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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRA ORDINARY

අංක 2387/22 – 2024 ජුනි මස 05 වැනි බදාදා – 2024.06.05
No. 2387/22 – WEDNESDAY, JUNE 05, 2024

(Published by Authority)

PART I: SECTION (I) – GENERAL

Government Notifications

L.D.B.-4/1981(ii)

NATIONAL ENVIRONMENTAL ACT, No. 47 OF 1980

Order under Section 24C and Section 24D

BY virtue of the powers vested in me by Section 24C and Section 24D of the National Environmental Act, No. 47 of 1980 read with Article 44(3) of the Constitution I, Ranil Wickramasinghe, President, do by this Order, declare-

- (a) That the area of land in which the metes and bounds are set out in the Schedule I hereto shall be an Environmental Protection Area for the purposes of the Act and shall be called the “Warnagalawatta Environmental Protection Area” (hereinafter referred to as the “Protection Area”);
- (b) That for so long as this Order is in force -
- (i) Any planning scheme or project within the Protection Area which is in conflict with the provisions of the aforesaid Act, shall cease to operate in the Protection Area from the date of operation of this Order;
- (ii) No person other than the Authority shall exercise, perform, and discharge any powers, duties or functions relating to the planning and development within the Protection Area:

Provided that, where the Authority delegates any of its powers, duties or functions relating to the planning and development within the Protection Area to any Government Department, corporation, statutory board, local



authority or any public officer under the provisions of Section 26. such Government Department, corporation, statutory board, local authority or public officer may exercise, perform and discharge such powers, duties and functions subject to the provisions of the said Section; and

- (iii) The powers, duties or functions of the Authority relating to physical planning and development within the Protection Area, shall be limited to the activities set out in Part I of the Schedule II hereto and shall be exercised, performed and discharged subject to the conditions set out in Part II of the Schedule II hereto.

In this Order -

“Act” means the National Environmental Act, No. 47 of 1980; and

“Authority” means the Central Environmental Authority established under Section 2 of the National Environmental Act, No. 47 of 1980.

RANIL WICKREMESINGE,
President.

Colombo,
05th June, 2024.

SCHEDULE I

Metes and bounds and the map of the Protection Area

- Extent of the Protection Area is 502.69 hectare.
- The Protection Area is situated in Adavikanda Grama Niladhari Division in Kuruwita Divisional Secretariat in Ratnapura District and in Magala Grama Niladhari Division in Deraniyagala Divisional Secretariat in Kegalle District in the Sabaragamuwa Province.
- The metes and bounds of the Protection Area are as follow:-

North - The Peak Wilderness Nature Reserve

East - The Peak Wilderness Nature Reserve

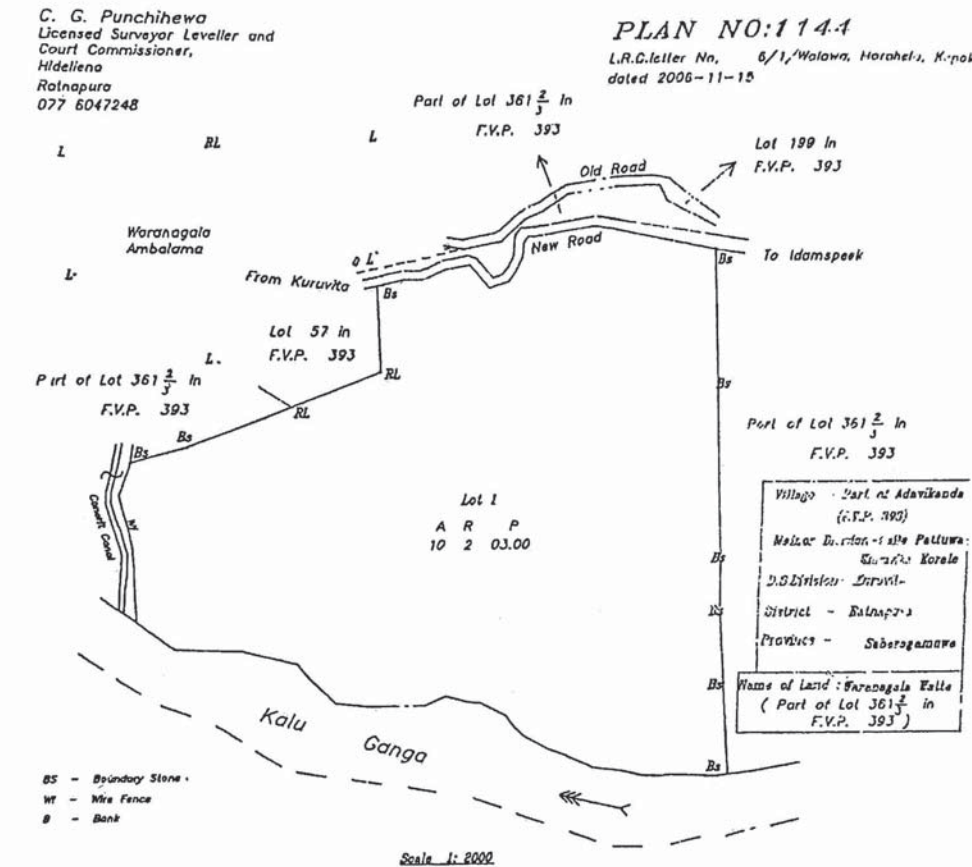
South - The Peak Wilderness Nature Reserve and from the point where boundary of Adavikanda Grama Niladhari Division meets the Peak Wilderness Nature Reserve boundary, along the boundary of the Adavikanda Grama Niladhari Division up to the place mentioned in Global Positioning System (GPS) Co-ordinate E.162599.9, N. 179278.2

