



(Eighth Parliament - First Session)

No. 193,]

MINUTES OF PARLIAMENT

Friday, August 25, 2017 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 and Minister of Justice

Hon. Wajira Abeywardana, Minister of Home Affairs

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

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

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

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

Hon. Akila Viraj Kariyawasam, Minister of Education

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

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. Duminda Dissanayake, Minister of Agriculture

Hon. Navin Dissanayake, Minister of Plantation Industries

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

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

Hon. Gamini Jayawickrama Perera, Minister of Sustainable Development and Wildlife and Minister of Buddhasasana

Hon. Harin Fernando, Minister of Telecommunication and Digital Infrastructure

Hon. Sajith Premadasa, Minister of Housing and Construction

Hon. Rishad Bathiudeen, Minister of Industry and Commerce

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

Hon. Tilak Marapana, Minister of Development Assignments and Minister of Foreign 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 Petroleum Resources Development

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

Hon. Chandima Weerakkody, Minister of Skills Development and Vocational Training

Hon. Mangala Samaraweera, Minister of Finance and Mass Media

Hon. W. D. J. Senewiratne, Minister of Labour, Trade Union Relations and Sabaragamu Development

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 Prison 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

Hon. Lakshman Yapa Abeywardena, State Minister of Public Enterprise Development

Hon. Wasantha Aluwihare, State Minister of Agriculture

Hon. Dilan Perera, State Minister of Highways

Hon. Niroshan Perera, State Minister of National Policies and Economic Affairs

Hon. (Dr.) (Mrs.) Sudarshini Fernandopulle, State Minister of City Planning and Water Supply

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

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

Hon. Eran Wickramaratne, State Minister of Finance

Hon. Ruwan Wijewardene, State Minister of Defence

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

Hon. Sujeewa Senasinghe, State Minister of International Trade

Hon. Lakshman Senewiratne, State Minister of Science, Technology and Research

Hon. Vasantha Senanayake, State Minister of Foreign Affairs

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 Finance and Mass Media

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

Hon. Duneshe 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. (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. (Dr.) Harsha De Silva, Deputy Minister of National Policies and Economic
Affairs

Hon. Manusha Nanayakkara, Deputy Minister of Foreign Employment

Hon. Karunarathna Paranawithana, Deputy Minister of Skills Development and
Vocational Training

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. Ranjan Ramanayake, Deputy Minister of Social Empowerment, Welfare and
Kandyan Heritage

Hon. Hector Appuhamy

Hon. Rohitha Abeygunawardana

Hon. Mahinda Yapa Abeywardena
Hon. Sisira Kumara Abeysekara
Hon. Thushara Indunil Amarasena
Hon. J. C. Alawathuwala
Hon. Dullas Alahapperuma
Hon. Ananda Aluthgamage
Hon. Mahindananda Aluthgamage
Hon. Ravi Karunanayake
Hon. J. M. Ananda Kumarasiri
Hon. (Mrs.) Geetha Samanmalee Kumarasingha
Hon. Velu Kumar
Hon. Nalaka Prasad Colonne
Hon. Kaveendiran Kodeeswaran
Hon. Chandrasiri Gajadeera
Hon. Udaya Prabhath Gammanpila
Hon. Nihal Galappaththi
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. Malith Jayathilake
Hon. (Dr.) Nalinda Jayathissa
Hon. Nalin Bandara Jayamaha
Hon. Anura Sidney Jayarathne
Hon. Piyankara Jayaratne
Hon. (Dr.) Kavinda Heshan Jayawardana
Hon. Lucky Jayawardana
Hon. Mylvaganam Thilakarajah
Hon. K. Thuraiatretnasingam
Hon. M. S. Thowfeek
Hon. Sirinal de Mel
Hon. Piyal Nishantha De Silva
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. Vasudeva Nanayakkara
Hon. I. Charles Nirmalanathan
Hon. (Dr.) Ramesh Pathirana
Hon. K. K. Piyadasa
Hon. Sanath Nishantha Perera
Hon. Sujith Sanjaya Perera
Hon. Johnston Fernando
Hon. Ashoka Priyantha
Hon. S. Premarathna
Hon. Bandula Lal Bandarigoda
Hon. Tharaka Balasuriya
Hon. Vijitha Berugoda
Hon. Muhammad Ibrahim Muhammad Mansoor
Hon. S. M. Marikkar
Hon. K. Kader Masthan
Hon. Imran Maharoof
Hon. Abdullah Mahrooff
Hon. Ajith Mannapperuma
Hon. (Prof.) Ashu Marasinghe
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. Chamal Rajapaksa
Hon. Namal Rajapaksa
Hon. Angajan Ramanathan
Hon. Gamini Lokuge
Hon. Janaka Wakkumbura
Hon. (Mrs.) Pavithradevi Wanniarachchi
Hon. Vidura Wickramanayaka
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. Kanchana Wijesekara
Hon. Heshan Withanage
Hon. S. Viyalanderan
Hon. Wimal Weerawansa
Hon. Gnanamuthu Srineshan
Hon. (Mrs.) Shanthi Sriskandarasa
Hon. Jayantha Samaraweera
Hon. Sandith Samarasinghe
Hon. Rajavarothiam Sampanthan, Leader of the Opposition in Parliament
Hon. E. Saravanapavan
Hon. M. H. M. Salman
Hon. Muthu Sivalingam
Hon. M. A. Sumanthiran
Hon. Vadivel Suresh
Hon. Chathura Sandeepa Senaratne
Hon. Shehan Semasinghe
Hon. Sunil Handunnetti
Hon. Wijepala Hettiarachchi
Hon. Indika Anuruddha Herath
Hon. Kanaka 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. Announcements by the Speaker : The Speaker made the following announcement:-

