

**THE GAZETTE OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF
SRI LANKA**

Part II of May 24, 2019

SUPPLEMENT

(Issued on 27.05.2019)



SHRAMA VASANA FUND (AMENDMENT)

A

BILL

to amend the Shrama Vasana Fund Act, No. 12 of 1998

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STATEMENT OF LEGAL EFFECT

Clause 2: This clause amends section 4 of the Shrama Vasana Fund Act, No. 12 of 1998 (hereinafter referred to as the “principal enactment”) and the legal effect of the section as amended is to increase the membership of the Board of Trustees of the Shrama Vasana Fund.

Clause 3: This clause amends section 6 of the principal enactment and the legal effect of the section as amended is to widen the objects of the Shrama Vasana Fund by–

- (a) extending the welfare and medical facilities to the dependents of the employees of the Fund; and
- (b) enabling to provide financial relief to obtain legal assistance to employees in case of termination of employment or in case of industrial dispute.

Clause 4: This clause amends section 7 of the principal enactment and the legal effect of the section as amended is to make certain amendments to the powers and functions of the National Lotteries Board.

Clause 5: This clause amends section 13 of the principal enactment and the legal effect of the section as amended is to incorporate in that section certain provisions applicable for the Lottery conducted by the National Lotteries Board under the provisions of the principal enactment.

Clause 6: This clause amends section 14 of the principal enactment and the legal effect of the section as amended is to set out the procedure to be followed in making rules by the National Lotteries Board.

Clause 7: This clause amends section 21 of the principal enactment and the legal effect of the section as amended is to insert a new definition for the expression “Minister”.

Shrama Vasana Fund (Amendment)

L.D.—O. 42/2013

AN ACT TO AMEND THE SHRAMA VASANA FUND
ACT, NO. 12 OF 1998

BE it enacted by the Parliament of the Democratic Socialist
Republic of Sri Lanka as follows:—

1. This Act may be cited as the Shrama Vasana Fund (Amendment) Act, No. of 2019. Short title.

5 **2.** Section 4 of the Shrama Vasana Fund Act, No. 12 of 1998 (hereinafter referred to as the “principal enactment”) is hereby amended— Amendment
of section 4
of Act, No.
12 of 1998.

(1) by the repeal of subsection (1) thereof and the
substitution therefor of the following subsection:—

10 “(1) The Board shall consist of—

(a) the following *ex-officio* members,
namely—

15 (i) the Secretary to the Ministry
of the Minister who shall be
the Chairman of the Board
(hereinafter referred to as the
“Chairman”);

(ii) Commissioner General of Labour;

20 (iii) General Manager of the National
Lotteries Board;

(b) one representative of the Ministry of
Finance, nominated by the Minister to

whom the subject of Finance is assigned; and

5 (c) four persons appointed by the Minister (hereinafter referred to as the “appointed members”).”.

(2) by the insertion immediately after subsection (1) thereof, of the following new subsection:—

10 (1A) Every *ex-officio* member of the Board shall hold office in the Board as long as such member holds the office by virtue of which he has been appointed to the Board.”; and

(3) in paragraph (b) of subsection (3) thereof, by the substitution for the words, “three members.” of the words, “five members.”.

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

Amendment of section 6 of the principal enactment.

(1) in paragraph (a) thereof by the substitution for the word, “employees;” of the words, “employees and their dependents;”;

20 (2) in paragraph (c) thereof by the substitution for the word, “employees” of the words, “employees and their dependents”; and

(3) by the addition immediately after paragraph (f) thereof of the following new paragraph:—

25 “(g) (i) to provide financial relief to obtain legal assistance to employees where proceedings in respect of termination of employment of an employee or of an industrial dispute, is initiated or pending
30 under the provisions of any written law, before the Commissioner General of

Labour, a Labour Tribunal, an Arbitrator
or an Industrial Court or any court of law;

- 5 (ii) the financial relief provided under this
paragraph shall be subject to such
amount as the Board may determine by
rules made in that behalf under this Act;”.

4. Section 7 of the principal enactment is hereby
amended as follows:—

Amendment
of section 7
of the
principal
enactment.

- 10 (1) by the repeal of paragraph (a) of subsection (2)
thereof and the substitution therefor of the following
paragraph:—

15 “(a) to arrange for the conduct of a Lottery by
the National Lotteries Board with the
inclusion of the expression “Shrama
Vasana” on the face of each such lottery
ticket.”; and

- (2) by the addition immediately after paragraph (i) of
subsection (2) of that section of the following
paragraph:—

20 “(ia) to promote and propagate the lotteries
conducted for the purpose of the Fund;
and”.

5. Section 13 of the principal enactment is hereby
amended—

Amendment
of section 13
of the
principal
enactment.

- 25 (1) by the repeal of subsection (2) thereof and the
substitution therefor of the following subsection:—

30 “(2) Every such Lottery shall have the
expression “Shrama Vasana” on the face of each
Lottery ticket and shall be conducted in such
manner as may be agreed between the Fund and
the Lotteries Board.”; and

- (2) by the insertion immediately after subsection (2) thereof of the following subsection:—

5 “(2A) The agreement between the Fund and the Lotteries Board shall include provisions, *inter alia* pertaining to –

- (a) the prizes to be awarded in the Lotteries so conducted;
- (b) the manner in which unclaimed prizes at such Lotteries are to be dealt with; and
- 10 (c) the amount to be allocated from the proceeds of the Lotteries to the Fund.”.

6. Section 14 of the principal enactment is hereby amended as follows:—

- 15 (1) by the renumbering of that section as subsection (1) of section 14;
- (2) in the renumbered subsection (1) by the substitution for the words, “performance of its powers, duties and functions.” of the words, “performance of its powers, duties and functions or any matter for which rules are authorized or required by this Act to be made.”; and
- 20 (3) by the addition immediately after subsection (1) of that section of the following subsections:—

25 “(2) Every rule made by the Board shall be approved by the Minister, and be published in the *Gazette* and shall come into operation on the date of its publication or on such later date as may be specified therein.

Amendment
of section 14
of the
principal
enactment.

5 (3) Every rule made under subsection (1) shall, not later than six months after its publication in the *Gazette*, be brought before Parliament for approval. Any rule which is not so approved shall be deemed to be rescinded as from the date of such disapproval but without prejudice to anything previously done thereunder.

10 (4) A notification of the date of such disapproval shall be published in the *Gazette*.”.

7. Section 21 of the principal enactment is hereby amended by the insertion immediately after the definition of the expression “Local Authority” of the following definition:—

Amendment of section 21 of the principal enactment.

15 “ “Minister” means, the Minister to whom the implementation of the provisions of this Act is assigned;”.

8. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

Sinhala text to prevail in case of inconsistency.

