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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

MINIPE PRADESHIYA SABHA

By Laws

I, Sarath Ekanayake, as the Minister in Charge of the subject of Local Government of the Central Provincial Council, do hereby notify according to the powers vested in me under Sub-section (1) of Section 123 of the Pradeshiya Sabha Act, No. 15 of 1987, to be read with Sub-section (1) (a) of Section 2 of the Provincial Council Act, No. 12 of 1989 (Consequential Provisions) has approved the following By-laws framed by the Minipe Pradeshiya Sabha, according to powers vested under the Sub-section (e) VII of Section (126) of the said Act, to be read with Sub-section (1) of Section 122 of the Pradeshiya Sabha Act, No. 15 of 1987 and the said By-laws shall be effective within the Pradeshiya Sabha authority area of Minipe from the date of publication of this notification in the Government Gazette.

SARATH EKANAYAKE,
The Chief Minister of the Central Province
and the Minister in charge of the subject of
Local Government.

Office of the Chief Minister
of the Central Province,
Kandy,
31st January, 2014.

MINIPE PRADESHIYA SABHA

BY-LAW RELATING TO PARKING HIRING CARS AND MOTOR VEHICLES

01. This By-law is cited as far By-law for parking controlling and regulating hiring cars and motor vehicles within the Minipe Pradeshiya Sabha Authority Area and for Levying licensing fees from such vehicles.

02. No Motor Vehicle shall be parked at any public place for the purpose of hiring such vehicles except at a place approved by the Pradeshiya Sabha of Minipe and duly notified by the Chairman according to 1st Schedule shown herein. Such parking places shall be amended and new parking places shall be named on a resolution passed in the Council.



03. Hiring cars and motor vehicles shall be parked at places shown in the 1st Schedule hereinafter payment of fees shown in the 2nd Schedule together with relevant crown fees to the council annually. Such hiring cars and motor vehicles shall be registered in the Council. Relevant fees shall be determined by the Council from time to time and such amended fees shall be valid only after publication of a notification in the *Government Gazette*.

04. No person shall park a motor vehicle in the parking places shown in the 1st Schedule herein situated within the Pradeshiya Sabha Authority Area, except on a license issued by the Chairman or by an office authorized by him and such parking arrangement shall operate from 6.00 a.m. to 7.00 p.m. daily.

05. The period of validity of every license issued under these By-laws shall expire on the last date of the calendar month for which it is issue unless it is cancelled earlier by the Chairman or by an officer authorized by him.

06. For the purpose of obtaining a license, an application as stipulated in the third Schedule herein shall be forwarded to the Chairman by the owner or driver of the vehicle.

07. The license issued in respect of a motor vehicle parked in a parking place shall be Produced for inspection of a traffic warden or a person appointed by the Chairman for the purpose whenever a request is made from the owner or driver of such vehicle.

08. Vehicle parking license shall have to be obtained before the first day of the every relevant month.

09. No motor vehicle shall be parked in a hiring car and motor vehicle parking place without a valid license issued by the Minipe Pradeshiya Sabha

10. Whenever a motor vehicle is to be removed from a vehicle parking place permanently or for a period not less than 14 days, such removal shall be immediately notified to the Council office and if fail to notify accordingly relevant monthly fees shall be payable to the Council.

11. No vehicle shall be washed or cause to be washed or repaired within a hiring car and motor vehicle parking place.

12. No person shall behave drunkenly or under influence of liquor, or misbehave or behave in disorderly manner, causing any hindrance inside a hiring car parking place or inside a vehicle parked therein.

13. Contravening any of the provisions of these By-laws is an offence and when convicted in a court of law having jurisdiction the maximum fine and punishment imposable and when such contravention is committed continuously and when convicted or in the case of continuous contravention after delivering a written notice by the Chairman or by an office authorized by him drawing attention for such contravention, the maximum additional fine imposable for each day of continuing such contravention shall respectively be as defined under Sub-section (02) of Section (112) of the Pradeshiya Sabha Act, No. 15 of 1987.

14. It shall be lawful to cancel a license issued to a person who has convicted in a court of law twice or more times on account of violation of these By-laws and/or in addition to any other punishment imposed by a court of law having jurisdiction. Such person has no right to claim any compensation for such cancellation.

15. Unless the content otherwise requires in these By-laws :

“Council” means the Pradeshiya Sabha of Minipe.

“Chairman” means the Chairman of Minipe Pradeshiya Sabha.

By-laws “Authorized Officer” means an Officer Authorized by the Chairman of Minipe Pradeshiya Sabha.

“Traffic Warden” means an Officer appointed by the Minipe Pradeshiya Sabha for control of traffic.

“Motor car or Hiring car” means a Three Wheeler, Lorry, Motor Van, Tractor, Truck, Hand Tractor.

