



(Eighth Parliament - Third Session)

No. 7.]

MINUTES OF PARLIAMENT

Thursday, November 29, 2018 at 10.30 a.m.

PRESENT :

Hon. Karu Jayasuriya, Speaker

Hon. J. M. Ananda Kumarasiri, Deputy Speaker and the Chair of Committees

Hon. Selvam Adaikkalanathan, Deputy Chairperson of Committees

Hon. (Mrs.) Thalatha Atukorale

Hon. Hector Appuhamy

Hon. Wajira Abeywardana

Hon. Ashok Abeysinghe

Hon. Sisira Kumara Abeysekara

Hon. John Amaratunga

Hon. Thushara Indunil Amarasena

Hon. J. C. Alawathuwala

Hon. Ranjith Aluvihare

Hon. Wasantha Aluwihare

Hon. (Dr.) S. M. Mohamed Ismail

Hon. Gayantha Karunatileka

Hon. Ravi Karunanayake

Hon. Akila Viraj Kariyawasam

Hon. Faizal Cassim

Hon. Lakshman Kiriella

Hon. A. Aravindh Kumar

Hon. Velu Kumar

Hon. Nalaka Prasad Colonne

Hon. Kaveendiran Kodeeswaran

Hon. Mano Ganesan

Hon. (Dr.) (Mrs.) Anoma Gamage

Hon. Chandima Gamage

Hon. Daya Gamage
Hon. Piyasena Gamage
Hon. Nihal Galappaththi
Hon. Edward Gunasekara
Hon. (Dr.) Nalinda Jayathissa
Hon. Nalin Bandara Jayamaha
Hon. Anura Sidney Jayarathne
Hon. Lucky Jayawardana
Hon. (Dr.) Kavinda Heshan Jayawardana
Hon. Mylvaganam Thilakarajah
Hon. K. Thurairetnasingam
Hon. M. S. Thowfeek
Hon. Palitha Kumara Thewarapperuma
Hon. Sirinal de Mel
Hon. (Dr.) Harsha De Silva
Hon. Palany Thigambaram
Hon. Anura Dissanayaka
Hon. Navin Dissanayake
Hon. Mayantha Dissanayake
Hon. Manusha Nanayakkara
Hon. Mohamadu Nazeer
Hon. I. Charles Nirmalanathan
Hon. Buddhika Pathirana
Hon. Karunarathna Paranawithana
Hon. K. K. Piyadasa
Hon. Gamini Jayawickrama Perera
Hon. Niroshan Perera
Hon. Ajith P. Perera
Hon. Sujith Sanjaya Perera
Hon. Harin Fernando
Hon. (Mrs.) Hirunika Premachandra
Hon. A. D. Premadasa
Hon. Sajith Premadasa
Hon. (Mrs.) Chandrani Bandara
Hon. R. M. Ranjith Madduma Bandara
Hon. Palitha Range Bandara
Hon. Bandula Lal Bandarigoda

Hon. Rishad Bathiudeen
Hon. Muhammad Ibrahim Muhammad Mansoor
Hon. S. M. Marikkar
Hon. Seyed Ali Zahir Moulana
Hon. Imran Maharooof
Hon. Abdullah Mahrooff
Hon. (Mrs.) Vijayakala Maheswaran
Hon. Ajith Mannapperuma
Hon. Tilak Marapana
Hon. (Prof.) Ashu Marasinghe
Hon. Seeniththamby Yoheswaran
Hon. (Ven.) Athuraliye Rathana Thero
Hon. Bimal Rathnayake
Hon. Sagala Ratnayaka
Hon. Arjuna Ranatunga
Hon. Patali Champika Ranawaka
Hon. Ishak Rahuman
Hon. Mujibur Rahuman
Hon. Harshana Rajakaruna
Hon. (Dr.) Wijeyadasa Rajapakshe
Hon. V. S. Radhakrishnan
Hon. Ranjan Ramanayake
Hon. Eran Wickramaratne
Hon. (Dr.) Jayampathy Wickramaratne
Hon. Ranil Wickremesinghe
Hon. Ruwan Wijewardene
Hon. A. A. Wijethunga
Hon. Lakshman Ananda Wijemanne
Hon. (Dr.) (Mrs.) Thusitha Wijemanna
Hon. (Mrs.) Rohini Kumari Wijerathna
Hon. Chaminda Wijesiri
Hon. Hesha Withanage
Hon. Dilip Wedaarachchi
Hon. S. Shritharan
Hon. Gnanamuthu Srineshan
Hon. (Mrs.) Shanthi Sriskandarasa
Hon. Malik Samarawickrama

