

PARLIAMENT OF CEYLON

1st Session 1960-61



Civil Courts (Special Provisions) Act, No. 43 of 1961

Date of Assent : June 17th, 1961

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Civil Courts (Special Provisions) Act,
No. 43 of 1961

L. D.—O. 15/60.

AN ACT TO MAKE PROVISION FOR THE PRODUCTION IN CIVIL COURTS OF CERTIFIED COPIES OF COMPLAINTS AND STATEMENTS MADE TO A POLICE OFFICER OR AN INQUIRER AND OF PLANS AND SKETCHES PREPARED BY A POLICE OFFICER OR AN INQUIRER.

[Date of Assent: 17th June, 1961]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Representatives of Ceylon in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Civil Courts (Special Provisions) Act, No. 43 of 1961.

Short title.

2. Where a party to any proceedings in a civil court requires for the purposes of such proceedings a certified copy of any complaint or statement made to a police officer or an inquirer, whether in the course of any investigation or otherwise, or of any plan or sketch prepared by a police officer or an inquirer on information furnished by any person or persons, such party shall, upon the payment by such party to the appropriate authority of the fee specified in the Schedule hereto, be entitled to obtain a certified copy of such complaint, statement, plan or sketch, as the case may be.

Issue of
certified
copies of
statements
or complaints
made to, or
of plans or
sketches
prepared by,
police
officers or
inquirers.

3. Notwithstanding anything to the contrary in any other law, a certified copy of any complaint, statement, plan or sketch obtained under section 2 by a party to any proceedings in a civil court may, without the police officer or inquirer to whom the complaint or statement was made or by whom the plan or sketch was prepared being called as a witness, be produced in such proceedings by such party in proof of the fact that the complaint or statement was made, or that the information on which the plan or sketch was prepared was furnished to such police officer or inquirer by any person or persons, if the person by whom the complaint or statement was made or every person who furnished the information on which the plan or sketch was prepared has deposed to the fact of having made such complaint or statement or of having furnished such information, as the case may be:

Production
of certified
copies.

Provided, however, that the court may, of its own motion, or upon application made by any party to such proceedings, require the production of the book in which such complaint or statement was first recorded or the original of such plan or sketch, as the case may be, or require that the person to whom such complaint or statement was made or by whom such plan or sketch was prepared be summoned as a witness.

Interpretation

4. In this Act—

“ appropriate authority ”—

(a) in relation to any information or statement recorded in an Information Book kept by an officer in charge of a police station, means such officer;

(b) in relation to any plan or sketch prepared by a police officer attached to a police station, means the officer in charge of that police station; and

(c) in relation to any information or statement recorded in an Information Book kept by an inquirer for any area or any plan or sketch prepared by an inquirer for any area, means the inquirer for such area;

“ civil court ” has the same meaning as in the Civil Procedure Code; and

“ inquirer ” and “ police officer ” have the same meaning as in the Criminal Procedure Code.

Cap. 86.

Cap. 16.

Schedule

	<i>Rs. c.</i>
For a certified copy of any statement or complaint ...	36 for every folio of 120 words.
For a certified copy of any plan or sketch ...	1 0