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1st Session 1965-66



River Valleys Development Board (Amendment) Act, No. 6 of 1965

Date of Assent : August 26, 1965

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Act, No. 6 of 1965*

L. D.—O. 45/63.

AN ACT TO AMEND THE GAL OYA DEVELOPMENT
BOARD ACT.

Chapter 260,
Volume IX,
Page 561.

[Date of Assent: August 26, 1965]

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 River Valleys Development Board (Amendment) Act, No. 6 of 1965.

Short title.

2. (1) In the Gal Oya Development Board Act, hereinafter referred to as the "principal Act", and in any other written law, there shall be substituted—

"Gal Oya Development Board Act" and "Gal Oya Development Board" to be known respectively as "River Valleys Development Board Act" and "River Valleys Development Board".

(a) for the words "Gal Oya Development Board Act", the words, "River Valleys Development Board Act", and

(b) for the words "Gal Oya Development Board", the words "River Valleys Development Board".

(2) Every reference to the Gal Oya Development Board Act and the Gal Oya Development Board in any notice, notification, instrument or other document shall be read and construed as a reference respectively to the River Valleys Development Board Act and the River Valleys Development Board.

3. Section 6 of the principal Act is hereby amended as follows:—

Amendment of section 6 of the principal Act.

(1) in sub-section (1) of that section—

(a) by the substitution, for the words 'within the area (hereinafter referred to as the "area of authority")', of the words 'within any area (hereinafter referred to as an "area of authority")', and

(b) by the substitution, in paragraph (b) of that sub-section, for the words "areas as may be declared", of the words "areas in any part of the Island as may from time to time be declared";

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- (2) in sub-section (2) of that section, by the substitution, for the words "until it has been approved", of the words "until such Order together with the plan of development and the estimated cost has been approved";
- (3) in sub-sections (3), (4) and (5) of that section, by the substitution, for the words "the area of authority", wherever those words may occur collectively in those sub-sections, of the words "an area of authority"; and
- (4) by the substitution, for the marginal note thereto, of the following new marginal note:—

"Areas of authority."

Amendment of
section 7 of
the principal
Act.

4. Section 7 of the principal Act is hereby amended as follows:—

- (1) in sub-section (1) of that section, by the substitution, for the words "the area of authority", of the words "each area of authority"; and
- (2) in sub-section (2) of that section, by the substitution, for the words "within the area of authority", of the words "within an area of authority".

Amendment of
section 8 of
the principal
Act.

5. Section 8 of the principal Act is hereby amended as follows:—

- (1) in paragraph (a) of that section, by the substitution, for the words "the undeveloped area", of the words "each undeveloped area"; and
- (2) in paragraph (h) of that section, by the substitution, for the words "the area of authority", of the words "each area of authority".

Amendment of
section 11 of
the principal
Act.

6. Section 11 of the principal Act is hereby amended by the substitution, for the words "at the date on which the Board is established," of the words "at the date on which the Board is established or the date with effect from which any area is declared to be within the control of the Board under section 6,".

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7. Section 12 of the principal Act is hereby amended by the substitution, for the words "the undeveloped area", of the words "an undeveloped area".

Amendment of section 12 of the principal Act.

8. Section 13 of the principal Act is hereby amended as follows:—

Amendment of section 13 of the principal Act.

(1) in sub-section (1) of that section, by the substitution, for the words "within the area of authority", of the words "within an area of authority"; and

(2) in sub-section (3) of that section, by the substitution, for the words "within the undeveloped area", of the words "within an undeveloped area".

9. Section 14 of the principal Act is hereby amended, in sub-section (1) of that section, by the substitution, for the words "the area of authority", wherever those words occur collectively in that sub-section, of the words "any area of authority".

Amendment of section 14 of the principal Act.

10. Section 15 of the principal Act is hereby amended by the substitution, for the words "the undeveloped area", wherever those words occur collectively in that section, of the words "an undeveloped area".

Amendment of section 15 of the principal Act.

11. Section 16 of the principal Act is hereby amended, in sub-section (1) of that section, by the substitution, for the words "the area of authority", of the words "an area of authority".

Amendment of section 16 of the principal Act.

12. Section 17 of the principal Act is hereby amended by the substitution, for the words "the undeveloped area", wherever those words occur collectively in that section, of the words "an undeveloped area".

Amendment of section 17 of the principal Act.

13. Section 20 of the principal Act is hereby amended as follows:—

Amendment of section 20 of the principal Act.

