

thousand rupees and a further fine not exceeding two thousand rupees for every day during which such offence is continued after notice has been served upon him by the Chairman requiring him to discontinue such unlawful act.”;

- (2) by the addition of the following new subsections immediately after subsection (2) of that section :-

“(3) Where any person referred to in subsection (1) contravenes the provisions of subsection (1) of this section, the Pradeshia Sabha may apply to the Magistrate’s Court having jurisdiction for conformation of the notice of the Chairman, cancelling, suspending, refusing to renew a licence or requiring such person to discontinue to use such slaughter house. The Chairman may in the same application request that if conformation is granted, the Magistrate proceeds to grant a closure Order to prevent the person contravening the provisions of subsection (1) from continuing to engage in the said activity.

(4) Every application for an order made in terms of subsection (2) shall be accompanied by a certificate issued under the hand of the Chairman setting out all facts as are relevant to the application. Such certificate shall be admissible in evidence and shall be *prima facie* evidence of facts stated therein.

(5) The Magistrate shall upon receipt of an application for closure and the certificate referred to in subsection (4) make a closure Order in respect of such activity and direct the person referred to in subsection (1) to comply with such Order within three days from the making of such Order, the fiscal of the Court to

carry out such closure Order. The Order issued to a fiscal shall be sufficient authority for the said fiscal or any police officer authorized by the Magistrate in that behalf, to enter the premises concerned to carry out the closure Order.”.

Amendment of
section 103 of the
principal enactment.

34. Section 103 of the principal enactment is hereby amended by the substitution for the words “to a fine not exceeding one hundred rupees,” of the words “to a fine not exceeding two thousand rupees.”.

Amendment of
section 104 of the
principal enactment.

35. Section 104 of the principal enactment is hereby amended in subsection (2) of that section by the substitution for the words “to a fine not exceeding five hundred rupees.” of the words “to a fine not exceeding ten thousand rupees.”.

Amendment of
section 105 of the
principal enactment.

36. Section 105 of the principal enactment is hereby amended by the substitution for the words “shall be guilty of an offence, and shall be liable on conviction to a fine not exceeding five hundred rupees and in the case of a continuing offence, to an additional fine not exceeding one hundred rupees for each day” of the words “shall be guilty of an offence and shall on conviction to a fine not exceeding ten thousand rupees and in the case of continuing offence, to an additional fine not exceeding two thousand rupees for each day”.

Amendment of
section 106 of the
principal enactment.

37. Section 106 of the principal enactment is hereby amended in paragraph (a) of subsection (2) of that section by the substitution for the words “that such person pay a fine equivalent to twice the fee” of the words “that such person pay a fine equivalent to ten times the fee”.

Amendment of
section 108 of the
principal enactment.

38. Section 108 of the principal enactment is hereby amended as follows –

- (1) by the re-numbering of that section as subsection (1) thereof;

(2) in the re-numbered subsection (1) of that section by the insertion immediately after paragraph (h) thereof, of the following new paragraphs –

- “(ha) establish and maintain public libraries and reading rooms;
- (hb) establish and maintain children’s parks;
- (hc) establish and maintain public parks;
- (hd) establish and maintain playgrounds;
- (he) the maintenance of the fire fighting equipment required for the area;
- (hf) establish and maintain of amusement centres;
- (hg) establish and maintain maternity and child welfare centres;
- (hh) establish and maintain pre-schools and day care centres;
- (hi) establish and maintain of Ayurveda dispensaries;
- (hj) establish and maintain of herbaria and plant nurseries;” and

(3) by the addition immediately after the renumbered subsection (1) of the following subsection :-

“(2) The Pradeshiya Sabha may encourage and promote participation of private sector organizations in the public utility services specified in subsection (1), in accordance with the criteria determined by the Pradeshiya Sabha to enable such Pradeshiya Sabha to provide a better service.”.

Amendment of
section 122 of the
principal enactment.

39. Section 122 of the principal enactment is hereby amended by the repeal of subsection (2) of that section and the substitution therefor of the following subsection :-

“(2) Every contravention of a by-law made by any Pradeshiya Sabha shall be an offence and every person who contravenes any by-law shall on conviction be liable –

- (i) in the case of a first offence to a fine not exceeding ten thousand rupees;
- (ii) in the case of a second or subsequent offence, to a fine not exceeding twenty thousand rupees; and
- (iii) in the case of a continuing offence an additional fine not exceeding two thousand and five hundred rupees in respect of each day during which the offence is continued after a conviction thereof by a Court of competent jurisdiction.”.

