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# The Gazette of the Democratic Socialist Republic of Sri Lanka

## EXTRAORDINARY

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No. 2176/4 - MONDAY MAY 18, 2020

(Published by Authority)

## PART IV (A) — PROVINCIAL COUNCILS

### Provincial Councils Notifications

#### WESTERN PROVINCE PROVINCIAL COUNCIL

**The order made under Section 185 of Pradeshiya Sabha Act, No. 15 of 1987 read with Section 2 of Provincial Councils (Consequential Provisions) Act, No. 12 of 1989**

I, Roshan Gunathilaka, the Governor of Western Province, by virtue of powers vested in me as per provisions stated in Sub-section 185 (2) of Pradeshiya Sabha Act, No.15 of 1987 read with Section 2 of the Provincial Councils (Consequential Provisions) Act, No. 12 of 1989, do hereby appoint Retired Judge of Court of Appeal Hon. Chandradasa Nanayakkara as a Single-person Board of Inquiry to investigate whether the Mr. A. N. K. Sakalasooriya, the Chairman of Divulapitiya Pradeshiya Sabha, while functioning in his office has committed the offences stipulated under Sub-section 185 (1) of the above mentioned Pradeshiya Sabha Act on account of the following mentioned matters/ allegations and present a report within 03 months.

Whereas, the matters/ allegations to be investigated in relation to Mr. A. N. K. Sakalasooriya, the Chairman of Divulapitiya Pradeshiya Sabha :-

- I. While functioning as the Chairman of Divulapitiya Pradeshiya Sabha, due to the action taken to purchase dhal and tinned fish (Salmon) from a private trading place at a price higher than the Government controlled price by spending the advance money obtained from the General Fund of Divulapitiya Pradeshiya Sabha during the period of 30.03.2020 to 08.04.2020 or a period adjacent to such and thereby committing an offence under Section/ Sections 185(l)(c) and/ or 185 (1) (e) of Pradeshiya Sabha Act, No.15 of 1987.



- II. While functioning as the Chairman of Divulapitiya Pradeshiya Sabha, due to the action taken to sell tinned fish (Salmon) and dhal, purchased by spending money from the Fund of Divulapitiya Pradeshiya Sabha, to consumer public at a price higher than the Government controlled price during the period of 30.03.2020 to 08.04.2020 or a period adjacent to such and thereby committing an offence under Section/ Sections 185 (1)(c) and/ or 185 (1)(e) of Pradeshiya Sabha Act, No. 15 of 1987.
- III. While functioning as the Chairman of Divulapitiya Pradeshiya Sabha, due to the action taken to sell food items to the public of Divulapitiya Pradeshiya Sabha area of authority at a higher price exceeding the Government controlled price contrary to the instructions of Circular No. LGD/ 2A/General dated 24.03.2020 issued by the Commissioner of Local Government of Western Province in relation to “Providing Necessary Consumer Goods to the Public to Suppress Covid - 19 Virus” and thereby committing an offence under Section 185(1) (d) of Pradeshiya Sabha Act, No. 15 of 1987.

Further, according to the provisions stated in Sub section 185(2) of Pradeshiya Sabha Act, No. 15 of 1987 read with Section 2 of Provincial Councils (Consequential Provisions) Act, No. 12 of 1989, I hereby announce that this Single - person Board of Inquiry is entitled to the powers entrusted to a Commissioner appointed under Commissions of Inquiry Act and the following schedule includes written and oral evidences identified as applicable when examining the above mentioned matters.

Moreover, according to the powers vested in me under Sub-section 185 (3) of Pradeshiya Sabha Act, No. 15 of 1987 read with Section 2 of Provincial Councils (Consequential Provisions) Act, No. 12 of 1989, I hereby announce that subject to the above mentioned inquiry, the Chairmanship of the Chairman of Divulapitiya Pradeshiya Sabha, S.A.N.K. Sakalasooriya will be suspended with effect from 20th of May 2020.

Furthermore, conforming to the provisions stated further under Sub-section 185(3) of the Pradeshiya Sabha Act, No. 15 of 1987 read with Section 2 of Provincial Councils (Consequential Provisions) Act, No. 12 of 1989, I hereby announce further that the Deputy Chairman of Divulapitiya Pradeshiya Sabha T. T. Indika Jayasinghe is hereby ordered by me to operate the powers and perform functions of the said Chairman's Office suspended thus, in Divulapitiya Pradeshiya Sabha.

**Roshan Gunathilaka,**  
RWP and BAR VSV  
USPPHDFIM (Sri Lanka) NDC PSC  
Marshal of the Sri Lanka Air Force  
Governor  
Western Province.

On 18th May, 2020,  
At the Office of the Governor of Western Province,  
Located in Western Provincial Council Building,  
Battaramulla.

#### **Written evidences to be used to confirm the above mentioned allegations**

1. Document of Advances of the year 2020 of Divulapitiya Pradeshiya Sabha
2. Certified citations of the final pages of the Financial and Policy Committee Document of year 2020 of Divulapitiya Pradeshiya Sabha
3. Voucher No. 511 dated 28.03.2020 of Divulapitiya Pradeshiya Sabha along with attachments

4. Voucher No. 510 dated 28.03.2020 of Divulapitiya Pradeshiya Sabha along with attachments
5. Voucher No. 512 dated 30.03.2020 of Divulapitiya Pradeshiya Sabha along with attachments
6. Voucher No. 532 dated 08.04.2020 of Divulapitiya Pradeshiya Sabha along with attachments
7. Certified citation of the sales-note No. 6644 dated 28.03.2020 issued by Divulapitiya Multipurpose Cooperative Society
8. Certified citation of the sales-note No. 6632 dated 27.03.2020 issued by Divulapitiya Multipurpose Cooperative Society
9. Certified copies of the 04 bills dated 30.03.2020, 31.03.2020, 04.04.2020 and 08.04.2020 issued by Malinda Stores, Divulapitiya in relation to purchase of food items including dhal
10. Certified citation of the Report of Financial and Policy Committee dated 28.03.2020 of Divulapitiya Pradeshiya Sabha
11. Certified citation of the Receipt No. 76452 of Divulapitiya Pradeshiya Sabha for settlement of Advances amounting to Rs. 400,000/- on 28.04.2020
12. File relating to sale of goods at a higher price by a Lorry belonging to Divulapitiya Pradeshiya Sabha.
13. Certified citation of the Report of Chairman of Sri Lanka consumer affairs Authority dated 16.04.2020.

**Oral evidences to be used to confirm the above mentioned allegations**

Name	Designation
1 Mrs. M. Shanthi Chandralatha (Attachment 01)	- Secretary
2 Mrs. S.D.K.D. Satharasinghe	- Management Assistant
3 Mr. M.P. Muditha Divakara Subasinghe	- Work/ Field Labourer
4 Mr. I.A. Ruwan Dhananjaya	- Work/ Field Labourer
5 Mr. M.P.W.G. Gunawardhana	- Chief Management Assistant
6 Mr. P.P. Randima Gayan	- Driver
7 Mr. K. Isuru Chamaka	- Health Labourer
8 Chairman of Divulapitiya Multipurpose Cooperative Society Ltd or his representative	
9 Chairman of Consumer Goods Authority or his representative	
10 E.C.M.Chathurangani	- Investigation Officer