

PARLIAMENT OF CEYLON

2nd Session 1953



Assignment of Ministers' Functions (Consequential Provisions) Act, No. 29 of 1953

Date of Assent : July 30, 1953

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Assignment of Ministers' Functions
(Consequential Provisions)
Act, No. 29 of 1953

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L. D.—O. 27/52.

AN ACT TO EMPOWER THE PRIME MINISTER TO MAKE SUCH PROVISIONS AS MAY BE NECESSARY TO GIVE FULL EFFECT TO ASSIGNMENTS OF SUBJECTS AND FUNCTIONS TO MINISTERS.

[Date of Assent: July 30, 1953.]

BE it enacted by the Queen'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 Assignment of Ministers' Functions (Consequential Provisions) Act, No. 29 of 1953.

Short title.

2. (1) Where any assignment of any subject or function (hereinafter referred to as "the assignment") is made by the Prime Minister under subsection (4) of section 46 of the Ceylon (Constitution) Order in Council, 1946, the Prime Minister may, by Order published in the *Gazette*, make such incidental, consequential and supplemental provisions as may be necessary or expedient for the purpose of giving full effect to the assignment, including provisions—

Prime Minister's power to make provisions for giving effect to assignments of subjects and functions to Ministers.

- (a) for the carrying on and completion by or under the authority of the Minister to whom the subject or function is assigned of anything commenced by or under the authority of the Minister previously in charge of the subject or function;
- (b) for the substitution, in any instrument, contract or legal proceedings made or commenced before the date when the Order takes effect, of the Minister to whom the subject or function is assigned for the Minister previously in charge of the subject or function;
- (c) for such alteration of the designation of any public officer or the name of any Government Department, or such amalgamation of two or more Government Departments, or such dissolution of any Government Department, as may be necessary in consequence of the assignment; and

(d) for such amendments of any written law as may be necessary in consequence of the assignment.

(2) Every Order made by the Prime Minister under this section and published in the *Gazette* shall have the force of law.

Validation.

3. Where, before the coming into operation of this Act, any assignment of any subject or function was made by the Prime Minister under sub-section (4) of section 46 of the Ceylon (Constitution) Order in Council, 1946, anything done by any Minister by virtue of that assignment shall be deemed to have been as valid and effectual as though this Act had then been in operation and an Order made under this Act and containing such provisions as may be necessary for the purpose of giving full effect to that assignment had then been in force.

Interpretation.

4. In this Act, the expression "assignment of any subject or function" includes a determination by the Prime Minister, under sub-section (4) of section 46 of the Ceylon (Constitution) Order in Council, 1946, of the matters to be retained in his charge.