



[Sixth Parliament - Second Session]

No. 74.]

**ORDER PAPER
OF
PARLIAMENT
FOR**

Thursday, November 23, 2006 at 9.30 a.m.

QUESTIONS FOR ORAL ANSWERS

0671/06

1.

Hon. Tissa Attanayake,— To ask the Minister of Vocational and Technical Training,—(1)

- (a) Will he inform separately to this House, the names of advisors appointed to the Ministry of Vocational and Technical Training and to the Institutions, Statutory Boards and Corporations which come under the Ministry?
- (b) Will he state separately—
 - (i) the basis on which they were appointed,
 - (ii) their qualifications;
 - (iii) the salaries and allowances paid to them and other facilities enjoyed by them as advisors; and
 - (iv) the duties that have been entrusted to them?
- (c) If not, why?

0672/06

2.

Hon. Tissa Attanayake,— To ask the Minister of Agrarian Services and Development of Farmer Communities,—(1)

- (a) Will he inform separately to this House, the names of advisors appointed to the Ministry of Agrarian Services and Development of Farmer Communities and to the Institutions, Statutory Boards and Corporations which come under the Ministry?
- (b) Will he state separately—
 - (i) the basis on which they were appointed,
 - (ii) their qualifications;

- (iii) the salaries and allowances paid to them and other facilities enjoyed by them as advisors; and
- (iv) the duties that have been entrusted to them?
- (c) If not, why?

0591/06

3.

Hon. (Ven.) Ellawala Medhananda Thero ,— To ask the Minister of Cultural Affairs and National Heritage,—(1)

- (a) Is he aware that Applications were called for the post of Deputy Director General of Archaeology through Gazette notification of December 23, 2005?
- (b) if so, will he state in this House why steps have not been taken so far to fill that vacancy?
- (c) If not, why?

0592/06

4.

Hon. (Ven.) Ellawala Medhananda Thero ,— To ask the Minister of Cultural Affairs and National Heritage,—(1)

- (a) Is he aware that a large number of posts in the Department of Archaeology had been vacant for a long period of time?
- (b) Will he admit the fact that the non-filling of these vacancies has resulted in the proposed projects of the department being delayed?
- (c) Will he state the reason for not filling these vacancies?
- (d) If not, why?

0618/06

5.

Hon. (Dr.) Jayalath Jayawardane ,— To ask the Minister of Urban Development and Water Supply,—(1)

- (a) Will he submit to this House the reports that have been designed by the Urban Development Authority for the development of the Ja-Ela town and the Ragama town?
- (b) Will he state—
 - (i) when the relevant development plans are expected to be implemented in accordance with these plans;

- (ii) whether the public market of Ja-Ela will be developed under these plans;
- (iii) whether the relevant financial provisions have been allocated for these development activities?
- (c) If not, why?

0619/06

6.

Hon. (Dr.) Jayalath Jayawardane ,— To ask the Minister of Urban Development and Water Supply,—(1)

- (a) Is he aware that the Urban Development Authority has taken steps to construct the Ja-Ela Rest House anew?
- (b) Will he submit to this House a report on the progress of the said construction?
- (c) Will he state as to when the construction of the Ja-Ela Rest House would be completed and vested with the people?
- (d) If not, why?

0632/06

7.

Hon. Anura Dissanayaka ,— To ask the Minister of Railways and Transport and Minister of Petroleum and Petroleum Resources Development,—(1)

- (a) Will he inform this House—
 - (i) the amount of money that exceeds 100 million due to be paid to the Petroleum Corporation by each of the public or private institutions, by now;
 - (ii) the amounts of credit obtained by the Petroleum Corporation from state and private banks to continue its commercial activities as the Corporation has not received the aforesaid moneys due;
 - (iii) the interest rates in respect of the said loans and the financial loss caused to the corporation by them?
- (b) Will he state in this House—
 - (i) whether the Cabinet has decided to the effect that the Treasury will make good the loss caused to the Corporation when it sells fuel at a lower rate than the Indian Oil Company?
 - (ii) if so, on what basis are the fuel prices increased?
- (c) If not, why?

0634/06

8.