Amendment of
section 123 of the
principal enactment.

40. Section 123 of the principal enactment is hereby amended by the addition of the following subsection immediately after subsection (2) thereof :-

“(3) Every by-law made under this section shall be valid and effectual as if it had been enacted under the provisions of this Act, and every contravention thereof shall be an offence under this Act.”.

Amendment of
section 126 of the
principal enactment.

41. Section 126 of the principal enactment is hereby amended as follows :-

- (1) in paragraph (ix) of that section –

“(i) in sub-paragraph (f) of that paragraph by the substitution for the words “loud speakers,

amplifiers and" of the words "loud speakers, amplifiers, visual and audio visual equipment and"; and

- (ii) in sub-paragraph (q) of that paragraph by the substitution for the words "disinfecting of houses, dwellings" of the words "disinfecting of houses, dwellings, schools, halls which are used for the purpose of preaching auditoriums, premises where private tuition classes are held and places where people assemble but owners, occupiers or persons have control of such places"; and

(2) in paragraph (xi) of that section –

- (i) in sub-paragraph (a) of that paragraph by the substitution for the words "sheep, goats and pigs" of the words "sheep, goats, poultry and pigs";
- (ii) in sub-paragraph (d) of that paragraph by the substitution for the words "cattle, horses, sheep and goats" of the words "cattle, horses, sheep, poultry and goats";
- (iii) in sub-paragraph (j) of that paragraph by the substitution for the words "dead animals; and" of the words "dead animals;";
- (iv) by the addition immediately after sub-paragraph (k) of that paragraph of the following sub-paragraph –

"(l) the regulation, supervision, inspection and control of farms, including prawn

farms and poultry farms;”.

- (3) by the repeal of paragraph (xxx) of that section, and the substitution therefor of the following paragraphs :-

“(xxx) the prohibition, the regulation or control of advertisements being displayed or exhibited, and to ensure the protection of moral and cultural values in the content of such advertisements and the charging of fees in respect of advertisements so displayed or exhibited;

(xxxi) the conservation of all underground springs and water retention areas within the area of operation of the Pradeshiya Sabha, with the cooperation of all officials and civil society members resident within such area;

(xxxii) the protection of environment, including –

(a) the protection of the natural resources and the protection and development of scenic resources in the area;

(b) promoting solid waste management with special attention to the promotion of waste minimization, waste segregation, resource recovery and final disposal in a healthy and environmentally friendly manner;

(c) prevention of water, air and noise pollution;

(d) protection of built environment and preservation of buildings and creations of cultural and historical significance;

(e) prevention of environmental pollution caused by unauthorized industrial, agricultural and livestock activities and unauthorized contracts and trading activities; and

(f) educating, bringing awareness among citizens on environmental protection;

(xxxiii) The regulation, inspection and control of –

(a) private Ayurvedic dispensaries and private health institutions;

(b) schools other than Government Schools and Government Assisted Schools;

(c) private tuition classes and cookery classes;

(d) pre-schools and day care centres and crèches conducted by private persons;

(e) telephone posts and telephone booths;

(f) radio and telephone towers;

(g) medical and legal consultancy services;

(h) bookies or betting centres.”.

Amendment of
section 129 of the
principal enactment.

42. Section 129 of the principal enactment is hereby amended in subsection (2) thereof, as follows :-

- (1) by the substitution for paragraph (a) of that subsection, of the following paragraph :-

“(a) all fines imposed by any Magistrate’s Court having jurisdiction over the Pradeshiya Sabha area in respect of any offence committed within the area under this Act or any other law specified in the First Schedule to this Act and any levy recovered by the Pradeshiya Sabha under this Act;”;

- (2) in paragraph (k) of that subsection by the substitution for the words “and duties,” of the words “and duties;”;

- (3) by the addition immediately after paragraph (k) of that subsection of the following paragraphs :-

“(l) all sums of money appropriated from time to time and transferred to a Pradeshiya Sabha by a Provincial Council, whether by way of a resolution or otherwise;

(m) all sums of money donated by a person or a body of persons to a Pradeshiya Sabha;

(n) all sums of money accruing to the Pradeshiya Sabha in the course of exercise of its powers, functions and duties.”.

