



(Eighth Parliament - First Session)

No. 45.]

MINUTES OF PARLIAMENT

Wednesday, January 27, 2016 at 1.00 p.m.

PRESENT :

Hon. Thilanga Sumathipala, Deputy Speaker and Chairman of Committees

Hon. Selvam Adaikkalanathan, Deputy Chairman of Committees

Hon. Ranil Wickremesinghe, Prime Minister and Minister of National Policies and
Economic Affairs

Hon. (Mrs.) Thalatha Atukorale, Minister of Foreign Employment

Hon. Wajira Abeywardana, Minister of Home Affairs

Hon. John Amaratunga, Minister of Tourism Development and Christian Religious
Affairs

Hon. Gayantha Karunatileka, Minister of Parliamentary Reforms and Mass Media
and the Chief Government Whip

Hon. Ravi Karunanayake, Minister of Finance

Hon. Akila Viraj Kariyawasam, Minister of Education

Hon. Lakshman Kiriella, Minister of Higher Education and Highways and the Leader
of the House of Parliament

Hon. Mano Ganesan, Minister of National Co-existence, Dialogue and Official
Languages

Hon. Daya Gamage, Minister of Primary Industries

Hon. Dayasiri Jayasekara, Minister of Sports

Hon. Nimal Siripala de Silva, Minister of Transport and Civil Aviation

Hon. S. B. Nawinne, Minister of Internal Affairs, Wayamba Development and Cultural
Affairs

Hon. Sajith Premadasa, Minister of Housing and Construction

Hon. Rishad Bathiudeen, Minister of Industry and Commerce

Hon. R. M. Ranjith Madduma Bandara, Minister of Public Administration and
Management

Hon. (Mrs.) Chandrani Bandara, Minister of Women and Child Affairs

Hon. Faiszer Musthapha, Minister of Provincial Councils and Local Government

Hon. Sagala Ratnayaka, Minister of Law and Order and Southern Development

Hon. Arjuna Ranatunga, Minister of Ports and Shipping

Hon. Patali Champika Ranawaka, Minister of Megapolis and Western Development

Hon. (Dr.) Wijeyadasa Rajapakshe, Minister of Justice and Minister of Buddhasasana

Hon. Chandima Weerakkody, Minister of Petroleum Resources Development

Hon. Malik Samarawickrama, Minister of Development Strategies and International Trade

Hon. (Dr.) Rajitha Senaratne, Minister of Health, Nutrition and Indigenous Medicine

Hon. Wijith Wijayamuni Zoysa, Minister of Irrigation and Water Resources Management

Hon. D. M. Swaminathan, Minister of Prisons Reforms, Rehabilitation, Resettlement and Hindu Religious Affairs

Hon. Rauff Hakeem, Minister of City Planning and Water Supply

Hon. Abdul Haleem, Minister of Post, Postal Services and Muslim Religious Affairs

Hon. P. Harrison, Minister of Rural Economic Affairs

Hon. Lakshman Yapa Abeywardena, State Minister of Finance

Hon. Wasantha Aluwihare, State Minister of Agriculture

Hon. T. B. Ekanayake, State Minister of Lands

Hon. Dilan Perera, State Minister of Highways

Hon. A. D. Premadasa, State Minister of Industry and Commerce Affairs

Hon. Palitha Range Bandara, State Minister of Skills Development and Vocational Training

Hon. (Mrs.) Vijayakala Maheswaran, State Minister of Child Affairs

Hon. V. S. Radhakrishnan, State Minister of Education

Hon. Ruwan Wijewardene, State Minister of Defence

Hon. Dilip Wedaarachchi, State Minister of Fisheries and Aquatic Resources Development

Hon. Ravindra Samaraweera, State Minister of Labour and Trade Unions Relations

Hon. Vasantha Senanayake, State Minister of Irrigation and Water Resources Management

