

PARLIAMENT OF CEYLON

1st Session 1952



Special Areas (Colombo) Development (Amendment) Act, No. 41 of 1952

Date of Assent : November 22, 1952

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AN ACT TO AMEND THE SPECIAL AREAS (COLOMBO)
DEVELOPMENT ORDINANCE, No. 40 OF 1947.

[Date of Assent: November 22, 1952]

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 Special Areas (Colombo) Development (Amendment) Act, No. 41 of 1952.

Short title.

2. The Special Areas (Colombo) Development Ordinance, No. 40 of 1947, is hereby amended by the insertion, immediately after section 5 of that Ordinance, of the following new section which shall have effect as section 5A thereof:—

Insertion of
new section 5A
in Ordinance
No. 40 of 1947.

Determination
of compensation
under Defence
(Compensation)
Regulations.

5A. (1) Where in the case of any land referred to in section 3 (1) (a) any dispute with respect to any compensation or the amount of any compensation payable under paragraph (b) of regulation 2 (1) of the Defence (Compensation) Regulations, 1941, arises after December 1, 1952, or had arisen prior to December 1, 1952, but had not prior to that date been referred for determination as provided in regulation 7 of those regulations, then, notwithstanding anything in those regulations, the dispute shall, in default of agreement, be referred to and determined by the Board of Review constituted under the Land Acquisition Act, No. 9 of 1950.

Any such dispute may be heard at an ordinary meeting of the Board of Review.

(2) Regulations 7 and 9 of the Defence (Compensation) Regulations, 1941, and the Defence Compensation (Tribunals) Rules, 1943, shall apply in relation to

the determination of any dispute referred to the Board of Review under sub-section (1)—

(a) subject to the modification that all references therein to a tribunal, or to the President or Registrar of the tribunal shall be construed as if they were references to the Board of Review, or to the Chairman or the Secretary of the Board of Review, as the case may be; and

(b) subject to such other modifications as the Minister of Justice may make for that purpose by Order published in the *Gazette*.

(3) Notwithstanding anything in section 6 of the Defence Regulations (Extension) Act, No. 24 of 1950, the Defence (Compensation) Regulations, 1941, and the Rules referred to in sub-section (2) of this section shall, subject to the modifications mentioned in that sub-section continue in force after December 9, 1952, for the purpose only of enabling disputes to be referred to the Board of Review under this section and to be heard, determined and finally disposed of.