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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

අංක 2092/14 – 2018 ඔක්තෝබර් මස 08 වැනි සඳුදා – 2018.10.08

No. 2092/14 – MONDAY, OCTOBER 08, 2018

(Published by Authority)

PART IV (A) – PROVINCIAL COUNCILS

Provincial Councils Notifications

UVA PROVINCE PROVINCIAL COUNCIL

The Revised Charter amendment of Uva Provincial Passenger Transport Service Authority of Uva Provincial Council

I wish to publish the proposed charter amendment below for getting views from the public.

This amendment have to be forward for getting kind approval from Uva Provincial Council after 10 days from the date of published and therefore please be kind enough to send your comments and suggestions in writing within 10 days from the date of published to my address mentioned below.

BALAGE SALIYA SUMEDHA DE SILVA,
Minister of Sports and Youth Affairs, Tourism, Transport
Cultural Affairs and Textiles and Small Industries,
Uva Provincial Council,
Badulla.

26th of September, 2018,
Ministry of Sports and Youth Affairs, Tourism, Transport,
Cultural Affairs, Textile and Small Industries,
Uva Provincial Council,
Badulla.



THE REVISED CHARTER (AMENDMENT) FOR UVA PROVINCIAL PASSENGER TRANSPORT SERVICE AUTHORITY

A charter came into operation for amending the charter for Passenger Transport Service Authority of No. 01 of 2001.

Uva Provincial Council of Uva Province of Democratic Socialistic Republic of Sri Lanka do hereby enact this charter.

Brief title and date of commencement.

1. This charter shall be cited as the charter (amendment) for Road Passenger Transport Service Authority of No..... of 2018 and it shall come into operation from the day it receives the approval of the Governor of Uva Province.

Amending the preface of the main charter.

2. The term “Passenger Transport Service Authority” in the preface of the charter for Passenger Transport Service Authority of No. 01 of 2001 of Uva Provincial Council herein after referred as the main charter shall be hereby amended by substituting the term “Road Passenger Transport Service Authority”.

Amending the headline of the part 1 of the main charter.

3. Instead of the term “establishing Passenger Transport Authority for Uva Province” referred to in part 1 of the main charter shall be replaced with the term “establishing Road Passenger Transport Service Authority for Uva Province” and the said section is hereby amended.

Amending the section 3 of the main charter.

4. Instead of the term “Passenger Transport Service” referred in section 3 of the main charter shall be replaced with the term “Road Passenger Transport Service” and the said section is hereby amended.

Amending the section 6(a) of the main charter.

5. Instead of the terms referred in section 6 (a) of the main charter shall be replaced with the term “of thirteen members” for “of eleven members”, the term “six members with official powers” for “five members with official powers” the term “seven appointed members” for “six appointed members”.

Amending the section 6(c) (1) (2) of the main charter.

6. Instead of the term “Passenger Transport” referred in section 6(b)(1)(2) of the main charter shall be replaced with the term “Transport” and the said section is hereby amended.

Amending the section 6(c)(6) of the main charter.

7. Following sub section shall be included further to the sub section (6)(c)(5) of the main charter and it shall come into force as sub section 6 (c)(6) of the main charter.

“6 (c)(6) Motor Traffic Inspector”

Amending the section 6(e)(1) of the main charter.

8. Instead of the term “three persons” referred in the section 6 (e)(1) of the main charter shall be replaced with the term “two persons” and the said sub section is hereby amended.

Amending the section 6(e)(3) of the main charter.

9. Following sub section shall be included by rescinding the sub section (6)(e)(3) of the main charter.
“Two persons from the root permit holders of Uva Provincial Transport Service Authority”.

Amending the section 6(e)4 (a) (i) of the main charter.

10. Following sub section shall be included by rescinding the sub section 6(e) 4 (a)(i) of the main charter and it shall come into force as subsection 6 (e)(4)(a) of the main charter. 6 (e)(4)(a) Regional officer of Sri Lanka Transport Board.
11. Instead of the term “out of members of the Authority” referred in the main charter shall be replaced with the term “out of the members of Director Board of the Authority” and the said sub section is hereby amended.

12. Following new sub section shall be included further to the section 11 of the main charter and the said sub section shall come into force as sub section 11 (a) of the main charter.

“11 (a) term of the office of the appointed members shall be ended by not attending three times to the Director Board meetings without prior informing.”

Including the New Sub-section 11(a) of the main charter.
13. Following sub section shall be included by rescinding the sub section 19 (a) of the main charter.