Hon. M. L. A. M. Hizbullah, State Minister of Rehabilitation and Resettlement

Hon. Ashok Abeysinghe, Deputy Minister of Transport and Civil Aviation

Hon. Lasantha Alagiyawanna, Deputy Minister of Megapolis and Western Development

Hon. Faizal Cassim, Deputy Minister of Health, Nutrition and Indigenous Medicine

Hon. Dunes Gankanda, Deputy Minister of Disaster Management

Hon. (Dr.) (Mrs.) Anoma Gamage, Deputy Minister of Petroleum Resources
Development

Hon. Anuradha Jayaratne, Deputy Minister of Mahaweli Development and
Environment

Hon. H. R. Sarathie Dushmantha, Deputy Minister of Justice and Deputy Minister of
Buddhasasana

Hon. Karunarathna Paranawithana, Deputy Minister of Parliamentary Reforms and
Mass Media

Hon. Indika Bandaranayake, Deputy Minister of Housing and Construction

Hon. Nishantha Muthuhettigamage, Deputy Minister of Ports and Shipping Affairs

Hon. Eran Wickramaratne, Deputy Minister of Public Enterprise Development

Hon. Duleep Wijsekera, Deputy Minister of Post, Postal Services and Muslim
Religious Affairs

Hon. H. M. M. Harees, Deputy Minister of Sports

Hon. Hector Appuhamy

Hon. Mahinda Yapa Abeywardena

Hon. Sisira Kumara Abeysekara

Hon. J. C. Alawathuwala

Hon. Ananda Aluthgamage

Hon. Mahindananda Aluthgamage

Hon. Ranjith Aluvihare

Hon. A. Aravindh Kumar

Hon. J. M. Ananda Kumarasiri

Hon. Velu Kumar

Hon. Nalaka Prasad Colonne

Hon. Kaveendiran Kodeeswaran

Hon. Chandrasiri Gajadeera

Hon. Chandima Gamage

Hon. Udaya Prabhath Gammanpila

Hon. Dinesh Gunawardena

Hon. Bandula Gunawardane

Hon. Edward Gunasekara

Hon. Padma Udayashantha Gunasekera

Hon. S. M. Chandrasena

Hon. D. V. Chanaka
Hon. Sisira Jayakody
Hon. (Dr.) Nalinda Jayathissa
Hon. Nalin Bandara Jayamaha
Hon. Anura Sidney Jayarathne
Hon. (Dr.) Kavinda Heshan Jayawardana
Hon. Lucky Jayawardana
Hon. Mylvaganam Thilakarajah
Hon. K. Thurairetnasingam
Hon. Palitha Kumara Thewarapperuma
Hon. M. S. Thowfeek
Hon. Piyal Nishantha De Silva
Hon. T. Ranjith De Zoysa
Hon. Anura Dissanayaka
Hon. Mayantha Dissanayake
Hon. Wimalaweera Dissanayaka
Hon. Weerakumara Dissanayake
Hon. Salinda Dissanayake
Hon. Douglas Devananda
Hon. Mohamed Navavi
Hon. Manusha Nanayakkara
Hon. Vasudeva Nanayakkara
Hon. I. Charles Nirmalanathan
Hon. Buddhika Pathirana
Hon. K. K. Piyadasa
Hon. Sujith Sanjaya Perera
Hon. Ashoka Priyantha
Hon. S. Premarathna
Hon. Bandula Lal Bandarigoda
Hon. Vijitha Berugoda
Hon. S. M. Marikkar
Hon. K. Kader Masthan
Hon. Imran Maharoof
Hon. Abdullah Mahrooff
Hon. Ajith Mannapperuma
Hon. Tilak Marapana
Hon. (Prof.) Ashu Marasinghe