Hon. Mangala Samaraweera
Hon. Ravindra Samaraweera
Hon. Sandith Samarasinghe
Hon. Rajavaroatham Sampanthan
Hon. E. Saravanapavan
Hon. Dharmalingam Sithadthan
Hon. (Dr.) S. Sivamohan
Hon. Vadivel Suresh
Hon. Ameer Ali Shihabdeen
Hon. M. A. Sumanthiran
Hon. Sujeewa Senasinghe
Hon. Vasantha Senanayake
Hon. Mavai S. Senathirajah
Hon. (Dr.) Rajitha Senaratne
Hon. Chathura Sandeepa Senaratne
Hon. D. M. Swaminathan
Hon. Rauff Hakeem
Hon. Sunil Handunnetti
Hon. H. M. M. Harees
Hon. Abdul Haleem
Hon. Kabir Hashim
Hon. P. Harrison
Hon. Wijepala Hettiarachchi
Hon. Vijitha Herath
Hon. A. H. M. Fowzie
Hon. Field Marshal Sarath Fonseka

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:-

“Hon. Members, I wish to kindly inform you that the Police are already conducting an investigation into the incidents that occurred in the Parliament Chamber during the Sittings of Parliament on Wednesday 14th, Thursday 15th and Friday 16th of November, 2018 in addition, I have appointed a Committee chaired by Hon. J. M. Ananda Kumarasiri, Deputy Speaker, and comprising Hon. Chamal Rajapaksa, Former Speaker, Hon. R. M. Ranjith Madduma Bandara, Hon. Chandrasiri Gajadeera, Hon. Bimal Rathnayake and Hon. Mavai S. Senadhiraja, as its Members in order to conduct a broader internal investigation and I expect to submit the report of that Committee before this House as soon as possible. ”

2. Sittings of the Parliament : The Speaker moved,— That this Parliament at its rising this day do adjourn until 10.30 a.m. on Friday 30th November, 2018.

Question put, and agreed to.

3. Business of the Parliament : The Speaker moved,— That the No Date Motion bearing No. P.2/’18 which was published in the Addendum to the Order Book No. 1(2) of Parliament, issued on Wednesday, November 21, 2018 may be included in the Order Paper to be able to present this House on Friday 30th November, 2018.

Question put, and agreed to.

The Speaker made the following statement:-

This morning, I had a delegation led by the Hon. Dinesh Gunawardena who raised an issue about this matter, the Motion being *sub judice*. So, I have already explained my position on the matter, that especially the matter before the House today is not with regard to any Minister, State Minister or Deputy Minister, but with regard to the Secretary to the Prime Minister.

This House has already adopted Motions of No-confidence against the Government, and the adoption of such Resolution or Motion of No-confidence cannot be challenged or disputed in any other forum. The Motion before the House today is a matter which arises consequent to the adoption of the No-confidence Motion. What is sought to be debated today is not the matter under consideration by the Court of Appeal. As such, there is no impediment to this Motion being debated in the House.

In any event, the proceedings in the Court of Appeal are not in the nature of a trial before an original court and I am of the view that no real and substantial danger or prejudice would be caused to the outcome of those proceedings by this House debating this Motion.

In any case, there is no case pending relating to payment of expenses in the Prime Minister’s Office. Therefore, I am also convinced, having consulted expert constitutional lawyers in the country, that this matter does not fall within the purview of Article 152 of the Constitution. Therefore, as such, I permit this Motion to be debated in the House today.