“ I wish to inform that I have endorsed the certificate on the Bill entitled ‘Ceylon German Technical Training Institute’ on 24th of August 2017 in terms of the Provisions of Article 79 of the Constitution of the Democratic Socialist Republic of Sri Lanka”

2. Petitions :

- (1) Hon. Patali Champika Ranawaka presented a petition dated 16.11.2016 from Mr. N.M. Chandrasiri Bandara of Moragolla, Imbulgasdeniya.
- (2) Hon. Sunil Handunnetti presented a petition dated 30.07.2017 from Mr. K.H.E.M.I.R.K. Ekanayake of No. 247 D, Ranaviru Village, Weniakula, Malimbada.
- (3) Hon. Palitha Kumara Thewarapperuma presented a petition dated 04.08.2017 from Mr. A.A. Uthpala Gunawardene of No: 72 A, Dapiligoda, Agalawatta.
- (4) Hon. Bimal Rathnayake presented a petition dated 01.07.2017 from Mr. A.S.P.A. Samarakoon of No. 121, Old Gajabapura, Welioya.
- (5) Hon. J. C. Alawathuwala presented a petition dated 30.07.2017 from Mr. S. Nazar of Jagama, Palukadawala, Galgamuwa.

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

Suspension of Sitting

10.42 a.m.

The sitting was suspended until 10.43 a.m.

10.43 a.m.

The Sitting was resumed. The Speaker took the Chair.

Suspension of Sitting

10.47 a.m.

The sitting was suspended until 11.10 a.m.

11.10 a.m.

The Sitting was resumed. The Speaker took the Chair.

3. Sittings of the Parliament : The Leader of the House of Parliament moved,— That this Parliament at its rising this day do adjourn until 1.00 p.m. on Wednesday September 06, 2017.

Question put, and agreed to.

4. Local Authorities Elections (Amendment) Bill : Order read for resuming Adjourned Debate on question. (24th August, 2017)

The Minister of Provincial Councils and Local Government moved,— That the Bill be now read a second time.

Question again proposed, and debate resumed.

Question put, and agreed to.

Bill accordingly read a second time.

The Minister of Provincial Councils and Local Government 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.

Clause 1 was agreed to.

Clause 2

Hon. Vasudeva Nanayakkara proposed an amendment:

“යම් ඡන්ද ප්‍රදේශයක මුළු ඡන්ද ප්‍රදේශයටම හෝ කොට්ඨාස එකකට හෝ කිහිපයකට අපේක්ෂකයින් ඉදිරිපත් කළ හැකිය. ඔවුන් සැමට නමක් හා අංකයක් ලබා දීම මගින් එක් එක් කොට්ඨාසය සඳහා අන්‍යෝන්‍යව ලබා දිය යුතු ය.

ඡන්දය ගණන් කිරීමේදී සරල ක්‍රමයකට ජය පරාජය තීරණය විය යුතුය.

කොට්ඨාසවලින් නොතේරුණ කුඩා පක්ෂ සඳහා අනුපාතික ප්‍රමාණයක් හිමි විය යුතුය.”

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

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

Clause 3 was agreed to.

Clause 4

The Minister of Provincial Councils and Local Government proposed an amendment to insert the following immediately after line 13 in page 2,—

“(2) in subsection (2) of that section by the repeal of the words commencing from “Any recognized political party” and ending with the words “setting out the names:-”, and the substitution therefor of the following:-

“Any recognized political party or independent group shall, for the purpose of election as members of any local authority, submit two nomination papers in respect of all wards of such local authority. The nomination papers submitted by every recognized political party or independent group in respect of all wards of any local authority shall consist of the number of candidates of whom not less than ten per centum of the total number of members to be elected in the first nomination paper, and not less than fifty per centum of the total number of candidates to be returned in the additional nomination paper shall be women candidates for the purpose of election as members of such local authority, substantially in the Forms set out in the First Schedule, setting out the names —”.

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

The Minister of Provincial Councils and Local Government proposed another amendment to leave out paragraph (a) of subsection (2) in page 2 and substitute the following,—

“(a) of candidates being nominated in respect of each ward of that Local Authority which number shall be equivalent to sixty per centum of the total number of members of that Local Authority:

Provided that where the number constituting sixty *per centum* referred to in this paragraph is an integer and fraction, the integer shall be deemed to be the number which shall constitute sixty *per centum*, for the purpose of this paragraph.”;

- (4) in paragraph (b) of subsection (2) by the repeal of the words starting from ‘persons as is equivalent to thirty per centum of the total number of persons’ and ending with the words ‘shall be appointed:’, of the words “ persons to be nominated as candidates to be returned as is equivalent to forty per centum of the total number of members of the local authority plus three additional persons:”;
- (5) in the proviso to paragraph (b) of subsection (2) by the substitution for the words “thirty *per centum*”, of the words “forty *per centum*”;

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

The Minister of Provincial Councils and Local Government proposed another amendment to leave out subsection (2A) of that section in page 2 and substitute the following,—

"(2A) The Commissioner shall by notice published in the *gazette*, specify the minimum number of women candidates as specified in subsection (2) to be nominated in the First Nomination Paper and the Additional Nomination Paper in respect of all words of each Local Authority. Where the total number of women candidates to be nominated is such that not less than ten *per centum* of the total number of members to be elected in the First Nomination Paper and not less than fifty *per centum* of the number of candidates to be returned in the Additional Nomination Paper would be an integer and fraction, the integer shall be deemed to be the number required for the purposes of this section."

