4(1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (Revised Edition 1956), as amended by Act, Nos. 14 and 62 of 1957, 14 of 1962 and 39 of 1968 read with Industrial Disputes (Special Provisions) Act, No. 37 of 1968 dated 05.01.2022 and published in the *Gazette* of the Democratic Socialist Republic of Sri Lanka *Extraordinary* No. 2315/25 dated 18.01.2023 the Industrial Dispute in respect of the matter specified in the statement of the Commissioner General of Labour dated 26.12.2022

Mr. S. A. Kamalasena, Pragathi Mawatha, Kuda Oya, Buttala.

of the one part

and

1. Lanka Sugar Company (Pvt) Ltd., No. 27, Melbourne Avenue, Colombo 04.
2. Lanka Sugar Company (Pvt) Ltd. - Pelawatta, Private Mail Bag, Buttala.

of the other part

was referred to Mr. Wijesooriya Arachchige Jayawickrama, Attorney-at-Law for settlement by arbitration.



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I කොටස: (I) ඡේදය - ශ්‍රී ලංකා ප්‍රජාතාන්ත්‍රික සමාජවාදී ජනරජයේ අති විශේෂ ගැසට් පත්‍රය - 2023.05.09
PART I: SEC. (I) - GAZETTE EXTRAORDINARY OF THE DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA - 09.05.2023

And whereas it is now deemed expedient that the said Order be revoked, due to Mr. Wijesooriya Arachchige Jayawickrama, Attorney-at-Law, Arbitrator has informed to resubmit the reference after amendment, I, Manusha Nanayakkara, Minister of Labour and Foreign Employment do hereby revoke the said Order and further make Order that no proceedings be taken upon the said Order dated 05.01.2022.

MANUSHA NANAYAKKARA,
Minister of Labour and Foreign Employment.

Colombo,
30th March, 2023.

My No.: IR/COM/05/2019/75.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Order under Section 4(1)

WHEREAS an Industrial Dispute in respect of the matter specified in the statement of the Commissioner General of Labour which accompanies this order exists between,

Mr. S. A. Kamalasena, Pragathi Mawatha, Kuda Oya, Buttala.

of the one part

and

1. Lanka Sugar Company (Pvt) Ltd., No. 27, Melbourne Avenue, Colombo 04.
2. Lanka Sugar Company (Pvt) Ltd. - Pelawatta, Private Mail Bag, Buttala.

of the other part

NOW THEREFORE I, Manusha Nanayakkara, Minister of Labour and Foreign Employment do by virtue of the powers vested in me by Section 4(1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Act, Nos. 14 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial Disputes-Special Provisions) Act, No. 37 of 1968 hereby appoint Mr. Wijesooriya Arachchige Jayawickrama, Attorney-at-law, 202/B/61, the Village, Kudamaduwa, Mattegoda to be the arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

MANUSHA NANAYAKKARA,
Minister of Labour and Foreign Employment.

Colombo.
30th March, 2023.

My No.: IR/COM/05/2019/75.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
1956 REVISED EDITION**

Mr. S. A. Kamalasena, Pragathi Mawatha, Kuda Oya, Buttala.

of the one part

and

1. Lanka Sugar Company (Pvt) Ltd., No. 27, Melbourne Avenue, Colombo 04.
2. Lanka Sugar Company (Pvt) Ltd. - Pelawatta, Private Mail Bag, Buttala.

of the other part

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the aforesaid parties is –

Whether Mr. S. A. Kamalasena who worked at the Pelwatta Unit of Lanka Sugar Company (Pvt) Ltd. had been caused injustice by the following matters and if so, to what relief he is entitled:

1. Appointing Mr. S. A. Kamalasena who served as the Acting Deputy General Manager (Human Resources) of the Sevanagala Unit of Lanka Sugar Company (Pvt) Ltd. for 16 months to the permanent post of Manager - HR and transferring him to the Pelwatta Unit of the Company,
2. Deprivation of all allowances and privileges granted to him as the Manager (Human Resources) of the Sevanagala Unit of Lanka Sugar Company (Pvt) Ltd. from 01.10.2016 in transferring him to the Pelwatta Unit of the Company from 08.05.2018,
3. Appointment of other officers from time to time for the permanent post of Deputy General Manager (Human Resources) post of Pelwatta Unit of Lanka Sugar Company (Pvt) Ltd. post on acting basis and not appointing Mr. S. A. Kamalasena to the said DGM (HR) Post if he has the qualifications.

B. K. PRABATH CHANDRAKEERTHI,
Commissioner General of Labour.

Dated at the Office of the Commissioner General of Labour,
Colombo, on this 28th day of March, 2023.

EOG 05 – 0039