Amendment of
section 132 of the
principal enactment.

43. Section 132 of the principal enactment is hereby amended in paragraphs (j) and (k) thereof by the substitution for the words "in the aggregate one thousand rupees" of the words "in the aggregate fifty thousand rupees".

Replacement of
section 134 of the
principal enactment.

44. Section 134 of the principal enactment is hereby amended by the repeal of subsection (3) of that section and substitution therefor of the following :-

"(3) The Pradeshiya Sabha may, subject to the approval of the Minister, impose and levy a land tax not exceeding the rates set out in the Schedule below, on each hectare of land situated within the limits of a Pradeshiya Sabha and which is under permanent or regular cultivation of any kind:

SCHEDULE

<u>COLUMN I</u>	<u>COLUMN II</u>
<u>Extent of land</u>	<u>Rate (Rs.)</u>
(i) Up to five hectares but not less than one hectare, per hectare	Rs.500 per year
(ii) Above five hectares	Rs.500 per year for the first five hectares and Rs.100 per year for each remaining hectare of the land:

Provided that the Pradeshiya Sabha shall not impose or levy a land tax on any divided portion of land unless it is situated in an area declared by the Minister by Order published in the *Gazette* to be a special area for the purpose of the imposition of the levy of the tax:

Provided, further that the Pradeshiya Sabha shall not impose a land tax on any land which is situated in a locality which is declared to be a built up locality for the purpose of imposition of rates."

Amendment of
section 139 of the
principal enactment.

45. Section 139 of the principal enactment is hereby amended in subsection (3) of that section by the substitution for the words "on conviction to a fine not exceeding one thousand rupees." of the words "on conviction to a fine not exceeding ten thousand rupees."

Amendment of
section 148 of the
principal enactment.

46. Section 148 of the principal enactment is hereby amended by the repeal of subsection (1) of that section, and the substitution therefor of the following subsection :-

"(1) Subject to the provisions of section 147, the tax on any vehicle or animal ordinarily used or intended to be used within the limits of the Pradeshiya Sabha shall be imposed annually by a resolution adopted by the Pradeshiya Sabha in that behalf and a notification of such tax shall be published in the *Gazette*."

Replacement of
section 149 of the
principal enactment.

47. Section 149 of the principal enactment is hereby repealed and the following substituted therefor :-

"Power of
Pradeshiya
Sabha to levy
certain
licence duties.

149. (1) The Pradeshiya Sabha may levy a license duty in respect of any licence issued by the Pradeshiya Sabha under section 147, for any business specified under this Act or any by-law made thereunder.

(2) The licence duty levied under subsection (1) shall be determined from time to time by the Pradeshiya Sabha according to the annual turnover of the business so licensed, and having regard to :-

(a) the profit that is likely to be earned by such business; and

(b) the essential nature of the goods or services supplied in the course of such business.

(3) The licence duty levied is based on the annual turnover of the business for the year preceding the year in which such duty is payable as is specified in Column I of the Schedule below, at such rates not exceeding the rates as set out in the correspondent entry Column II of the Schedule, and the licence duty so levied shall not exceed 0.25 *per centum* of such annual turnover or thirty thousand rupees, whichever sum is less.

SCHEDULE

Column I	Column II
Annual Turnover of the business	Licence Duty payable (Rs.)
1. Does not exceed Rs.1,250,000/-	Rs.3,125/-
2. Exceeds Rs.1,250,000/- but does not exceed Rs.2,500,000/-	Rs.6,250/-
3. Exceeds Rs.2,500,000/- but does not exceed Rs.5,000,000/-	Rs.12,500/-
4. Exceeds Rs.5,000,000/- but does not exceed Rs.10,000,000/-	Rs.25,000/-
5. Exceeds Rs./10,000,000/-	Rs.30,000/-

(4) Where such business is in its first year of operation, the licence duty to be levied shall be determined based on the annual value of the premises in which such business is being carried on as specified in Column I of the Schedule set out below, and the licence duty so payable shall not exceed the sum as set out in the corresponding entry in Column II of such Schedule; further such licence duty shall not exceed the ratio of 6 : 5 of such annual value (annual value 6 : licence duty 5) or thirty thousand rupees, whichever sum is less.