Hon. Anura Dissanayaka, — To ask the Minister of Railways and Transport and Minister of Petroleum and Petroleum Resources Development,—(1)

- (a) Will he inform this House whether 107 filling stations, registered with the Treasury and maintained by Modern Petroleum Markets Limited, and 1/3 share of CPSTL have been assigned to the Petroleum Corporation, as said to have been decided at the Cabinet meeting held on 26.07.2006;
 - (b) Will he state in this House—
 - (i) whether development work on those 107 filling stations has been started?
 - (ii) whether the employees of the said CPSTL Company have been absorbed into Petroleum Corporation on the basis of salary reimbursement?
 - (c) If not, why?
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AT THE COMMENCEMENT OF PUBLIC BUSINESS

Notice of presentation of Bills

1.

The Minister of Justice and Law Reforms,— High Court of the Provinces (Special Provisions) (Amendment) Bill,— A Bill to amend The High Court of the Provinces (Special Provisions) Act. No. 19 of 1990.

Notice of Motions

2.

The Leader of the House of Parliament,— Business of the Parliament (No.1),— That the following provisions shall have effect with respect to the Business of this day's sitting:-

- (a) That the Second Reading of the “High Court of the Provinces (Special Provisions) (Amendment) Bill, presented this day be proceeded with this day; and,
- (b) That immediately after the Bill to which this order applies has been read a second time, it shall be considered in Committee of the whole Parliament.
- (c) That notwithstanding the motion agreed to by Parliament on 21st November, 2006, the proceedings on the Bill to which this order applies shall be exempted at this day's sitting from the provisions or paragraphs (2) and (3) of Standing Order 70.

3.

The Leader of the House of Parliament,— Business of the Parliament (No.2) ,— That the proceedings on Item 2 of Public Business appearing on the Paper be exempted at this day's sitting from the provisions of Standing Order 23.

NOTICE OF MOTIONS AND ORDERS OF THE DAY

*a1.

Appropriation Bill (2007) — (Sixth Allotted day) — Committee

*2.

The Prime Minister, Minister of Internal Administration and Deputy Minister of Defence,— Determination under the Constitution,— Mr. Dayananda Dissanayake, Commissioner of Elections, who retired from Government Service on 28.01.2002 was reappointed to the post of Commissioner of Elections with effect from 29.01.2002, on the salary he had been drawing at the time of retirement, under Article 27 (2) of the 17th Amendment to the Constitution of the Democratic Socialist Republic of Sri Lanka. This Parliament determines that the salary of the present Commissioner of Elections shall be revised in terms of the provisions of the Public Administration Circulars No. 15/2003, 9/2004 and 6/2006 on salary revisions which came into effect since then as personal to him, as follows:

01.01.2004	Rs. 426,660/-	(per year)
01.12.2004	Rs. 534,660/-	(per year)
01.01.2006	Rs. 633,603/-	(per year)
01.01.2007	Rs. 724,080/-	(per year)

This Parliament further determines that the salary determined by Parliament on 06.08.1997 by resolution as payable to the Commissioner of Elections shall be substituted by the salary determined by this resolution incorporating the salary steps given therein as personal to Mr. Dayananda Dissanayake.

(Cabinet approval signified)

*3.

The Minister of Urban Development and Water Supply,— Regulations under the Urban Development Authority Law,— That the Regulations made by the Minister of Urban Development and Water Supply under Section 21 of the Urban Development Authority Law, No. 41 of 1978 and published in the Gazette Extraordinary No. 1459/20 of 23rd August, 2006 which were presented on 27.09.2006 be approved.

*4.

The Minister of Housing and Construction,— Annual Report of the State Engineering Corporation of Sri Lanka - 2000,— That the Annual Report, Balance Sheet, Final Accounts and Auditor General's Report of the State Engineering Corporation of Sri Lanka for the year 2000 presented on 20.01.2004 under Section 13 (1) of the Finance Act No. 38 of 1971 be approved.

(Considered by the Consultative Committee on Housing and Construction)

*5.

The Minister of Housing and Construction,— Annual Report of the State Engineering Corporation of Sri Lanka - 2001,— That the Annual Report, Balance Sheet, Final Accounts and Auditor General's Report of the State Engineering Corporation of Sri Lanka for the year 2001 presented on 20.01.2004 under Section 13 (1) of the Finance Act No. 38 of 1971 be approved.

