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EXTRAORDINARY

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PART IV (A) - PROVINCIAL COUNCILS

Provincial Councils Notifications

WESTERN PROVINCE PROVINCIAL COUNCIL

Inquiry held under Section 02 of the Powers of Supervision of the Administration of Local Authorities Statute, No. 04 of 1991 of the Western Province Provincial Council

I, Prasanna Ranatunga, the Chief Minister and the Minister of Finance and Planning, Law and Order, Education, Land, Local Government and Provincial Administration, Electricity and Power, Manpower and Employment and Economic Promotion of the Western Province Provincial Council do hereby appoint the retired Judge of Court of Appeal Hon. B. L. K. Wimalachandra as Single Person Tribunal of Inquiry as per the powers entrusted to me by the Provisions of Section 2(2) of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council, to inquire and submit a report within 03 months based on the following matters/allegations, whether the Chairman of the Meerigama Pradeshiya Sabha, Ananda Premachandra Ranaweera, while functioning in the said office has made the offences stated under Section 2(1) of the aforementioned statute.

Matters/allegations to be inquired about ;

- (a) Mr. Ananda Premachandra Ranaweera acting as the Chairman of the Meerigama Pradeshiya Sabha within the time period from 04.04.2011 or a date adjacent to it up to present has acted contrary to Clause 174 of the Pradeshiya Sabha Act, No. 15 of 1987 and has committed the offence/offences stated under Section/Sections 2(1) a and/or 2(1) c of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council by assigning the industry of “digging ditches in the land named Walauwatte in the part that stretches from the place of commencement of the land up to the main road” within the area of Authority of Meerigama Pradeshiya Sabha and by causing the said task to be accomplished by the person named Y. A. Arjuna Dharmapriya residing at No. 72, Walbolana, Pallewela without calling tenders properly ;
- (b) Mr. Ananda Premachandra Ranaweera acting as the Chairman of the Meerigama Pradeshiya Sabha within the time period from 04.04.2011 or a date adjacent to it up to present has acted contrary to Clause 173 of the Pradeshiya Sabha Act, No. 15 of 1987 and has committed the offence/offences stated under Section/Sections 2(1) a and/or 2(1) c of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council by assigning the industry of “digging ditches in the land named Walauwatte in the part that stretches from the place of commencement of the land up to the main road” within the area of Authority of Meerigama Pradeshiya Sabha and by causing the said task to be accomplished by the person named Y. A. Arjuna Dharmapriya residing at No. 72, Walbolana, Pallewela without reaching into a proper contract ;

- (c) Mr. Ananda Premachandra Ranaweera acting as the Chairman of the Meerigama Pradeshiya Sabha within the time period from 04.04.2011 or a date adjacent to it up to present has committed the offence stated under Section 2(1) d of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council by assigning the industry of “digging ditches in the land named Walauwatte in the part that stretches from the place of commencement of the land up to the main road” within the area of Authority of Meerigama Pradeshiya Sabha to the person named Y. A. Arjuna Dharmapriya residing at No. 72, Walbolana, Pallewela and by paying it a sum of Rupees Forty Seven Thousand Six Hundred and Thirty Five (Rs. 47,635) or an amount equal to it from the General Fund of the Meerigama Pradeshiya Sabha without proper adoption by the Pradeshiya Sabha ;
- (d) Mr. Ananda Premachandra Ranaweera acting as the Chairman of the Meerigama Pradeshiya Sabha within the time period from 04.04.2011 or a date adjacent to it up to present has committed the offence/offences stated under Section/Sections 2(1) a and/or 2(1)c of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council by assigning the contract for leveling of soil and removal of waste from the land belonging to the Meerigama Pradeshiya Sabha where the new library of Meerigama Pradeshiya Sabha is proposed to be built to the person named Y. A. Arjuna Dharmapriya residing at No. 72, Walbolana, Pallewela, without calling tenders properly.
- (e) Mr. Ananda Premachandra Ranaweera acting as the Chairman of the Meerigama Pradeshiya Sabha within the time period from 04.04.2011 or a date adjacent to it up to present has acted contray to Clause 173 of the Pradeshiya Sabha Act, No. 15 of 1987 and has committed the offence/offences stated under Section/Sections 2(1)a and/or 2(1)c of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council having assigned and by causing accomplishment of the contract for leveling of soil and removal of waste from the land belonging to the Meerigama Pradeshiya Sabha where the new library of Meerigama Pradeshiya Sabha is proposed to be built, to the person named Y. A. Arjuna Dharmapriya residing at No. 72, Walbolana, Pallewela without reaching into a proper contract ;
- (f) Mr. Ananda Premachandra Ranaweera acting as the Chairman of the Meerigama Pradeshiya Sabha within the time period from 04.04.2011 or a date adjacent to it up to present has committed the offence stated under Section 2(1) d of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council by making a payment of Rupees Three Hundred Thirty Five Thousand Eight Hundred and Thirty (Rs. 335,830) or an amount equal to it from the General Fund of the Meerigama Pradeshiya Sabha having assigned and by causing accomplishment of the contract for leveling soil and removal of waste from the land belonging to the Meerigama Pradeshiya Sabha where the new library of Meerigama Pradeshiya Sabha is proposed to be built, to the person named Y. A. Arjuna Dharmapriya residing at No. 72, Walbolana, Pallewela without proper adoption by the Pradeshiya Sabha ;
- (g) Mr. Ananda Premachandra Ranaweera acting as the Chairman of the Meerigama Pradeshiya Sabha within the time period from 04.04.2011 or a date adjacent to it up to present has acted contrary to Caluse 174 of the Pradeshiya Sabha Act, No. 15 of 1987 and has committed the offence/offences stated under Section/Sections 2(1) a and/or 2(1)c of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council by obtaining the service of a Motor Grader machine from the institution of “Imashi Constructions” for maintenance of roads within the area of Authority of Meerigama Pradeshiya Sabha without calling tenders properly.
- (h) Mr. Ananda Premachandra Ranaweera acting as the Chairman of the Meerigama Pradeshiya Sabha within the time period from 04.04.2011 or a date adjacent to it up to present has acted contray to Clause 173 of the Pradeshiya Sabha Act, No. 15 of 1987 and has committed the offence/offences stated under Section/Sections 2(1) a and/or 2(1) c of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council by deploying a Motor Grader machine from the institution of “Imashi Constructions” for maintenance of roads with in the area of Authority of Meerigama Pradeshiya Sabha without reaching into a proper contract ;