In the event of any inconsistency in the Sinhala, Tamil and English text of these By-laws the Sinhala text shall prevail.

1ST SCHEDULE

Hettipla Road

01. Ela 1
02. Ela 4
03. Ela 4
04. Ela 7
05. Ela 10
06. Ela 13
07. Ela 17
08. Udawela
09. Meegolla Junction
10. Himbutuwa Junction
11. Ela 28 - Dahamigama Junction
12. Kolongoda
13. Heenganga

Hasalaka Town

01. Post Office Road
02. Clock Tower Left and Right side
03. Opposite to the Bust Halt
04. From the right side of the Post Office Road to the out post of the Bus Halt

Randenigala Road

01. Bridge Junction
02. Weragantota Old Road Junction
03. Morayaya
04. Handaganawa
05. 5th Mile Post Junction
06. 6th Mile Post Junction
07. 8th Mile Post

2ND SCHEDULE

Annual Fees for parking hiring Cars and motor vehicles

- | | |
|--------------------------------|--------|
| 01. For a lorry | 600.00 |
| 02. For a motor van | 600.00 |
| 03. For a tractor with trailer | 600.00 |
| 04. For a motor car | 600.00 |
| 05. For a hand tractor | 600.00 |
| 06. For a three-wheeler | 600.00 |

3RD SCHEDULE

MINIPE PRADESHIYA SABHA**Application for Registration of Vehicles and Obtaining License**

1. Number of the vehicle and the type of vehicle
2. Name of owner
3. Number of the National Identity Card
4. Address of the owner
5. Name of driver
6. National Identity card number of the driver
7. Driving License number
8. Address of the driver
9. Place applied for parking the vehicle
10. The Purpose for which the vehicle is used
11. Capacity/extent

I certify that the above given information is true and correct.

.....
Signature applicant/Driver.

Date :

Approval of the Chairman

Issue of the license is approved/not approved after charging a fee of
Rs.....

Chairman,
Minipe Pradeshiya Sabha.

Date :

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MINIPE PRADESHIYA SABHA**By Laws**

I, Sarath Ekanayake, as the Minister in Charge of the subject of Local Government of the Central Provincial Council, do hereby notify according to the powers vested in me under Sub-section (1) of Section 123 of the Pradeshiya Sabha Act, No. 15 of 1987, to be read with Sub-section (1) (a) of Section 2 of the Provincial Council Act, No. 12 of 1989 (Consequential Provisions) has approved the following By-laws framed by the Minipe Pradeshiya Sabha, according to powers vested under

the Sub-section (e) VII of Section (126) of the said Act, to be read with Sub-section (1) of Section 122 of the Pradeshiya Sabha Act, No. 15 of 1987 and the said By-laws shall be effective within the Pradeshiya Sabha authority area of Minipe from the date of publication of this notification in the Government Gazette.

SARATH EKANAYAKE,
The Chief Minister of the Central Province
and the Minister in charge of the subject of
Local Government.

Office of the Chief Minister
of the Central Province,
Kandy,
31st January, 2014.

MINIPE PRADESHIYA SABHA

BY-LAW RELATING OFFENSIVE TRADES, DANGEROUS TRADES AND OFFENSIVE AND DANGEROUS TRADES OR BUSINESS

1. These By-laws are enforced for the purpose of marking provision for regulating, supervision, controlling offensive trades, dangerous trades and offensive and dangerous trades and for levying fees from such business carried out within the Pradeshiya Sabha authority area of Minipe.

2. No person within the Pradeshiya Sabha Authority limits of Minipe shall conduct or maintain an offensive trade, dangerous trade or offensive and dangerous trade, shown in the schedules herein, unless such a person is in possession of a license issued by the Chairman.

3. Every license issued shall be valid until the 31st of December of the year for which it is issued unless such license is cancelled earlier.

4. No person shall have the right to obtain a license for carrying out an offensive trade or dangerous trade or offensive and dangerous trade, unless such premise and if any building thereon to be used for the purpose, do not conform to following conditions :-

- (a) Premises shall be in good repaired condition and shall have proper ventilation and lighting and every room when opened, the area of windows fixed shall be less than 1/5 of the floor area of the room ;
- (b) Height of every part of the walls of every room shall not be less than 2.14 metres and be built with bricks, rubble stones, kabok bricks or with cement blocks and inner walls shall be cement plastered, at least to a height of 02 metres from the floor, and the remaining portions of the walls shall be lime plastered and colour washed ;
- (c) End of every roof shall be 02 metres in height from the floor level ;
- (d) Roof shall be covered with some permanent roof material ;
- (e) All wood work shall be oil painted or be lime washed ;
- (f) The entire floor shall be paved with cement ;
- (g) Premises shall be provided with adequate drainage facilities ;
- (h) The premises shall have sanitary dust bins and be provided with adequate toilet facilities.