SCHEDULE

Column I	Column II
Annual value	Licence Duty payable (Rs.)
1. Does not exceed Rs. 2,250/-	Rs.1,875/-
2. Exceeds Rs.2,250/- but does not exceed Rs.6,000/-	Rs.5,000/-
3. Exceeds Rs.6,000/- but does not exceed Rs.10,500/-	Rs.8,750/-
4. Exceeds Rs.10,500/- but does not exceed Rs.15,000/-	Rs.12,500/-
5. Exceeds Rs.15,000/- but does not exceed Rs.22,500/-	Rs.18,750/-
6. Exceeds Rs.22,500/- but does not exceed Rs.30,000/-	Rs.25,000/-
7. Exceeds Rs.30,000/-	Rs.30,000/-

(5) (a) Notwithstanding anything to the contrary contained in any other law, the licence holder shall be required to furnish on or before the thirtieth of April to the Pradeshiya Sabha :-

(i) a copy of a statement of accounts of the business being carried on, of the preceding accounting year; or

(ii) where the such licence holder is liable to declare his income to the Department of Inland Revenue in terms of the Inland Revenue Act, No.10 of 2006, the copy of the income declaration that was submitted to the Commissioner General of Inland Revenue.

(b) The failure to furnish such statements referred to in paragraph (a) shall be an offence punishable with a fine not exceeding fifteen thousand

rupees and in case of a continuing offence, to a further fine not exceeding five hundred rupees for each day in which the offence is continued to be committed after conviction.

(c) For the purpose of this section –

“business” includes any trade or business of a manufacturer or of any person taking commission or fees in respect of any transaction or services rendered, or the business of an independent contractor, but does not include the occupation of selling articles, goods or materials at a private fair or the occupation of maintaining an education establishment or school to which grants from State funds are paid or to which such grants were earlier paid but at present are not being paid.”.

Replacement of
section 150 of the
principal enactment.

48. Section 150 of the principle enactment is hereby repealed and the following new section substituted therefor :-

“Tax payable
by business
persons not
paying licence
duty.

150. (1) A Pradeshiya Sabha may subject to the succeeding provisions of this section, by resolution impose and levy a tax on any business carried on within the limits of any Pradeshiya Sabha.

(2) A Pradeshiya Sabha shall not impose any levy or tax under subsection (1) for any business in respect of which a licence duty is imposed under this Act or any by-laws made thereunder.

(3) The tax levied under subsection (1) shall be annual tax determined by the Pradeshiya Sabha according to the annual turnover of the premises on which that business is carried on, and, having regard to-

- (a) the profit that is likely to be earned in such business; and
- (b) the essential nature of the goods or services supplied in the course of such business.

(4) The tax so levied is based on the annual turnover of the business for the year preceding the year in which such tax is payable, and the tax so levied shall, where the annual turnover of the business is as specified in Column I of the Schedule set out below, not exceed the sum as specified in the corresponding entry in Column II of such Schedule, and the tax so levied shall not exceed 0.25 *per centum* of such annual turnover or forty thousand rupees, whichever sum is less.

SCHEDULE

<u>Column I</u>	<u>Column II</u>
Annual Turnover of the business	Licence Duty payable (Rs.)
1. Does not exceed Rs.140,000/-	-Nil-
2. Exceeds Rs.140,000/- but does not exceed Rs.1,250,000/-	Rs.3,125/-
3. Exceeds Rs.1,250,000/- but does not exceed Rs.2,500,000/-	Rs.6,250/-
4. Exceeds Rs.2,500,000/- but does not exceed Rs.5,000,000/-	Rs.12,500/-
5. Exceeds Rs.5,000,000/- but does not exceed Rs.10,000,000/-	Rs.25,000/-
6. Exceeds Rs.10,000,000/-	Rs.30,000/-

Provided that where such business is in its first year of operation, the amount of tax shall be determined and levied based on the annual value of the premises in which such business is being carried on, and the tax so payable shall, where the annual value of such premises is as specified in Column I of the Schedule set out below, not exceed the sum as set out in the corresponding entry in Column II of such Schedule and also the tax so levied shall not exceed the ratio of 6:5 of such annual value (annual value 6 :tax 5) or thirty thousand rupees, whichever sum is less.

