



(Eighth Parliament - First Session)

No. 90.]

MINUTES OF PARLIAMENT

Thursday, August 11, 2016 at 10.30 a. m.

PRESENT :

Hon. Karu Jayasuriya, Speaker

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 and Minister of Lands

Hon. Mahinda Amaraweera, Minister of Fisheries and Aquatic Resources Development

Hon. (Dr.) Sarath Amunugama, Minister of Special Assignment

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. Palany Thigambaram, Minister of Hill Country New Villages, Infrastructure and Community Development

Hon. S. B. Dissanayake, Minister of Social Empowerment and Welfare

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

- Hon. Gamini Jayawickrama Perera**, Minister of Sustainable Development and Wildlife
- Hon. A. D. Susil Premajayantha**, Minister of Science, Technology and Research
- 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. Anura Priyadharshana Yapa**, Minister of Disaster Management
- Hon. Sagala Ratnayaka**, Minister of Law and Order and Southern Development
- Hon. Arjuna Ranatunga**, Minister of Ports and Shipping
- Hon. (Dr.) Wijeyadasa Rajapakse**, 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. Mangala Samaraweera**, Minister of Foreign Affairs
- Hon. Mahinda Samarasinghe**, Minister of Skills Development and Vocational Training
- Hon. Ranjith Siyambalapitiya**, Minister of Power and Renewable Energy
- Hon. W. D. J. Senewiratne**, Minister of Labour and Trade Unions Relations
- 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. Kabir Hashim**, Minister of Public Enterprise Development
- Hon. P. Harrison**, Minister of Rural Economic Affairs
- Hon. Field Marshal Sarath Fonseka**, Minister of Regional Development
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- Hon. Lakshman Yapa Abeywardena**, State Minister of Finance
- Hon. Wasantha Aluwihare**, State Minister of Agriculture
- Hon. T. B. Ekanayake**, State Minister of Lands
- Hon. Mohan Lal Grero**, State Minister of Higher Education
- Hon. Piyanakara Jayaratne**, State Minister of Provincial Councils and Local Government

- Hon. Dilan Perera**, State Minister of Highways
- Hon. Niroshan Perera**, State Minister of National Policies and Economic Affairs
- Hon. A. D. Premadasa**, State Minister of Industry and Commerce Affairs
- Hon. Palitha Range Bandara**, State Minister of Skills Development and Vocational Training
- 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. Sujeewa Senasinghe**, State Minister of International Trade
- Hon. Lakshman Senewiratne**, State Minister of Science, Technology and Research
- Hon. M. L. A. M. Hizbullah**, State Minister of Rehabilitation and Resettlement
- Hon. A. H. M. Fowzie**, State Minister of National Integration and Reconciliation
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- 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. (Dr.) (Mrs.) Anoma Gamage**, Deputy Minister of Petroleum Resources Development
- Hon. Anuradha Jayaratne**, Deputy Minister of Mahaweli Development and Environment
- Hon. (Mrs.) Sumedha G. Jayasena**, Deputy Minister of Sustainable Development and Wildlife
- Hon. Palitha Kumara Thewarapperuma**, Deputy Minister of Internal Affairs, Wayamba Development and Cultural Affairs
- 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. Susantha Punchinilame**, Deputy Minister of Public Administration and Management
- Hon. Ajith P. Perera**, Deputy Minister of Power and Renewable Energy
- Hon. Indika Bandaranayake**, Deputy Minister of Housing and Construction
- Hon. Tharanath Basnayaka**, Deputy Minister of Telecommunication and Digital Infrastructure
- Hon. Eran Wickramaratne**, Deputy Minister of Public Enterprise Development

