

**PARLIAMENT OF THE DEMOCRATIC SOCIALIST REPUBLIC OF**   
**SRI LANKA**

**CODE OF CRIMINAL PROCEDURE (AMENDMENT) ACT, No. 14 OF 2021**

**[Certified on 15th of July, 2021]**

*Printed on the Order of Government*

Published as a Supplement to Part II of the **Gazette of the Democratic Socialist Republic of Sri Lanka** of July 16, 2021

PRINTEDATTHEDEPARTMENTOFGOVERNMENTPRINTING, SRILANKA   
TOBEPURCHASEDATTHEGOVERNMENTPUBLICATIONSBUREAU, COLOMBO5

**Price : Rs. 10.00**  **Postage : Rs. 15.00**

*This Act can be downloaded from* www.documents.gov.lk 

|  |  |
| --- | --- |
| *Code of Criminal Procedure (Amendment)* | 1 |

*Act, No. 14 of 2021*

[Certified on 15th of July, 2021]

L.D.—O. 62/2017

AN ACTTOAMENDTHE CODEOF CRIMINAL PROCEDURE   
ACT, NO. 15 OF 1979

BE it enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows:—

|  |  |  |  |
| --- | --- | --- | --- |
| **1.** | This Act may be cited as the Code of Criminal | | Short title  Insertion of new section 43B in  Act, No. 15 of  1979 |
| Procedure (Amendment) Act, No. 14 of 2021. | | |
| **2.** | The following new section is hereby inserted | |
| immediately after section 43A of the Code of Criminal Procedure Act, No. 15 of 1979 and shall have effect as section 43B of that Act:— | | |
| “Duty of  Magistrates to visit police  stations | | 43B. (1) It shall be the duty of every Magistrate to visit every police station situated within the judicial division in respect of which he is appointed, at least once in every month to |

ensure that the suspects under the police custody   
at such police stations are protected to the extent   
provided for in the Convention Against Torture   
and other Cruel, Inhuman or Degrading   
Treatment or Punishment Act, No. 22 of 1994.

(2) For the purpose of subsection (1), the   
Magistrate who visits the police station, shall-

(*a*) personally see the suspect, and look into   
his well-being, welfare and conditions   
under which he is kept at such police   
station; and

(*b*) record his observations and any   
 complaint the suspect may make.

(3) Where the Magistrate is of the opinion,   
that the suspect may have been subjected to

2 *Code of Criminal Procedure (Amendment)*   
 *Act, No. 14 of 2021*

torture, the Magistrate may direct that the   
suspect be produced before a judicial medical   
officer or a government medical officer for   
medical examination, and a report be submitted   
by such medical officer to the Magistrate.

(4) Where the report of such medical officer   
reveals that the suspect has been subjected to   
torture, the Magistrate shall make an   
appropriate order, including directions to   
provide necessary medical treatment to the   
suspect and to change the place of custody of   
such suspect.

(5) The Magistrate shall also direct the   
Inspector General of Police to commence an   
investigation into the alleged torture in order   
to enable the Attorney-General to institute   
criminal proceedings against the person who is   
alleged to have committed the torture.”.

|  |  |  |
| --- | --- | --- |
| Sinhala text to  prevail in case of inconsistency | **3.** | In the event of any inconsistency between the Sinhala |
| and Tamil texts of this Act, the Sinhala text shall prevail. | |

|  |  |
| --- | --- |
| *Code of Criminal Procedure (Amendment)* | 3 |

*Act, No. 14 of 2021*

English Acts of the Parliament can be purchased at the “PRAKASHANA PIYASA”, DEPARTMENTOF GOVERNMENT PRINTING, NO. 118, DR. DANISTER DE SILVA MAWATHA, COLOMBO 8.