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

The Minister of Provincial Councils and Local Government proposed another amendment to leave out lines 19 to 21 (both inclusive) in page 2 and substitute the following,—

"by the"

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

The Minister of Provincial Councils and Local Government proposed another amendment to leave out line 32 in page 2 and substitute the following,—

“ may consist of youth., and”.

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

The Minister of Provincial Councils and Local Government proposed another amendment to leave out lines 1 to 15 (both inclusive) in page 3.

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 5

The Minister of Provincial Councils and Local Government proposed an amendment to leave out line 4 in page 4 and substitute the following,—

“one thousand five hundred rupees in respect of”

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

Hon. Vasudeva Nanayakkara proposed an amendment:

“5 වැනි වගන්තියේ දක්වා ඇති වගන්ති වෙනුවට පහත සඳහන් වගන්ති ආදේශ කිරීමෙන් මෙසේ එම වගන්තිය සංශෝධනය විය යුතුය. ඒ අනුව ප්‍රධාන ප්‍රඥප්තියේ 29 වගන්තිය මෙසේ සංශෝධනය කළ යුතුය:

- (අ) යම් පිළිගත් දේශපාලන පක්ෂයක් විසින් නාම යෝජනා කරනු ලැබූ එක් අපේක්ෂකයකු වෙනුවෙන් සහ යම් අමතර තැනැත්තෙකු සම්බන්ධයෙන් තැන්පත් කළ යුතු මුදල රුපියල් 5,000 සිට රුපියල් 250 දක්වා අඩු කළ යුතුය;
- (ආ) යම් ස්වාධීන කණ්ඩායමක් විසින් නාම යෝජනා කරනු ලැබූ එක් අපේක්ෂකයෙකු වෙනුවෙන් සහ යම් අමතර තැනැත්තෙකු සම්බන්ධයෙන් තැන්පත් කළ යුතු මුදල රුපියල් විසිපන්දහසේ සිට රුපියල් 500 දක්වා අඩු කළ යුතුය; සහ
- (ඇ) ස්වාධීන කණ්ඩායමක් මගින් නාම යෝජනා කරනු ලැබූ එක් අපේක්ෂකයෙකු වෙනුවෙන් සහ යම් අමතර තැනැත්තෙකු සම්බන්ධයෙන් තැන්පත් කළ යුතු මුදල රුපියල් විසිපන්දහසේ සිට රුපියල් පන්සියය දක්වා අඩු කළ යුතුය.

නැතහොත් එක් එක් අපේක්ෂකයා අනුව නොව ඡන්ද විමසන සභාවක ලැයිස්තුවක කුමන අපේක්ෂක සංඛ්‍යාවක් සිටියත් පොදුවේ පිළිගත් දේශපාලන පක්ෂයක් සඳහා රුපියල් 1,000 ක් ද, ස්වාධීන කණ්ඩායමක් සඳහා රුපියල් 2,500 ක් ද ලෙස තැන්පත් කළ යුතු මුදල සංශෝධනය විය යුතුය.”

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

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

Clause 6 was agreed to.

Clause 7

The Minister of Provincial Councils and Local Government proposed an amendment to leave out lines 22 to 29 (both inclusive) in page 4 and insert the following,—

“Amendment 7. Section 31 of the principal enactment is hereby of Section 31 of amended as follows;

the principal enactment.

- (1) in paragraph (e) of Sub-Section (1) by the substitution for the words “Sub-section (5) of Section 28.” of the words “Sub-section (5) of Section 28; and”;
- (2) by the addition immediately after paragraph (e) of that Sub-section of the following new paragraph,—
 - “(f) that does not contain the total number of women candidates as required to be nominated under Sub-section (2A) of Section 28 of this Ordinance.”.

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 8

The Minister of Provincial Councils and Local Government proposed an amendment to leave out lines 1 to 13 in page 5.

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 9 to 15 were agreed to.

Clause 16

The Minister of Provincial Councils and Local Government proposed an amendment to insert the following immediately after line 2 in page 7,—

- (1) in subsection (1) of that section by the substitution for the words " The counting of votes in each polling station shall take place" of the words "Where there are more than one polling station for counting votes, in each division, the counting of votes in each such polling station shall take place as decided by the relevant returning officer."

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

The Minister of Provincial Councils and Local Government proposed another amendment to line 3 in page 7 and substitute the following:

- "(2) In subsection (2) of that section, by the substitution for the words,"

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 17 to 20 were agreed to.

Clause 21

The Minister of Provincial Councils and Local Government proposed an amendment to leave out lines 1 to 5 (both inclusive) in page 9 and substitute the following:

"Amendment of section 65B of the principal enactment as follows:

of the principal enactment.

