*Consumer Affairs Authority (Amendment)*   
**THE GAZETTE OF THE DEMOCRATIC**   
 **SOCIALIST REPUBLIC OF**  
  **SRI LANKA**

**Part II of August 13, 2021**

SUPPLEMENT

*(issued on 19.08.2021)*



**CONSUMER AFFAIRS AUTHORITY**   
**(AMENDMENT)**

**A**   
**BILL**

**to amend the Consumer Affairs Authority Act No. 9 of 2003**

*Ordered to be published by the Minister of Trade*

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*Consumer Affairs Authority (Amendment)*

*STATEMENT OF LEGAL EFFECT*

*Clause* 2 : This clause amends section 60 of the Consumer Affairs Authority Act, No.9 of 2003, and the legal effect of the section as amended is to introduce a new penalty in respect of offences committed under subsection (4A) of section 60 by contravening any provisions of subsection (5) of section 20 of the said Act.

*Consumer Affairs Authority (Amendment)*

L.D.O 46/2021   
AN ACT TO AMEND THE CONSUMER AFFAIRS AUTHORITY ACT, NO. 9 OF 2003   
 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 Consumer Affairs Authority (Amendment) Act, No. of 2021. | | Short title |
| **2.** Section 60 of the Consumer Affairs Authority Act, No.9 of 2003 (hereinafter referred to as the “principal enactment”) is hereby amended as follows :- | | Amendment of section 60 of Act, No.9 |
| 10 | of 2003 |
| (1) | by the insertion immediately after subsection (4) |
| thereof, the following: - | |
| “(4A) Any person who fails or refuses to comply with an order made under subsection (5) of section 20 or acts in contravention of such order commits an offence and shall on conviction after trial before a Magistrate, be liable to - | |
| 15 | (*a*) where such person is not a body corporate, to | |
| 20 | a fine not less than rupees one hundred thousand and not exceeding rupees five hundred thousand or to an imprisonment of either description for a term not exceeding six months or to both such fine and imprisonment in the case of a first offence, and to a fine not less than rupees two hundred thousand and not exceeding rupees one million or to an imprisonment of either description for a term not exceeding one year or to both such fine and imprisonment in the case of a subsequent | |
| offence ; or | |

1 - PL 012607- 475 (2021/08)

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| 2 | *Consumer Affairs Authority (Amendment)* | | | Act not to  apply in  respect of  offences  committed  prior  to,coming  into  operation of this Act |
| 5 |
| (b) | | where such person is a body corporate, to |
| a fine not less than rupees five hundred | | |
| thousand and not exceeding rupees five | | |
| million in the case of a first offence and to | | |
| a fine not less than rupees one million and | | |
| not exceeding rupees ten million in the case | | |
| 10 | of a subsequent offence.”; and | | |
| (2) | in subsection (5) thereof, by the substitution for | |
| the words and figures “provisions referred to in | | |
| subsections (1), (2), (3) and (4) of this section” | | |
| of the words and figures “provisions referred to | | |
| in subsections (1), (2), (3), (4) or (4A) of this | | |
| section” . | | |
| 15 |
| **3.** For the avoidance of doubt, it is hereby declared that the provisions of section 2 of this Act shall not apply in respect of any offence committed under subsection (4A) of section 60 of the principal enactment, where such offence was. committed prior to the coming into operation of this Act. | | |
| 20 | **4.** In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail. | | | Sinhala text  to prevail in  the event of  any  inconsistency |

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