West - From Global Positioning System (GPS) Co-ordinates E.162599.9, N.179278.2 up to the place mentioned in Global Positioning System (GPS) Co-ordinates E.161101.0, N.182472.5, along the Global Positioning System (GPS) Co-ordinates E.162468.9, N.179291.3, E.162554.3, N.179382.7, E.162670.7, N.179444.8, E.162723.6, N.179438.2, E.162603.3, N.179514.9, E.162560.9, N.179517.6, E.162531.8, N.179495.1, E.162431.3, N.179426.3, E.162350.9, N.179466.4, E.162369.7, N.179552.6, E.162425.1, N.179586.2, E.162413.4, N.179675.0, E.162399.7, N.179836.7, E.162412.3, N.179943.9, E.162366.0, N.180018.6, E.162394.2, N.180131.9, E.162425.9, N.180191.2, E.162383.6, N.180296.8, E.162330.3, N.180350.4, E.162293.0, N.180412.3, E.162198.8, N.180403.3, E.162075.7, N.180446.9, E.161980.6, N.180508.8, E.161978.0, N.180586.4, E.162046.3, N.180648.3, E.162152.6, N.180612.6, E.162173.3, N.180716.5, E.162280.8, N.180725.9, E.162335.5, N.180611.6, E.162345.1, N.180428.2, E.162436.3, N.180494.9, E.162411.7, N.180588.6, E.162421.3, N.180643.3, E.162394.6, N.180747.3, E.162452.9, N.180832.9, E.162460.5, N.180921.2, E.162585.4, N.181036.5, E.162699.7, N.181120.6, E.162902.1, N.181149.0, E.163090.3, N.181192.9, E.163224.0, N.181279.0, E.163159.4, N.181408.0, E.163090.0, N.181537.0, E.163080.5, N.181627.1, E.162924.9, N.181719.2, E.162775.7, N.181762.0, E.162685.3, N.181828.3, E.162559.6, N.181923.7, E.162369.1, N.181945.2, E.162251.2, N.182047.4, E.161022.2, N.181881.4, E.162081.1, N.182007.1, E.161957.6, N.181991.6, E.161799.3, N.181902.0, E.161591.9, N.181927.4, E.161410.3, N.181854.0, E.161213.0, N.181868.2, E.161119.6, N.181789.3, E.161084.7, N.181859.2,

E.161044.4, N.182006.3, E.160855.0, N.181940.7, E.160717.4, N.181940.7, E.160645.4, N.182074.0,
E.160788.9, N.182145.3, E.160926.1, N.182324.6

4. The land area depicted as Lot 1 in Survey Plan No. 1144 surveyed and prepared by Chandrasiri G Punchihewa, Licensed Surveyor on 06 to 08.04.2007 in extent of 4.2577 hectares is excluded from the Protection Area, being bounded as follows -

North - by Part of Lot 361 2/3 in Final Village Plan 393;
East - by Part of Lot 361 2/3 in Final Village Plan 393;
South - by Kalu Ganga (Kuru Ganga); and
West - by Lot 357 and Part of Lot 361 2/3 in Final Village Plan 393.