Hon. S. C. Mutukumarana
Hon. Bimal Rathnayake
Hon. C. B. Rathnayake
Hon. Prasanna Ranatunga
Hon. Prasanna Ranaweera
Hon. Keheliya Rambukwella
Hon. Ishak Rahuman
Hon. Mujibur Rahuman
Hon. Harshana Rajakaruna
Hon. Angajan Ramanathan
Hon. Gamini Lokuge
Hon. Janaka Wakkumbura
Hon. (Mrs.) Pavithradevi Wanniarachchi
Hon. (Dr.) Jayampathy Wickramaratne
Hon. A. A. Wijethunga
Hon. (Dr.) (Mrs.) Thusitha Wijemanna
Hon. Lakshman Ananda Wijemanne
Hon. (Mrs.) Rohini Kumari Wijerathna
Hon. (Mrs.) Sriyani Wijewickrama
Hon. Chaminda Wijesiri
Hon. Kanchana Wijesekara
Hon. Thenuka Vidanagamage
Hon. S. Viyalanderan
Hon. Wimal Weerawansa
Hon. S. Shritharan
Hon. (Mrs.) Shanthi Sriskandarasa
Hon. M. H. M. Salman
Hon. Dharmalingam Sithadthan
Hon. (Dr.) S. Sivamohan
Hon. Vadivel Suresh
Hon. Lakshman Senewiratne
Hon. Ali Zahir Moulana Seyed
Hon. Chathura Sandeepa Senaratne
Hon. Shehan Semasinghe
Hon. Sunil Handunnetti

Hon. Wijepala Hettiarachchi

Hon. Indika Anuruddha Herath

Hon. Vijitha Herath

Mr. Dhammika Dasanayake, Secretary-General of Parliament

Mr. Neil Iddawala, Deputy Secretary-General

Mrs. Kushani Rohanadeera, Assistant Secretary-General

Mr. Tikiri K. Jayathilake, Assistant Secretary-General

Parliament met pursuant to adjournment. The Deputy Speaker took the Chair.

1. Announcements by the Speaker : The Deputy Speaker made the following announcements :-

I

“I would like to inform that a report has been sent for Mr. Speaker’s observation, attention and for further action, under the section 17(3) (c) of the Parliamentary Commissioner for Administration (Ombudsman) Act no. 17 of 1981 as amended by Act No. 26 of 1994 since the recommendation given by the Parliamentary Commissioner for Administration (Ombudsman) after inquiring into a complaint made by Mr. G.G.T.P. Udayasiri at No. 1/36, Bollegoda, Ambatanna for not admitting his child to the Grade one of Kandy/ Dharmaraja College in 2015 in spite of having 58 cut off marks under the old boy category that the aggrieved child be admitted to the school under the powers and responsibilities of the principal since the complainant has suffered an injustice, has been rejected after the principal directed it to the Ministry of Education.”

II

“I would like to inform that the Parliamentary Commissioner for Administration (Ombudsman) has sent a report to Mr. Speaker as per the provisions incorporated in section 17 (3) (c) of the Parliamentary Commissioner for Administration (Ombudsman) Act No. 17 of 1981 amended by Act No. 26 of 1994 mentioning that the Secretary to the Ministry of Education has been intimated to submit a cabinet memorandum in accordance with the letter dated 10.10.2014 issued by the Secretary to the President regarding the implementation of the recommendations of the Parliamentary Commissioner for Administration (Ombudsman) due to the fact that the recommendation given by him, after inquiring into the complaint made by Mr.Y.S.S Costha residing at No. 118/24, Nadugodawatta , Bope , Galle in regard to not getting his child admitted to Richmond College, to the effect that the complainant’s child shall be admitted to Richmond College, has not been implemented.”

2. Presentation of Papers : (1) The Minister of Parliamentary Reforms and Mass Media presented,—

- (i) the Annual Report of the Lanka Logistics and Technologies Limited for the year 2013/2014;
- (ii) the Annual Report of the Public Utilities Commission of Sri Lanka for the year 2013;
- (iii) the Annual Report of the National Insurance Trust Fund for the year 2013; and
- (iv) the Annual Report of the National Human Resources Development Council of Sri Lanka for the year 2013.

Ordered that the said Reports do lie upon the **Table**.

