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

**Part II of March 25, 2022**

**SUPPLEMENT**

(*Issued on 31.03.2022*)



**CODE OF CRIMINAL PROCEDURE**   
**(AMENDMENT)**

**A**

**BILL**

**to amend the Code of Criminal Procedure Act, No. 15 of 1979**

*Ordered to be published by the Minister of Justice*

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*STATEMENT OF LEGAL EFFECT*

*Clause 2*: This clause amends section 281 of the Code of Criminal Procedure Act, No. 15 of 1979 (hereinafter referred to as the “principal enactment”) and the legal effect of the amendment is to make provision for the court to pronounce the sentence as provided for in section 53 of the Penal Code (Chapter 19) in respect of a person who is under the age of eighteen years, at the time of commission by such person of an offence punishable by death.

*Clause 3*: This clause amends section 286 of the principal enactment and is consequential to the amendment made by clause 4.

*Clause 4*: This clause amends section 288 of the principal enactment and the legal effect of the amendment is to make provision to detain any person sentenced under section 53 of the Penal Code (Chapter 19) in an institution established under any written law for the detention of persons under the age of eighteen years.

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

L. D.–O. 80/2021

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

BEit 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 Procedure (Amendment) Act, No. of 2022.

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| --- | --- | --- |
| 5 | **2.** Section 281 of the Code of Criminal Procedure Act, | Amendment |
| of section |
| No. 15 of 1979 (hereinafter referred to as the “principal |
| 281 of Act, |
| enactment”) is hereby amended by the substitution for the | No. 15 of |
| words, “appears to the court to be under the age of eighteen | 1979 |

years,” of the words “is under the age of eighteen years,

10 at the time of the commission of such offence by such person,”.

|  |  |  |
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| 15 | **3.** Section 286 of the principal enactment is hereby | Amendment |
| amended by the substitution for the words and figures, “In | of section |
| 286 of the |
| this section and in section 288 the expression” of the words |
| principal |
| “In this section the expression”. | enactment |
| **4.** Section 288 of the principal enactment is hereby | Replacement |
| of section |
| repealed and the following section is substituted therefor:– |
| 288 of the |

principal

|  |  |  |  |
| --- | --- | --- | --- |
| 20 | “Execution | 288. When any person has been sentenced | enactment |
| of sentences |
| under section 53 of the Penal Code |
| under section |
| 53 of the | (Chapter 19), such person shall be detained in |
| Penal Code | an institution established under any written |
| (Chapter 19) |
| law for the detention of persons under the age |

of eighteen years, for a period specified in the sentence and subject to the provisions of such 25 written law.”.

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

inconsistency

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

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