28. Section 65B of the principal enactment is hereby amended

- (1) By the repeal of subsections (2), (3), (4) and (5) and substitution therefor of the following,—

- (2) The total number of valid votes received by all the candidates of each recognized political party and independent group in a local authority area shall be divided by the total number of members to be elected and returned to the Local Authority Area. The number resulting from such division (any fraction not being taken into account) shall hereinafter in this section be referred to as "the qualifying number".

- (2) (i) by the renumbering of subsection (6) as subsection (3) :

- (ii) in the renumbered subsection (3) by the substitution for the words “the balance candidates of each recognized political party and independent group, shall then be divided by the qualifying number, in order to ascertain the number of persons entitled to be returned as members of that local authority in terms of subsection (1) by such recognized political party or independent group, as the case may be”, of the words “the candidates of each recognized political party and independent group in the respective local authority area shall then be divided by the qualifying number, in order to ascertain the number of persons entitled to be elected and returned as members of that local authority,”;

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

The Minister of Provincial Councils and Local Government proposed another amendment to insert the following immediately after subsection (3) in page 9:

- (4) Upon ascertaining the number of candidates entitled to be elected and returned as members of that local authority by each recognized political party or independent group, as the case may be, in terms of subsection (3), if it is found that the number of members elected from such recognized political party or independent group for that local authority—
 - (a) exceeds the number ascertained to be elected and returned as members under subsection (3), then such overhang shall be determined by the Commissioner of Elections; or
 - (b) falls short of the number ascertained to be elected and returned as members under subsection (3), then such additional number of members, shall be returned by the respective secretary of the recognized political party or leader of the independent group from the candidates of the First Nomination Paper or the Additional Nomination Paper other than the candidates who have been elected or are not disqualified to be a member under section 9.
- (4) (i) by the renumbering of subsection (7) as subsection (5) of that section;
- (ii) in the renumbered subsection (5)-
 - (a) by the substitution for the words and figure "specified in subsection (5)", of the words and figure "specified in subsection (3)";
 - (b) by the substitution for the words and figure "determined under subsection (3)"; of the words and figure "determined under subsection (4)";
 - (c) by the substitution for the words and figure "ascertained under subsection (6)", of the words and figure "ascertained under subsection (3)";
- (5) (i) by the renumbering of subsections (8) and (9) respectively as (6) and (7) of that section;

- (ii) in the renumbered subsection (6) by the substitution for the words and figure "to return a member as ascertained under subsection (5), of the number of members that such recognized political party or independent group, as the case may be, is entitled to return and request such secretary or leader, as the case may be, to nominate from among the persons, whose names were included in the nomination paper", of the following:-

"to return such number of members as ascertained under subsection (3) of this section and subsection (3) of section 65AA, of the number of members including women members that such recognized political party or independent group, as the case may be, is entitled to be elected and returned from the candidates of the First Nomination Paper or the Additional Nomination Paper other than the candidates who have been elected or are not disqualified to be a member under section 9.";

- (6) by the repeal of the marginal note to that section and the substitution therefor of the following:-

"Candidates entitled to be elected or returned."

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 22

The Minister of Provincial Councils and Local Government proposed an amendment to leave out lines 6 to 13 (both inclusive) in page 9 and substitute the following,—

- | | |
|---|--|
| "Amendment
of section
66A of the
principal
enactment. | 22. Section 66A of the principal enactment is hereby amended- <ul style="list-style-type: none"> (a) in paragraph (a) of subsection (1) by the substitution for the words "any other person who is qualified under section 8 of this Ordinance to be elected", of the words "any other candidate of the First Nomination Paper or the Additional Nomination Paper other than the candidates who have been elected or are not disqualified to be a member under section 9;" (b) in paragraph (b) of subsection (1) – <ul style="list-style-type: none"> (i) by the substitution for the words "a person to fill such vacancy from among those persons nominated by such recognized political party", of the words "a candidate to fill such vacancy from candidates of the First Nomination Paper or the Additional Nomination Paper other than the candidates who have been elected or are not disqualified to be a member under section 9;" |
|---|--|

- (ii) by the substitution for the words, "Municipal Councils Ordinance (Chapter 252) or paragraph (b) of subsection (1) of section 5 of the Urban Councils Ordinance (Chapter 255)", of the words, "Municipal Ordinance (Chapter 255), or paragraph (b) of subsection (1) of section 5 of the Urban Councils Ordinance (Chapter 255)"; and
- (iii) by the repeal of the words starting from "as the case may be, and where no person remains to be so nominated" to the words "Ordinance to fill such vacancy." and the substitution therefor of following: "as the case may be:

Provided that, where a vacancy arises in the case of a woman member of a Local Authority, then such vacancy shall be filled only by the nomination of a woman candidate from the First Nomination Paper or the Additional Nomination Paper other than the women candidates who have been elected or are not disqualified to be a member under section 9."
- (c) by the repeal of paragraph (c) of subsection (1) of that section.
- (d) by the insertion immediately after paragraph (b) of section (1) of that section of the following :-

"(IA) where no person remains to be nominated to fill a vacancy referred to in subsection (1) from the candidates of the First Nomination Paper and the Additional Nomination Paper, the returning officer appointed for the electoral area in which such Local Authority is situated shall request within thirty days of the occurrence of the vacancy, the secretary to the recognized political party or the leader of the independent group to which the member whose vacancy occurred belonged, to nominate within thirty days from such request, any other person who is qualified under section 8 of this Ordinance to fill that vacancy in the ward in which the vacancy has occurred:

Provided that, where a vacancy arises in the case of a woman member of a local authority, then such vacancy shall be filled only by the nomination of any other women who is qualified under section 8 of this ordinance.

