

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

*————————*

**FINANCE LEASING (AMENDMENT)**

**A**

**BILL**

**to amend the Finance Leasing Act, No. 56 of 2000**

*————————*

*Presented by the Minister of Finance on 23rd of October, 2019*

(Published in the Gazette on August 09, 2019)

*Ordered by Parliament to be printed*

*————————*

**[Bill No. 305]**

PRINTEDATTHEDEPARTMENTOFGOVERNMENTPRINTING, SRILANKA   
TOBEPURCHASEDATTHEGOVERNMENTPUBLICATIONSBUREAU, COLOMBO5

**Price : Rs. 12.00**  **Postage : Rs. 15.00**

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

*STATEMENT OF LEGAL EFFECT*

Clause 2: This clause amends section 24 of the Finance Leasing Act, No. 56 of 2000, (hereinafter referred to as the “principal enactment”), and the legal effect of the section as amended is to make provisions enabling a lessor to transfer or assign his rights under the lease to any registered establishment without the consent of the lessee.

Clause 3: This clause amends section 26 of the principal enactment, and the legal effect of the section as amended is to make provisions to require the lessor to have validly perfected his rights under the Secured Transactions Act, No. of 2019 if his rights under the principal enactment are to be enforced against a trustee in bankruptcy of the lessee or a creditor of the lessee.

Clause 4: This clause amends section 27 of the principal enactment, and the legal effect of the section as amended is to make provisions recognizing the right of a lessor who has registered his rights under any finance lease under the Secured Transactions Act, No. of 2019, to recover possession of an equipment.

|  |  |
| --- | --- |
| *Finance Leasing (Amendment)* | 1 |

L.D.—O. 66/2017

AN ACTTOAMENDTHE FINANCE LEASING ACT, NO. 56 OF 2000

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

|  |  |  |  |
| --- | --- | --- | --- |
| 5 | **1.** | This Act may be cited as the Finance Leasing | Short title |
| (Amendment) Act, No. of 2019 and shall come into | | and date of |
| operation. |
| operation on such date as the Minister may appoint by Order | |

published in the *Gazette*.

|  |  |  |  |
| --- | --- | --- | --- |
| 10 | **2**. | Section 24 of the Finance Leasing Act, No. 56 of | Amendment |
| of section 24 |
| 2000 (hereinafter referred to as the “principal enactment”) is | |
| of |
| hereby amended in subsection (1) of that section, by the | | Act, No. 56 |
| substitution for the words “A lessor may, with the written | | of 2000. |

consent of the lessee obtained at the time of entering into the finance lease or thereafter, transfer or assign”, of the words “A lessor may transfer or assign”.

|  |  |  |  |
| --- | --- | --- | --- |
| 15 | **3**. | Section 26 of the principal enactment is hereby | Amendment |
| of section 26 |
| amended in subsection (1) of that section, by the substitution | |
| of the |
| for the words “an attachement in execution of such | |
| principal |
| equipment.”, of the words and figures “an attachement in | | enactment. |

execution of such equipment, provided the lessor has validly perfected those rights under the Secured Transactions

|  |  |  |  |
| --- | --- | --- | --- |
| 20 | Act, No. of 2019.”. | | Amendment |
| **4**. | Section 27 of the principal enactment is hereby |
| 25 | of section 27 |
| amended by the substitution for the words “an equipment | |
| of the |
| under this Act or under a provision of a finance lease, | |
| principal |
| may-”, of the words and figures “an equipment under the | | enactment. |
| Secured Transactions Act, No. of 2019 or where there are | |

no competing claimants, under a provision of a finance lease, may-”.

|  |  |  |
| --- | --- | --- |
| 2 | *Finance Leasing (Amendment)* | Sinhala text  to prevail in case of  inconsistency. |
| **5**. | In the event of any inconsistency between the Sinhala |
| and Tamil texts of this Act, the Sinhala text shall prevail. | |

|  |  |
| --- | --- |
| *Finance Leasing (Amendment)* | 3 |

DEPARTMENTOFGOVERNMENTPRINTING