Lot	Containing in Extent			North	East	South	West	Remarks
	A	R	P					
1	10	2	03.00	4.2577	Part of Lot 361 2/3 in F.V.P. 393	Part of Lot 361 2/3 in F.V.P. 393	Kalu Ganga	Lot 357 & Part of Lot 361 2/3 in F.V.P. 393
	10	2	03.00	4.2577				

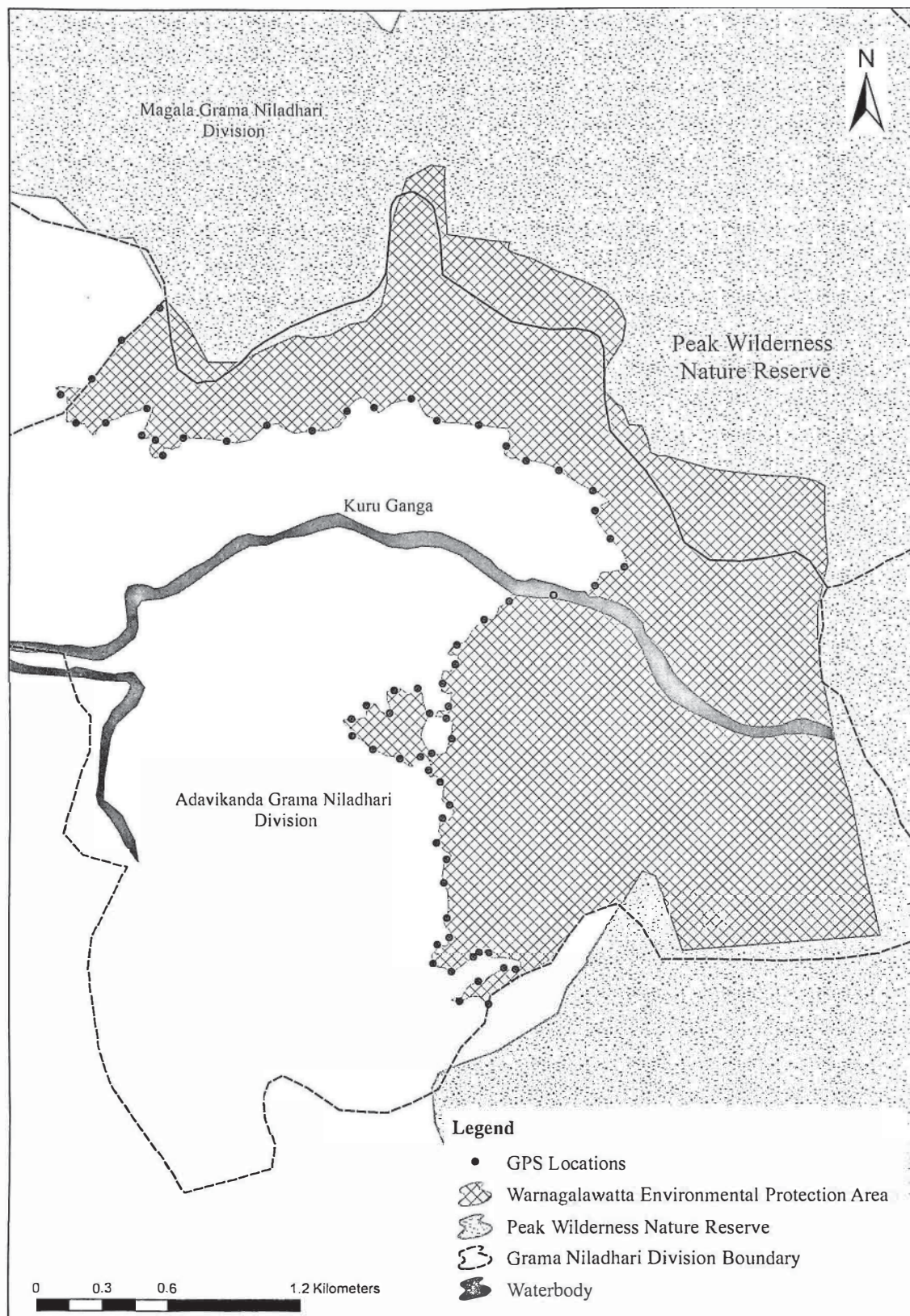
Lot A.R.P. Hectares
10 2 03.00 4.2577

Surveyed on 2007/04/6-8

Boundaries Pointed Out By: Mr. K.P.B.M. Pathirana
Boundaries Pointed Out To: Dealector L.R.C. Ratnapura
Drawn By Computer FB No. 48/54

Copy
Chandrasiri G. Punchihewa
Licensed Surveyor Leveller and
Court Commissioner

5. Map of the Protection Area



SCHEDULE II

Part I

Activities permitted within the Protection Area

The physical planning and development within the Protection Area shall be only for the following activities:-

1. Maintenance of existing infrastructure and buildings (two-religious places, two - Ambalamas, Erathna - Sripada Road and Pilgrims Support Facilitating Centres).
2. Operation and maintenance of existing mini hydro power project.
3. Management of invasive alien species.
4. Educational and Research activities.
5. Excavation, conservation and maintenance of Archeological sites.
6. Construction and maintenance of vehicle park proposed by the Ministry of Provincial Roads Development, Rural Infrastructure, Tourism, Sports and Youth Affairs in the Sabaragamuwa Provincial Council.
7. Maintenance activities of existing road from Erathna to mini hydro power project at Warnagala.
8. Activities related to the sustainability of the Protection Area.

Part II

Conditions to be applied in carrying out the activities set out in Part I of this Schedule within the Protection Area

1. Any physical planning and development set out in Part I of this Schedule shall be carried out subject to the following conditions:-
 - (a) such physical planning and development shall be carried out subject to the provisions of the Act;
 - (b) results of such educational and research activities shall be submitted to the Authority along with a copy of the study or research report;
 - (c) such physical planning and development shall be carried out in such manner as to-
 - (i) not hinder the sustainability of the Protection Area; and
 - (ii) not disturb fauna and flora habitats;
 - (d) invasive alien species shall not be introduced to the Protection Area;
 - (e) any kind of waste or wastewater shall not be disposed to the Protection Area;
