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செயலாற்றுகை அறிக்கை
Performance Report

2018.04.01 – 2018.06.30

(දෙවන කාර්තුව, இரண்டாம் காலாண்டு, 2nd Quarter)

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இலங்கை சனநாயக சோசலிசக் குடியரசின எல்லை நிர்ணய ஆணைக்குழு
Delimitation Commission of Democratic Socialist Republic of Sri Lanka

Performance Report -2nd Quarter 2018
Delimitation Commission – Sri Lanka
(1st April 2018 to 30th June 2018)

1.0 Background

The current Delimitation Commission was constituted under articles **41B and 95 (1)** of the Constitution of the Democratic Socialist Republic of Sri Lanka on 13.11.2015. The Delimitation Commission (DC) consists of three members appointed by His Excellency the President. Dr.K.Thavalingam is the Chairman and Dr.Anila Dias Bandaranaike and Prof.S.H. Hasbullah are the members of the DC.

Articles 95 and 96 of the Constitution of the Democratic Socialist Republic of Sri Lanka state their main tasks of the Commissions. However, unlike for most other Commissions, the following in respect of the DC have not been mentioned either in the Constitution or in the 19th Amendment to the Constitution.

- Functions of the Commission
- Powers of the Commission

The thinking conveyed by the Constitutional Council at the outset indicated that all delimitations of geographical boundaries will be rationalised under the new mandate of a single Delimitation Commission, once it is spelt out in an amendment to the Constitution or under new legislature.

2.0 Framework

Vision:-To achieve excellence in boundary delimitation based on ethical and equitable principles.

Mission:-To conduct boundary delimitation as mandated by the Constitution in an independent, ethical, equitable, efficient, transparent and credible manner and in accordance with the Law.

Goals/Objectives

- To ensure that the boundaries of electoral or any other assigned geographical units are drawn in such a way as to achieve equitable representation for each vote or citizen to the greatest degree possible, to ensure effective safeguarding of the democratic rights of the people and of the environment.
- To complete assigned tasks on delimitation of electoral boundaries or any other assigned geographical boundaries for administration or socio-economic services to citizens, such as education, health or security, within the scheduled time frame.
- To provide knowledge and data on boundary delimitation to government and others to facilitate their decisions.
- To develop a resource centre for boundary delimitation literature and related materials.

3.0 Policy Matters

3.1 Action Plan

As no Constitutional changes took place during the year, the DC faced difficulties in preparing an Action Plan for the year 2018. However, it was prepared and submitted to the Treasury (see Annex 1).

3.2 Delimitation of Electorates for Provincial Councils

The Provincial Councils Elections (Amendment) Act (Amendment Act 2017) was passed by Parliament on 20.09.2017. The President appointed a Delimitation Committee for the same on 04.10.2017. The Committee is constituted to include the Chairman and the two members of the Delimitation Commission appointed in terms of the 19th Amendment to the Constitution. This work was completed and the report submitted in February 2018. Thus far, it has not been debated or passed by the Parliament. The Report has been uploaded on the Election Commission website. Copies of the Report have been distributed among stake holders.

4.0 Performance during last three months

4.1 Meetings

Delimitation Commission meetings—Two meetings were held during this Quarter to discuss both administrative and policy matters.

- 27th meeting on 03-05-2018
- 28th meeting on 22-06-2018

4.2 Preparation of Policy Paper to prepare a Delimitation Commission Act

On the instructions of the President's Secretary, a Policy Paper was submitted to the President Secretariat to get approval from Cabinet to prepare an Act for the Delimitation Commission. In reply, the Presidential Secretariat advised the DC to prepare a Cabinet Paper (with Policy Paper as annex) to provide basic information and suggestions for discussion of policy matters at Cabinet. The Draft Cabinet paper was sent to the Presidential Secretariat on 2017.10.18. Following a reminder, a reply was received on 29.06.2018 (Annex 2).

5.0 Administrative Matters

5.1 Office Accommodation for DC

The Surveyor General has provided Office Space for the DC office free of rent in the Survey Department building since 2016.

Present Official Address

Delimitation Commission
Surveyor General's Office Building
P.O.Box 506
Colombo-5

5.2 Transport

The Treasury assigned two cars to the DC in 2016. Vehicle No.CAP 7180, registered in the President's Secretary's name and insured by the Presidential Secretariat, was received from the Presidential Secretariat and assigned to the Chairman. The Presidential Secretariat assigned a second car, vehicle No. CAR 0347 to the DC in September 2016.

5.3 Appointment of Staff to the DC

Considering the expected volume of work to be entrusted to the DC, the following posts were created with the approval of the Director General, Department of Management Services, by letter no. DMS/1029 dated 05-02-2016.