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

Hon. Ameer Ali Shihabdeen, Deputy Minister of Rural Economic Affairs

Hon. Hector Appuhamy
Hon. Rohitha Abeygunawardana
Hon. Mahinda Yapa Abeywardena
Hon. Thushara Indunil Amarasena
Hon. J. C. Alawathuwala
Hon. Ananda Aluthgamage
Hon. Mahindananda Aluthgamage
Hon. Ranjith Aluvihare
Hon. A. Aravindh Kumar
Hon. J. M. Ananda Kumarasiri
Hon. (Mrs.) Geetha Samanmalee Kumarasingha
Hon. Velu Kumar
Hon. Nalaka Prasad Colonne
Hon. Kaveendiran Kodeeswaran
Hon. Chandrasiri Gajadeera
Hon. Chandima Gamage
Hon. Udaya Prabhath Gammanpila
Hon. Nihal Galappaththi
Hon. Dinesh Gunawardana
Hon. Bandula Gunawardane
Hon. Edward Gunasekara
Hon. Padma Udhayashantha 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. Premalal Jayasekara

Hon. Mylvaganam Thilakarajah
Hon. K. Thurairetnasingam
Hon. M. S. Thowfeek
Hon. Sirinal de Mel
Hon. Mohan Priyadarshana De Silva
Hon. T. Ranjith De Zoysa
Hon. Anura Dissanayaka
Hon. Wimalaweera Dissanayaka
Hon. Weerakumara Dissanayake
Hon. Salinda Dissanayake
Hon. Douglas Devananda
Hon. Mohamed Navavi
Hon. Vasudeva Nanayakkara
Hon. I. Charles Nirmalanathan
Hon. Buddhika Pathirana
Hon. K. K. Piyadasa
Hon. Sanath Nishantha Perera
Hon. Sujith Sanjaya Perera
Hon. Johnston Fernando
Hon. Ashoka Priyantha
Hon. (Mrs.) Hirunika Premachandra
Hon. Tharaka Balasuriya
Hon. Vijitha Berugoda
Hon. Muhammad Ibrahim Muhammad Mansoor
Hon. S. M. Marikkar
Hon. Seyed Ali Zahir Moulana
Hon. K. Kader Masthan
Hon. Imran Maharoof
Hon. Ajith Mannapperuma
Hon. Tilak Marapana
Hon. (Prof.) Ashu Marasinghe
Hon. S. C. Mutukumarana
Hon. Seeniththamby Yoheswaran
Hon. C. B. Rathnayake
Hon. Prasanna Ranatunga
Hon. Prasanna Ranaweera

Hon. Keheliya Rambukwella
Hon. Ishak Rahuman
Hon. Mujibur Rahuman
Hon. Harshana Rajakaruna
Hon. Chamal Rajapaksa
Hon. Namal Rajapaksa
Hon. Gamini Lokuge
Hon. Janaka Wakkumbura
Hon. (Mrs.) Pavithradevi Wanniarachchi
Hon. Vidura Wickramanayaka
Hon. (Dr.) Jayampathy Wickramaratne
Hon. A. A. Wijethunga
Hon. Lakshman Ananda Wijemanne
Hon. (Mrs.) Rohini Kumari Wijerathna
Hon. (Mrs.) Sriyani Wijewickrama
Hon. Chaminda Wijesiri
Hon. Kanchana Wijesekara
Hon. Heshan Withanage
Hon. S. Viyalanderan
Hon. Wimal Weerawansa
Hon. Kumara Welgama
Hon. S. Shritharan
Hon. Gnanamuthu Srineshan
Hon. Jayantha Samaraweera
Hon. Sandith Samarasinghe
Hon. Rajavarothiam Sampanthan, Leader of the Opposition in Parliament
Hon. M. H. M. Salman
Hon. Dharmalingam Sithadthan
Hon. (Dr.) S. Sivamohan
Hon. Sivasakthy Ananthan
Hon. M. A. Sumanthiran
Hon. Vadivel Suresh
Hon. Mavai S. Senathirajah
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, Chief of Staff and Deputy Secretary-General of Parliament

Mrs. Kushani Rohanadeera, Assistant Secretary-General

Mr. Tikiri K. Jayathilake, Assistant Secretary-General

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

1. Presentation of Papers : (1) The Minister of Tourism Development and Christian Religious Affairs and Minister of Lands presented the Annual Performance Report of the Department of Christian Religious Affairs for the year 2015 and moved that this Report be referred to the Sectoral Oversight Committee on Youth, Sports, Arts and Heritage.