(Considered by the Consultative Committee on Housing and Construction)

*6.

The Minister of Housing and Construction,— Annual Report of the Institute of Construction Training and Development - 2003,—That the Annual Report, Balance Sheet, Final Accounts and Auditor General's Report of the Institute of Construction Training and Development (ICTAD) for the year 2003 presented on 04.01.2005 under Section 13(1) of the Finance Act No. 38 of 1971 be approved.

(Considered by the Consultative Committee on Housing and Construction)

*7.

The Minister of Housing and Construction,— Annual Report of the Institute of Construction Training and Development - 2004,—That the Annual Report, Balance Sheet, Final Accounts and Auditor General's Report of the Institute of Construction Training and Development (ICTAD) for the year 2004 presented on 21.12.2005 under Section 13(1) of the Finance Act No. 38 of 1971 be approved.

(Considered by the Consultative Committee on Housing and Construction)

*8.

The Minister of Agriculture, Irrigation and Mahaweli Development and Minister of Environment,— Notification under the Forest Ordinance,— That the Notification made by the Minister of Environment under Section 24 of the Forest Ordinance (Chapter 451) and published in Gazette Extraordinary No. 1447/19 of 31st May, 2006 which was presented on 19.07.2006 be approved.

*9.

The Minister of Agriculture, Irrigation and Mahaweli Development and Minister of Environment,— Annual Report and Accounts of the Central Engineering Consultancy Bureau for 2001 - Annual Report and Accounts - 2001 of the Central Engineering Consultancy Bureau submitted on 23.09.2003 under section 14(3) financial Act No.38 of 1971 be approved.

(Considered by the Consultative Committee on Agriculture, Irrigation and Mahaweli Development)

*10.

The Minister of Agriculture, Irrigation and Mahaweli Development and Minister of Environment,— Annual Report and Accounts of the State Development & Construction Corporation for 2004 - Annual Report and Accounts - 2004 of the State Development & Construction Corporation submitted on 14.02.2006 under section 14(3) financial Act No.38 of 1971 be approved.

(Considered by the Consultative Committee on Agriculture, Irrigation and Mahaweli Development)

*11.

The Minister of Social Services and Social Welfare,— Regulations under the Protection of the Rights of Persons with Disabilities Act,— That the Regulations made by the Minister of Women's Empowerment and Social Welfare under Section 25 read with Section 23 of the Protection of the Rights of Persons with Disabilities Act, No. 28 of 1996 as amended by Act, No. 33 of 2003 and published in the Gazette Extraordinary No. 1419/7 of 14th November, 2005 which were presented on 18. 01.2006 be approved.

*12.

The Minister of Enterprise Development and Investment Promotion,— Order under Sri Lanka Export Development Act,— That the Order made by the Minister of Enterprise Development and Investment Promotion under Section 14(1) of the Sri Lanka Export Development Act, No. 40 of 1979 relating to Cess levy and published in the Gazette Extraordinary No. 1462/27 of 15th September 2006 of the Democratic Socialist Republic of Sri Lanka which was presented on 20.10.2006 be approved.

*13.

The Minister of Industrial Development,— Annual Report and Accounts of the Sri Lanka Cement Corporation - 2002,— That in terms of Section 30(1) of the State Industrial Corporations Act, No. 49 of 1957 and Section 14(3) of the Finance Act No. 38 of 1971, the Annual Report of the Sri Lanka Cement Corporation (2002) with the observations of Auditor-General which was presented on 14.02.2006 be approved.

(Considered by the Consultative Committee on Science and Technology)

*14.

Regulations under the Medical Ordinance,— Adjourned Debate on Question (3rd October, 2006),— Motion made and question proposed,— “That the Regulations made by the Minister of Healthcare and Nutrition under Section 19 read with Section 72 of the Medical Ordinance (Chapter 105) in consultation with the Sri Lanka Medical Council and published in the Gazette Extraordinary No. 1458/16 of 17th August, 2006 which was presented on 05.09.2006.”

