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

**Part II of April 29, 2022**

**SUPPLEMENT**

(*Issued on 29.04.2022*)



**REVOCATION OF IRREVOCABLE**   
**DEEDS OF GIFT ON THE GROUND OF GROSS INGRATITUDE (AMENDMENT)**

**A**

**BILL**

**to amend the Revocation of Irrevocable Deeds of Gift on the ground of**

**Gross Ingratitude Act, No. 5 of 2017**

*Ordered to be Published by the Minister of Justice*

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*STATEMENT OF LEGAL EFFECT*

*Clause 2*: This clause amends section 2 of the Revocation of Irrevocable Deeds of Gift on the Ground of Gross Ingratitude Act, No. 5 of 2017 (hereinafter referred to as the“principal enactment”) and the legal effect of the section as amended is to make provision to revoke an irrevocable deed of gift on the ground of gross ingratitude, only on an order made by a competent court.

*Clause 3*: This clause replaces section 3 of the principal enactment and the legal effect of the section as amended is to reduce the time period to three years within which an action shall be filed to revoke an irrevocable deed of gift on the ground of gross ingratitude.

*Clause 4*: This clause replaces section 4 of the principal enactment and the legal effect of the section as amended is to specify a comprehensive procedure for the registration of *lis pendens*.

*Clause 5*: This clause amends section 6 of the principal enactment for the purpose of clarity.

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| *Revocation of Irrevocable Deeds of Gift* | 1 |

*on the ground of Gross Ingratitude (Amendment)*

L.D.—O. 48/2021.

AN ACTTOAMENDTHEREVOCATIONOF IRREVOCABLE DEEDSOF GIFT

ONTHEGROUNDOF GROSS INGRATITUDE ACT, NO. 5 OF 2017

BE it enacted by the Parliament of the Democratic Socialist

Republic of Sri Lanka as follows:—

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| --- | --- | --- |
| **1.** | This Act may be cited as the Revocation of | Short title |

Irrevocable Deeds of Gift on the ground of Gross Ingratitude

|  |  |  |  |
| --- | --- | --- | --- |
| 5 | (Amendment) Act, No. of 2022. | | Replacement |
| **2.** | Section 2 of the Revocation of Irrevocable Deeds of |
| Gift on the ground of Gross Ingratitude Act, No. 5 of 2017 | | of section 2 |
| of Act, No. 5 |
| (hereinafter referred to as the “principal enactment”) is hereby | | of 2017 |

repealed and the following section substituted therefor:–

|  |  |  |
| --- | --- | --- |
| 10 | “Revocation | 2. The revocation of an irrevocable deed |
| of | of gift on the ground of gross ingratitude shall |
| irrevocable |
| deed of gift | only be made on an order made by a competent |

court, in an action filed by the donor of such

deed against the donee to have the said deed

|  |  |  |  |
| --- | --- | --- | --- |
| 15 | revoked.”. | | Replacement |
| **3.** | Section 3 of the principal enactment is hereby |
| repealed and the following section substituted therefor:– | | of section 3 |
| of the |

principal

|  |  |  |  |
| --- | --- | --- | --- |
| 20 | “Time period | 3. Court shall not entertain an action | enactment |
| within which | referred to in section 2, unless it is filed within |
| action shall |
| be filed | three years from the date on which cause of |

action arose.”.

2  *Revocation of Irrevocable Deeds of Gift*   
 *on the ground of Gross Ingratitude (Amendment)*

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| **4.** | Section 4 of the principal enactment is hereby | Replacement of section 4 of the |
| repealed and the following section substituted therefor:– | |

principal

|  |  |  |  |
| --- | --- | --- | --- |
| 5 | “Procrdure to | 4. (1) The plaintiff, in an action instituted | enactment |
| be followed |
| under the provisions of this Act shall file or |
| in the |
| registration of | cause to be filed in the District Court with the |
| *lis pendens* |
| plaint, an application for registration of |

*lis pendens* –

(*a*) addressed to the Registrar of Lands or the Registrar of Title as the case 10 may be, in the relevant Land Registry or in the relevant Title Registry as the case may be in which the irrevocable deed of gift sought to be revoked was registered; and

15 (*b*) shall contain the correct prior registration number where the irrevocable deed of gift sought to be revoked has been previously registered.

20 (2) The court shall cause to forward original, counterpart original and a copy of the *lis pendens* to the relevant Registrar of Lands or the Registrar of Title as the case may be, to register the *lis pendens* in the 25 correct volume and folio relating to the relevant land and return the original of such *lis pendens* to the Registrar of the District Court.

*Revocation of Irrevocable Deeds of Gift*  3   
*on the ground of Gross Ingratitude (Amendment)*

(3) Upon the *lis pendens* being duly registered in the correct volume and folio in the Land Registry or in the Title Registry as the case may be, the registered attorney 5 at law for the plaintiff shall file a declaration stating that –

(*a*) the relevant entries in the Land Registry or the Title Registry, as the case may be, have been duly and 10 personally examined by him; and

(*b*) no other person shall be made as a   
party to such case to give notice as   
per such entries.

(4) The District Court may, if it is 15 satisfied of the contents of the declaration, shall issue summons.

(5) The application referred to in subsection (1), shall be in triplicate marked as “original”, “counterpart original” and 20 “copy” and be substantially in the form prescribed by regulations made under the Registration of Documents Ordinance (Chapter 117) and shall contain a blank space for the insertion of the number to be 25 assigned to the action by the District Court.”.

4  *Revocation of Irrevocable Deeds of Gift*   
 *on the ground of Gross Ingratitude (Amendment)*

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| **5.** | Section 6 of the principal enactment is hereby | Amendment of section 6 of the  principal  enactment |
| amended – | |
| (1) | in the definition of the expression “Registrar of |

Lands”, by the substitution for the words “deed of

|  |  |
| --- | --- |
| 5 | gift which is sought to be revoked is situated; and”of the words “deed of gift which is sought to be |

revoked is situated;

(2) by the insertion immediately after the definition of the expression “Registrar of Lands” of the following 10 definition:–

“ “Registrar of Title” means, any person appointed as the Registrar of Title under the Registration of Title Act, No. 21 of 1998, and having jurisdiction over the district in 15 which the land which forms the subject matter of an irrevocable deed of gift sought to be revoked is situated; and”.

|  |  |  |
| --- | --- | --- |
| **6.** | In the event of any inconsistency between the Sinhala | Sinhala text to prevail in case of |
| and Tamil texts of this Act, the Sinhala text shall prevail. | |

inconsistency

|  |  |
| --- | --- |
| *Revocation of Irrevocable Deeds of Gift* | 5 |

*on the ground of Gross Ingratitude (Amendment)*

Department of Government Printing