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

**Part II of March 17, 2023**

**SUPPLEMENT**

(*Issued on 22.03.2023*)



**PENAL CODE (AMENDMENT)**

*(Private Members’ Bill)*

**A**

**BILL**

**to amend the Penal Code (Chapter 19)**

*To be presented in Parliament by Hon. Premnath C. Dolawatte, M.P. for Colombo District*

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| *Penal Code (Amendment)* | 1 |

AN ACTTOAMENDTHE PENAL CODE ( CHAPTER 19 )

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 Penal Code | Short title |

(Amendment) Act, No. of 2023.

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| 5 | **2.** | Sections 365and 365A, of the Penal Code (Chapter | | | | | | Replacement |
| 10 | 19) (hereinafter referred to as the “principal enactment”) is | | | | | | | of Section |
| 365 of the |
| hereby amended as follows:– | | | | | | |
| principal |
| Amendment | | (i) | Section 365 in the principal enactment | | | | enactment |
| of the  provisions regarding | is hereby repealed and it is amended by substituting the following section: | | | | | |
| unnatural | “Whoever | | | voluntarily | has | carnal |
| offences |

intercourse against the order of nature with an animal, shall be punished with imprisonment of either description for a term which may 15 extend to ten years and shall also liable to fine.”.

*Explanation:* Penetration is sufficient to   
constitute the carnal intercourse necessary to   
the offence described in this section.

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| 20 | Repealing of | (ii) | Section 365A of the principal enactment | Repeal of |
| provisions | is hereby repealed. | Section 365A |
| regarding | of the |
| Gross | principal |
| Indecency | enactment |
| between |

person

|  |  |  |  |
| --- | --- | --- | --- |
| 25 | Further | (iii) | The intent of the legislature in enacting |
| disclaimer of | this legislation must be considered as |
| doubts |
| amending the provisions that makes |
| clause |
| sexual orientation a punishable |
| offence. |

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| 2 | *Penal Code (Amendment)* | Sinhala text to prevail in case of |
| **3.** | In the event of any inconsistency between the Sinhala |
| and Tamil texts of this Act, the Sinhala text shall prevail. | |

inconsistency

|  |  |
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| *Penal Code (Amendment)* | 3 |

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