Question put, and agreed to.

(2) The Minister of Minister of Higher Education and Highways presented,—

- (i) the Order made by the Minister of Higher Education and Highways under Section 25A of the Universities Act, No. 16 of 1978 recognizing the “KAATSU-Highly Advanced Medical Technology Training Centre (Pvt) Limited (KIU)” as a Degree Awarding Institute and published in the Gazette Extraordinary No. 1961/34 of 08th April 2016;
- (ii) the Order, made by the Minister of Higher Education and Highways under Section 25A of the Universities Act, No. 16 of 1978 amending the Order published in the Gazette Extraordinary No. 1944/3 of 07th December 2015 recognizing the “Horizon College of Business and Technology (Private) Limited” as a Degree Awarding Institute, which was published in the Gazette Extraordinary No. 1975/47 of 14th July 2016; and
- (iii) the Order, made by the Minister of Higher Education and Highways under Section 25A of the Universities Act, No. 16 of 1978 amending the Order published in the Gazette Extraordinary No. 1950/27 of 19th January 2016 recognizing the “National School of Business Management Limited” as a Degree Awarding Institute, which was published in the Gazette Extraordinary No. 1975/48 of 14th July 2016.

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

(3) The Minister of Home Affairs presented the Annual Performance & Accounts Report of the District Secretariat-Kandy for the year 2015 and moved that this Report be referred to the Sectoral Oversight Committee on Internal Administration and Public Management .

Question put, and agreed to.

(4) The Minister of Health, Nutrition and Indigenous Medicine presented, the Annual Report of the State Pharmaceuticals Manufacturing Corporation for the year 2013 and moved that this Report be referred to the Sectoral Oversight Committee on Health and Human Welfare, Social Empowerment.

Question put, and agreed to.

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

- (i) the Performance Report and Annual Accounts of Department of Registrar of Companies for the year 2015; and
- (ii) the Performance Report and Annual Accounts of Department of Commerce for the year 2015;

and moved that these Reports be referred to the Sectoral Oversight Committee on Business and Commerce.

Question put, and agreed to.

(6) The Minister of Education presented the Annual Report of National Library and Documentation Services Board for the year 2011 and moved that this Report be referred to the Sectoral Oversight Committee on Education and Human Resources Development.

Question put, and agreed to.

2. Petitions :

- (1) Hon. Dilip Wedaarachchi presented a petition dated 26.06.2016 from Mr. M. L. Sarath of Diwelwatte, Metaramba, Unawatuna.
- (2) Hon. Susantha Punchinilame presented—
 - (i) A petition dated 07.07.2016 from Mr. J. N. Basil Ranaweera of Bopath Ella, Kiragala, Kuruvita;
 - (ii) A petition dated 16.06.2016 from Mr. H. G. Gunapala Gamage of Dodampe, Halpe, Rathnapura; and
 - (iii) A petition dated 25.04.2016 from Ms. P. K. Nilanka Srimali of No. 86/C, Kandy Road, Andamkulama, Trincomalee.
- (3) Hon. Eran Wickramaratne presented a petition dated 16.03.2016 from Mrs. H. S. Dabare of No. 46/2, Aponsu Mawatha, Lakshapathiya, Moratuwa.
- (4) Hon. Gamini Lokuge presented a petition dated 11.06.2016 from Mr. Chandrasiri Weththasinghe Liyanage of No. 408 D, Gammana Road, Watareka, Padukka.
- (5) Hon. Sunil Handunnetti presented —
 - (i) A petition dated 22.06.2016 from Mr. Ariyaratna Martin of No. 101, Kotte Road, Colombo 08;
 - (ii) A petition dated 30.04.2016 from Mrs. D. A Karunawathie of No. 112/5, Station Road, Malapalla, Pannipitiya;
 - (iii) A petition dated 30.05.2016 from Mr. G. P. Shantha of Offshore Branch, 2nd Floor, Bank of Ceylon Head Office, Colombo 01; and
 - (iv) A petition dated 29.03.2016 from Mrs. S. Somalatha of No. 322/B, Malagala, Padukka.