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

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

New Clauses

The Minister of Provincial Councils and Local Government proposed the following new clauses to leave out lines 5 to 7 (both inclusive) in page 1 Clause 2 and substitute the following,—

"Amendment of section 3C of Chapter 262. **2.** Section 3C of the Local Authorities Elections Ordinance (Chapter 262) (hereinafter referred to as the "principal enactment") is hereby amended in subsection (2) of that section by the omission of the words, "alphabetical letter in English", and "or the alphabetical letter", appearing in that section.

Amendment of section 3D of the principal enactment. **3.** Section 3D of the principal enactment is hereby amended in subsection (2) of that section by the substitution for the words, "new boundaries, names, numbers or letters of each ward" of the words, "new boundaries, names and numbers of each ward".

Amendment of section 9 of the principal enactment. **4.** Section 9 of the principal enactment is amended in subsection (1) by the addition of the following new subparagraph after sub-paragraph (iv) of paragraph (d):-

"(iva) a public officer who is engaged in field based activities who has not ceased to serve within a Local Authority area in which he seeks nomination at least one year prior to the election to such Local Authority.

For the purpose of this sub-paragraph "a public officer who is engaged in field based activities" shall include any person who is engaged in any development, welfare, economic, social, health or such other activities within the scope of his employment.

Amendment of section 12 of the principal enactment. **5.** Section 12 of the principal enactment is hereby amended as follows,—

to insert the following, immediately after line 6, in page 2:—

"Replacement of section 27F of the principal enactment. **7.** Section 27F of the principal enactment is hereby repealed and the following is substituted therefor:-

"Total number of women members.

27F. (1) Notwithstanding any provision to the contrary in this Ordinance not less than twenty-five *per centum* of the total number of members in each local authority shall be women members:

Provided that, where the number constituting twenty five *per centum* of the total number of members in a local authority is an integer and fraction, the integer shall be deemed to be the number which shall constitute twenty five *per centum* for the purpose of this section.

(2) The Commissioner of Elections shall by notice published in *the* gazette, specify the number of women candidates to be nominated in respect of each local authority."

to insert the following new section, immediately after line 13, in page 5:—

“Amendment of section 38 of the principal enactment.	13. Section 38 of the principal enactment is hereby amended in paragraph (b) of subsection (1) thereof by the substitution for the words "a single list containing the names", of the words, "the nomination papers containing the names".
---	--

to insert the following, immediately after line 30, in page 8:—

"Replacement of section 65AA of the principal enactment	27. Section 65AA is hereby repealed and the following is substituted therefor –
"Apportionment of women	65AA. (1) Where the number of members elected from any recognized political party or independent group for a Local Authority results in an overhang and thereby exceeds the number ascertained to be elected and returned as members under section 658(3), and such number of members so elected do not include any women members, then the provisions of subsections (3) and (4) of this section shall not apply to such recognized political party or an independent group. (2) Where any recognized political party or independent group has received less than twenty <i>per centum</i> of the total number of votes polled in a local authority area, and has less than three members elected or returned, then the provisions of subsections (3) and (4) of this section shall not apply to such recognized political party or an independent group. (3) The apportionment of women members to be elected and returned to each local authority from the recognized political parties and independent groups other than the political parties and the independent groups referred to in subsection (2) of this section, shall be determined by the Commissioner of Elections, taking into consideration the number of valid votes polled by the other recognized political parties and independent groups in all wards of such Local Authority, and the method of apportionment set out in Article 99A of the Constitution of the Democratic Socialist Republic of Sri Lanka shall <i>mutatis mutandis</i> apply thereto.

(4) Where the number of women members elected for all wards of any local authority area from any recognized political party or independent group other than the recognized political party or an independent group referred to in subsections (1) or (2) of this section, is less than the number apportioned in terms of subsection (3) of this section, then the shortfall in the number of members shall be returned from among the women candidates in the first nomination paper or the additional nomination paper other than the women candidates who have been elected or are disqualified to be a member under section 9.

to insert the following definition, immediately after line 23, in page 11:—

"'overhang' means the number of candidates elected for a local authority from any recognized political party or independent group in excess of the number such recognized political party or independent group is entitled to have elected in terms of section 65B (3) of this Ordinance."

Question that the New Clauses be read a second time, put, and agreed to.

Question that the New Clauses be added to the Bill, put and agreed to.

Hon. Dinesh Gunawardena proposed an amendment:-

ප්‍රධාන ප්‍රඥප්තියේ 9 වැනි වගන්තියේ එහි (1) වැනි උපලේඛනයේ (ඇ) වැනි ඡේදයේ (iv) වැනි අනුඡේදයට ඉක්බිතිවම පහත දැක්වෙන කොටස ඇතුළත් කිරීමට,—

“දැනට මූලික ප්‍රඥප්තියේ රජයේ සේවකයන් සඳහා පළාත් පාලන මැතිවරණයට ඉදිරිපත්වීම සඳහා ඇති අයිතිය එලෙසම පැවතිය යුතුය.”