4. Secretary to the Prime Minister has no authority to approve any expenditure drawn from the funds of the Republic: Hon Ravi Karunanayake seconded by Hon. Navin Dissanayake moved,— Whereas this House on 16th November, 2018, accepted the official statement made by the Hon. Speaker on 15th November, 2018 that, in terms of paragraph 2 of the No Confidence Motion against the Government adopted on 14th November 2018, the Cabinet of Ministers stood dissolved in terms of Article 48 of the Constitution, and accordingly this House further resolved that, since 26th October, 2018, as contemplated in Article 48 of the Constitution, this House had no confidence in the Government including Hon. Mahinda Rajapaksa;

And whereas Parliament has full control over Public Finance as mandated in Article 148 of the Constitution;

Accordingly, that this Parliament resolves that from 15th November, 2018 the Secretary to the Prime Minister has no authority to approve any expenditure drawn from the funds of the Republic, and any person taking any action in violation of this Resolution will be dealt with according to law. (P. 1/'18)

Question put, and agreed to; the Parliament having divided as follows: Ayes: 123 ; Noes: 00.

One hundred and sixteen (116) Hon. Members of Parliament voted using the electronic voting system under the Standing Order 47 (2) (b) of the Parliament, as follows:—

O 001. Mangala Samaraweera	Yes
O 002. Gamini Jayawickrama Perera	Yes
O 003. John Amaratunga	Yes
O 004. Vijitha Herath	Yes
O 005. Anura Dissanayake	Yes
O 006. Dharmalingam Sithadthan	Yes
O 007. Mavai S. Senathirajah	Yes
O 009. Ranil Wickremesinghe	Yes
O 010. Lakshman Kiriella	Yes
O 011. Gayantha Karunatileka	Yes
O 013. Rauff Hakeem	Yes
O 014. Rajitha Senaratne	Yes
O 015. Piyasena Gamage	Yes
O 016. Rishad Bathiudeen	Yes
O 018. Sajith Premadasa	Yes
O 019. Mano Ganesan	Yes
O 021. Selvam Adaikkalanathan	Yes
O 022. Malik Samarawickrama	Yes
O 023. Nihal Galappaththi	Yes

O 024. Sunil Handunnetti	Yes
O 026. K. Thurairetnasingam	Yes
O 027. Seeniththamby Yoheswaran	Yes
O 028. S. Shritharan	Yes
O 029. Tilak Marapana	Yes
O 030. Wajira Abeywardana	Yes
O 031. Ravi Karunanayake	Yes
O 032. Field Marshal Sarath Fonseka	Yes
O 033. Patali Champika Ranawaka	Yes
O 034. Navin Dissanayake	Yes
O 035. P. Harrison	Yes
O 036. R.M. Ranjith Madduma Bandara	Yes
O 037. Arjuna Ranatunga	Yes
O 038. Palany Thigambaram	Yes
O 039. Chandrani Bandara	Yes
O 040. Thalatha Atukorale	Yes
O 041. Akila Viraj Kariyawasam	Yes
O 042. D.M. Swaminathan	Yes
O 043. Bimal Rathnayake	Yes
O 044. Nalinda Jayathissa	Yes
O 045. E. Saravanapavan	Yes
O 046. M.A. Sumanthiran	Yes
O 047. Kaveendiran Kodeeswaran	Yes
O 048. I. Charles Nirmalanathan	Yes
O 049. Abdul Haleem	Yes
O 050. Sagala Ratnayake	Yes
O 051. Harin Fernando	Yes
O 052. Daya Gamage	Yes
O 053. Ravindra Samaraweera	Yes
O 054. Vasantha Senanayake	Yes
O 055. Lucky Jayawardana	Yes
O 056. V.S. Radhakrishnan	Yes
O 057. Palitha Range Bandara	Yes
O 058. Dilip Wedaarachchi	Yes
O 059. Niroshan Perera	Yes
O 060. Ruwan Wijayawardene	Yes
O 061. A.D. Premadasa	Yes
O 062. Sujeewa Senasinghe	Yes

