



(Eighth Parliament - Second Session)

No. 2.]

MINUTES OF PARLIAMENT

Wednesday, May 09, 2018 at 1.00 p.m.

PRESENT :

Hon. Karu Jayasuriya, Speaker

Hon. Thilanga Sumathipala, Deputy Speaker and Chairman of Committees

Hon. Selvam Adaikkalanathan, Deputy Chairperson of Committees

Hon. Ranil Wickremesinghe, Prime Minister and Minister of National Policies and Economic Affairs

Hon. (Mrs.) Thalatha Atukorale, Minister of Justice & Prison Reforms

Hon. Wajira Abeywardana, Minister of Home Affairs

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

Hon. Mahinda Amaraweera, Minister of Agriculture

Hon. (Dr.) Sarath Amunugama, Minister of Science, Technology, Research, Skills Development & Vocational Training and Kandyan Heritage

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

Hon. Akila Viraj Kariyawasam, Minister of Education

Hon. Lakshman Kiriella, Minister of Public Enterprise & Kandy City Development and Leader of the House of Parliament

Hon. Daya Gamage, Minister of Social Welfare and Primary Industries

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 Irrigation and Water Resources & Disaster Management

Hon. Navin Dissanayake, Minister of Plantation Industries

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

Hon. Gamini Jayawickrama Perera, Minister of Buddhasasana

- Hon. Harin Fernando**, Minister of Telecommunication, Digital Infrastructure and Foreign Employment
- Hon. Sajith Premadasa**, Minister of Housing and Construction
- Hon. Rishad Bathiudeen**, Minister of Industry and Commerce
- Hon. R. M. Ranjith Madduma Bandara**, Minister of Public Administration & Management and Law & Order
- Hon. (Mrs.) Chandrani Bandara**, Minister of Women and Child Affairs
- Hon. Tilak Marapana**, Minister of Foreign Affairs
- Hon. Faiszer Musthapha**, Minister of Provincial Councils, Local Government and Sports
- Hon. Sagala Ratnayaka**, Minister of Youth Affairs, Project Management and Southern Development
- Hon. Arjuna Ranatunga**, Minister of Petroleum Resources Development
- Hon. Patali Champika Ranawaka**, Minister of Megapolis and Western Development
- Hon. (Dr.) Wijeyadasa Rajapakshe**, Minister of Higher Education & Cultural Affairs
- Hon. Malik Samarawickrama**, Minister of Development Strategies and International Trade
- Hon. Mangala Samaraweera**, Minister of Finance and Mass Media
- Hon. Ravindra Samaraweera**, Minister of Labour & Trade Union Relations
- Hon. Mahinda Samarasinghe**, Minister of Ports and Shipping
- Hon. (Dr.) Rajitha Senaratne**, Minister of Health, Nutrition and Indigenous Medicine
- Hon. Wijith Wijayamuni Zoysa**, Minister of Fisheries & Aquatic Resources Development and Rural Economic Affairs
- Hon. D. M. Swaminathan**, Minister of Resettlement, Rehabilitation, Northern Development & Hindu Religious Affairs
- Hon. Abdul Haleem**, Minister of Post, Postal Services and Muslim Religious Affairs
- Hon. P. Harrison**, Minister of Social Empowerment
- Hon. Field Marshal Sarath Fonseka**, Minister of Sustainable Development, Wildlife and Regional Development
-
- Hon. Wasantha Aluwihare**, State Minister of Agriculture
- Hon. Piyasena Gamage**, State Minister of Youth Affairs, Project Management and Southern Development
- Hon. Mohan Lal Grero**, State Minister of Higher Education & Cultural Affairs
- Hon. Weerakumara Dissanayake**, State Minister of Mahaweli Development
- Hon. Ajith P. Perera**, State Minister of Power and Renewable Energy
- Hon. Niroshan Perera**, State Minister of National Policies and Economic Affairs

Hon. A. D. Premadasa, State Minister of Plantation Industries

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. Lakshman Senewiratne, State Minister of Science, Technology, Research, Skills Development & Vocational Training and Kandyan Heritage

Hon. M. L. A. M. Hizbullah, State Minister of Highways & Road Development

Hon. Ashok Abeysinghe, Deputy Minister of Transport and Civil Aviation

Hon. Lasantha Alagiyawanna, Deputy Minister of Finance and Mass Media

Hon. J. C. Alawathuwala, Deputy Minister of Home Affairs

Hon. Dunesh Gankanda, Deputy Minister of Lands and Parliamentary Reforms

Hon. (Dr.) (Mrs.) Anoma Gamage, Deputy Minister of Petroleum Resources Development

Hon. Palitha Kumara Thewarapperuma, Deputy Minister of Sustainable Development, Wildlife and Regional Development