Question put, and negatived; the Parliament having divided as follows : Ayes : 44,
Noes : 120, Abstain: 01.

AYES

Hon. Rohitha Abeygunawardana
Hon. Mahinda Yapa Abeywardena
Hon. Dullas Alahapperuma
Hon. Mahindananda Aluthgamage
Hon. Geetha Samanmalee
Kumarasingha
Hon. Chandrasiri Gajadeera
Hon. Udaya Prabhath Gammanpila

Hon. Dinesh Gunawardena
Hon. Bandula Gunawardana
Hon. Padma Udhayashantha
Gunasekera
Hon. S. M. Chandrasena
Hon. D. V. Chanaka
Hon. Sisira Jayakody
Hon. Piyankara Jayaratne

Hon. Piyal Nishantha De Silva	Hon. Chamal Rajapaksa
Hon. Mohan Priyadarshana De Silva	Hon. Namal Rajapaksa
Hon. T. Ranjith De Zoysa	Hon. Gamini Lokuge
Hon. Wimalaweera Dissanayaka	Hon. Janaka Wakkumbura
Hon. Weerakumara Dissanayake	Hon. (Mrs.) Pavithradevi Wanniarachchi
Hon. Vasudeva Nanayakkara	Hon. Vidura Wickramanayaka
Hon. (Dr.) Ramesh Pathirana	Hon. (Mrs.) Sriyani Wijewickrama
Hon. Sanath Nishantha Perera	Hon. Kanchana Wijesekera
Hon. Johnston Fernando	Hon. Wimal Weerawansa
Hon. S. Premarathna	Hon. Jayantha Samaraweera
Hon. Tharaka Balasuriya	Hon. Muthu Sivalingam
Hon. Vijitha Berugoda	Hon. Shehan Semasinghe
Hon. C. B. Rathnayake	Hon. Indika Anuruddha Herath
Hon. Prasanna Ranatunga	Hon. Kanaka Herath
Hon. Prasanna Ranaweera	
Hon. Keheliya Rambukwella	

NOES

Hon. (Mrs.) Thalatha Atukorale	Hon. Sagala Ratnayaka
Hon. Wajira Abeywardana	Hon. Arjuna Ranatunga
Hon. John Amaratunga	Hon. Patali Champika Ranawaka
Hon. Mahinda Amaraweera	Hon. Chandima Weerakkody
Hon. (Dr.) Sarath Amunugama	Hon. Mangala Samaraweera
Hon. Gayantha Karunatileka	Hon. (Dr.) Rajitha Senaratne
Hon. Akila Viraj Kariyawasam	Hon. Wijith Wijayamuni Zoysa
Hon. Lakshman Kiriella	Hon. D. M. Swaminathan
Hon. Daya Gamage	Hon. Rauff Hakeem
Hon. Dayasiri Jayasekara	Hon. Kabir Hashim
Hon. Nimal Siripala de Silva	Hon. P. Harrison
Hon. Palany Thigambaram	Hon. Field Marshal Sarath Fonseka
Hon. Duminda Dissanayake	Hon. Thilanga Sumathipala
Hon. Navin Dissanayake	Hon. Selvam Adaikkalanathan
Hon. S. B. Dissanayake	Hon. Lakshman Yapa Abeywardena
Hon. S. B. Nawinne	Hon. Wasantha Aluwihare
Hon. Gamini Jayawickrama Perera	Hon. Dilan Perera
Hon. Harin Fernando	Hon. Niroshan Perera
Hon. Sajith Premadasa	Hon. (Dr.) (Mrs.) Sudarshini Fernandopulle
Hon. Rishad Bathiudeen	Hon. (Mrs.) Vijayakala Maheswaran
Hon. (Mrs.) Chandrani Bandara	Hon. V. S. Radhakrishnan
Hon. Tilak Marapana	Hon. Eran Wickramaratne
Hon. Faiszer Musthapha	