O 063. Wasantha Aluwihare	Yes
O 064. Vijayakala Maheswaran	Yes
O 069. Harsha De Silva	Yes
O 070. Ajith P. Perera	Yes
O 071. Ranjith Aluvihare	Yes
O 072. J.C. Alawathuwala	Yes
O 073. Vadivel Suresh	Yes
O 074. Ameer Ali Shihabdeen	Yes
O 075. Edward Gunasekara	Yes
O 076. Faizal Cassim	Yes
O 077. Anoma Gamage	Yes
O 078. Ranjan Ramanayake	Yes
O 079. Ashok Abeysinghe	Yes
O 080. H.M.M. Harees	Yes
O 081. Karunarathna Paranawithana	Yes
O 082. Palitha Kumara Thewarapperuma	Yes
O 083. Manusha Nanayakkara	Yes
O 084. Seyed Ali Zahir Moulana	Yes
O 085. Ajith Mannapperuma	Yes
O 086. Nalin Bandara Jayamaha	Yes
O 087. Buddhika Pathirana	Yes
O 088. M.S. Thowfeek	Yes
O 089. Abdullah Mahrooff	Yes
O 090. Sirinal de Mel	Yes
O 091. Anura Sidney Jayarathne	Yes
O 092. K.K. Piyadasa	Yes
O 093. Lakshman Ananda Wijemanne	Yes
O 094. A. A. Vijethunga	Yes
O 095. Hector Appuhamy	Yes
O 096. Sisira Kumara Abeysekara	Yes
O 097. Thushara Indunil Amarasena	Yes
O 098. A. Aravindh Kumar	Yes
O 099. Velu Kumar	Yes
O 100. Nalaka Prasad Colonne	Yes
O 101. Chandima Gamage	Yes
O 102. Kavinda Heshan Jayawardana	Yes
O 103. Mylvaganam Thilakarajah	Yes
O 104. Mayantha Dissanayake	Yes
O 105. Sujith Sanjaya Perera	Yes
O 106. Hirunika Premachandra	Yes

O 107. Bandula Lal Bandarigoda	Yes
O 108. M. Ibrahim Mohammad Mansoor	Yes
O 109. S.M. Marikkar	Yes
O 110. Imran Maharoof	Yes
O 111. Ashu Marasinghe	Yes
O 112. Ishak Rahuman	Yes
O 113. Mujibur Rahuman	Yes
O 114. Harshana Rajakaruna	Yes
O 115. Jayampathy Wickramaratne	Yes
O 116. Thusitha Wijemanna	Yes
G 021. Ananda Kumarasiri	Yes
G 109. Rohini Kumari Wijerathna	Yes
G 110. Chaminda Wijesiri	Yes
G 111. Hesha Withanage	Yes
G 112. Sandith Samarasinghe	Yes
G 113. Chathura Sandeepa Senaratne	Yes
G 114. Wijepala Hettiarachchi	Yes
G 115. Mohamadu Nazeer	Yes
G 116. S.M. Mohamed Ismail	Yes

The following Seven (07) Hon. Members of Parliament cast their votes having being asked the names by the Secretary-General under the Standing Order 47(2)(c) of the Parliament as follows:—

Rajavarothiam Sampanthan	Yes
A.H.M. Fowzie	Yes
Kabir Hashim	Yes
Eran Wickramaratne	Yes
(Dr.) S. Sivamohan	Yes
(Mrs.) Shanthi Sriskandarasa	Yes
Gnanamuthu Srineshan	Yes

5. Adjournment: The Speaker moved,— That this Parliament do now adjourn.

Question put, and agreed to; the Parliament was at 12.30 p.m. adjourned until 10.30 a.m. on Friday, November 30, 2018 pursuant to the Resolution of Parliament of this day.