SCHEDULE

<u>Column I</u>	<u>Column II</u>
Annual value	Tax payable (Rs.)
1. Does not exceed Rs.250/-	- Nil -
2. Exceeds Rs.250/- but does not exceed Rs.2,250/-	Rs.1,875/-
3. Exceeds Rs.2,250/- but does not exceed Rs.6,000/-	Rs.5,000/-
4. Exceeds Rs.6,000/- but does not exceed Rs.10,500/-	Rs.8,750/-
5. Exceeds Rs.10,500/- but does not exceed Rs.15,000/-	Rs.12,500/-
6. Exceeds Rs.15,000/- but does not exceed Rs.22,500/-	Rs.18,750/-
7. Exceeds Rs.22,500/- but does not exceed Rs.30,000/-	Rs.25,000/-
8. Exceeds Rs.30,000/-	Rs.30,000/-

(5)(a) Notwithstanding anything to the contrary contained in any other law, the person who carries on such business shall be required to furnish on or before the thirtieth day of April to the Pradeshiya Sabha:-

(i) a copy of a statement of accounts of the business being carried on, for the preceding accounting year; or

(ii) where the such person is liable to declare his income to the Department of Inland Revenue, in terms of the Inland Revenue Act, No.10 of 2006, he shall be required to submit a copy of the declaration of income that was submitted to the Commissioner General of Inland Revenue to the Pradeshiya Sabha.

(b) The failure to furnish such statements referred to in paragraph (a) shall be an offence punishable with a fine not exceeding fifteen thousand rupees and in case of a continuing offence, to a further fine not exceeding five hundred rupees for each day in which the offence is continued to be committed after conviction.

(6) The tax levied under subsection (1) shall be payable by any person who carries on such business on such date as may be determined by the Pradeshiya Sabha or prescribed by by-law.

(7) If any person liable to pay the tax leviable under this section fails to pay such tax within seven days after demand, the Secretary to the Pradeshiya Sabha shall report such failure to the Magistrate's Court having jurisdiction over the area in which the Pradeshiya Sabha is situated. The Court shall proceed to recover the amount due as if it were a fine imposed

by Court, notwithstanding that such amount exceeds the amount of fine which a Magistrate may impose in the exercise of his ordinary jurisdiction, and the amount so recovered shall be paid into the Pradeshiya Sabha Fund.

(8) For the purpose of this section, the term "business" shall have the same meaning as given to such term in section 149."

Replacement of
section 151 of the
principal enactment.

49. Section 151 of the principal enactment is hereby repealed and the following new section substituted therefor :-

"Levy on
Advertisements.

151. (1) A Pradeshiya Sabha may, by resolution impose and levy annually a licence duty in respect of every advertisement to be displayed or exhibited with the approval of the Pradeshiya Sabha, so as to be visible from any thoroughfares within the limits of Pradeshiya Sabha area in the manner specified in subsection (2).

(2) The license duty imposed and levied under subsection (1) shall, where the square area of the advertisement falls within the area specified in Column I of the Schedule set out below not exceed the sum set out in the corresponding entry of Column II.

SCHEDULE

<u>Column I</u>	<u>Column II</u>
The square area is :	license duty
(1) less than 1 sq. m.	Rs.5,000/-
(2) 1 - 3 sq. m.	Rs.20,000/-
(3) 3 - 5 sq. m.	Rs.50,000/-
(4) 5 - 10 sq. m.	Rs.100,000/-
(5) exceeds 10 sq. m.	at the rate of Rs.20,000/- per sq. meter."

Replacement of
section 152 of the
principal enactment.

50. Section 152 of the principal enactment is hereby repealed and the following new section substituted therefor :-

“Tax payable
by business
persons not
paying licence
duty or tax.

152. (1) A Pradeshiya Sabha may subject to the succeeding provisions of this section, by resolution impose and levy a tax annually on every person who, within the limits of such Pradeshiya Sabha, carries on any business for which no licence is required under the provisions of this Act or any by-law made thereunder, or no tax is payable under section 150.

(2) The tax so levied is based on the annual turnover of the business for the year preceding the year in which such tax is payable, and the tax so levied shall, where the annual turnover of the business is as specified in Column I of the Schedule set out below, not exceed the sum as specified in the corresponding entry in Column II of such Schedule and the tax so levied shall not exceed 0.25 per centum of such annual turnover or thirty thousand rupees, whichever sum is less.