Hon. Ruwan Wijewardene	Hon. Lucky Jayawardana
Hon. Dilip Wedaarachchi	Hon. Mylvaganam Thilakarajah
Hon. Sujeewa Senasinghe	Hon. K. Thurairetnasingam
Hon. Lakshman Senewiratne	Hon. M. S. Thowfeek
Hon. Vasantha Senanayake	Hon. Sirinal de Mel
Hon. M. L. A. M. Hizbullah	Hon. Anura Dissanayaka
Hon. Ashok Abeysinghe	Hon. Douglas Devananda
Hon. Lasantha Alagiyawanna	Hon. I. Charles Nirmalanathan
Hon. Faizal Cassim	Hon. K. K. Piyadasa
Hon. Dunesh Gankanda	Hon. Sujith Sanjaya Perera
Hon. (Dr.) (Mrs.) Anoma Gamage	Hon. Bandula Lal Bandarigoda
Hon. Anuradha Jayaratne	Hon. Muhammad Ibrahim Muhammad Mansoor
Hon. (Mrs.) Sumedha G. Jayasena	Hon. S. M. Marikkar
Hon. Palitha Kumara	Hon. K. Kader Masthan
Thewarapperuma	Hon. Imran Maharoof
Hon. (Dr.) Harsha De Silva	Hon. Abdullah Mahrooff
Hon. Manusha Nanayakkara	Hon. Ajith Mannapperuma
Hon. Karunarathna Paranawithana	Hon. (Prof.) Ashu Marasinghe
Hon. Ajith P. Perera	Hon. Bimal Rathnayake
Hon. Indika Bandaranayake	Hon. Ishak Rahuman
Hon. Tharanath Basnayaka	Hon. Mujibur Rahuman
Hon. Ranjan Ramanayake	Hon. Harshana Rajakaruna
Hon. Hector Appuhamy	Hon. Angajan Ramanathan
Hon. Sisira Kumara Abeysekara	Hon. (Dr.) Jayampathy
Hon. Thushara Indunil Amarasena	Wickramaratne
Hon. J. C. Alawathuwala	Hon. A. A. Wijethunga
Hon. Ananda Aluthgamage	Hon. (Dr.) (Mrs.) Thusitha Wijemanna
Hon. Ranjith Aluvihare	Hon. Lakshman Ananda Wijemanne
Hon. Ravi Karunanayake	Hon. (Mrs.) Rohini Kumari
Hon. J. M. Ananda Kumarasiri	Wijerathna
Hon. Velu Kumar	Hon. Heshan Withanage
Hon. Nalaka Prasad Colonne	Hon. (Mrs.) Shanthi Sriskandarasa
Hon. Kaveendiran Kodeeswaran	Hon. Sandith Samarasinghe
Hon. Nihal Galappaththi	Hon. E. Saravanapavan
Hon. Malith Jayathilake	Hon. M. H. M. Salman
Hon. (Dr.) Nalinda Jayathissa	Hon. M. A. Sumanthiran
Hon. Nalin Bandara Jayamaha	Hon. Vadivel Suresh
Hon. Anura Sidney Jayarathne	Hon. Sunil Handunnetti
Hon. (Dr.) Kavinda Heshan Jayawardana	Hon. Vijitha Herath

ABSTAIN

Hon. W. D. J. Senewiratne

First Schedule

The Minister of Provincial Councils and Local Government proposed an amendment in the first schedule in page 12.

- (1) Amend the caption of the form "FORM OF NOMINATION PAPER" as "I - FIRST NOMINATION PAPER".
- (2) Add the following column to form "I - FIRST NOMINATION PAPER":-

8
Male / Female

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

The Minister of Provincial Councils and Local Government proposed another amendment in the first schedule in page 13.

- (1) Amend the caption of the form "II-ADDITIONAL PERSONS" as "II-ADDITIONAL NOMINATION PAPER";
- (2) Add the following column to form "II-ADDITIONAL NOMINATION PAPER":-

7
Male / Female

- (2) Delete all the words at the end of the amended form "II additional nomination paper", starting from "* state whether it is a multi-member ward" to the end of that sentence and substitute the following:—

"* State in the case a multi-member ward by the inclusion of one asterisk (*) and the names of two candidates in the relevant cage in the case of election of two members and in the case of election of three members by the inclusion of two asterisks (**) and the names of such three candidates."

- (3) Delete the "Form of Nomination Paper for the Returning of Women Candidates".

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

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

Clauses 23 to 29 were 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 Provincial Councils and Local Government moved,— That the Bill, as amended be now read the third time.

Question put, and agreed to; the Parliament having divided as follows : Ayes : 118,
Noes : 0, Abstain: 44.

AYES

Hon. (Mrs.) Thalatha Atukorale	Hon. (Dr.) (Mrs.) Sudarshini
Hon. Wajira Abeywardana	Fernandopulle
Hon. John Amaratunga	Hon. (Mrs.) Vijayakala Maheswaran
Hon. Mahinda Amaraweera	Hon. Eran Wickramaratne
Hon. (Dr.) Sarath Amunugama	Hon. Ruwan Wijewardene
Hon. Gayantha Karunatileka	Hon. Dilip Wedaarachchi
Hon. Akila Viraj Kariyawasam	Hon. Sujeewa Senasinghe
Hon. Daya Gamage	Hon. Lakshman Senewiratne
Hon. Dayasiri Jayasekara	Hon. Vasantha Senanayake
Hon. Nimal Siripala de Silva	Hon. M. L. A. M. Hizbullah
Hon. Palany Thigambaram	Hon. Ashok Abeysinghe
Hon. Duminda Dissanayake	Hon. Lasantha Alagiyawanna
Hon. Navin Dissanayake	Hon. Faizal Cassim
Hon. S. B. Dissanayake	Hon. Dunes Gankanda
Hon. S. B. Nawinne	Hon. (Dr.) (Mrs.) Anoma Gamage
Hon. Gamini Jayawickrama Perera	Hon. Anuradha Jayaratne
Hon. Harin Fernando	Hon. (Mrs.) Sumedha G. Jayasena
Hon. Sajith Premadasa	Hon. Palitha Kumara
Hon. Rishad Bathiudeen	Thewarapperuma
Hon. (Mrs.) Chandrani Bandara	Hon. (Dr.) Harsha De Silva
Hon. Tilak Marapana	Hon. Manusha Nanayakkara
Hon. Faiszer Musthapha	Hon. Karunarathna Paranawithana
Hon. Sagala Ratnayaka	Hon. Ajith P. Perera
Hon. Arjuna Ranatunga	Hon. Indika Bandaranayake
Hon. Patali Champika Ranawaka	Hon. Tharanath Basnayaka
Hon. Chandima Weerakkody	Hon. Ranjan Ramanayake
Hon. Mangala Samaraweera	Hon. Hector Appuhamy
Hon. W. D. J. Senewiratne	Hon. Sisira Kumara Abeysekara
Hon. (Dr.) Rajitha Senaratne	Hon. Thushara Indunil Amarasena
Hon. Wijith Wijayamuni Zoysa	Hon. J. C. Alawathuwala
Hon. D. M. Swaminathan	Hon. Ananda Aluthgamage
Hon. Rauff Hakeem	Hon. J. M. Ananda Kumarasiri
Hon. Kabir Hashim	Hon. Velu Kumar
Hon. P. Harrison	Hon. Nalaka Prasad Colonne
Hon. Thilanga Sumathipala	Hon. Kaveendiran Kodeeswaran
Hon. Selvam Adaikkalanathan	Hon. Nihal Galappaththi
Hon. Lakshman Yapa Abeywardena	Hon. Malith Jayathilake
Hon. Wasantha Aluwihare	Hon. (Dr.) Nalinda Jayathissa
Hon. Dilan Perera	Hon. Nalin Bandara Jayamaha
Hon. Niroshan Perera	Hon. Anura Sidney Jayarathne

