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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

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PART IV (A) — PROVINCIAL COUNCILS

Provincial Councils Notifications

PRADESHIYA SABHA ACT, No. 15 OF 1987

THE following orders implemented by me, Tikiri Kobbekaduwa as the Governor of Sabaragamuwa Province, by virtue of powers vested in me under Section 24 and Section 223 of the Pradeshiya Sabha Act No. 15 of 1987, to be read with the Section 2 of the Provincial Council (Consequential Provisions) Act No. 12 of 1989, are hereby published.

TIKIRI KOBBEKADUWA,
Governor of Sabaragamuwa Province.

Governor's Secretariat,
New Town,
Rathnapura.
On 24th January 2023.

Orders

1. These orders are called and known as the series of orders for the permanent markings and delimiting on the roads and narrow roads maintained by the Pradeshiya Sabhas of Sabaragamuwa Province, making arrangements to build plans and prescribing procedures for advertisements publication with a list of names.
2. Pursuant to the Section 23 of the Pradeshiya Sabha Act No. 15 of 1987, the roads and narrow roads to be considered owned by a Pradeshiya Sabha to give the permission for the Pradeshiya Sabhas located in Sabaragamuwa Province to act in accordance with Section 24 of the that Act for a further period and to establish permanent markings and delimiting on those roads and narrow roads and also making arrangements to build plans for those roads and narrow roads and publishing advertisements showing the names of those roads and narrow roads should be done according to the procedures prescribed in this series of orders.



3. (a) A further period of 12 months is hereby granted to the Pradeshiya Sabhas of Sabaragamuwa Province from the effective date of 24.01.2023 to carry out the work under sub-section (1) of section 24 of the Provincial Council Act No. 15 of 1987 hereinafter referred to as "the Act " to be read with the Section 2 of the Provincial Council (Consequential Provisions) Act No. 12 of 1989.
- (b) If any Pradeshiya Sabha in Sabaragamuwa Province hereinafter referred to as "the council" fails to complete the work within the 12 months period further authorize by Section 3 (a) above and if further time is required to complete the work then on the special circumstances that led to it can be requested and the time should be no more than 2 years (a period of two) from 24.01.2023.
4. (a) It will be the duty of the Sabha to identify the roads and narrow streets hereinafter referred to as "road" and to prepare a list of those roads and streets which will be considered to be owned by the Sabha under Section 23 of the Act.
- (b) All the roads and narrow streets included in the immovable properties assigned to the Sabha under Section 16 or Section 17 of the Act will be acted upon by the Sabha to be included in the 4(a) list itself.
5. (a) An identification code number in the form of schedule 01 will be allocated for each road mentioned in the list prepared as per 4 (a).
- (b) Every road an identification code number is allocated, it will be task of the Sabha to make arrangement to collect the following information and related geographical coordinates data.
 - I. Recording the name of any other road connecting the starting point and the geographical coordinates to the left and right of the starting point.
 - II. Confirming whether the road extends from the left side or the tight side from any other road that connects to that road.
 - III. At every point where the shape of a straight line changes from the beginning of the road recording the geographical coordinates of the left and right side of the road.
 - IV. Recording whether a bridge, culvert, box culvert, weir or foot bridge or other watercourse that crosses the road over a river, canal, stream or other water crossing the road and the geographical coordinates indicating their location.
 - V. Recording the geographical coordinates of the starting point and the ending point of any side wall or any other support constructed for the protection of the road.
 - VI. Recording the geographical coordinates of the starting point and the ending point of the drains constructed along the road.
 - VII. Recording the electric poles where the lights are installed and the geographical coordinates of those places.
 - VIII. Recording the surface plane used to develop the road from the starting point to the end point and the geographical coordinates of each point where the surface plane differs from one another.
 - IX. Recording the length of the road in meters.
 - X. Recording the average width of the road and the width of a road in meters.
 - XI. Recording the left and right geographical coordinates of each point where the road width changes.
6. Every document and plan prepared under those orders will be prepared using the geographical coordinates belonging to the Sri Lanka coordinates structure of the Kandawala/Sri Lanka.
7. 4 (a) It will be the duty of the Sabha to prepare a plan in the form of the Second schedule with the help of the data collected regarding the roads mentioned in the list.