Hon. H. R. Sarathie Dushmantha, Deputy Minister of Justice & Prison Reforms

Hon. Manusha Nanayakkara, Deputy Minister of Telecommunication, Digital Infrastructure and Foreign Employment

Hon. Karunarathna Paranawithana, Deputy Minister of Science, Technology, Research, Skills Development & Vocational Training and Kandyan Heritage

Hon. Indika Bandaranayake, Deputy Minister of Housing and Construction

Hon. Seyed Ali Zahir Moulana, Deputy Minister of National Integration, Reconciliation and Official Languages

Hon. Muthu Sivalingam, Deputy Minister of Social Welfare & Primary Industries

Hon. Ameer Ali Shihabdeen, Deputy Minister of Fisheries & Aquatic Resources Development and Rural Economic Affairs

Hon. H. M. M. Harees, Deputy Minister of Public Enterprise & Kandy City Development

Hon. Hector Appuhamy

Hon. Rohitha Abeygunawardana

Hon. Mahinda Yapa Abeywardena

Hon. Lakshman Yapa Abeywardena

Hon. Thushara Indunil Amarasena

Hon. Dilum Amunugama
Hon. Mahindananda Aluthgamage
Hon. Ranjith Aluvihare
Hon. Ravi Karunanayake
Hon. A. Aravindh Kumar
Hon. J. M. Ananda Kumarasiri
Hon. Nalaka Prasad Colonne
Hon. Kaveendiran Kodeeswaran
Hon. Chandrasiri Gajadeera
Hon. Chandima Gamage
Hon. Udaya Prabhath Gammanpila
Hon. Dinesh Gunawardena
Hon. (Dr.) Bandula Gunawardane
Hon. Edward Gunasekara
Hon. Padma Udhayashantha Gunasekera
Hon. S. M. Chandrasena
Hon. D. V. Chanaka
Hon. Sisira Jayakody
Hon. (Dr.) Nalinda Jayathissa
Hon. Nalin Bandara Jayamaha
Hon. Anura Sidney Jayarathne
Hon. Piyankara Jayaratne
Hon. (Dr.) Kavinda Heshan Jayawardana
Hon. Lucky Jayawardana
Hon. Dayasiri Jayasekara
Hon. Premalal Jayasekara
Hon. (Mrs.) Sumedha G. Jayasena
Hon. Mylvaganam Thilakarajah
Hon. K. Thurairtnasingam
Hon. Janaka Bandara Tennakoon
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. S. B. Dissanayake
Hon. Salinda Dissanayake
Hon. Douglas Devananda
Hon. Mohamed Navavi
Hon. Mohamadu Nazeer
Hon. Vasudeva Nanayakkara
Hon. I. Charles Nirmalanathan
Hon. Buddhika Pathirana
Hon. (Dr.) Ramesh Pathirana
Hon. K. K. Piyadasa
Hon. Susantha Punchinilame
Hon. Sanath Nishantha Perera
Hon. Lakshman Wasantha Perera
Hon. Sujith Sanjaya Perera
Hon. Arundika Fernando
Hon. Johnston Fernando
Hon. (Dr.) (Mrs.) Sudarshini Fernandopulle
Hon. Ashoka Priyantha
Hon. A. D. Susil Premajayantha
Hon. (Mrs.) Hirunika Premachandra
Hon. S. Premarathna
Hon. Bandula Lal Bandarigoda
Hon. Tharanath Basnayaka
Hon. Tharaka Balasuriya
Hon. Vijitha Berugoda
Hon. Muhammad Ibrahim Muhammad Mansoor
Hon. S. M. Marikkar
Hon. K. Kader Masthan
Hon. Imran Maharroof
Hon. Abdullah Mahrooff
Hon. Ajith Mannapperuma
Hon. S. C. Mutukumarana
Hon. Seeniththamby Yoheswaran

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. Angajan Ramanathan
Hon. Nimal Lanza
Hon. Gamini Lokuge
Hon. Janaka Wakkumbura
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. Chaminda Wijesiri
Hon. Duleep Wijesekera
Hon. Kanchana Wijesekera
Hon. Heshan Withanage
Hon. Thenuka Vidanagamage
Hon. S. Viyalanderan
Hon. Chandima Weerakkody
Hon. Wimal Weerawansa
Hon. Kumara Welgama
Hon. S. Shritharan
Hon. Gnanamuthu Srineshan
Hon. (Mrs.) Shanthi Sriskandarasa
Hon. Jayantha Samaraweera
Hon. Rajavarothiam Sampanthan, Leader of the Opposition in Parliament
Hon. Dharmalingam Sithadthan
Hon. (Dr.) S. Sivamohan
Hon. Annamalai Nadesu Sivasakthi
Hon. M. A. Sumanthiran
Hon. Vadivel Suresh
Hon. W. D. J. Senewiratne

Hon. Mavai S. Senathirajah
Hon. Chathura Sandeepa Senaratne
Hon. Shehan Semasinghe
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 announcements:-

I

“ I wish to inform the Parliament that I have received a copy of a petition filed at the Supreme Court under Article 121(1) of the Constitution in respect of the Bill entitled ‘National Audit’ .”