Designation	Level	No. of Posts	Salary Code
Secretary	Senior	1	SL-3-2006
Accountant	Senior	1	SL-1-2006
Co-ordinating Secretary	Tertiary	1	PA Circular 06/2006
Administrative Officer (AO)	Tertiary	1	MN-7-2006
Translator	Secondary	3	MN-6-2006
IT Assistant	Secondary	2	MT -1-2006
Public Management Assistant (PMA)	Secondary	2	MN -2-2006
Driver	Primary	2	PL-3-2006
Office Assistant (OA)	Primary	2	PL-1-2006
TOTAL		15	

The following appointments were extended for the DC:

- Extension of Acting Appointment- Secretary: Mr. Saman Sri Rathnayake, Secretary's acting appointment of one year was extended from 21 March 2018
- Extension of Acting Appointment- Accountant: Mr. H.W.N. Kumara, Accountant's acting appointment of one year was extended from 01 April 2018.

Accordingly, the employment profile as at 30-06-2018 was:

Designation	Approved	Filled	Vacancies
Secretary	1	1 ^a	-
Accountant	1	1 ^a	-
Coordinating Secretary	1	1	-
Administrative Officer (AO)	1	1	-
Translator	3	0	3
IT Assistant	2	0	2
Public Management Assistant (PMA)	2	2	-
Driver	2	2	-
Office Assistant (OA)	2	2	-
TOTAL	15	10	05

^a Part time basis

6.0 Unresolved Issues

1. Following on the acceptance of their appointments, DC members were invited to their first meeting with the Constitutional Council (CC) on 19.11.2015.
2. As previously mentioned, the DC has noted that the present Constitution does not provide a mandate for the newly appointed Delimitation Commission. Meanwhile, several Legislative enactments and procedures in Sri Lanka cater to different forms of delimitation at electoral and administrative levels which need to be rationalised for optimum benefit to the country.
3. In this regard,
 - A Proposal on “Widening the Powers and Functions of the Delimitation Commission through Constitutional Amendments” was sent to the Chairman, CC in July 2016.
 - This same proposal was sent to the Secretary, Sub Committee on Public Services, of the Steering Committee of the Constitutional Assembly with an annex prepared by the Chairman entitled “Points to be considered while amending the Constitution or preparing a new constitution regarding Delimitation Commission” in July 2016. This proposal was considered by the Sub Committee.
 - In October 2016, a letter prepared by the Delimitation Commission on “Principles and Framework for Delimitation in Sri Lanka” for Consideration by the Steering Committee of the Constitutional Assembly when Drafting a New Constitution was sent to its Chairman, the Hon. Prime Minister.
 - The DC is awaiting feedback on all these proposals.

Annex-1



Delimitation Commission Annual Action Plan - 2018

Vision

To achieve excellence in boundary delimitation based on ethical and equitable principles.

Mission

To conduct boundary delimitation as mandated by the Constitution in an independent, ethical, equitable, efficient, transparent and credible manner and in accordance with the Law.

Goals/Objects-

- To ensure that the boundaries of electoral or any other assigned geographical units are drawn in such a way as to achieve equitable representation for each vote or citizen to the greatest degree possible, to ensure effective safeguarding of the democratic rights of the people and of the environment. To complete assigned tasks on delimitation of electoral boundaries or any other assigned geographical boundaries for administration or socio-economic services to citizens, such as education, health or security, within the scheduled time frame.
- To provide knowledge and data on delimitation to government and others to facilitate their decisions.
- To develop a resource Centre for delimitation literature and related materials.

Mandate/ Legal Policies

1. All relevant provisions of the Constitution of the Democratic Socialist Republic of Sri Lanka

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Delimitation Commission
Annual Action Plan 2018

1.0 Proposed Activity:-Planning & Training

Policies	Strategies	Proposed Activity	Allocation (Rs.000')	Date of Commencement	Date of Completion	Financial Targets (Rs.000') (Cumulative)				Physical Targets (Cumulative)				Output of Indicator (KPI)	Responsible Officer/s	Remarks
						Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4			
Planning		1.1 Preparation of Annual Action Plan.	Event	01.01.2018	31.12.2018					√					Secretary	
		1.2 Conducting Progress Review meetings	Event	01.01.2018	31.12.2018					1	2	3	4			
Training		1.3 Conducting training for Commission staff	Event	01.01.2018	31.12.2018					√	√				Secretary	

Delimitation Commission

Annual Action Plan 2018

2.0 Proposed Activity:-Collecting Information

Policies	Strategies	Proposed Activity	Allocation (Rs.000)	Date of Commencement	Date of Completion	Financial Targets (Rs.000) (Cumulative)				Physical Targets (Cumulative)				Output of Indicator (KPI)	Responsible Officer/s	Remarks
						Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4			
		2.1 Collecting Information/ Gazette– Boundary Delimitation of Local Authorities (Municipal Council, Urban Council and Pradeshiya Sabhas)	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	
		2.2 Collecting Information / Gazette – Boundary Delimitation of Administrative Divisions (Provincial, District, Divisional Secretariat , Grama Niladhari Divisions)	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	