SCHEDULE

<u>Column I</u>	<u>Column II</u>
Annual Turnover of the business	Tax payable
1. Does not exceed Rs.140,000/-	- Nil -
2. Exceeds Rs.140,000/- but does not exceed Rs.1,250,000/-	Rs.3,125/-
3. Exceeds Rs.1,250,000/- but does not exceed Rs.2,250,000/-	Rs.6,250/-
4. Exceeds Rs.2,250,000/- but does not exceed Rs.5,000,000/-	Rs.12,500/-
5. Exceeds Rs.5,000,000/- but does not exceed Rs.10,000,000/-	Rs.25,000/-
6. Exceeds Rs.10,000,000/-	Rs.30,000/-

Provided, that where such business is in its first year of operation, the amount of tax to be levied

shall be determined and levied based on the annual value of the premises in which such business is being carried on, and the tax so payable shall, where the annual value of the premises is as specified in Column I of the Schedule set out below, not exceed the sum as specified in the corresponding entry in Column II of such Schedule and also the tax so levied shall not exceed the ratio of 6 : 5 of such annual value (annual value : 6 : tax : 5) or thirty thousand rupees, whichever sum is less.

SCHEDULE

<u>Column I</u>	<u>Column II</u>
Annual value	Tax payable
1. Does not exceed Rs.250/-	- Nil -
2. Exceeds Rs.250/- but does not exceed Rs.2,250/-	Rs.1,875/-
3. Exceeds Rs.2,250/- but does not exceed Rs.6,000/-	Rs.5,000/-
4. Exceeds Rs.6,000/- but does not exceed Rs.10,500/-	Rs.8,750/-
5. Exceeds Rs.10,500/- but does not exceed Rs.15,000/-	Rs.12,500/-
6. Exceeds Rs.15,000/- but does not exceed Rs.22,500/-	Rs.18,750/-
7. Exceeds Rs.22,500/- but does not exceed Rs.30,000/-	Rs.25,000/-
8. Exceeds Rs.30,000/-	Rs.30,000/-

(3) The provisions of subsection (1) shall not apply to itinerant vendors who do not carry on business at fixed places or do not for the purposes of such business establish themselves on any public road or other public place.

(4) (a) Notwithstanding anything to the contrary contained in any other law, the person who carries on any business referred to in the preceding provisions shall be required to furnish on or before

thirtieth of April to the Pradeshiya Sabha :-

(i) a copy of a statement of accounts of the preceding accounting year; or

(ii) where such person is liable to declare his income to the Department of Inland Revenue in terms of Inland Revenue Act, No. 10 of 2006, he shall be required to submit a copy of the declaration of income that was submitted to the Commissioner General of Inland Revenue.

(b) The failure to furnish statements referred to in paragraph (a) shall be an offence punishable with a fine not exceeding fifteen thousand rupees and in case of a continuing offence, to a further fine not exceeding five hundred rupees for each day in which the offence is continued to be committed after conviction.

(5) A Pradeshiya Sabha may by resolution impose and levy annually on every person who practice any profession within the administrative limits of the Pradeshiya Sabha or any company and any joint venture within the administrative limits of the Pradeshiya Sabha which practices or carries on profession, a tax not exceeding an amount prescribed by the Minister as the maximum amount of tax which the Pradeshiya Sabha may so impose and levy.

(6) The tax payable under subsection (1) or subsection (2) shall be payable on such dates as may be

specified by the Pradeshiya Sabha by publication of a notice in the *Gazette*.

(7) If any person liable to pay the tax leviable under this section fails to pay such tax within seven days after demand, the Secretary to the Pradeshiya Sabha shall report such failure to the Magistrate's Court having jurisdiction over the area in which the Pradeshiya Sabha is situated. The Court shall proceed to recover the amount due as if it were a fine imposed by Court, notwithstanding that such amount exceeds the amount of fine which a Magistrate may impose in the exercise of his ordinary jurisdiction, and the amount so recovered shall be paid into the Pradeshiya Sabha Fund.

(8) For the purposes of this section the business has the same meaning as specified in section 149."

Amendment of
section 154 of the
principal enactment.

51. Section 154 of the principal enactment is hereby amended by the addition at the end of that section of the following new subsections :-

"(3) An auctioneer or a broker or the servant or agent of an auctioneer or a broker, shall be required to furnish on or before the thirtieth of April of the year following the year in which any land was sold by auction or otherwise, a statement specifying the commission or fee received or is receivable by him, for any transactions effected in connection with such sale.

