



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

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**TWENTY SECOND AMENDMENT TO THE  
CONSTITUTION**

**A  
BILL**

**to amend the Constitution of the Democratic Socialist Republic of  
Sri Lanka**

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*Presented by Hon. Udaya Gammanpila, M. P.  
for Colombo District on 21st of February, 2024*

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**[Bill No. 243]**

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*Twenty Second Amendment to the Constitution*

AN ACT TO AMEND THE CONSTITUTION OF THE DEMOCRATIC  
SOCIALIST REPUBLIC OF SRI LANKA

WHEREAS the 13<sup>th</sup> Amendment to the Constitution Preamble  
(hereafter referred to as the 13<sup>th</sup> Amendment) provides-

- 5           (a) for the enactment of laws relating to Law and Order  
including prevention, detection and investigation  
of offences and replacement of the existing laws of  
Parliament by Provincial Councils.(Vide Article  
154G(8) read with the Item 12:1 of the Appendix I  
of List 1 of the 9<sup>th</sup> Schedule);
- 10          (b) that the Deputy Inspector General of Police who is  
the Head of the Provincial Division of the Police  
Force is responsible to and be under the control of  
the Chief Minister (Vide Item 11:1 of the Appendix  
1 of List 1 of the 9<sup>th</sup> Schedule);
- 15          (c) two of the three members of the Provincial Police  
Commission to be appointed upon the nomination  
or with concurrence of the Chief Minister and  
thereby politicizing the Provincial Police  
Commission entrusted with recruitments,  
20          promotions, transfers and disciplinary control of  
police officers of Provincial Police Force. (Vide  
Items 4, 6 and 9:1 of Appendix I of List 1 of the 9<sup>th</sup>  
Schedule read with Article 155G(1)(b));
- 25          (d) that members of the National Police Force serving  
in a province is required to function under the  
directions and control of the Deputy Inspector  
General of the Police of the Province who is in turn  
responsible to and under control of the Chief  
Minister. (Vide Item 11 of Appendix I of List 1 of  
the 9<sup>th</sup> Schedule);

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- 5           (e) members of the National Police Force serving in a Province are required ordinarily to be in plain clothes and are permitted to wear uniforms only when the Chief Minister seeks assistance or when state of emergency is declared or when the Criminal Investigation Department is investigating an offence at the request of the Chief Minister or when Inspector General of Police directs the Criminal Investigation Department to investigate an offence after consulting the Chief Minister and obtaining the approval of the Attorney-General (Vide Items 10:1 read with 12:2,12:3 and 12:4 of Appendix I of List 1 of the 9<sup>th</sup> Schedule);
- 10           (f) to entrust the responsibility of prevention, detection, investigation of all offences (except the offences specified in the Schedule therein) and institution of prosecutions (subject to the powers of the Attorney-General) to Provincial Councils (Vide Item 12:1 of Appendix I of the List 1 of the 9<sup>th</sup> Schedule);
- 15           (g) to empower any Provincial Council to prevent any Police Officers of any Province entering another Province (vide the limitations contained in sub paragraph (k) of the 2nd item of List II of the 9<sup>th</sup> Schedule);
- 20           (g) to empower any Provincial Council to prevent any Police Officers of any Province entering another Province (vide the limitations contained in sub paragraph (k) of the 2nd item of List II of the 9<sup>th</sup> Schedule);
- 25           (g) to empower any Provincial Council to prevent any Police Officers of any Province entering another Province (vide the limitations contained in sub paragraph (k) of the 2nd item of List II of the 9<sup>th</sup> Schedule):

WHEREAS the 13th Amendment, though based on the Constitutional structure of India, denies the Government of Sri Lanka to normally intervene in the event of a Province acting against the interests of the Republic (except under Article 154L), although the Central Government of India is empowered to intervene.(Vide Article 256 and 257 of the Constitution of India):

30

WHEREAS the implementation of the provincial powers relating to Law and Order is a serious threat to national security of the republic:

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

1. This Act may be cited as the Twenty Second Amendment to the Constitution. Short title

2. The Constitution of the Democratic Socialist Republic of Sri Lanka (hereinafter referred to as the “Constitution”) is hereby amended by- Amendment of Article 155G List I & II of Ninth Schedule of the Constitution

(a) amendment of Article 155G by the-

(i) repeal of subparagraph (b) of paragraph (1);

(ii) deletion of the words “and the provincial Divisions;” in subparagraph (c) of paragraph (3);

(b) the repeal of Item 1 of List 1 (Provincial Council List) of Ninth Schedule;

(c) the repeal of Appendix I of List 1 (Provincial Council List) of Ninth Schedule;

(d) the repeal of subparagraph (k) of the 2nd item of List II of the Ninth Schedule.

3. For the avoidance of doubt-

(a) there shall be on “National Police Division” or “Provincial Police Divisions” and accordingly any reference to National Police Division or Provincial Police Division in any written law, shall mean Sri Lanka Police Force; Avoidance of doubt regarding references to Provincial Police Division

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(b) any reference to a Provincial Police Commission in  
any written law shall mean the National Police  
Commission established under Article 155A.

5     **4.** In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail. Sinhala text  
to prevail in  
case of  
inconsistency