“Inspecting and surveying on the availability of a sufficient vehicle service with an acceptable level of quality and setting the standards in relation to those services for fulfilling the passenger and goods transport requirement within and in relation to Uva Province”.

Accommodating the section 19 (a) of the main charter.
14. Following sub section shall be included by rescinding the sub section 19(c) of the main charter.

“Making regulations in relation to issuing, renewing, amending and cancelling of permit or any other authority to a certain person or institution to deploy a vehicle for goods and passenger transport on separate charges”.

Accommodating the section 19 (c) of the main charter.
15. Instead of the term “of sub section (3)” referred in the sub section 19(d) of the main charter shall be replaced with the term “of sub section (c)” and that section is hereby amended.

Amending the section 19 (d) of the main charter.
16. Instead of the term “for passenger transport service permit holder” referred to in the sub-section 19 (e) of the main charter shall be replaced with the term “for road passenger transport authority service permit holder” and that section is hereby amended.

Amending the section 19 (e) of the main charter.
17. Instead of the term “for passenger transport service permits” referred to in the sub-section 19 (f) of the main charter shall be replaced with the term “for road passenger transport authority service permits” and that section is hereby amended.

Amending the section 19 (f) of the main charter.
18. Instead of the term “a bus deploys for passenger transport service under the authority of passenger transport service permit” referred to the sub section 19 (g) of the main charter shall be replaced with the term “a vehicle deploys for road passenger transport service under the authority of road passenger transport service permit or a charter” and that section is hereby amended.

Amending the section 19 (g) of the main charter.
19. Instead of the term “the drivers and conductors of the buses deploy for passenger transport service under the authority of passenger transport service permit” referred to in the sub-section 19(h) of the main charter shall be replaced with the term “the drivers and conductors of the buses deploy for road passenger transport service under the authority of road passenger transport service permit or authority permit” and that section is hereby amended.

Amending the section 19 (h) of the main charter.
20. Instead of the term “the passenger transport permit” referred to in the sub-section 19 (i) (j) of the main charter shall be replaced with the term “the road passenger transport service authority permit” and those sections are hereby amended.

Amending the sub-section 19 (i) (j) of the main charter.
21. Following sub-section shall be included by rescinding the sub-section 19(k) of the main charter

Prescribing the reports that should be maintained or presented to the authority in relation to the persons to be deployed as the drivers, assistants and conductors of the buses set out for road passenger transport service, by a road passenger transport service permit holder issued under this charter and under the authority of said permit and in relation to the time schedules of starting and finishing the service of that person.

Accommodating the section 19 (k) of the main charter.

Accommodating the section 19 (p) of the main charter.

22. Following sub-section shall be included by rescinding the sub-section 19(p) of the main charter and that should come into force as the sub-section 19(p) (i) and 19(p) (ii) of the main charter.

19 (I) (i) registering the road passenger transport service vehicles owners' unions, improving the contribution, enacting the regulations and enacting the provisions for providing guidance and aids, supports, services and welfare facilities seemed to be required.

19 (I) (ii) establishing unions for controlling, formalizing and improving the quality of road passenger transport services, registering and enacting the regulations related to them and enacting provisions for providing guidance and welfare facilities seemed to be required.

Amending the section 19 (q) (ii) of the main charter.

23. Instead of the term “for the passenger transportation” referred to in the sub-section 19 (q) (ii) of the main charter shall be replaced with the term “for the road passenger transport service” and that section is hereby amended.

Including the section 19 (q) (iii) of the main charter.

24. The sub-section 19 (q) ii of the main charter hereby amended by including the following new Sub-section further to it and it shall come into force as Sub-section 19 (q) iii of the main charter.

19 (q) iii - an arbitration board shall be established for resolving the conflicts happen in relation to the all service providers, service receivers of every road passenger transport service, officers and servants of the authority.

Accommodating Sub-section 19 (r) of the main charter.

25. Following subsection shall be included by rescinding the sub-section 19 (r) of the main charter and it shall come into force as 19 (r) (i) and 19 (r) (ii) of the main charter.

19 (r) (i) Making the regulation on,

01. Service rights;
02. Professional skills facilities and feasibility;
03. Disciplines and order that should obey while in service;
04. Uniforms, badges or symbols that should wear while in service.

in relation to the drivers, conductors and driving assistants employed in the passenger and goods transport service vehicles.

19 (r) (iii) Establishing, maintaining and developing a professional training institution by the authority for the drivers, conductor and driving assistants deploy in road passenger transport service.