(4) An auctioneer or a broker or the servant or agent of an auctioneer or broker who fails to furnish the statement as required under subsection (3), shall be guilty of an offence and the Secretary of the Pradeshiya Sabha shall report such failure to the Magistrate's Court having

jurisdiction over the area of such Pradeshiya Sabha. On conviction, such person shall be liable to a fine not exceeding ten thousand rupees and in the event of a continuing offence, to an additional fine of five hundred rupees for each day in which the offence is continued to be committed after such conviction.”.

Amendment of
section 172 of the
principal enactment.

52. Section 172 of the principal enactment is hereby amended as follows :-

- (1) in paragraph (a) of the subsection (7) of that section, by the substitution for the words “to decide the question at issue”, of the words “to decide question at issue within thirty days of its receipt.”;
- (2) in subsection (8) of that section, by the substitution for the words “the Commissioner of Local Government within fourteen days”, of the words “the Commissioner of Local Government within thirty days”.

Amendment of
section 182 of the
principal enactment.

53. Section 182 of the principal enactment is hereby amended by the substitution for the words “an amount exceeding fifty rupees” of the words “an amount exceeding thousand rupees”.

Amendment of
section 183 of the
principal enactment.

54. Section 183 of the principal enactment is hereby amended by the substitution for the words “and no member of the Pradeshiya Sabha or inhabitant living within the limits of the Pradeshiya Sabha shall be personally liable for the payment thereof” of the words “and no member of the Pradeshiya Sabha or inhabitant living within the limits of the Pradeshiya Sabha shall be personally liable for the payment thereof”.

Amendment of
section 184 of the
principal enactment.

55. Section 184 of the principal enactment is hereby amended as follows :-

- (1) in subsection (1) of that section by the substitution for the words “may make rules not inconsistent with the provisions” of the words “may make rules not

inconsistent with the provisions”;

- (2) by the addition immediately after paragraph (a) of the subsection (1) of that section of the following paragraph:-

“(aa) the proceeding to be adopted and followed when granting of leave to the member of the Pradeshiya Sabha and the manner of vacation of office;”;

- (3) by the substitution for paragraph (f) of the subsection (1) of that section of the following paragraph :-

“(f) the rates of allowances payable to the Chairman for attending meetings of the Pradeshiya Sabha as the Chief Executive of the Pradeshiya Sabha and the Vice Chairman and the other members of Pradeshiya Sabha for attending meetings of the Pradeshiya Sabha.”.

Amendment of
section 196 of the
principal enactment.

56. Section 196 of the principal enactment is hereby amended in subsection (2) of that section by the substitution for the words “shall be liable on conviction to a fine not exceeding one hundred rupees and a further fine not exceeding fifty rupees per day” of the words “shall be liable on conviction to a fine not exceeding one thousand rupees and the further fine not exceeding five hundred rupees per day”.

Amendment of
section 213 of the
principal enactment.

57. Section 213 of the principal enactment is hereby amended by the substitution for the words “shall have been made within six months” of the words “shall have been made within a period of one year”.

Amendment of
section 214 of the
principal enactment.

58. Section 214 of the principal enactment is hereby amended in subsection (2) of that section by the substitution for the words "shall be commenced within six months" of the words "shall be commenced within a period of one year".

Amendment of
section 218 of the
principal enactment.

59. Section 218 of the principal enactment is hereby amended by the substitution for the words "to a fine not exceeding five hundred rupees." of the words "to a fine not exceeding ten thousand rupees.".

Amendment of
section 219 of the
principal enactment.

60. Section 219 of the principal enactment is hereby amended in subsection (2) of that section by the substitution for the words "fine not exceeding five thousand rupees." of the words "fine not exceeding fifty thousand rupees.".

Replacement of
First Schedule to
the principal
enactment.

61. The First Schedule to the principal enactment is hereby repealed and substituted the following new Schedule therefor :-

"FIRST SCHEDULE"

(Section 129)

Fines and Penalties Accorded to Pradeshiya Sabha

All fines and penalties recovered by an Pradeshiya Sabha or by a Magistrate Court having jurisdiction over the Pradeshiya Sabha area, in respect of breaches committed within that area, under this Act or any repealed enactment, in the performance of the duties or exercise of the powers of the Pradeshiya Sabha under this Act or any repealed enactment.