*15

The Minister of Fisheries and Aquatic Resources,— Regulations under the Fisheries and Aquatic Resources Act,— That the Regulations made by the Minister of Fisheries and Aquatic Resources under Section 61 read with Section 28 of the Fisheries and Aquatic Resources Act, No. 2 of 1996 and published in the Gazette Extraordinary No. 1454/33 of 21st July 2006 which were presented on 17.10.2006 be approved.

*16.

The Minister of Fisheries and Aquatic Resources,— Annual Report of the Ceylon Fisheries Corporation - 2004,— That the Annual Report of the Ceylon Fisheries Corporation - 2004 presented on 26.05.2006 under Section 14(3) of the Finance Act, No. 38 of 1971 be approved.

(Considered by the Consultative Committee on Infrastructure Development and Fisheries Housing)

*17.

Anti-Dumping and Countervailing Duties Bill — Adjourned Debate on question — (04th April, 2006) [1]

*18.

Safeguard Measures Bill — Adjourned Debate on question — (04th April, 2006) [1]

*19.

Recovery of Loans by Banks (Special Provisions) (Amendment) Bill — Adjourned Debate on question — (18 July, 2006) [1]

*20.

Non-performing Assets (Recovery) Bill — Adjourned Debate on question — (18 July, 2006) [1]

*21.

Gaming (Special Provisions) Bill — Adjourned Debate on question — (18 July, 2006) [1]

*22.

Prevention of Mosquito Breeding Bill - Second Reading

*23.

Eighteenth Amendment to the Constitution Bill — Adjourned Debate on question - (24th February, 2005) [1]

*24.

Ceylon Electricity Board (Amendment) Bill — Second Reading

*25.

Electricity Reform (Amendment) Bill — Second Reading

*26.

Katikavat Registration Bill — Second Reading

*27.

The Minister of Parliamentary Affairs,— Resolution under the Constitution (No. 1),— That this Parliament resolves under Article 36(4) of the Constitution of the Democratic Socialist Republic of Sri Lanka, that the Monthly Allowance payable to His Excellency the President be revised as follows :—

<i>Present Salary</i>	<i>Proposed Allowances</i>	
<i>Rs.</i>	<i>2006.01.01</i>	<i>2007.01.01</i>
	<i>Rs.</i>	<i>Rs.</i>
25,000	61,250/-	97,500/-

This Parliament further resolves that—

- (a) in terms of the P.A. Circular 6/2006, 50% of the difference of the salary of December 2005 and the proposed salary will be paid effective from 01.01.2006,

- (b) The balance 50% will be paid effective from 01.01.2007.
(Cabinet approval signified)

*28.

The Minister of Parliamentary Affairs,— Resolution under the Constitution (No. 2),— That this Parliament resolves under Article 68(1) of the Constitution of the Democratic Socialist Republic of Sri Lanka, that the Monthly Allowance payable to Hon. Prime Minister, Hon. Speaker, Hon. Deputy Speaker, Hon. Deputy Chairman of Committees, Hon. Ministers, Hon. Leader of the Opposition, Hon. Deputy Ministers and Hon. Members of Parliament shall be revised as follows :

<i>Post</i>	<i>Present Salaries Rs.</i>	<i>Comparative Post and Number, Salary Code & Salary according to 6/2006</i>	<i>Proposed Allowances 2006.01.01 Rs.</i>	<i>2007.01.01 Rs.</i>
1. Hon. Prime Minister	34,000/-	Chief Justice SF4 - 70,000.00 + 1,500.00	52,500/- + 1,500/-	71,500/-
2. Hon. Speaker	31,800/-	Attorney General SF3 - 67,000.00 + 1,500.00	49,400/- + 1,500/-	68,500/-
3. Cabinet/Non Cabinet Ministers	29,815/-	Puisne Judges SF2 - 65,000/-	47,407.50	65,000/-
4. Hon. Leader of the Opposition	29,815/-	Puisne Judges SF2 - 65,000/-	47,407.50	65,000/-
5. Hon. Deputy Ministers	28,750/-	Appeal Court Judges SFI - 63,500/-	46,125/-	63,500/-
6. Hon. Deputy Speaker	28,750/-	Appeal Court Judges SF1 - 63,500/-	46,125/-	63,500/-
7. Hon. Deputy Chairman of Committees	28,750/-	Appeal Court Judges SF1 - 63,500/-	46,125/-	63,500/-
8. Hon. Members of Parliament	22,100/-	High Court Judges SL8 - 54,285/- (initial salary)	38,192.50	54,285/-