(2) The Minister of Parliamentary Reforms and Mass Media presented the Annual Report and Accounts of the Sri Lanka Land Reclamation and Development Corporation for the year 2013.

Ordered that the said Report do lie upon the **Table**.

(3) The Minister of Parliamentary Reforms and Mass Media presented the Annual Report of the Kalubowitiyana Tea Factory Limited for the year 2012/2013.

Ordered that the said Report do lie upon the **Table**.

(4) The Minister of Parliamentary Reforms and Mass Media presented the Annual Report of the Ceylon Electricity Board for the year 2013.

Ordered that the said Report do lie upon the **Table**.

(5) The Minister of Parliamentary Reforms and Mass Media presented,—

- (i) the Annual Report of the Associated Newspapers of Ceylon Limited for the year 2013; and
- (ii) the Annual Report of the Independent Television Network Limited for the year 2013.

Ordered that the said Reports do lie upon the **Table**.

(6) The Minister of Parliamentary Reforms and Mass Media presented the Annual Performance Report of the Ministry of Education for the year 2014.

Ordered that the said Report do lie upon the **Table**.

(7) The Minister of Provincial Councils and Local Government presented,— the Performance Reports of the Ministry of Local Government and Provincial Councils for the years 2009, 2010, 2011, 2012, 2013 and 2014.

Ordered that the said Reports do lie upon the **Table**.

3. Petitions :

- (1) Hon. Chandima Weerakkody presented —
 - (i) a petition dated 23.09.2015 from Mr. B. R. M. Priyadarshana of No. 31/5, Kaluwagahawatta, Patuwatha, Dodanduwa;
 - (ii) a petition dated 05.11.2015 from Mr. H. P. S. Kumara of 15th Mile Post, Beliketiya, Kahaduwa;
 - (iii) a petition dated 07.11.2015 from Mrs. K. A. L. V. Bandarage of No. 550, Sumathipala Mawatha, Athuruwella, Induruwa; and
 - (iv) a petition dated 07.12.2015 from Mr. Sumith Dikkumbura of Rotawala Road, Malpeththawa, Ambalanthota.
- (2) Hon. Ravindra Samaraweera presented —
 - (i) a petition dated 16.11.2015 from Mr. E. M. Abeyratna of “Lakshitha”, Ramalankawa, Nugathalawa; and
 - (ii) a petition dated 13.10.2015 from Mr. H. A. Piyadasa of Himbiliyagahamadiththa, Abagasdowa.
- (3) Hon. Bimal Rathnayake presented —
 - (i) a petition dated 14.12.2015 from Ms. K. Sujatha Ramani Pererea of No. 71, First Lane, Medawelikada Road, Rajagiriya;
 - (ii) a petition dated 21.09.2015 from Mrs. Padma Malani Mahagamaarachchi of No. 96/1, Wijaya Road, Gampaha; and
 - (iii) a petition dated 29.10.2015 from Mr. S. D. Cyril of No. 71 A, David Road, Jaffna.
- (4) Hon. Edward Gunasekara presented a petition dated 12.12.2015 from Mrs. K. A. Ranjani Kusumalatha of Polwatta, Kotadeniyawa.
- (5) Hon. J. M. Ananda Kumarasiri presented a petition dated 20.11.2015 from Mr. H. M. Sugathapala of No. 242, Kubukkana, Monaragala.
- (6) Hon. Ranjith Aluvihare presented —
 - (i) a petition dated 22.12.2015 from Mr. A. B. Aluvihare of No. 55/A, Kongahamula, Palapathwala, Matale;
 - (ii) a petition dated 10.11.2015 from Mr. A. T. M. Somasiri Banda of Kohilawatta, Kaikawala, Matale;
 - (iii) a petition dated 28.09.2015 from Mr. R. M. Ranasinghe Banda of “Samida Sevana”, Madakumbura, Welangahawatta, Matale; and
 - (iv) a petition dated 11.12.2015 from Mr. S. C. S. Liyanage of No. 408/02, Silva Mawatha, Kurunegala Junction, Dambulla.
- (7) Hon. K. Thuraiyrenasingam presented a petition dated 10.12.2015 from Dr. Kanagasuntheram Manivannen of No. 201/1, 3/2, W.A. Silva Mawatha, Colombo 06.
- (8) Hon. Palitha Kumara Thewarapperuma presented —
 - (i) a petition dated 16.10.2015 from Mr. Ariyadasa Undatiyawala of No. 452/G, Gurugammanaya, Bulathsinhala;
 - (ii) a petition dated 28.10.2015 from Mr. G. D. Pradeep Pushpa Kumara of Malabe, Iththapana, Via Matugama;

