



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

**PROVINCIAL COUNCILS
(CONSEQUENTIAL PROVISIONS)
ACT, No. 12 OF 1989**

[Certified on 30th May, 1989]

Printed on the Orders of Government

**Published as a Supplement to Part II of the Gazette of the Democratic
Socialist Republic of Sri Lanka of June 2, 1989**

PRINTED AT THE DEPARTMENT OF GOVERNMENT PRINTING, SRI LANKA

TO BE PURCHASED AT THE GOVT. PUBLICATIONS BUREAU, COLOMBO

Price : 45 cents.

Postage : 75 cents

Provincial Councils (Consequential Provisions)

Act, No. 12 of 1989

[Certified on 30th May, 1989]

L.D.—O. 77/88

AN ACT TO MAKE INTERIM PROVISION FOR THE INTERPRETATION
OF WRITTEN LAW ON MATTERS SET OUT IN LIST I
OF THE NINTH SCHEDULE TO THE CONSTITUTION.

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

1. This Act may be cited as the Provincial Councils
(Consequential Provisions) Act, No. 12 of 1989 and shall
cease to have effect on such date as the Minister may, by
Order published in the *Gazette*, appoint.

Short title

2. (1) Where any power or function is conferred on, or
assigned to a Minister or to a public officer, as the case may
be, by any written law made prior to November 14, 1987
on any matter set out in List I of the Ninth Schedule, such
power or function may,—

Provision
regarding
interpreta-
tion of
written
law on
matters set
out in
List I of
the Ninth
Schedule
to the
Constitution.

(a) if such power or function is conferred on, or assigned
to, a Minister, be exercised or discharged, in rela-
tion to a Province and unless the context otherwise
requires, by the Governor of that Province or the
Minister of the Board of Ministers of that Province
to whom the subject has been assigned; and
accordingly, references in every such written law
to a Minister shall be deemed to include references
to a Governor of a Province or the Minister of the
Board of Ministers of such Province to whom the
function has been assigned; and

(b) if such power or function is conferred on, or assigned
to, a public officer, be exercised or discharged, in
relation to a Province and unless the context
otherwise requires, by the officer of the provincial
public service holding an office corresponding to
the office held by such public officer; and
accordingly, references in every such written law
to a public officer shall be deemed to include a
reference to the officer of the provincial public
service who holds an office corresponding to the
office held by such public officer.

Act, No. 12 of 1989

(2) Where any law made prior to November 14, 1987, on any matter set out in List I of the Ninth Schedule to the Constitution confers power on a Minister to make any Order, Proclamation, Notification, regulation or rule, such power shall, in relation to a Province and unless the context otherwise requires, be exercised by the Governor of that Province or the Minister of the Board of Ministers of that Province to whom that subject has been assigned, and accordingly, references in any provision of the law conferring that power, to a "Minister" shall be deemed to include a reference to the Governor of the Province or the Minister of the Board of Ministers of the Province to whom that subject has been assigned.

(3) Where any such law as is referred to in subsection (2) makes provision—

(i) for any Order, Proclamation, Notification, regulation or rule made under that law to be laid before Parliament; or

(ii) for the annulment or approval of any such Order, Proclamation, Notification, regulation or rule, by Parliament,

such provision shall have effect in relation to a Province as if references in it to Parliament were a reference to the Provincial Council established for that Province.

(4) In this Act, the expressions "public officer" and "written law" shall have the respective meanings assigned to them by the Constitution.