This Parliament further resolves that,—

- (a) In terms of the P.A. Circular 6/2006, 50% of the difference of the salary of December 2005 and the proposed salary will be paid effective from 01.01.2006.
- (b) The balance 50% will be paid effective from 01.01.2007.
- (c) Revisions of the allowances of parliamentarians will be made on par with the revisions of the salary structure of the Judiciary Service, whenever the salary structure undergoes a revision.

(Cabinet approval signified.)

*29.

The Prime Minister, Minister of Internal Administration and Deputy Minister of Defence,— Notification under Excise Ordinance,—That the Notification made by the President and Minister of Finance and Planning under Section 25 read with Section 32 of the Excise Ordinance (Chapter 52), read with Article 44 (2) of the Constitution relating to Excise Duty and published in the Gazette Extraordinary No. 1456/24 of 03rd August 2006 which was presented 05.10.2006 be approved.

(Excise Notification No. 888)

*30.

The Prime Minister, Minister of Internal Administration and Deputy Minister of Defence,— Resolution under Appropriation Act,—That this Parliament resolves that the Order made by the Minister of Finance and Planning with the approval of the Government, by virtue of powers vested in him by section 7 of the Appropriation Act, No. 15 of 2004 and specified in the order No. 38 hereto, be approved.

ORDER

Appropriation Act, No. 15 of 2004

Order No. 38 under Section 7

By virtue of the powers vested in me by Section 7 of the Appropriation Act, No. 15 of 2004, I, Ranjith Siyambalapitiya, Deputy Minister of Finance and Planning with the approval of the Government, do by this Order, vary the limits specified against the Activity Item No. 90102—“Railway Stores Advance Accounts” Department of Sri Lanka Railway of the second schedule to that Act.

(i) Maximum limit of Expenditure specified in Column II of the Second Schedule to that Act	From Rs. 800,000,000 To Rs. 920,000,000
(ii) Minimum limit of Receipts specified in Column III of the Second Schedule to that Act	From Rs. 800,000,000 To Rs. 575,000,000
(iii) Maximum limit of Debit Balance specified in Column IV of the Second Schedule to that Act	From Rs. 3,200,000,000 To Rs. 3,483,000,000
(iv) Maximum limit of debit liabilities specified in Column V of the Second Schedule to that Act	From Rs. — To Rs. —

(This Order is valid up to 31.12.2005 only)

Sgd. RANJITH SIYAMBALAPITIYA

Deputy Minister of Finance and Planning.

16.05.2006

Colombo 01.

(Cabinet approval signified)

*31.

Resolution under the Customs Ordinance,— Adjourned Debate on question (24th May, 2006), Motion made and question proposed,— “That the resolution under Section 10 of the Customs Ordinance (Chapter 235) relating to import duties which was presented on 09.05.2006 be approved.”

(Gazette Extraordinary No. 1430/7 of 31st January, 2006)

(Cabinet approval signified)

*32.

The Minister of Parliamentary Affairs,— Resolution under the Constitution (No. 3),— That this Parliament resolves under Article 68(1) of the Constitution of the Democratic Socialist Republic of Sri Lanka that the Monthly Allowance payable to the Hon. Prime Minister shall be revised as follows :—

- (a) pay a sum of Rs. 46,400/- to the Hon. Prime Ministers with effect from 01.12.2004;
- (b) pay a sum of Rs. 37,400/- from 22.04.2004 to 30.11.2004 and a monthly salary of Rs. 46,400/- from 01.12.2004 to 18.11.2005 to His Excellency the President, the then Hon. Prime Minister;
- (c) pay a sum of Rs. 47,100/- to the present Prime Minister with effect from 24.11.2005; as ideally Prime Minister's salary should have been higher than that of the Chief Justice.

(Cabinet approval signified)

*33.