- (iii) a petition dated 02.11.2015 from Mr. H. D. Henri Gunathilaka of Kanaththagoda, Bandaragama;
 - (iv) a petition dated 09.10.2015 from Mr. K.A. Chandana Pushpakumara of No. 154, Janahitha Place, Athura, Bulathsinghala;
 - (v) a petition dated 13.10.2015 from Mr. Kavindra Kulasekara Pathirana of Bambarakula Place, Bulathsinghala;
 - (vi) a petition dated 28.10.2015 from Mrs. Malani Gunasekara of No. 256/6, Galle Road, Kalutara South, Kalutara; and
 - (vii) a petition dated 12.10.2015 from Mr. N. A. Weerasuriya of “Samanthi”, Nehinna, Dodangoda.
- (9) Hon. Manusha Nanayakkara presented a petition dated 01.12.2015 from Mr. G. R. Shripal De Silva of No. 485, Bogahapitiya, Ahungalla.
- (10) Hon. (Mrs.) Sriyani Wijewickrama presented a petition dated 30.09.2015 from Mr. Gamini N. Gunawardene of No. 100/02/05, Dutugemunu Mawatha, Ampara.

The Petitions stood referred under Standing Order No. 25A of the Parliament, to the Committee on Public Petitions.

4. Leave to introduce Bill : Hon. Buddhika Pathirana seconded by Hon. Ajith Mannapperuma moved,— That leave be granted to introduce the following Bill:—

“ Bill to incorporate the Mount Carmel Institute of Performing Arts.”

Question put, and agreed to.

Bill accordingly read the first time, and ordered to be printed.

The Bill stood referred under Standing Order No. 47(5) of the Parliament, to the Minister of Education for report.

5. Leave to introduce Bill : Hon. Buddhika Pathirana seconded by Hon. Nalin Bandara Jayamaha moved,— That leave be granted to introduce the following Bill:—

“ Bill to incorporate the S.B. Nawinna Foundation.”

Question put, and agreed to.

Bill accordingly read the first time, and ordered to be printed.

The Bill stood referred under Standing Order No. 47(5) of the Parliament, to the Minister of Social Empowerment and Welfare for report.

6. Leave to introduce Bill : Hon. Shehan Semasinghe seconded by Hon. D. V. Chanaka moved,— That leave be granted to introduce the following Bill:—

“ Bill to incorporate the Anura Vidanagamage Praja Sanwardana Padanama.”

Question put, and agreed to.

Bill accordingly read the first time, and ordered to be printed.

The Bill stood referred under Standing Order No. 47(5) of the Parliament, to the Minister of Social Empowerment and Welfare for report.

7. Code of Criminal Procedure (Amendment) Bill : Second Reading.

Bill by leave withdrawn.

8. Penal Code (Amendment) Bill : Second Reading.

Bill by leave withdrawn.

9. Order under the Customs Ordinance : The Minister of Finance moved,— That the Order made by the Minister of Finance under Section 10A of the Customs Ordinance (Chapter 235) as amended by Act, No. 83 of 1988 and published in the Gazette Extraordinary No. 1933/15 of 22nd September 2015, which was presented on 12.01.2016, be approved.

(At 2.45 p. m. the Deputy Chairman Committees took the Chair.)

The Minister of Women and Child Affairs moved,— That Hon. Edward Gunasekara do take the Chair.