SCHEDULE	
Column I	Column II
Name of Enactment	Offence
1. The Auctioneers and Brokers Ordinance	Any offence under the Ordinance
2. The Boats Ordinance	Any offence under the Ordinance
3. The Brothels Ordinance	Any offence under the Ordinance
4. The Bread Ordinance	Any offence under the Ordinance
5. The Butchers Ordinance	Any offence under the Ordinance
6. The Cemeteries and Burials Ordinance	Any offence under the Ordinance

7. The Census Ordinance	Any offence under the Ordinance
8. The Contagious Diseases Ordinance	Any offence under the Ordinance
9. The Contagious Diseases (Animal) Ordinance	Any offence under the Ordinance
10. The Excise Ordinance	Any offence under the Ordinance
11. The Gaming Ordinance	Any offence under the Ordinance
12. The Gas Meter Ordinance	Any offence under the Ordinance
13. The Motor Traffic Act	Any offence under the Act
14. The Nuisances Ordinance	Any offence under the Ordinance
15. The Penal Code	any offence under sections 257, 258, 259
16. The Police Ordinance	Any offence under the Ordinance
17. The Prevention of Cruelty to Animals Ordinance	Any offence under the Ordinance
18. The Quarries Ordinance	Any offence under the Ordinance
19. The Rabies Ordinance	Any offence under the Ordinance
20. The Crown Lands Ordinance	Any offence under Part VIII of the Ordinance
21. The Surveyors Ordinance	Any offence under the Ordinance
22. The Thoroughfares Ordinance	Any offence under the Ordinance
23. The Tolls Ordinance	Any offence under the Ordinance
24. The Vaccination Ordinance	Any offence under the Ordinance
25. The Vagrant Ordinance	Any offence under the Ordinance
26. The Vehicles Ordinance	Any offence under the Ordinance
27. The Weights and Measures Ordinance	Any offence under the Ordinance
28. The Wells and Pits Ordinance	Any offence under the Ordinance
29. The Food Act	Any offence under the Act
30. The Medical Ordinance	Offence under section 54 of the Ordinance
31. The State Gem Corporation Act	Any offence under the Act
32. The Felling of trees (control) Act	Any offence under the Act
33. The Fauna and Flora protection Ordinance	Any offence under the Ordinance
34. The National Environmental Act	Any offence under the Act

Repeal of the Fourth Schedule.

62. The Fourth Schedule to the principal enactment is hereby repealed.

Addition of the
Seventh Schedule.

63. The following Schedule is hereby added at the end of the Sixth Schedule to the principal enactment and shall have effect as Seventh Schedule.

SEVENTH SCHEDULE

(Section 20A)

Functions pertaining to socio-economic Development

1. Local agriculture, including agricultural extension.
2. Land improvement, implementation of land reforms, land consolidation and soil conservation.
3. Local minor irrigation, local water management and watershed development.
4. Animal husbandry, dairying and poultry.
5. Local fisheries.
6. Local level social forestry and farm forestry.
7. Local level minor forest produce.
8. Small scale local industries, including food processing industries.
9. Village and cottage industries.
10. Rural housing and housing for low income groups.
11. Drinking water.
12. Roads, culverts, bridges, ferries, waterways and other means of local transportation.
13. Rural electrification, including distribution of electricity.
14. Non-conventional energy sources.
15. Poverty alleviation programme.
16. Facilitation for education.
17. Technical training and vocational education.
18. Adult and non-formal education.
19. Public libraries.
20. Cultural and religious activities.
21. Markets and fairs.
22. Health and sanitation, primary health centres, dispensaries and other divisional health institutions, development of indigenous systems of medicine and health care.
23. Family welfare.
24. Women and child development.
25. Social welfare, including welfare of the handicapped and mentally retarded.
26. Maintenance of community assets.
27. Public parks and open spaces.
28. Promote local tourism.
29. Protection of local environmental and natural resources.

- 30. Local Eco-tourism.
- 31. Local level socio-economic planning.
- 32. Local level physical planning.

Sinhala text to
prevail in case of
inconsistency.

64. In the event of any inconsistency between the Sinhala and Tamil
texts of this Act, the Sinhala text shall prevail.