Delimitation Commission

Annual Action Plan 2018

3.0 Proposed Activity:- Analysis of previous Parliamentary Election Delimitation reports in the context of Sri Lanka's current population and Land priorities

Policies	Strategies	Proposed Activity	Allocation (Rs.000)	Date of Commencement	Date of Completion	Financial Targets (Rs.000) (Cumulative)				Physical Targets (Cumulative)				Output of Indicator (KPI)	Responsible Officer/s	Remarks
						Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4			
		3.1 Analysis of previous Parliamentary Election Delimitation reports - 1946; 1959; 1976; 1981; 1988.	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	
		3.2 Study of present Electoral Boundaries and simulate to proposed Electoral Districts.	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	
		3.3 Study of Provincial Council Electoral boundaries	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	

Delimitation Commission

Annual Action Plan 2018

4.0 Proposed Activity:-Study of Boundary Delimitation of Administrative Divisions

Policies	Strategies	Proposed Activity	Allocation (Rs.000')	Date of Commencement	Date of Completion	Financial Targets (Rs.000') (Cumulative)				Physical Targets (Cumulative)				Output of Indicator (KPI)	Responsible Officer/s	Remarks
						Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4			
		4.1 Study of Delimitation of Provinces & Districts	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	
		4.2 Study of present Divisional Secretariat Boundaries.	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	
		4.3 Study of Delimitation of Grama Niladharis' boundaries and suggesting suitable re-demarcating boundaries	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	

Delimitation Commission

Annual Action Plan 2018

5.0 Proposed Activity:-Study of Boundary Delimitation of Local Authorities

Policies	Strategies	Proposed Activity	Allocation (Rs.000')	Date of Commencement	Date of Completion	Financial Targets (Rs.000') (Cumulative)				Physical Targets (Cumulative)				Output of Indicator (KPI)	Responsible Officer/s	Remarks
						Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4			
		5.1 Study of Boundary Delimitation of Pradeshiya Sabhas	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	
		5.2 Study of Boundary Delimitation of Municipal Councils.	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	
		5.3 Study of Boundary Delimitation of Urban Councils.	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	

Delimitation Commission

Annual Action Plan 2018

6.0 Proposed Activity:-Development of state art of record /document room and preparation of soft copies of records

Policies	Strategies	Proposed Activity	Allocation (Rs.000')	Date of Commencement	Date of Completion	Financial Targets (Rs.000') (Cumulative)				Physical Targets (Cumulative)				Output of Indicator (KPI)	Responsible Officer/s	Remarks
						Q1	Q2	Q3	Q4	Q1	Q2	Q3	Q4			
		6.1 Development of state art of record /document room and preparation of soft copies of records	Event	01.01.2018	31.12.2018	√	√	√	√	√	√	√	√		Commission members and Secretary	



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சனாதிபதி அலுவலகம்
PRESIDENTIAL SECRETARIAT



මගේ අංකය: PS/AC/CCU/01/03/05

2018 ජූනි මස 04 දිනය



සමන් ශ්‍රී රත්නායක මහතා
ලේකම්

සීමා නිර්ණය කොමිෂන් සභාව

සීමා නිර්ණය කොමිෂන් සභා පනත සකස් කිරීම

උක්ත කරුණ සම්බන්ධයෙන් යොමු කරන ලද අංක DC/AD/03/ACT හා 2018 අප්‍රේල් මස දින රහිත ලිපිය හා බැඳේ.

02. සීමා නිර්ණය කොමිෂන් සභාවේ බලතල හා කාර්යයන් සම්බන්ධයෙන් පනතක් කෙටුම්පත් කිරීම සඳහා අමාත්‍ය මණ්ඩලයේ අනුමැතිය ලබාගැනීමට සන්දේශ කෙටුම්පතක් හා ප්‍රතිපත්ති විග්‍රහ පත්‍රිකාවක් ඉදිරිපත් කර තිබුනද ආණ්ඩුක්‍රම ව්‍යවස්ථාවේ විධිවිධාන ප්‍රකාරව එකී කාර්යය සඳහා ප්‍රතිපාදන සලසා නොමැති බව නිරීක්ෂණය කරමි.

03. එබැවින් ආණ්ඩුක්‍රම ව්‍යවස්ථාව සඳහා සංශෝධනයක් ගෙන එනු ලබන අවස්ථාවකදී මෙම ඉල්ලීම ඉදිරිපත් කිරීම සුදුසු වේ.

04. කෙසේ වුවද, මෙම කරුණ පිළිබඳව ගරු නීතිපතිතුමාගේ නිරීක්ෂණ ස්ථායීතාව ලබාගැනීම සුදුසුයැයි යෝජනා කරනු කැමැත්තෙමි.


ඔස්ටින් ප්‍රනාන්දු
ජනාධිපති ලේකම්