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# The Gazette of the Democratic Socialist Republic of Sri Lanka EXTRAORDINARY

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(Published by Authority)

## PART I: SECTION (I) - GENERAL

### Government Notifications

L. D. B. 15/2014 (II)

#### THE CONSTRUCTION INDUSTRY DEVELOPMENT ACT, NO. 33 OF 2014

REGULATIONS made by the Minister of Housing, Construction and Cultural Affairs under section 58 of the Construction Industry Development Act, No. 33 of 2014 read with subsection (2) of section 52 of the aforesaid Act.

SAJITH PREMADASA,

Minister of Housing, Construction and Cultural Affairs.

Colombo,  
06th March, 2019.

#### REGULATIONS

1. These regulations may be cited as the Construction Industry Development (Registration of Adjudicators) Regulations of 2019.
2. A Person shall not be an Adjudicator to a dispute relating to any contract of construction works unless such person is registered as an adjudicator with the Construction Industry Development Authority (hereinafter referred to as the "Authority").
3. (1) Every person who wishes to be an Adjudicator under regulation 2 shall apply to the Director-General of the Authority in a form as may be determined by the Authority accompanied by a non-refundable processing fee as specified in the Schedule hereto.  
(2) Every applicant under sub-regulation (1) shall possess the following qualifications and experience:-  
(a) a Bachelor's degree from a university recognized by the University Grants Commission of Sri Lanka in Engineering, Architecture or Quantity Surveying;  
(b) a Corporate Membership of the Institution of Engineers, Sri Lanka or Sri Lanka Institute of Architects or Institute of Quantity Surveyors, Sri Lanka obtained through an academic qualification; and



(c) at least ten years relevant experience after obtaining Corporate Membership.

(3) An application under this regulation shall be accompanied by a report consisting of not less than two thousand words demonstrating knowledge and skills. The Director -General may, where necessary require an applicant to furnish further information.

4. (1) Upon the receipt of an application under regulation 3, the Director-General shall refer the application and documents to a Committee appointed by the Authority for recommendation.

(2) Upon the receipt of recommendation of the Committee, the Director- General shall, either register such person as an Adjudicator and issue a Certificate of Registration upon the payment of the registration fee as specified in the Schedule hereto or for the reasons to be recorded by him, refuse to register such person as an adjudicator. The Director-General shall in writing inform the applicant of his decision and in a case of a refusal to register such person as an Adjudicator, he shall state his reasons therefor.

5. Every Certificate of Registration shall be in a form as may be determined by the Authority and such Certificate of Registration shall, unless revoked earlier, be valid for a period specified therein and shall be subject to such terms and conditions specified therein.

6. The Director-General may revoke a Certificate of Registration issued under regulation 4, if he is satisfied that any Adjudicator has violated any provisions of the Construction Industry Development Act, No. 33 of 2014 or regulations or rules made thereunder or any of the terms and conditions of the Certificate or Registration.

7. (1) A Certificate of Registration issued under regulation 4 shall be renewable on application being made in that behalf to the Director-General not less than thirty days before the expiry of the Certificate of Registration accompanied by a renewal fee as specified in the Schedule hereto.

(2) A Certificate of Registration shall be renewed by the Director-General, only if he is satisfied that the Ajudicator has complied with the provisions of the Constrution Industry Development Act, No. 33 of 2014 regulations or rules made thereunder or any of the terms and conditions of the Certificate of Registration.

8. Every person who is aggrieved by the decision of the Director-General may make an appeal to the Appeals Board established under the provisions of section 53 of the Construction Industry Development Act, No. 33 of 2014.

9. (1) Any Ajudicator who has already registered with the Authority and is being functioning on the date of the coming into operation of these regulations, notwithstanding the provisions contained in regulation 2 of these regulations, shall be permitted to continue to function as an Adjudicator for a period specified in the Certificate of Registration.

(2) The Adjudicators referred to in sub-regulation (1) shall, not less than thirty days before the expiry of such period specified in the Certificate of Registraion, apply for renewal in terms of regulation 7(1).

(3) The provisions of regulation 3(2) shall not apply to the Adjudicators referred to in sub-regulation (1).

#### SCHEDULE

Processing Fee, Registration Fee and Renewal Fee

(regulations 3(1), 4(2) & 7(1))

<i>Description</i>	<i>Fee excluding taxes (Rs.)</i>
Processing fee	Rs. 3,000.00
Registration fee	Rs. 20,000.00
Renewal fee	Rs. 20,000.00