(1) in sub-section (1) of that section—

(a) by the substitution, for the words "shall have effect in the undeveloped area", of the words "shall have effect in every undeveloped area";

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(b) by the substitution, in paragraphs (a) and (b) of that sub-section, for the words "the undeveloped area", of the words "an undeveloped area"; and

(2) in sub-sections (2) and (3) of that section, by the substitution, for the words "the undeveloped area", wherever those words occur collectively in those sub-sections, of the words "an undeveloped area".

Amendment of
section 22 of
the principal
Act.

14. Section 22 of the principal Act is hereby amended, in sub-section (1) of that section, as follows:—

(1) by the substitution, for the words "the area of authority", wherever those words occur collectively in that sub-section, of the words "any area of authority"; and

(2) by the substitution, for the words "the undeveloped area", wherever those words occur collectively in that sub-section, of the words "any undeveloped area".

Replacement of
section 25 of
the principal
Act.

15. Section 25 of the principal Act is hereby repealed, and the following new section substituted therefor:—

Accounts of
the Board and
audit of such
accounts.

25. (1) The Board shall cause proper accounts of its income and expenditure to be kept and shall prepare an annual statement of accounts relating to its business in such form and containing such particulars as the Minister with the concurrence of the Minister of Finance may from time to time specify.

(2) The accounts of the Board for each financial year shall be audited by the Auditor-General. For the purpose of assisting him in the audit of such accounts, the Auditor-General may employ the services of any qualified auditor or auditors who shall act under his direction and control.

(3) For the purpose of meeting the expenses incurred by him in the audit of the accounts of the Board, the Auditor-General shall be paid by the Board such remuneration as the Minister may determine with the concurrence of the Minister of Finance. Any remuneration received from the Board by the Auditor-General shall, after deducting any sums paid by him to any qualified auditor employed by him for the purposes of such audit, be credited to the Consolidated Fund of Ceylon.

(4) The Auditor-General shall examine the accounts of the Board and furnish a report—

(a) stating whether he has or has not obtained all the information and explanations required by him;

(b) stating whether the accounts referred to in the report are properly drawn up so as to exhibit a true and fair view of the affairs of the Board; and

(c) drawing attention to any item in the accounts which in his opinion may be of interest to the Senate and the House of Representatives in any examination of the activities and accounts of the Board.

(5) The Auditor-General shall transmit his report to the Board.

(6) The Auditor-General and any person assisting the Auditor-General in the audit of the accounts of the Board shall have access to all such books, deeds, contracts, accounts, vouchers and other documents of the Board as the Auditor-General may consider necessary for the purposes of the audit, and shall be furnished by the Board or its officers

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with such information within their knowledge as may be required for such purposes.

(7) For the purposes of this section, the expression "qualified auditor" means any person who is registered as an auditor under the Companies Ordinance."

Replacement of
section 26 of
the principal
Act.

16. Section 26 of the principal Act is hereby repealed, and the following new section substituted therefor:—

" Report of Board and copies of Auditor-General's report, and statement of accounts, to be sent to Minister and laid before the Senate and the House of Representatives.

26. (1) The Board shall, as soon as possible, after the end of each financial year of the Board, make to the Minister a report on the exercise and performance by the Board of its powers and duties during that year and on its policy and programme. The Minister shall lay a copy of such report before the Senate and the House of Representatives.

(2) The Board shall, on receipt of the Auditor-General's report in each year, transmit to the Minister—

(a) a copy of such report, and

(b) a copy of the statement of accounts prepared under sub-section (1) of section 25.

(3) The Minister shall lay copies of the report and statement referred to in sub-section (2) before the Senate and the House of Representatives before the end of the year next following the financial year to which such report and statement of accounts relate."

Amendment of
section 28 of
the principal
Act.

17. Section 28 of the principal Act is hereby amended, in sub-section (1) of that section, as follows:—

(1) by the substitution, for the words " the area of authority ", of the words " an area of authority "; and

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- (2) by the substitution, for the words " the undeveloped area ", of the words " an undeveloped area ".

18. Section 29 of the principal Act is hereby amended by the substitution, for the words " the undeveloped area ", of the words " an undeveloped area ".

Amendment of
section 29 of
the principal
Act.

19. Section 38 of the principal Act is hereby amended by the insertion, immediately after the definition of " Chairman ", of the following new definition:—

Amendment of
section 38 of
the principal
Act.

" developed area " includes any area declared to be, or to be a part of, a Municipality under the Municipal Councils Ordinance or a town under the Urban Councils Ordinance or the Town Councils Ordinance, or any area within the jurisdiction of a Village Council declared to be a built-up locality under section 37 (7) of the Village Councils Ordinance; '.