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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

UVA PROVINCIAL COUNCIL

Statute of “Industrial Development of Uva Province” of No. 09 of 2011 of the Uva Provincial Council

THE above statute having approved by the Democratic Socialist Republic of Sri Lanka on the 26th May, 2011, has been approved by the Hon. Governor of the Uva Province on the date 16th of June, 2011 and which is hereby published for the notification of the public.

K. D. SIRISENA,
Secretary,
Uva Provincial Council.

23rd of June, 2011,
Council Secretariat,
Uva Provincial Council,
King Street,
Badulla,

Industrial Development precept No. 09 of 2011 of Uva provincial council

The precept to supply rules and regulations and implement them for the development” promotion and supervision of textile industry, small industry, cottage industry and micro industry” operated in the Uva province.

Full Name

Uva provincial council of Democratic socialist republic of sri lanka declare thus

1. This precept is called as the precept No. 09 of 2011" to develop and promote the industries within Uva province and would be empowered from the date of the approval of Hon. Governor of Uva province.

Brief name and
date of
empower

2. The aims of this precept would be as follows

The aims

- (1) To make Uva province an attractive province for industries, by developing new industries, by developing further the industries already in operation in Uva province and establishing new industries and enabling their profits to reach maximums.
- (2) To increase employment opportunities in the province to avoid poverty along with uplifting the living conditions of employees of the industrial field and uplifting the output rate of industries while increasing the share to the national economy.
- (3) To encourage establishment of new micro, small and middle level industries and diffusion of small industries while giving priority to protect hereditary industries of Uva province.
- (4) To register all textile industries, small industries, light engineering industries, ornamental and light toys industries, artistic productions industries and cottage industries, at provincial department and issue certificates of registration, in whatever conditions they are running at present.
- (5) To output a vocational trained youth by recruitment of suitable youth of the area, for vocational training at production centres of wood work, textiles, light engineering and pottery, coir, eakle and cane productions under the department of industrial development.
- (6) To identify the current necessities for vocational training of the area and design vocational training courses accordingly, and supply the youth of the area a formal training in various fields,

Establishment
of industrial
development
department

3. To fulfill the aims of precept, the Governor of Uva province may appoint suitable and capable officers, to the institute already established as the department of industrial development (which will be called as “the department” hereupon) to carryout the following duties.

Director of
industries and
the staff

- (1) The director of industries, who will be called as “the director” hereupon’ will be the head of the department, which was established per section 03. He/she ought to be an officer of class I of Sri Lanka administrative service and would be appointed by the Governor of Uva province. To assist him/her an officer belongs to class II of SLAS and an officer of class III of SLAS would be appointed by the Governor as the deputy director and the asst. director respectively.

Powers of the
director

- (2) The director may entrust any of his/her powers, duties, or any other means of power or duty assigned to him/her under this precept, to the deputy / assistant director of industries or any other responsible officer.
- (3) The rules and regulations of provincial council Act No. 42 of 1987 and the powers issuing by the Governor of uva province and the public services commission of Uva province would be relevant in appointing the staff of the Department transferring and promoting them and in controlling their discipline.

Ministry’s
Powers

- (4) The Minister is empowered to issue orders to implement the rules and regulations declared under this precept.

Secretary’s
Powers

- (5) When an appeal is made against any order or decision made by the director of industries, the secretary is entitled under this precept, to change those orders or decisions as his/her wish. In every such occasion the secretary’s decision would be the final.

4. The duties and responsibilities of the department would be as follows -

Duties of the Department.

- (1) Development of skilful energy relevant to the industrial field.
- (2) Development of micro, small and middle level industries.
- (3) Development of hereditary industries
- (4) Re erect the infected industries.
- (5) Development of infrastructure relevant for the development of industries.
- (6) Development of technology relevant to the industrial field.
- (7) Institutional development relevant to the industrial field.
- (8) To design and implement industrial friendly rules and regulations.
- (9) Development of out put of the industrial field.
- (10) To be the coordinator in supplying industrial financial facilities.
- (11) To carryout training and research relevant to the industrial field.
- (12) Development of marketing relevant to the industrial field.
- (13) Promotion of interlink between state and private sector of the industrial field.
- (14) Promoting of export, relevant to the industrial field
- (15) Name the centres prevailing under the department ,so as to fulfill the aims and to match the current situations, as Human and economical development centres (textile, woodwork, light industry/pottery /coir and eakle) and implement creative programme

5. The powers needed to fulfil the aims of the department under this precept ,and to carryout the work entrusted to it ,should belong to the department under limits of written law.

