



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

**UNIVERSITIES (AMENDMENT)
ACT, No. 57 OF 2009**

[Certified on 07th October, 2009]

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Universities (Amendment) Act, No. 57 of 2009

[Certified on 7th October, 2009]

L.D.—O 49/2007

AN ACT TO AMEND THE UNIVERSITIES ACT, NO. 16 OF 1978

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

1. This Act may be cited as the Universities (Amendment) Act, No. 57 of 2009 and shall come into operation on such date as the Minister may appoint by Order published in the *Gazette*.

Short title and date of operation.

2. Section 48 of the Universities Act, No. 16 of 1978 (hereinafter referred to as the “principal enactment”) is hereby amended in subsection (1A) of that section, by the repeal of paragraphs (b), (c) and (d) of that subsection and the substitution therefor of the following paragraphs:—

Amendment of section 48 of Act, No. 16 of 1978.

- “(b) all permanent Senior Professors, Professors, Associate Professors, Senior Lecturers and Lecturers of the Departments of Study comprising the Faculty;
- (c) two members elected by the Lecturers (Probationary) of the Faculty from among such Lecturers;
- (d) two members of the permanent staff attached to the Faculty and who are imparting instructions, other than those referred to in paragraphs (b) and (c), elected from among such staff members;”.

3. Section 71 of the principal enactment is hereby amended in subsection (2) of that section, by the repeal of paragraph (ii) of that subsection and the substitution therefor of the following paragraph:—

Amendment of section 71 of the principal enactment.

- “(ii) appointment to a post other than that of teacher, of which the salary code or minimum salary point shall

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be as determined by the Commission, by Rules made from time to time:

Provided that, the Commission may require the respective Higher Educational Institutions to forward the recommendation for appointment to the above posts, in accordance with the procedure specified by the Commission by rules made in that behalf. The Commission shall on receipt of such recommendation make the necessary appointments; and”.

Amendment of section 72 of the principal enactment.

4. Section 72 of the principal enactment is hereby amended in subsection (1) of that section, by the repeal of proviso of that subsection and the substitution therefor of the following proviso:—

“Provided that where the appointment is to a post of—

- (a) teacher, and the appointee has been previously confirmed in a post of teacher in another Higher Educational Institution or in another Department of the Higher Educational Institution to which the appointee is attached, such appointment shall, in the first instance be for a probationary period of one year; or
- (b) teacher, and the appointee has been previously confirmed in any post equivalent to the post of teacher in another Higher Educational Institution or in another Department of the Higher Educational Institution to which the appointee is attached, such appointment shall in the first instance be for a probationary period of one year .”.

Amendment of section 75 of the principal enactment.

5. Section 75 of the principal enactment is hereby amended by the substitution for all the words from “The holder of any post”, to “retired from service:”, of the following:—

“The holder of any post other than that of teacher, shall continue in office beyond the optional age of

retirement of such officer, i.e. fifty-five years and remain in service up to the age of fifty seven years, and shall thereafter be deemed to have voluntarily retired from service.”.

6. Section 147 of the principal enactment is hereby amended by the substitution, for the definition of the expression “Teacher”, of the following definition:—

Amendment of section 147 of the principal enactment.

“ “Teacher” means a Senior Professor, Professor, Associate Professor, Senior Lecturer Grade I, Senior Lecturer Grade II, Lecturer and Lecturer (Probationary) and the holder of any post, declared by Ordinance to be a post, the holder of which, is a teacher; and”.

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

Sinhala text to prevail in case of inconsistency.

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