Governors' Pension Bill — Second Reading

P.34/'06

34.

Hon. Bandula Gunawardane

Hon. P. Dayaratne

Hon. Ranjith Aluvihare

Hon. Dayasiri Jayasekera

Hon. W. B. Ekanayake

Hon. Lakshman Seneviratne

Hon. Dunesh Gankanda

Hon. Johnston Fernando

Hon. P. Radhakrishnan

Hon. R. M. Dharmadasa Banda

Hon. Sarathchandra Rajakaruna

Hon. Neomal Perera,— Select Committee of Parliament to inquire into the resignation of Mr. Sunil Mendis and the appointment of Mr. Ajit Niward Cabral as the Governor of the Central Bank,—

- (1) Whereas the Central Bank is one of the most important financial institutions of a country responsible for managing its economy.

- (2) Whereas the Governor of the Central Bank Mr. Sunil Mendis abruptly resigned under mysterious circumstances and
- (3) Whereas it is reported that Mr. Ajith Niward Cabral, who
 - (a) was a Member of the Western Provincial Council.
 - (b) formerly contested Colombo District Parliamentary Elections and,
 - (c) was a one time political organizer.
- (4) And whereas several reports in newspapers indicate that he has been involved in unsavory financial transactions more particularly Pyramid Schemes.
- (5) This House resolves that a Select Committee of Parliament be appointed to inquire into:
 - (a.) the circumstances under which Mr. Sunil Mendis resigned
 - (b.) the suitability of Mr. Ajith Niward Cabral to hold the position of the Governor of the Central Bank.
 - (c) whether the appointment of an individual such as Mr. Ajith Niward Cabral will seriously affect the creditability of the Central Bank and have disastrous effects on the country's economy.
- (6)
 - (a) That the Committee and its Chairman shall be nominated by Mr. Speaker.
 - (b) That notwithstanding the provisions of Standing Order 95, the Committee shall consist of not more than twenty one (21) Members.
- (7) That the Committee shall have the power to :
 - (a) fix its quorum;
 - (b) summon any person to appear before it, to require any person to procure any document or record, to procure and receive all such evidence, written or oral, as the Commission may think it necessary for the fullest consideration of the matters referred to above;
 - (c) obtain the services of Specialists and Experts in the relevant fields to assist the Committee;
 - (d) make interim reports from time to time and to sit notwithstanding any adjournment of Parliament.

P.6/'04

35.

Hon. Karu Jayasuriya,— Select Committee of Parliament on Electoral Reforms,— That a Select Committee of Parliament be appointed pursuant to the Committee appointed by Hon. Speaker during the Second Session of the Fifth Parliament which submitted its interim report on the 23rd of January, 2004 to further consider Reforms to the current system of Parliamentary and Local Authority Elections and other matters connected therewith and to make recommendations in respect of further changes considered necessary to the Constitution of the Democratic Socialist Republic of Sri Lanka and the existing election laws and to report together with their observations and recommendations on the amendments necessary to the said laws.

2.
 - (a) That the Committee and its Chairman shall be nominated by Hon. Speaker.
 - (b) That notwithstanding the provisions of Standing Order 95, the Committee shall consist of not more than twenty one (21) Members.
3. That the Committee shall have the power to :
 - (a) fix its quorum ;

- (b) summon any person to appear before it, to require any person to procure any document or record, to procure and receive all such evidence, written or oral, as the Committee may think it necessary for the fullest consideration of the matters referred to above ;
- (c) obtain the services of Specialist and Experts in the relevant fields to assist the Committee ;
- (d) make interim reports from time to time and to sit notwithstanding any adjournment of Parliament.

36.

Nineteenth Amendment to the Constitution Bill — Second Reading

37.

Abolition of the Temporary Amalgamation of the Northern and Eastern Provinces (Special Provisions) Bill — Second Reading.

**Indicates Government Business.*

NOTICE OF AMENDMENTS RELATING TO ORDERS OF THE DAY

a1.

For amendments in Committee on “Appropriation Bill (2007)” — See separate Paper “Supplement to the Orders of the Day”.

[1] Motion made and Question proposed “That the Bill be now read a Second time.”
