

PARLIAMENT OF CEYLON

2nd Session 1961-62



Licensing of Traders (Amendment) Act, No. 22 of 1962

Date of Assent : June 16, 1962

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Licensing of Traders (Amendment) Act,
No. 22 of 1962

L. D.—O. 9/61.

AN ACT TO AMEND THE LICENSING OF TRADERS ACT,
No. 62 OF 1961.

[Date of Assent: June 16, 1962]

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 Licensing of Traders (Amendment) Act, No. 22 of 1962. Short title.

2. Section 5 of the Licensing of Traders Act, No. 62 of 1961, is hereby amended as follows:— Amendment of
section 5 of
the Licensing
of Traders Act,
No. 62 of 1961.

(a) in sub-section (1) of that section, by the substitution, in sub-paragraph (ii) of paragraph (d) of that sub-section, for the words "general revenue", of the words "Consolidated Fund of Ceylon"; and

(b) by the substitution, for sub-section (7) of that section, of the following sub-section:—

“(7) Where any trader refuses or fails to pay into the Consolidated Fund of Ceylon any sum which he has been required so to pay by a punitive order under sub-section (1), such sum may be recovered from him by the authority who issued the licence to him, upon application made by that authority to the Magistrate's Court having jurisdiction over the last known place of business or residence of that trader, in like manner as a fine imposed by that Court, notwithstanding that such sum may exceed the amount of the fine which that Court may in the exercise of its ordinary jurisdiction impose:

Provided that nothing in this sub-section shall authorise or require the Magistrate before whom an application is made to consider, examine or decide the correctness or legality of such punitive order.”.