- (6) Hon. Jayantha Samaraweera presented—
- (i) A petition dated 08.03.2016 from Mr. G. Newton Gamage of near Korosduwa Temple, Mawala South, Wadduwa;
 - (ii) A petition dated 08.06.2016 from Mr. M. T. K. Moraz of No. 438/2, Jawatte Road, Wilegoda, Kalutara-North; and
 - (iii) A petition dated 23.03.2016 from Mr. W. Liyanage of No. 49, Kotgamgooda, Padukka.
- (7) Hon. Mohan Priyadarshana De Silva presented a petition dated 03.04.2016 from Mrs. W. P. Samantha Wijayawardhana of Near the Rail Gate, Kahawa.
- (8) Hon. Buddhika Pathirana presented —
- (i) A petition dated 13.06.2016 from Mr. Ananda Hewavidana of Diwelwatta, Ullala, Kamburupitiya;
 - (ii) A petition dated 10.06.2016 from Mr. H. A. Piyadasa of Halpotha Waththa, Narandeniya, Kamburupitiya;
 - (iii) A petition dated 07.06.2016 from Mr. H. P. Nomis of Bathalahena, Komangoda, Thihagoda;
 - (iv) A petition dated 10.06.2016 from Mr. L. P. Ratnayake of Galpottavila, Warakapitiya, Denipitiya; and
 - (v) A petition dated 14.06.2016 from Mr. W. W. A. Piyasiri of Watagedarawatte, Kanuketigoda, Yatiyana.
- (9) Hon. (Dr.) Nalinda Jayathissa presented —
- (i) A petition dated 07.07.2016 from Mr. K. D. Padmasena of No. 59/8, “Padma Mahal”, Kaduwela;
 - (ii) A petition dated 26.04.2016 from Mr. K. M. Gunatillake Bandara of Pallegedara, Ilukpelessa, Mungwatte;
 - (iii) A petition dated 27.06.2016 from Mr. Nihal Weerasooriya of No. 47, Sri Sumangala Road-South, Kaluthara-North;
 - (iv) A petition dated 21.06.2016 from Mr. P. K. D. Francis of No. 03, Wijewardanarama Road, Nugegoda; and
 - (v) A petition dated 30.04.2016 from Mrs. W. D. G. S Priyadarshani of No. 210-C, Bandaranayake Mawatha, Pamunugama, Alubomulla.
- (10) Hon. Harshana Rajakaruna presented a petition dated 13.06.2016 from Mr. Anura Senarathne Balasooriya of No.132/4, Giridara Junction, Kapugoda.
- (11) Hon. (Mrs.) Rohini Kumari Wijerathna presented a petition dated 03.05.2016 from Mr. T. G. Wijebanda of No. 42, Rawanagama, Laggala, Pallegama.

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

Suspension of Sitting

12.20 p.m.

The sitting was suspended until 1.30 p.m.

1.30 p.m.

The Sitting was resumed. The Speaker took the Chair.

3. Sittings of the Parliament (No.1) : The Leader of the House of Parliament moved,— That notwithstanding the provisions of the motion agreed to by Parliament on 08.03.2016, as per the decision of the Committee on Parliamentary Business held today, the hours of sitting this day shall be till 9.30 p. m.. At 9.30 p. m. Mr. Speaker shall adjourn the Parliament without question put.

Question put, and agreed to.

4. Sittings of the Parliament (No.2) : The Leader of the House of Parliament moved,— That notwithstanding the provisions of the motions agreed to by Parliament on 08.03.2016, the hours of sitting on Friday, 12th August, 2016 shall be 9.30 a.m. to 12.30 p.m. and 1.30 p.m. to 6.30 p.m.. At 11.30 a.m. Standing Order No. 7(5) of the Parliament shall operate. At 6.30 p.m. Mr. Speaker shall adjourn the Parliament without question put.

Question put, and agreed to.