- (i) Mr. Ananda Premachandra Ranaweera acting as the Chairman of the Meerigama Pradeshiya Sabha within the time period from 04.04.2011 or a date adjacent to it up to present has committed the offence stated under Section 2(1) d of the Powers of Supervision of the Administration of Local Authorities Statute No. 04 of 1991 of the Western Province Provincial Council by obtaining the service of a Motor Grader machine from the institution of "Imashi Constructions" for maintenance of roads within the area of Authority of Meerigama Pradeshiya Sabha without proper adoption by the Pradeshiya Sabha and by making a payment on behalf of that to a value of Rupees Three Hundred Ninety Six Thousand and Three Hundred or an amount equal to it from the General Fund of the Meerigama Pradeshiya Sabha.

Further, according to the provisions stated extensively in Section 2(2) of the Powers of Supervision of the Administration of Local Authorities Statute, No. 04 1991 of the Western Province Provincial Council, this single party tribunal shall comprise the powers entrusted to a commissioner appointed under the Inspection Committee Act and it is hereby stated further that written and oral evidence identified as applicable when investigating the above stated matters have been included into the schedule below.

PRASANNA RANATHUNGA,
The Chief Minister and the Minister of Finance and Planning, Law and Order,
Education, Land, Local Government and Provincial Administration,
Electricity and Power, Man Power and Employment and Economic Promotion
of the Western Province Provincial Council.

Chief Ministry of the Western Provincial Council.,
"Srawasthi Mandiraya",
Colombo 07,
17 th January, 2013.

SCHEDULE

Oral Evidences :

1. Investigation Officer at the Office of the Assistant Commissioner of Local Government, Gampaha - Mr. Sampath
2. Secretary of the Meerigama Pradeshiya Sabha - Mr. P. P. Sirimanne
3. Former Acting Secretary of the Meerigama Pradeshiya Sabha - Mr. K. A. Kumarasinghe
4. Internal Audit Officer for the Council of Meerigama Pradeshiya Sabha
5. Technical Officer of the Meerigama Pradeshiya Sabha - Mrs. C. A. K. Gallage
6. Management Assistant in charge of preparation of payment vouchers of the Meerigama Pradeshiya Sabha.

Written Evidences :

- (1) The following stated payment vouchers of the Meerigama Pradeshiya Sabha
- (i) Payment voucher No. 54 dated 18.01.2012
 - (ii) Payment voucher No. 2390 dated 19.12.2011
 - (iii) Payment voucher No. 97 dated 23.01.2012
 - (iv) Payment voucher No. 2398 dated 20.12.2011
 - (v) Payment voucher No. 1276 dated 18.07.2011

- (vi) Payment voucher No. 1425 dated 04.08.2011
- (vii) Payment voucher No. 1730 dated 19.09.2011
- (viii) Payment voucher No. 1946 dated 25.10.2011
- (ix) Payment voucher No. 1998 dated 01.11.2011
- (x) Payment voucher No. 2232 dated 25.11.2011
- (xi) Payment voucher No. 2526 dated 30.12.2011
- (xii) Payment voucher No. 129 dated 30.01.1012
- (xiii) Payment voucher No . 274 dated 16.02.2012.