

PARLIAMENT OF CEYLON

5th Session 1951



Newspapers (Amendment) Act, No. 18 of 1951

Date of Assent: July 12, 1951

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Newspapers (Amendment) Act, No. 18 of 1951.

L. D.—O. 36/50.

AN ACT TO AMEND THE NEWSPAPERS ORDINANCE.

Chapter 138,
(Vol. III.
p. 618).

[Date of Assent: July 12, 1951.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Representatives of Ceylon in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Newspapers (Amendment) Act, No. 18 of 1951.

Short title.

2. Section 2 of the Newspapers Ordinance (hereinafter referred to as the "principal enactment") is hereby amended—

Amendment of
section 2 of
Chapter 138.

(a) by the substitution, for the words "delivered at the office of the Registrar-General in Colombo a declaration in writing, setting forth", of the words "delivered at the office of the Registrar of Books and Newspapers a written declaration substantially in the form set out in the Schedule to this Ordinance, specifying";

(b) by the substitution, for the words "every such declaration shall be made", of the words "every such declaration shall, subject to the provisions of sub-section (1) of section 7A, be made";

(c) by the substitution, for the words "Registrar-General, and", of the words "Registrar of Books and Newspapers, and";
and

(d) in the first marginal note to that section, by the substitution, for the word "Registrar-General.", of the words "Registrar of Books and Newspapers.".

3. Section 4 of the principal enactment is hereby amended—

Amendment of
section 4 of
the principal
enactment.

(a) by the substitution, for the words "Registrar-General or Assistant Registrar-General" wherever those words occur collectively in that section, of the words "Registrar of Books and Newspapers"; and

(b) by the substitution, for the word "Registrar-General" wherever that word occurs in that section, of the words "Registrar of Books and Newspapers".

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Amendment of
section 7 of
the principal
enactment.

4. Section 7 of the principal enactment is hereby amended—

- (a) by the substitution, for the words “ Registrar-General in Colombo, if such newspaper be published within twenty miles of Colombo, or if published elsewhere to the Government Agent of the province wherein the same is published, for the Registrar-General, ”, of the words “ Registrar of Books and Newspapers ”;
- (b) by the substitution, for the words “ to the Registrar-General, or to the Government Agent to whom such copies are to be delivered; ”, of the words “ to the Registrar of Books and Newspapers; ”;
- (c) by the substitution, for the words “ officers aforesaid to whom such newspaper shall be delivered the ordinary price of the newspapers so delivered; ”, of the words “ Registrar of Books and Newspapers the ordinary price of the newspapers delivered or caused to be delivered by him at the office of the Registrar of Books and Newspapers; ”;
- (d) by the substitution, for the words “ the Registrar-General shall cause ”, of the words “ the Registrar of Books and Newspapers shall cause ”;
- (e) by the omission of the words “ or shall deliver the same to such party, taking reasonable security for his returning it, ”; and
- (f) in the marginal note to that section, by the substitution, for the words “ to the Registrar-General. ”, of the words “ at the office of the Registrar of Books and Newspapers. ”.

Insertion of
new section 7A
in the principal
enactment.

5. The following new section is hereby inserted in the principal enactment immediately after section 7, and shall have effect as section 7A, of that enactment:—

“ Declarations
and offences
by incor-
porated
companies
and other
corporations.

7A. (1) Where the person who is required to make a declaration under this Ordinance is an incorporated company or any other corporation, an officer of that company or other corporation shall make and sign that declaration on behalf of that company or other corporation.

(2) Where an offence under this Ordinance is committed by an incorporated company or any other corporation, every person who at the time of the commission of that offence was a director, manager or secretary of that company or was an officer of that other corporation, or was purporting to act in any such capacity, shall be deemed to be guilty of that offence unless he proves that that offence was committed without his consent or connivance and that he exercised all such diligence to prevent the commission of that offence as he ought to have exercised having regard to the nature of his functions in that capacity and to all the circumstances."

6. Section 8 of the principal enactment is hereby amended—

Amendment of section 8 of the principal enactment.

(a) by the renumbering of that section as sub-section (1) of that section; and

(b) by the addition, at the end of that section, of the following sub-section:—

' (2) In this Ordinance "Registrar of Books and Newspapers" means the Registrar of Books and Newspapers of the Department of the Government Archivist, and includes any Assistant Registrar of Books and Newspapers of that Department. '

7. The following Schedule is hereby added at the end of the principal enactment:—

Addition of Schedule to the principal enactment.

" SCHEDULE.

(Section 2)

Form of declaration.

I,,/We,, hereby declare as follows:—

(1) The title of the newspaper to which this declaration relates is

(2) The aforesaid newspaper is intended to be printed and published in the house or building bearing assessment number and situated at

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- (3) The name, addition, and place of abode of every person who is intended to be a printer or to conduct the actual printing of the aforesaid newspaper are as follows:—
- (4) The name, addition, and place of abode of every person who is intended to be the publisher of the aforesaid newspaper are as follows:—
- (5) The name, addition, and place of abode of every person who shall be a proprietor of the aforesaid newspaper are as follows:—

Date: Signature of every person named in this declaration as printer, publisher, or proprietor of the aforesaid newspaper:—

This declaration was made before me
....., District Judge of
....., on the
day of

Signature of District
Judge:—