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No. 1656/36 – THURSDAY, JUNE 03, 2010

(Published by Authority)

PART I: SECTION (I) – GENERAL

Government Notifications

My No.: IR/15/14/2008.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Order under Section 4(1)

WHEREAS an Industrial Dispute in respect of the matter specified in the statement of the Commissioner of Labour, which accompanies this order exists between –

Mrs. R. P. C. S. Jinadasa, Iswetiya, Diyadara Down

AND

Telecommunications Regulatory Commission of Sri Lanka, No. 276, Elvitigala Mawatha, Colombo 08.

NOW THEREFORE, I, Gamini Lokuge, Minister of Labour Relations and Productivity Promotion, do by virtue of the powers vested in me by Section 4(1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Act Nos. 14 of 1957, 62 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial disputes-Special Provisions) Act No. 37 of 1968 hereby appoint Mrs. N. A. Jayawickrama, No. B9, Manning Town Housing Scheme, Matha Road, Colombo 08 to be the Arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

Gamini Lokuge,
Minister of Labour Relations and Productivity Promotion.

Colombo,
19th May, 2010.

My No.: IR/15/14/2008.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Mrs. R. P. C. S. Jinadasa, Iswetiya, Diyadara Down

AND

Telecommunications Regulatory Commission of Sri Lanka, No. 276, Elvitigala Mawatha, Colombo 08.

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I කොටස: (I) ඡේදය - ශ්‍රී ලංකා ප්‍රජාතාන්ත්‍රික සමාජවාදී ජනරජයේ අති විශේෂ ගැසට් පත්‍රය - 2010.06.03

PART I: SEC. (I) - GAZETTE EXTRAORDINARY OF THE DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA - 03.06.2010

STATEMENT OF MATTER IN DISPUTE

The matter in dispute between the aforesaid parties is

Whether any injustice was caused to Mrs. R. P. C. S. Jinadasa who had been appointed by the Telecommunications Regulatory Commission of Sri Lanka to cover the duties of the post of its Administrative Officer as a result of holding an interview and appointment of another Officer for the said post while she was performing the duties of the Administrative Officer and if an injustice was caused to what relief Mrs. R. P. C. S. Jinadasa is entitled.

W. J. L. U. WIJAYAWEERA,
Commissioner of Labour.

Dated at the office of the Commissioner of Labour,
Colombo, this 07th day of May 2010.

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My No.: IR/14/05/2007.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Order under Section 4(1)

WHEREAS an Industrial Dispute in respect of the matters specified in the statement of the Commissioner of Labour, which accompanies this order exists between -

Mr. C. Wickramasinghe, No. 68, Welagedara, Badulla.

AND

Sri Lanka Transport Board, No. 200, Kirula Road, Colombo 05.

NOW THEREFORE, I, Gamini Lokuge, Minister of Labour Relations and Productivity Promotion, do by virtue of the powers vested in me by Section 4(1) of the Industrial Disputes Act, Chapter 131 of the Legislative Enactments of Ceylon (1956 Revised Edition), as amended by Act Nos. 14 of 1957, 62 of 1957, 4 of 1962 and 39 of 1968 (read with Industrial disputes-Special Provisions) Act No. 37 of 1968 hereby appoint Mr. Loyd Galhena, No. 101B, Raja Mawatha, Ratmalana to be the Arbitrator and refer the aforesaid dispute to him for settlement by arbitration.

GAMINI LOKUGE,
Minister of Labour Relations and Productivity Promotion.

Colombo,
19th May, 2010.

My No.: IR/14/05/2007.

**THE INDUSTRIAL DISPUTES ACT, CHAPTER 131 OF THE LEGISLATIVE ENACTMENTS OF CEYLON
(1956 REVISED EDITION)**

Mr. C. Wickramasinghe, No. 68, Welagedara, Badulla.

AND

Sri Lanka Transport Board, No. 200, Kirula Road, Colombo 05.

STATEMENT OF MATTERS IN DISPUTE

The matters in dispute between the aforesaid parties are

01. Whether it is justified to state the fact that a charge sheet dated 21.02.2005 was issued on Mr. C. Wickramasinghe who was in the service at Monaragala Depot which managed under the then Uva Bus Company Limited as a Grade III - A Officer by the Manager of the Badulla Depot of the same Company being an unauthorized Officer in contrary to the existing disciplinary procedure of the aforesaid Bus Company and if justified, to what relief he is entitled.

02. Whether the suspension of services temporarily of Mr. C. Wickramasinghe without pay for a period of six (06) months from 07.02.2005 by the Disciplinary Order dated 23.06.2005 of Senior Disciplinary Officer of the then Uva Bus Company Limited on the grounds of the said charge sheet is justified and if not justified to what relief he is entitled.

03. Whether the period of punishment imposed on Mr. C. Wickramasinghe had been further extended by way of suspending his service temporarily without pay for a period of four (04) months from 03.10.2005 to 02.02.2006 in terms of the Appeal Order dated 29.09.2005 subsequently issued by the Appeal Board Chairman of the then Uva Bus Company Limited and if so, to what relief he is entitled.

and

04. When the whole case is considered whether any injustice was caused to Mr. C. Wickremasinghe due to ignoring the recommendation made by the Legal Officer of the Sri Lanka Transport Board to its Chairman to the effect that the Disciplinary Order issued against Mr. Wickramasinghe be withdrawn and if so, what relief should be granted to him.

W. J. L. U. WIJAYAWEERA,
Commissioner of Labour.

Dated at the office of the Commissioner of Labour,
Colombo, this 07th day of May 2010.

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