5. Every license holder shall take action to store, all the materials required for maintaining the business, in such a manner so as to prevent emanation of any bad smell or causing any type of inconvenience.

6. A license holder, when conveying offensive or smelling materials through a public place or on a high road shall pack such materials in covered and impermeable containers or bags so that no hindrance is caused.

7. Every license holder shall take action to prevent offendable noise steams, fumes or gas emanating while in the process of productions and release to the atmosphere in such manner, without causing any harmful effects or else cause the exit of such substance by firing or through solid faying equipment.

8. Every license holder shall build adequate drains in the premises where his business if carried out and maintain them properly by daily washing and cleaning them properly.

9. Every lincese holder shall build the floor of the premises where the business is to be carried out with some impermeable material and shall maintain such premises in good repair condition and shall clean daily.

10. Every license holder, during the period when his business is being carried out shall see that the premises are colour washed annually.

11. Every license holder shall keep all wares an articles including equipment and utensil used in the process of business activities clean and tidy.

12. Every license holder shall, daily dispose all waste materials getting collected in the premises where the business is carried out such as sweepings, garbage, any remnants and by products, if they are not utilized immediately in the business activities by storing them in covered containers and as directed by the Pradeshiya Sabha.

13. Every license holder shall clean and empty water tanks used for washing and soaking leather or any other materials, preventing emanation of any bad odour or smell as and when required.

14. No license holder shall allow to flow or cause to flow into any river, water way, canal well, lake or any drain, polluted, filthy an smelling water or any other liquid fluid or shall not pollute a river, canal waterway, sluice, well, lake, tank or any water filled open area by washing any offensive substance or by any other means.

15. It shall be lawful, for the Chairman or for any other officer of the Council who is generally or especially authorized by the Chairman for such purpose, to enter into any premises where an offensive trade or dangerous trade or offensive and dangerous trade is carried out and the license holder or the person who is in charge of such place shall assist them to make such inspections.

16. Whenever at any inspection, if it is detected that a licensed place or premises is not being maintained according to the provisions stipulated in these By-laws, the Chairman has the power to inform the license holder in writing to take necessary action to regularize such premises conforming to provisions of these By-laws within a specified period of time. The license holder shall take necessary action accordingly and if he fails to do so the Chaiaman has the power to cancel the license at such situation.

17. It is the duty of the Chairman, whenever any application forwarded by any person to obtain a license to conduct any trade or business under these regulations, to issue such license within 30 days of the receipt of such application, if such place conform to provisions of these By-laws and if such place does not conform to provisions of these By-laws and if such application is to be rejected the applicant shall be informed of the reasons for doing so.

18. Every license is holder shall make arrangements to display a list of employees, in Sinhala and Tamil languages, who are employed in the trade or business for which a license issued, together with their names and addresses, at a conspicuous place of such premises.

19. Every notice issued under these By-laws shall be delivered to the owner or to the person in charge of the premises, depending on such circumstance. If such person is not present, such notice shall be affixed at a conspicuous place of such business premises. The name of the owner of the place, or the names of the person using such place need not be mentioned in such notice.

20. In any occasion when a number of businesses or industries, requiring a license under Section (164) of the Pradeshiya Sabha Act, carried out at one place, the license fees for each industry or business shall be levied separately for such each industry or business.

21. Contravening any of the provisions of these By-laws is an offence and when convicted in a court of law having jurisdiction, the maximum fine imposable, and when such contravention is committed continuously and when convicted or in the case of continuous contravention, after delivering a written notice by the Chairman or by an other authorized officer, drawing attention for such contravention, the maximum additional fine imposable for each day of continuing such contravention shall respectively be as defined under Sub-section (2) of Section (122) of Pradeshiya Sabha Act, No. 15 of 1987.

22. Unless the context otherwise requires in these By-laws :-

“License holder” means a person to whom a license is issued under these By-laws to carry out any business .

“Person” means and includes incorporated or non co-operated board of individuals too.

“Person in charge” means and includes watcher, or guardian, custodian, guardian of property manager or other person to whom, the administration or management or organization of any business is vested or behalf of certain person.

“Pradeshiya Sabha” means Pradeshiya Sabha of Minipe.

“Chairman” means the Chairman of Minipe Pradeshiya Sabha.

“Pradeshiya Sabha Area” means Pradeshiya Sabha Authority Area of Minipe.

“An authorized officer of the Pradeshiya Sabha” means officer or officers who are authorized by the Chairman to enforce these By-laws.

23. In the event of any inconsistency between Sinhala and English texts of these By-laws the Sinhala text shall prevail.

1ST SCHEDULE - OFFENSIVE TRADES.