Including new Sub- section 19 (t) of the main charter.

26. The Sub-section 19 (t) of the main charter hereby amended by including following new Sub-section further to it and it shall come in to force as Sub-section 19 (u) of the main charter.

Keeping a vehicle service station by the authority for the quality of the vehicles deploy in the road passenger transport service and maintaining, prescribing the charges of the service maintenance and making the regulations related to it.

Amending the section 21 of the main charter.

27. Following section shall be included by rescinding the section 21 of the main charter.

Required carder shall be decided by the Director Board of the Transport Authority and the approval of the National Salaries and Carder Commission should be taken with the recommendation of the Chief Secretary of Uva Provincial Council and with the recommendation of the Secretary of the Ministry in charge of Transport and with the agreement of the Minister in charge of Transport.

Amending the Sub- section 22 (t) of the main charter.

28. Instead of the term “above paragraph 22” referred to in the sub-section 22 (1) of the main charter shall be replaced with the term “above paragraph 21” and that sub section is hereby amended.

29. Instead of the term “he should liable to one of the punishments of a fine not more that Rs. 2,000.00 or for a imprisonment not more than one year” referred to in the sub-section 29 (a) of the main charter shall be replaced with the term “he should liable to a punishment of a fine not more that Rs. 100,000.00 or for a imprisonment not more than two years with light works” and that section is hereby amended.
Amending the Sub- section 29 (a) of the main charter.
30. Instead of the term “he should liable to one of the punishments of a fine not more that Rs. 2,000.00 or for a imprisonment not more than 12 months” referred to in the sub-section 29 (a) of the main charter shall be replaced with the term “he should liable to one of the punishments of a fine not more that Rs. 100,000.00 or for a imprisonment not more than two years with light works” and that section is hereby amended.
Amending the sub-section 29 (b) of the main charter.
31. Section 32 of the main charter hereby removed and following new section shall be replaced instead of that.
Accommodating section 32 of the main charter.

Responsibility on general supervision on credits to the authority fund, paying form that and administrating this money in proper way and accounting shall be assigned to the General Manager.
32. The Section 33 of the main character shall be replaced with the term “formalizing road passenger transport service” for the term “formalizing passenger transport service” and the term “ bus stands and vehicle parks” for the term “bus stand”
Amending the Sub-section 33 of the main charter.
33. Section 36 of the main charter hereby removed and following new sub-section shall be replaced instead of that and those Sub-sections shall come into force as sub-section 36 (a) and 36 (b) of the main charter.
Accommodating section 36 of the main charter.

36 (a) monthly account statements shall be investigated by the internal audit branch and shall be sent to the accounts unit of the authority before the end of the next month.

36 (b) Annual account reports should be forwarded to the Auditor General before the 31st of the March of the coming year from the end of the financial year.
34. Section 37 of the main charter hereby rescinded.
Rescinding of the section 37 of the main charter.
35. Section 40 of the main charter hereby removed and following new sub section shall be replaced instead of that,
“On the agreement of the Director Board of the Authority one or several accounts may be maintained in a government bank.”
Accommodating the section 40 of the main charter
36. Following section unders the interpretation 45 of the main charter shall be removed and following new sections shall be added instead of that.
Amending and accommodating the section 45 of the main charter

Instead of the term“ ‘authority’ ‘provincial authority’ means ‘Uva Provincial passenger transport authority’ ”shall be replaced with the term “means Uva Provincial road Passenger trainsport authority.”

Instead of the term “Minister ‘means’ the Minister in charge of passenger transport service of Uva Provincial Cabinet’ ” shall be replaced with the term “Minister ‘means’ the Minister in charge of transport service of Uva Provincial Cabinet.”

Instead of the term “ any name from ‘permit’ ‘passenger service permit’ ‘passenger transport service permit’ ‘root permit’ means the passenger service permit issued vesting the powers to deploy a bus in the root for passenger transport indicated in the permit on several charges under this charter or another written law “shall be replaced with the term” means the road passenger transport service permit issued vesting the powers to deploy a vehicle in the root for passenger or goods transport indicated in the permit in several charges under the main charter or this charter of another written law.”

“Transport permit” means the written permission given for passenger/goods or other transport in Uva Province.

“Passengers” means the passengers transported by charging a fee from buses, three wheelers, garden vehicles, office services, garment services, school services and other vehicles.

“Goods” means all the non passengers goods which transported on fees and rental basis.

37. In the event of any inconsistency between the Sinhala, Tamil or English texts of this charter, the Sinhala text shall prevails.

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