II

“ I wish to inform the determination of the Supreme Court on the Bill entitled “National Audit” in respect of which petition has been filed in the Supreme Court in terms of Article 121(1) of the Constitution.

The Supreme Court has determined that the Bill is not inconsistent with the Constitution.

I order that the determination of the Supreme Court be printed in the Official Report of today’s proceedings.”

2. Presentation of Papers: (1) The Speaker presented the Second Instalment – Parts XIV and XV, Third Instalment – Part VII and Ninth instalment – Part III of the Report of the Auditor-General for the Financial Year 2016 in terms of Article 154(6) of the Constitution of the Democratic Socialist Republic of Sri Lanka.

Ordered that the said Report do lie upon the Table and to be printed.

(2) The Speaker presented the Performance Report of the Delimitation Commission for the Third quarter (01.07.2017 - 30.09.2017) of 2017 in terms of Article 41B (6) of the Constitution of the Democratic Socialist Republic of Sri Lanka.

Ordered that the said Report do lie upon the Table.

(3) The Minister of Lands and Parliamentary Reforms presented the —

- (i) Order made by the President under Section 24 C and 24 D of the National Environment Act, No. 47 of 1980 to be read with chapter (2) of Article 44 of the Constitution of the Democratic Socialist Republic of Sri Lanka relating to Waratenna-Hakkinda Environment Area and published in the Gazette Extraordinary No. 2024/6 of 19th June 2017;
- (ii) Order made by the President under Section 23 W of the National Environment Act, No. 47 of 1980 to be read with Section 51 of the Nineteenth Amendment to the Constitution of the Democratic Socialist Republic of Sri Lanka relating to managing usage of Polythene and published in the Gazette Extraordinary No. 2034/33 of 01st September 2017;
- (iii) Order made by the President under Section 23 W of the National Environment Act, No. 47 of 1980 to be read with Section 51 of the Nineteenth Amendment to the Constitution of the Democratic Socialist Republic of Sri Lanka relating to managing usage of Polythene and published in the Gazette Extraordinary No. 2034/34 of 01st September 2017;
- (iv) Order made by the President under Section 23 W of the National Environment Act, No. 47 of 1980 to be read with Section 51 of the Nineteenth Amendment to the Constitution of the Democratic Socialist Republic of Sri Lanka relating to managing usage of Polythene and published in the Gazette Extraordinary No. 2034/35 of 01st September 2017;
- (v) Regulations made by the President under Section 32 of the National Environment Act, No. 47 of 1980 read with Section 23 J and 23 K of that Act and Section 51 of the Nineteenth Amendment to the Constitution of the Democratic Socialist Republic of Sri Lanka relating to managing usage of Polythene and published in the Gazette Extraordinary No. 2034/36 of 01st September 2017;
- (vi) Order made by the President under Section 23 W of the National Environment Act, No. 47 of 1980 to be read with Section 51 of the Nineteenth Amendment to the Constitution of the Democratic Socialist Republic of Sri Lanka relating to managing usage of Polythene and published in the Gazette Extraordinary No. 2034/37 of 01st September 2017;
and
- (vii) Order made by the President under Section 23 W of the National Environment Act, No. 47 of 1980 to be read with Section 51 of the Nineteenth Amendment to the Constitution of the Democratic Socialist Republic of Sri Lanka relating to managing usage of Polythene and published in the Gazette Extraordinary No. 2034/38 of 01st September 2017.

and moved that these Orders and Regulations be referred to the Sectoral Oversight Committee on Agriculture and Lands.

Question put, and agreed to.

(4) The Minister of Lands and Parliamentary Reforms presented the —

- (i) Financial Performance Report at the end of the Fourth quarter of the year 2017; and
- (ii) Note on Supplementary Allocations from the Supplementary Support Services and Contingent Liabilities Project appearing under Expenditure Head No. 240 of the Department of National Budget for the period from 01.03.2018 to 31.03.2018 under Section 6(1) of the Appropriation Act, No. 30 of 2017.

and moved that this Report and Note on Supplementary Allocations be referred to the Committee on Public Finance.

Question put, and agreed to.