 - (f) reclamation of land, activities relevant to land degradation and soil erosion shall not be undertaken in the Protection Area; and
 - (g) sufficient environmental flow shall be maintained in downstream of the Kuru Ganga from weir of the existing mini hydro power project.
2. Where any Government Department, corporation, statutory board, local authority or any public officer carries out any physical planning and development within the Protection Area under the provisions of section 26, the Authority shall prepare and adopt an administrative levy scheme in order to process and evaluate project proposals relating to such physical planning and development and shall monitor such activities.

3. The Authority may, subject to paragraph (j) of section 10 of the Act, appoint a committee which shall be known as the “Warnagalawatta Environmental Protection Area Management and Monitoring Committee to assist the Authority in the performance of its function relating to the planning and development within the Protection Area.
4. Such committee shall consist of-
 - (a) the Divisional Secretary of Kuruwita Divisional Secretariat who shall be the Chairman of such committee;
 - (b) an Assistant Director of the Authority appointed by the Director General who shall be the Secretary of such committee;
 - (c) the Assistant Divisional Secretary of the Deraniyagala Divisional Secretariat;
 - (d) the Secretary of the Kuruwita Pradeshiya Sabha;
 - (e) an officer not below the rank of an Assistant Director of the Department of Wildlife Conservation nominated by the Director General of such Department;
 - (f) an officer not below the rank of an Assistant Director of the Department of Forest Conservation nominated by the Conservator General of Forest of such Department;
 - (g) an officer not below the rank of an Assistant Director of the Department of Archeology nominated by the Director General of such Department;
 - (h) an officer not below the rank of an Assistant Director of the Land Reform Commission nominated by the Director General of such Commission;
 - (i) an officer not below the rank of an Assistant Director of the Department of Land Use Policy Planning nominated by the Director General of such Department; and
 - (j) such other officers not below the rank of an Assistant Director of any Governmental Institution, as may be necessary, as determined by the Authority

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