



PARLIAMENT OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF
SRI LANKA

RAILWAYS (AMENDMENT)
ACT, No. 49 OF 1983

[Certified on 13th December, 1983]

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Railways (Amendment) Act, No. 49 of 1983

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L. D.-O. 9/82.

AN ACT TO AMEND THE RAILWAYS ORDINANCE

Enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows:—

1. This Act may be cited as the Railways (Amendment) Act, No. 49 of 1983. Short title.

2. The following new section is hereby inserted immediately after section 2 of the Railways Ordinance (hereinafter referred to as the "principal enactment") and shall have effect as section 2A of that enactment:— Insertion of new section 2A in Chapter 20d.

*Change of name of Ceylon Government Railway, C.G.R., Ceylon Railways to Sri Lanka Railways, S.L.R., Sri Lanka Railways in this Ordinance and in any written law be.

2A. From and after the date of the coming into operation of this section—

(1) in every context in which the expression "Ceylon Government Railway" or its abbreviated form "C.G.R." or the expression "Ceylon Railways" is mentioned in this Ordinance or in any written law or in any notice, communication, form or other document issued, made, required or authorized by or under any written law, there shall be substituted the expression "Sri Lanka Railways" or its abbreviated form "S.L.R." or the expression "Sri Lanka Railways", as the case may be;

(2) any article bearing the letters "S.L.R." (hereinafter referred to as "the official inscription") in the English language only or in the English language and its equivalent in the Sinhala and Tamil languages or only in its equivalent in the Sinhala and Tamil languages shall be presumed to be the property of the Sri Lanka Railways; and

(3) any article which bears the letters "C.G.R." which was the official inscription prior to the date of the coming into operation of this section shall for all purposes be presumed to be the property of the Sri Lanka Railways."

Amendment
of section 7
in the
principal
enactment.

3. Section 7 of the principal enactment is hereby amended by the substitution, for all the words from "shall be guilty of an offence" to "such fine and imprisonment.", of the words "shall be guilty of an offence and shall on conviction be liable to a fine not exceeding three hundred rupees or to imprisonment of either description for a term not exceeding one month or to both such fine and imprisonment."

Insertion of
new sections
31a, 31b, 31c,
and 31d in
the principal
enactment.

4. The following new sections are hereby inserted immediately after section 31, and shall have effect as sections 31a, 31b, 31c, and 31d, of the principal enactment:—

"Penalty for
unlawfully
making
official
inscription
on property
of
Sri Lanka
Railways.

31a. Any person who without lawful authority makes the official inscription on any article which is the property of the Sri Lanka Railways shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate be punishable, notwithstanding the provisions of the Code of Criminal Procedure Act, No. 15 of 1979, with a fine not exceeding two thousand rupees or with imprisonment of either description for a term not exceeding one year or to both such fine and imprisonment.

Penalty for
altering,
defacing,
obliterating
or of
official
inscription
with intent
to conceal
any article
belonging to
Sri Lanka
Railways.

31b. Any person who with intent to conceal any article which is the property of the Sri Lanka Railways, alters, defaces, obliterate or in any other manner causes the official inscription to disappear from such article shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be punishable, notwithstanding the provisions of the Code of Criminal Procedure Act, No. 15 of 1979, with a fine not exceeding two thousand rupees, or with imprisonment of either description for a term not exceeding one year or to both such fine and imprisonment.

Penalty for receiving, possessing or keeping, selling, or delivering without lawful excuse, any article bearing official inscription.

31c. Any person who without lawful excuse receives, possesses or keeps, sells or delivers any article bearing the official inscription shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be punishable, notwithstanding the provisions of the Code of Criminal Procedure Act, No. 15 of 1973, with a fine not exceeding two thousand rupees or with imprisonment of either description for a term not exceeding one year or to both such fine and imprisonment.

For the purposes of this section an article shall be deemed to be in the possession or keeping of any person if he knowingly has it in the actual possession or keeping of any other person or in any building or place whether occupied by him or not and where it is so had for his own use or benefit or for the use or benefit of another.

Certificate of General Manager of Railways or authorized officer to be evidence of ownership of property

31d. In any prosecution where the question is whether any article which bears the official inscription is the property of the Sri Lanka Railways or not, a certificate under the hand of the General Manager or any officer specially authorized by him in writing to that behalf shall be prima facie evidence of the fact that the article is the property of the Sri Lanka Railways."

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