8. It will be the duty of the Sabha to make arrangements for the preparation of a document containing information about each road in accordance with the format of the third schedule.
9. (a) The Sabha must decide by a resolution under the First Sub-Sections of Section 24 of the Act to accept the roads included in the list made under section 4 (a) as roads owned by the Sabha.
(b) After taking the decision of the council under Section (a), it will be the function of the Sabha to publish an advertisement in the *Gazette* containing a list of those roads in accordance with the Third Schedule.
(c) If any party has a claim relating to the right of any road included in the notice published in the *Gazette* such party will be entitled to proceed under the provisions of the second subsection 24 of the Act.
10. (a) After publication of a notice under 9 (b) in the *Gazette* it will be the duty of the Sabha to maintain a register containing information relating to cases assigned in a competent court regarding ownership of a particular road.
(b) It will be the role of the Sabha to record the information about the case in the register as soon as the court notifies the Sabha through a notice that a person has filed a case in the court in relation to a notice published under 9 (b) and the information about that case should be recorded in that register and the documents filed in the incident case until the final decision on the case and it will be the role of the Sabha to make arrangements to update the document from time to time as per the details of the work record.
11. In any case before the last date specified by the notice under Section 9 in respect of the right of any road included in the notice which has been assigned in a competent court change the boundary marks of that road and make arrangements to make necessary changes in that plan and the arrangement will be the work of the house such modifications will be valid from the date of the relevant court decision.
12. (a) Roads which have undergone necessary changes under Section 11 and
(b) The Sabha will adopt a resolution that the roads to which no objection has been raised in accordance with the notice in Section 9 (b) will be treated as roads owned by the Sabha and a record of those roads will be published in the *Gazette*.
(c) The adoption of the resolution under Section (b) and publication of the notice in the *Gazette* should be done after the expiry of a three months period from the date of publication of the notice under Section 9 and before the expiry of a six months period.
(d) In respect of any road which has been filed in a competent court in accordance with the notice under Section 9 (b) and a final decision has been given by that court after publication of the notice under Section 12 (b), make necessary changes as may be necessary in accordance with the final decision and addendums including those roads and it shall be the function of the Sabha to cause a notice containing the list to be published in the *Gazette*.
13. (a) Every road included in a notice published under Section 12 will be considered as a road own by the Sabha.
(b) It will be the function of the Sabha to issue an amendment to the notice published under Section 12 in any case where a road deemed to be owned by the Sabha ceases to be used as a road under Section 24 (6).
14. It will be the function of the Sabha to prepare an electronic document and an electronic soft copy road inventory for each road deemed to be owned by the Sabha and to update it from time to time.
15. Unless otherwise required by the term, in this orders should mean-

" Sabha" means the general assemble consisting of members who take decisions regarding all the functions, decisions, terms, and actions of the Pradeshiya Sabha within Sabaragamuwa Province and;

"Minister" means the Honourable Minister in charge of Local Government of the Sabaragamuwa Provincial Council and;

"Governor" means the Honourable Governor of Sabaragamuwa Province and;

"Chairman" means an Honorary Chairman of a Pradeshiya Sabha in Sabaragamuwa Province and;

The term "road" means a road, street, narrow street, base road and a stair deemed to be owned by the council under Section 23 of the act and a reserve and it also includes a bridge connected to it, culvert, box culvert, other watercourse that crosses the road over a river, side wall, a tied or staked drain or foot bridge and;

"Surface of the road" is a development medium using a mixture of stones and bitumen, interlocking stones, concrete, asphalt concrete of fragments and;

Kandawala Sri Lanka coordinate structure means EPSG 5234 Kandawala/ Sri Lankan Grid.

16. If there is any inconsistency between the Sinhala, Tamil and English language texts of these orders then the Sinhala text shall prevail.

FIRST SCHEDULE

5 (1) Section

Allocating code numbers to roads

The code number allocated for a road deemed to be owned by the Sabha should include the followings.

Code: Province/ Pradeshiya Sabha/ Base line road (RDA/PRDA)/ The road owned by the local government/ Side road

Examples: SG/WPS/A4/01/01

- SG - Sabaragamuwa Province
 - WPS - Weligepola Pradeshiya Sabha
 - A4 - Colombo - Batticaloa road (Main road)
 - 01 - Side road
 - 01/01 - Side road of the first side road
- "SG" should be used for the code allocated for the province.
 - The code allocated for Pradeshiya Sabha should be allocated according to the instructions given by the Sabaragamuwa Local Government Commissioner.
 - Base line road means a road belonging to Road Development Authority or Provincial Road Development Authority. The numbers reserved to that road in a notice published in the *Gazette* by that institution should be used for this purpose.
 - The next number in the road code should be a number separated by the order of the roads extending from the base line road. This number should consist of two digits.
 - Here, "Side road" means a side road starting from a road owned by the Local Government. Regarding a side, a number should be assigned to the last two digits of this code. Regarding a road owned by local government which is not a side road these last digits should be "00"

SECOND SCHEDULE

Section 7

Plan of the Road

Road Number	Name of the road	North ↑
Coordinates (Kandawala Sri Lanka)	Map	Catalogue
	Schedule	
	Scale	Data base : Prepared by : Date :
	Approved by : Date :	
	Coordinates (Kandawala Sri Lanka)	

Section 8

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