5. Sittings of the Parliament (No.3) : The Leader of the House of Parliament moved,— That this Parliament at its rising this day do adjourn until 9.30 a.m. on Friday, 12th August, 2016.

Question put, and agreed to.

6. Office on Missing Persons (Establishment, Administration and Discharge of Functions) Bill : Order for Second Reading read.

The Minister of Foreign Affairs moved,— That the Bill be now read a second time.

Question proposed, and debated.

Question put, and agreed to.

Bill accordingly read a second time.

The Minister of Higher Education and Highways moved,— That the Bill be referred to a Committee of the whole Parliament.

Question put, and agreed to.

Parliament immediately resolved itself into Committee.

(In the Committee)

The Speaker took the Chair.

Clauses 1 to 10 were agreed to.

Clause 11

The Minister of Higher Education and Highways moved an amendment to leave out lines 21 to 29 (both inclusive) in page 7 and insert,—

“(a) to enter into agreements as are necessary to achieve the mandate of the OMP, with any person or organization;”

Question that the amendment be agreed to, put, and agreed to.

Question that the Clause as amended stand part of the Bill, put and agreed to.

Clause 12

The Minister of Higher Education and Highways moved an amendment to leave out lines 13 to 23 (both inclusive) in page 10 and insert,—

“(f) to authorize in writing a specified officer of the OMP to enter at any time any place of detention, police station, prison or any other place in which any person is suspected to be detained, or is suspected to have previously been detained in, and make such examinations therein or make such inquiries from any person found therein, and retain any documents or objects, as may be necessary;

For the purposes of this paragraph, the Minister assigned the subject of Justice shall make guidelines for the conduct of the search and place it before Parliament within a period of three months;

The OMP shall inform the Inspector General of Police within forty eight hours of conducting the search;”

Question that the amendment be agreed to, put, and agreed to.

Hon. Bimal Rathnayake moved another amendment to insert immediately after Chapter “(ඊ)” in page 11 of the Bill in Sinhala Language, the following,—

“එසේ වරෙන්තුවකින් තොරව පරීක්ෂා කිරීමෙන් පසු
පැය 24ක් ඇතුළත පොලීස්පති වෙත වාර්තා කළ යුතුය.”

Question that the amendment be agreed to, put, and agreed to.

Question that the Clause as amended stand part of the Bill, put and agreed to.

Clauses 13 to 20 were agreed to.

Clause 21

The Minister of Higher Education and Highways moved an amendment to leave out lines 5 to 8 (both inclusive) in page 18 and insert,—

“OMP to 21. The OMP may raise funds-
Raise funds.

(a) to achieve its mandate, including but not limited to obtaining grants, gifts or endowments from within Sri Lanka; and

(b) to achieve its mandate, by obtaining grants, gifts or endowments from outside Sri Lanka.;

Provided that the funds under paragraph (b) are channeled through the Department of External Resources”.

Question that the amendment be agreed to, put, and agreed to.

Hon. Bimal Rathnayake moved another amendment to leave out the following words in Clause 21 in page 19 of the Bill in Sinhala Language,—

“එහෙත් ඒවාට සීමා නොවන පරිදි ඕ.එම්.පී. හි අරමුණු
ඉටු කර ගැනීම සඳහා අරමුදල් උපයා ගැනීමට”

Question that the amendment be agreed to, put, and agreed to.

Question that the Clause as amended stand part of the Bill, put and agreed to.

Clauses 22 to 28 were agreed to.

Preamble

Question that the Preamble stand part of the Bill, put, and agreed to.

Enacting Clause and Title

Question that the Enacting Clause and Title stand part of the Bill, put, and agreed to.

Bill reported with Amendments.

The Minister of Higher Education and Highways moved,— That the Bill, as amended, be now read the third time.

Question put, and agreed to.

Bill, as amended, accordingly read the third time and passed.

7. Adjournment : The Leader of the House of Parliament moved,— That this Parliament do now adjourn.

Question put, and agreed to; the Parliament was at 2.35 p. m. adjourned until 9.30 a. m. on Friday, August 12, 2016 pursuant to the Resolution of Parliament of this day.

