

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

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**PREVENTION OF FRAUDS (AMENDMENT)**

**A**

**BILL**

**to amend the Prevention of Frauds Ordinance (Chapter 70)**

*——————*

*Presented by the Minister of Justice, Prison Affairs*

*and Constitutional Reformson 07th of December, 2023*

(Published in the Gazette on November 29, 2023)

*Ordered by Parliament to be printed*

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**[Bill No. 222]**

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2-2d

Statement of Legal Effect

***Clause 2 :***This clause amends section 2 of the Prevention of Frauds Ordinance (Chapter 70) and the legal effect of the section as amended is to provide a procedure which would facilitate the prevention of forgery in respect of the execution of a deed of transfer.

*Prevention of Frauds (Amendment)*

**L.D. - O. 8/2023**

AN ACT TO AMEND THE PREVENTION OF FRAUDS ORDINANCE (CHAPTER 70)

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

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| 5 | 1.This Act may be cited as the Prevention of Frauds | Short title |
| (Amendment) Act, No. of 2023. | Amendment |
| 2. Section 2 of the Prevention of Frauds Ordinance |
| 10 | (Chapter 70) is hereby amended as follows: - | of section 2 |
| of Chapter |
| (1) by the renumbering of that section as subsection (1); |
| 70 |
| (2) by the addition, immediately after subsection (1) |
| of that section, of the following new subsection: - |

“(2) In relation to a transfer deed –

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| 15  20  25 | (a) both the transferor and the transferee shall affix their signatures and thumb impressions as required by subsection (1):  Provided however, where the transferee is unable to be present and execute the deed or instrument, he shall authorise in writing, any other person to sign such deed or instrument on his behalf, who shall comply with the requirements set out in subsection (1):  Provided further, where the transferee is a corporate body and where the Board of Directors of such corporate body is unable to be present and execute the deed or instrument, |

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| 5 | 2 | *Prevention of Frauds (Amendment)* |
| such Board shall authorise in writing, |
| any other person to sign such deed or |
| instrument on his behalf, who shall |
| comply with the requirements set out in |
| subsection (1). |

(b) if the transferee is a minor, a guardian   
shall be a competent person to act on   
behalf of the transferee for the purpose   
of this section.”.

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| 10 | 3. 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 |
| case of |
| inconsistency |

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