

PARLIAMENT OF CEYLON

3rd Session 1954-55



Civil Procedure Code (Amendment) Act, No. 48 of 1954

Date of Assent : September 27, 1954

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AN ACT TO AMEND THE CIVIL PROCEDURE CODE.

Chapter 86
(Vol. II.,
page 428).

[Date of Assent: September 27, 1954.]

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 Civil Procedure Code (Amendment) Act, No. 48 of 1954.

Short title.

2. The heading of CHAPTER XXXI of the Civil Procedure Code (hereinafter referred to as the "principal enactment") is hereby amended by the substitution, for the words "PUBLIC OFFICERS", of the words "MINISTERS, PARLIAMENTARY SECRETARIES, OR PUBLIC OFFICERS".

Amendment of
the heading
of CHAPTER
XXXI of the
Civil Procedure
Code.

3. Section 461 of the principal enactment is hereby amended as follows:—

Amendment of
section 461 of
the principal
enactment.

(a) by the substitution, for the words "against a public officer", of the words "against a Minister, Parliamentary Secretary, or public officer";

(b) by the substitution, for the words "Attorney-General or officer", of the words "Attorney-General, Minister, Parliamentary Secretary, or officer"; and

(c) in the marginal note to that section by the substitution, for the words "Attorney-General and", of the words "Attorney-General, Minister, Parliamentary Secretary, and".

4. Section 462 of the principal enactment is hereby amended by the substitution, for the words "in any case.", of the words "or in any action in which the Attorney-General is substituted as a party defendant under section 463.".

Amendment of
section 462 of
the principal
enactment.

5. Section 463 of the principal enactment is hereby amended as follows:—

Amendment of
section 463 of
the principal
enactment.

(a) by the substitution, for the words "Government undertake", of the words "Attorney-General undertakes"; and

4 *Civil Procedure Code (Amendment) Act,*
No. 48 of 1954.

- (b) by the substitution, for the words " a public officer ", of the words " a Minister, Parliamentary Secretary, or public officer ".

Amendment of
section 465 of
the principal
enactment.

6. Section 465 of the principal enactment is hereby amended as follows:—

- (a) by the substitution, for the words " a public officer ", of the words " a Minister, Parliamentary Secretary, or public officer ";
- (b) by the substitution, for the words " without detriment to the public service.", of the words " without detriment to the transaction of any business of the Senate, House of Representatives, or Cabinet of Ministers, or to the public service."; and
- (c) in the marginal note to that section by the substitution, for the words " Public officer ", of the words " Minister, Parliamentary Secretary, or public officer ".