Hon. (Dr.) Kavinda Heshan Jayawardana	Hon. Mujibur Rahuman
Hon. Lucky Jayawardana	Hon. Harshana Rajakaruna
Hon. Mylvaganam Thilakarajah	Hon. Angajan Ramanathan
Hon. K. Thurairetnasingam	Hon. (Dr.) Jayampathy Wickramaratne
Hon. M. S. Thowfeek	Hon. A. A. Wijethunga
Hon. Sirinal de Mel	Hon. (Dr.) (Mrs.) Thusitha Wijemanna
Hon. Anura Dissanayaka	Hon. Lakshman Ananda Wijemanne
Hon. Douglas Devananda	Hon. (Mrs.) Rohini Kumari Wijerathna
Hon. I. Charles Nirmalanathan	Hon. Heshan Withanage
Hon. K. K. Piyadasa	Hon. (Mrs.) Shanthi Sriskandarasa
Hon. Sujith Sanjaya Perera	Hon. Sandith Samarasinghe
Hon. Ashoka Priyantha	Hon. E. Saravanapavan
Hon. Bandula Lal Bandarigoda	Hon. M. H. M. Salman
Hon. Muhammad Ibrahim Muhammad Mansoor	Hon. Muthu Sivalingam
Hon. K. Kader Masthan	Hon. M. A. Sumanthiran
Hon. Imran Maharoof	Hon. Vadivel Suresh
Hon. Abdullah Mahrooff	Hon. Sunil Handunnetti
Hon. Ajith Mannapperuma	Hon. Wijepala Hettiarachchi
Hon. (Prof.) Ashu Marasinghe	Hon. Vijitha Herath
Hon. Bimal Rathnayake	
Hon. Ishak Rahuman	

ABSTAIN

Hon. Rohitha Abeygunawardana	Hon. Sisira Jayakody
Hon. Mahinda Yapa Abeywardena	Hon. Piyankara Jayaratne
Hon. Dullas Alahapperuma	Hon. Piyal Nishantha De Silva
Hon. Mahindananda Aluthgamage	Hon. Mohan Priyadarshana De Silva
Hon. Geetha Samanmalee Kumarasingha	Hon. T. Ranjith De Zoysa
Hon. Chandrasiri Gajadeera	Hon. Wimalaweera Dissanayaka
Hon. Udaya Prabhath Gammanpila	Hon. Weerakumara Dissanayake
Hon. Dinesh Gunawardena	Hon. Vasudeva Nanayakkara
Hon. Bandula Gunawardana	Hon. (Dr.) Ramesh Pathirana
Hon. Padma Udhayashantha Gunasekera	Hon. Sanath Nishantha Perera
Hon. S. M. Chandrasena	Hon. Johnston Fernando
Hon. D. V. Chanaka	Hon. S. Premarathna
	Hon. Tharaka Balasuriya
	Hon. Vijitha Berugoda

Hon. C. B. Rathnayake	Hon. Vidura Wickramanayaka
Hon. Prasanna Ranatunga	Hon. (Mrs.) Sriyani Wijewickrama
Hon. Prasanna Ranaweera	Hon. Kanchana Wijesekera
Hon. Keheliya Rambukwella	Hon. Wimal Weerawansa
Hon. Chamal Rajapaksa	Hon. Jayantha Samaraweera
Hon. Namal Rajapaksa	Hon. Shehan Semasinghe
Hon. Gamini Lokuge	Hon. Indika Anuruddha Herath
Hon. Janaka Wakkumbura	Hon. Kanaka Herath
Hon. (Mrs.) Pavithradevi Wanniarachchi	

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

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

Question put, and agreed to; the Parliament was at 12.10 p.m. adjourned until 1.00 p.m. on Wednesday, September 06, 2017 pursuant to the Resolution of Parliament of this day.