Powers of the Department

6. The director is entitled to apply for the staff needed by and by accordingly to the needful of the department.

7. The advisory board of the provincial, Industrial Development Department:

Advice board of the Department

- (1) The Minister should appoint an advisory board to counsel the minister for the benefit of the Development of industries of Uva province, which will contain 11 members.
- (2) This advisory board shall contain with the following persons.
 - (i) The secretary of the Ministry of Industries of Uva province.
 - (ii) The provincial Director of industries
 - (iii) Two individuals who are industrial friendly, named by the Minister

- (iv) The co -ordinating officer of Uva province of National crafts council
- (v) The chairman of Uva provincial Economic and Industrial Board.
- (vi) Instructor from each government technical college of Badulla and Monaragela Districts.
- (vii) The chairman of Uva provincial crafts council.
- (viii) A lecturer from entrepreneurship promoting section of Uva Wellassa University.
- (ix) One member from state banks of Uva province.
- (3) Officially, the Chairman of this advisory board would be the secretary of Uva provincial industrial Ministry.
- (4) The director of Industries would be the secretary of this advisory board officially.
- (5) The membership period would be for three years.
- (6) The membership period would be concluded due to resignation ,death ,end of period or removal by the Minister.
- (7) The Members may reappointed after their period is over.
- (8) The quorum of a meeting should be seven.
- (9) It is entitled to form district industrial development committees, divisional industrial development committees and industrial development centre committees, in connection with this advisory board.
- (10) It is the duty of the advisory board to forward suitable observation, prescription and advice to the Hon. Minister in charge of the subject of industries and to development.
- (11) The advisory board should meet at least once a month.
- 8 The provincial department of industrial development is an institute subtitled in accordance with the bribery act and should be strictly relevant to the rules and regulations at that Act.
9. All officers and staff of provincial industrial development department shall be considered as public servants in accordance with the code of penal.

Duties of the
advisory board

Considered as
public servants

PART - 02

Offences and Penalties

- Offences 10. Any person guilty for breaking or ignoring any rule or regulation or order made under this precept or entered in this precept or disturbing any person who is engaged to carryout the matters of the precept ,would be an offender under this precept.
- penalties 11. All offences made under the rules and regulation of this precept would be considered under the prevailing common law of the country and shall be liable for punishments and ordered under that law.

PART 03

12. Common regulations

- (1) It should be considered that all asset provided to the institutes of the province ,belong to the department ,would be considered as the asset ensigned to the Provincial Industrial Development Department from the date prior to the date of implementation of this precept, under it's rules and regulations. Asset of the department
- (2) Except below section (3), the buildings and land of training, marketing and service centres should not be used for other purposes.
- (3) When it is needed to occupy these institutes for other important matters, the prior approval of the secretary should be obtained with the consent of the Director of industries.

13.

- (1) The regulations of the Provincial Council Act No .42 of 1987 would be relevant in providing and spending of financial facilities for maintaining the institutes established under this precept. Needed financial aid for operations.
- (2) The capital and continuous allocations needed to carryout main duties of the provincial department would be allocated from the annual budget of the Uva Provincial Council.
- (3) Middle period funds should be obtained in harmony with the central ministry ,to organize the relevant subjects within the province.
- (4) Income gained by organizing annual exhibition, bazaars, fairs etc. would be deposited in the provincial director Account.
- (5) The funds donated by nongovernment organizations interested in uplifting the living conditions of the people engaged in the rural industrial field, would be obtained for the relevant fields.
- (6) The department would be taking necessary steps to obtain material and to carryout projects introduced through non government organizations.
- (7) There should be no obstacle in obtaining foreign financial and material aid for work of the department under written regulations.

14. Calendar year would be the financial year,(i.e from January 1st to 31st December)

Financial year

15. The director should forward an annual management report to the Minister with the consent of the provincial secretary of industries ,including the steps taken to develop industries, within the province, problems arose and the steps taken to solve them ,within two months of the following year

Management reports

16. The Minister is entitled to issue written special or normal orders regarding implementing the powers of the department and the department should carry out them.

Powers of the Minister to issue orders

17.

- (1) Every order formed by the Minister should be published in the *Gazette* and would be implement from the date of published or from a date given in it.

(2) The orders published in *Gazette* should be forwarded to the Provincial Council for approval at the earliest. If any order is disapproved, it should be considered as amended from the date of disapproved, without damaging prior work done under it.

3) The date of ,any order amended thus ,should be republished in the *Gazette*.

The Auditing

18. Auditing would be done in accordance with section 23 of the Provincial Council Act No. 42 of 1987

The meaning of words

19. Unless another expression is needed, the words used in this precept should be understood as thus:

(1) The Minister - The provincial minister in charge of the subject of industries and textiles of Uva Province.

(2) Secretary of the ministry - The secretary in charge of the subject of industries and textiles of the Ministry of Uva Province.

(3) The Director - The director in charge of the subject of industries and textiles of Uva Province.

(4) Deputy Director- Deputy director in charge of the subject of industries and textiles of Uva Province.

(5) Assistant Director-The assistant director in charge of the subject of industries and textiles of Uva Province.

20. If any Complication is risen among the Sinhala and English words or phareses used in this precept ,the Sinhala version should be accepted.

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