

PARLIAMENT OF CEYLON

2nd Session 1953



The Courts (Amendment) Act, No. 39 of 1953

Date of Assent : November 2, 1953

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AN ACT TO AMEND THE COURTS ORDINANCE.

Volume I.
Chapter 6,
page 25.

[Date of Assent: November 2, 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 Courts (Amendment) Act, No. 39 of 1953. Short title

2. The following section is hereby inserted immediately after section 51 in Chapter IV, and shall have effect as section 51A, of the Courts Ordinance, hereinafter referred to as the "principal enactment":— Insertion of new section 51A in Chapter 6.

Taxation
of costs in
proceedings
under this
Chapter.

51A. All costs awarded by the Supreme Court in any proceedings under this Chapter shall, except where the Court orders otherwise, be taxed in accordance with the rates specified in Part IV of the Second Schedule to the Civil Procedure Code.

Cap. 86.

3. Section 83A of the principal enactment (inserted by Ordinance No. 40 of 1938) is hereby amended by the substitution, for the words "for every district of the Island", of the words "for the area specified in respect of him". Amendment of section 83A of the principal enactment.

4. The following section is hereby inserted immediately after section 84 in Chapter VIII, and shall have effect as section 84A, of the principal enactment:— Insertion of new section 84A in the principal enactment.

Minister's
power to
amend the
Third and
the Fourth
Schedules.

84A. (1) The Minister may, by Order published in the *Gazette*, amend the Third or Fourth Schedule or replace any of those Schedules with a new Schedule.

(2) No Order made under sub-section (1) shall have effect until it is approved by the Senate and the House of Representatives and notice of such approval is published in the *Gazette*.

4 . *The Courts (Amendment) Act, No. 39 of 1953.*

Amendment
of the
Third
Schedule.

5. The Third Schedule to the principal enactment (inserted by Ordinance No. 40 of 1938) is hereby amended by the addition, at the end thereof, under the heading "Justices of the Peace for portions of the Island", of the following:—

"The Presidents of Rural Courts for the respective areas of jurisdiction of those Courts".

Replacement
of the
Fourth
Schedule.

6. The Fourth Schedule to the principal enactment (inserted by Ordinance No. 40 of 1938) is hereby repealed and the following Schedule is substituted therefor:—

"Fourth Schedule.

Persons who are Unofficial Magistrates by
virtue of office.

The Presidents of Rural Courts for the respective
areas of jurisdiction of those Courts".