

PARLIAMENT OF CEYLON

5th Session 1964-65



Army (Amendment) Act, No. 22 of 1964

Date of Assent : September 19, 1964

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L. D.—O. 48/62.

AN ACT TO AMEND THE ARMY ACT.

Chapter 357,
Vol. XI.,
page 97.

[Date of Assent: September 19, 1964]

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 Army (Amendment) Act, No. 22 of 1964.

Short title.

2. Part XV of the Army Act (hereinafter referred to as the "principal Act") is hereby amended under the heading "OFFENCES UNDER THIS ACT WHICH ARE NOT MILITARY OFFENCES", by the substitution, for all the words from "(a) publishes or causes to be published notices or military law," to "relating to recruits for the army, or", of the following:—

Amendment of
Part XV of
Chapter 357.

" 135. Every person, other than a person subject to military law, who without due authority—

(a) publishes or causes to be published notices or advertisements for the purpose of procuring recruits for the army, or relating to recruits for the army, or".

3. The following new section is hereby inserted immediately after section 156, and shall have effect as section 156A, of the principal Act:—

Insertion of
new section
156A in the
principal Act.

" Special provisions relating to the payment of pensions and gratuities to certain members of the Ceylon Defence Force.

156A. Notwithstanding the repeal of the Defence Force Ordinance, No. 8 of 1910, by Act No. 17 of 1949, section 17 of that Ordinance, as amended by Ordinance No. 5 of 1945, shall be deemed to be in force for the purpose of awarding a pension or gratuity to any person who but for such repeal would have been eligible for a pension or gratuity under that section, and accordingly—

(a) a pension or gratuity may be awarded to any such person in accordance with the provisions of that section, and

(b) the determination made under that section and published in *Gazette* No. 9,419 of June 15, 1945, shall continue in force subject to amendment or cancellation by the Minister by notification published in the *Gazette*."

Amendments made in the principal Act by section 2 and by section 3 of this Act to have retrospective effect.

4. (1) The amendment made in the principal Act by section 2 of this Act shall be deemed to have come into effect on the first day of December, 1961, being the date appointed by the Governor-General under section 12 of the Revised Edition of the Legislative Enactments Act as the date from which the revised edition shall come into force.

(2) The amendment made in the principal Act by section 3 of this Act shall be deemed to have come into effect on the date of commencement of the principal Act, and accordingly any pension or gratuity awarded before the date of commencement of this Act to any person who but for the repeal of the Defence Force Ordinance by Act No. 17 of 1949, would have been eligible for such pension or gratuity shall be deemed to have been duly awarded under the powers conferred by the principal Act as amended by this Act.