Question put, and agreed to.

(At 3.30 p. m. Hon. Edward Gunasekara too the Chair.)

The State Minister of Finance moved,— That Hon. Lucky Jayawardana do take the Chair.

Question put, and agreed to.

(At 5.31 p. m. Hon. Lucky Jayawardana took the Chair.)

Question put, and agreed to.

10. Order under the Special Commodity Levy Act (No.1) : The Minister of Higher Education and Highways on behalf of the Minister of Finance moved,— That the Order made by the Minister of Finance under subsection 3 of Section 2 of the Special Commodity Levy Act, No. 48 of 2007, relating to Special Commodity Levy and published in the Gazette Extraordinary No. 1932/54 of 17th September 2015, which was presented on 12.01.2016, be approved.

Question put, and agreed to.

11. Order under the Special Commodity Levy Act (No.2) : The Minister of Higher Education and Highways on behalf of the Minister of Finance moved,— That the Order made by the Minister of Finance under subsection 3 of Section 2 of the Special Commodity Levy Act, No. 48 of 2007, relating to Special Commodity Levy and published in the Gazette Extraordinary No. 1933/18 of 22nd September 2015, which was presented on 12.01.2016, be approved.

Question put, and agreed to.

12. Order under the Special Commodity Levy Act (No.3) : The Minister of Higher Education and Highways on behalf of the Minister of Finance moved,— That the Order made by the Minister of Finance under subsection 3 of Section 2 of the Special Commodity Levy Act, No. 48 of 2007, relating to Special Commodity Levy and published in the Gazette Extraordinary No. 1934/32 of 01st October 2015, which was presented on 12.01.2016, be approved.

Question put, and agreed to.

13. Order under the Special Commodity Levy Act (No.4) : The Minister of Higher Education and Highways on behalf of the Minister of Finance moved,— That the Order made by the Minister of Finance under subsection 3 of Section 2 of the Special Commodity Levy Act, No. 48 of 2007, relating to Special Commodity Levy and published in the Gazette Extraordinary No.1935/45 of 09th October 2015, which was presented on 12.01.2016, be approved.

Question put, and agreed to.

14. Order under the Special Commodity Levy Act (No.5) : The Minister of Higher Education and Highways on behalf of the Minister of Finance moved,— That the Order made by the Minister of Finance under subsection 3 of Section 2 of the Special Commodity Levy Act, No. 48 of 2007, relating to Special Commodity Levy and published in the Gazette Extraordinary No.1938/4 of 28th October 2015, which was presented on 12.01.2016, be approved.

Question put, and agreed to.

15. Order under the Special Commodity Levy Act (No.6) : The Minister of Higher Education and Highways on behalf of the Minister of Finance moved,— That the Order made by the Minister of Finance under subsection 3 of Section 2 of the Special Commodity Levy Act, No. 48 of 2007, relating to Special Commodity Levy and published in the Gazette Extraordinary No. 1941/43 of 20th November 2015, which was presented on 12.01.2016, be approved.

Question put, and agreed to.

16. Resolution under the Inland Revenue Act : The Minister of Higher Education and Highways on behalf of the Minister of Finance moved,— That this Parliament resolves, under Section 97(1) (a) of the Inland Revenue Act, No. 10 of 2006 that the Agreement between the Government of the Democratic Socialist Republic of Sri Lanka and the Government of the Republic of Poland for the Avoidance of Double Taxation and Prevention of Fiscal Evasion with respect to Taxes on Income entered into on 06th October, 2015, which was presented on 12.01.2016 be approved.

Question put, and agreed to.

17. Adjournment (Programme for Proper Management of Co-operative Societies) : The Leader of the House of Parliament moved,— That this Parliament do now adjourn.

Question proposed, and debated.

Question put, and agreed to; the Parliament was at 7.15 p.m. adjourned until 1.00 p.m. on Thursday, January 28, 2016 pursuant to the Resolution of Parliament on 09th January, 2016.