1. Manufacturing manure or chemical manner or storing.
2. Leather tanning.
3. Sale of leather.
4. Animal husbandry (for meat, milk of eggs).
5. Keeping a studio.
6. Keeping Veterinary hospital.
7. Storing perishable food items and food stuff for sale.
8. Storing dry fish, salted fish and “Jadi” exceeding a quantity of 150 Kilograms.
9. Production of coconut shell charcoal, wood charcoal and storing charcoal.
10. Caring tobacco and keeping a store.
11. Manufacture of animal food and keeping a store.
12. Manufacture of poonac and storing over 200 kilograms.
13. Manufacturing soap.
14. Grinding animal bones and keeping them.
15. Storing new and scrap iron.
16. Keeping a store for metal scrap articles.
17. Manufacture of household furniture and storing.

18. Manufacture or rattan articles.
19. Keeping a carpentry workshop.
20. Manufacture of fruit drinks and cyrup.
21. Manufacture of all kind of sweet meats.
22. Soaking coconut husks (or decomposing)
23. Manufacture of brushes (except tooth brush)
24. Manufacture of tooth brushes.
25. Collection of toddy.
26. Manufacture of vinegar and storing.
27. Keeping a mechanically or manually operated timber, depot.
28. Storing over 100 litres of painting ink, varnish and distemper paints.
29. Manufacture of soda.
30. Production of leather goods.
31. Canning fruits, fish and other food items.
32. Keeping a grinding mill for grinding chilies, coffee, cereals, and spices or flour milling.
33. Manufacture of candles.
34. Manufacture of camphor.
35. Production of writing ink, printing ink and stencil ink.
36. Manufacture of blud for washing clothes.
37. Production of liquor.
38. Manufacture of scent and powder and keeping a store.
39. Production of school liquor.
40. Storing a quantity of over 50 tyres and tubes.
41. Rebuilding tyres.
42. Keeping a depot for vulcanizing tyres and tubes.
43. Storing over 1000 kolograms of cement.
44. Manufacture of cement articles and asbestos cement articles.
45. Manufacture of plastic goods.
46. Weaving textiles by machines.
47. Sale of bags which contained manure lime powder and other substances after cleaning.
48. Producting of cement bricks by machines.
49. Storing over 250 kilograms of cereals.

2ND SCHEDULE - DANGEROUS TRADES.

1. Storing quantities of flour, salt or sugar exceeding 750 kilograms for whole sale.
2. Manufacture of ready made garments.
3. Keeping a printing press.
4. Keeping a poultry farm or a poultry yard having over 100 birds.
5. Keeping a hut or a shed for over ten goats and pigs.
6. Storing bricks and tiles.
7. Keeping a firewood depot.
8. Blasting or digging granite stones by manual or mechanical means.
9. Manufacturing of soft drinks or storing in quantity exceeding 100 litres.
10. Production of ice cream
11. Production of coconut oil and storing in quantity exceeding 10 dozens.
12. Manufacturing match boxes an storing in quantity exceeding 100 dozens.
13. Production of articles from coir or from any other kind of fibre or storing such items.
14. Stirubg used garments.
15. Making gold ornaments and repairing them.
16. Sawing empty mechanically.
17. Keeping a factory of malice tool sad equipments

18. Storing empty bottles and gunnies.
19. Keeping work shop for repairing bicycles and motor cycles.
20. Storing used papers and new papers.
21. Keeping a picture framing centre.
22. Production and storing fire works and crackers.
23. Storing coconut oil and other vegetable oil quantity exceeding 50 litres.
24. Storing frozen fish and meat.
25. Storing timber.

3RD SCHEDULE - OFFENSIVE AND DANGEROUS TRADES.

1. Curing cinnamon, cloves, cardamom or other kinds of fibre by using chemical substance.
2. Dry cleaning or dyeing.
3. Textile printing or dyeing.
4. Keeping an electro plating, centre.
5. Burning and treating lime stones and dolomite or storing ash line.
6. Keeping a battery charging or repairing centre.
7. Keeping a motor car repairing garage.
8. Maintaining a motor car service station.
9. Keeping a tinkering shed.
10. Keeping a galvanize metal work shop.
11. Keeping gas cylinder store.
12. Production or dispensing ayurvedic and indigenous drugs.
13. Maintaining a plastic or fibre products factory.
14. Storing tea in quantity exceeding 150 kilograms.
15. Keeping welding work shop.
16. Maintaining a lathe machine work shop.
17. Maintaining a filling station for petrol, diesel oil or any kind of mineral oil.
18. Manufacturing and storing agro-chemicals.
19. Repairing or servicing air conditioners, fridges and deep freezers.
20. Maintaining an electrical work shop or electrical equipment production and repairing work shop.
21. Keeping a milk cooling centre.

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