(5) The Minister of Lands and Parliamentary Reforms presented the Regulations made by the Minister of Development Strategies and International Trade under Section 20 read with Section 4(3) and Section 14 of the Imports and Exports (Control) Act, No. 1 of 1969 amended by Acts, No. 48 of 1985 and No. 28 of 1987 relating to Imports and Exports Control (Standardization and Quality Control) regulations 2017 and published in the Gazette Extraordinary No. 2064/34 of 29th March 2018 and moved that these Regulations be referred to the Sectoral Oversight Committee on Economic Development.

Question put, and agreed to.

3. Presentation of Reports from Committees : (1) Hon. Ajith Mannapperuma, the Chairman of the Sectoral Oversight Committee on Legal Affairs (Anti-Corruption) and Media presented the Report of the said Committee on,

- (i) Judicature (Amendment) Bill;
- (ii) Prescription (Special Provisions) (Amendment) Bill;
- (iii) Penal Code (Amendment) Bill; and
- (iv) Code of Criminal Procedure (Amendment) Bill

which were referred to the said committee.

Ordered that the said Report do lie upon the Table.

4. Commissions of Inquiry (Amendment) : The Minister of Lands and Parliamentary Reforms on behalf of the Prime Minister and Minister of National Policies and Economic Affairs presented the Bill to amend the Commissions of Inquiry Act (Chapter 393).

The Bill was ordered to be read a second time on Tuesday May 22, 2018 and to be printed and to be referred to the relevant Sectoral Oversight Committee.

5. Bribery (Amendment) : The Minister of Lands and Parliamentary Reforms on behalf of the Prime Minister and Minister of National Policies and Economic Affairs presented the Bill to amend the Bribery Act (Chapter 26).

The Bill was ordered to be read a second time on Tuesday May 22, 2018 and to be printed and to be referred to the relevant Sectoral Oversight Committee.

6. Sri Lanka Tea Board (Amendment) : The Minister of Lands and Parliamentary Reforms on behalf of the Minister of Plantation Industries presented the Bill to amend the Sri Lanka Tea Board Law, No. 14 of 1975.

The Bill was ordered to be read a second time on Tuesday May 22, 2018 and to be printed and to be referred to the relevant Sectoral Oversight Committee.

7. Standing Orders of Parliament : The Leader of the House of Parliament moved,— That the Revised New Standing Orders of Parliament passed by Parliament on 07th March 2018, shall commence its operation from 15th April 2018 as per announcement made by the Speaker.

Question put, and agreed to.

8. Code of Conduct for Members of Parliament : The Leader of the House of Parliament moved,— That the Code of Conduct for Members of Parliament approved by Parliament on 07th March 2018, shall commence its operation from 15th April 2018 as per announcement made by the Speaker.

Question put, and agreed to.

9. Committees : The Leader of the House of Parliament moved,— That notwithstanding the provisions of Standing Order Nos. 101, 111 and 124 of the Parliament, Select Committees, Sectoral Oversight Committees and Committee on High Posts which are in operation at present, shall continue.

Question put, and agreed to.

10. Committee of Selection (No.1) : The Leader of the House of Parliament moved,— In terms of Standing Order 114, the Committee of Selection shall consist of Hon. Speaker who shall be the Chair and Twelve (12) Members to serve during the current Session which shall include the Leaders of political parties or their nominees to be nominated by Parliament.

Question put, and agreed to.

11. Committee of Selection (No.2) : The Leader of the House of Parliament moved,— That the under-mentioned Twelve (12) Members do serve on the Committee of Selection in addition to the Speaker who shall be the Chair during the current Session, in terms of the motion agreed to by Parliament this day:—

Hon. Rauff Hakeem
 Hon. Lakshman Kiriella
 Hon. Mahinda Samarasinghe
 Hon. Rishad Bathiudeen
 Hon. Patali Champika Ranawaka
 Hon. Mano Ganesan
 Hon. Dinesh Gunawardena
 Hon. Douglas Devananda
 Hon. Vijitha Herath
 Hon. Mavai S. Senathirajah
 Hon. Dharmalingam Sithadthan
 Hon. (Dr.) Nalinda Jayathissa

Question put, and agreed to.

12. Judicature (Amendment) Bill : Order for Second Reading read.

The Minister of Justice and Prison Reforms moved,— That the Bill be now read a second time.

(At 2.21 p.m. the Deputy Chairman of Committees took the Chair.)

The Minister of Justice and Prison Reforms moved,—That Hon. Lucky Jayawardana do take the Chair.

Question put, and agreed to.

(At 3.41 p.m. Hon. Lucky Jayawardana took the Chair.)

The Minister of Megapolis and Western Development moved,—That Hon. Bimal Ratnayake do take the Chair.

Question put, and agreed to.

(At 4.27 p.m. Hon. Bimal Ratnayake took the Chair.)

The Minister of Plantation Industries moved,—That Hon. Mujibur Rahuman do take the Chair.

Question put, and agreed to.

(At 5.40 p.m. Hon. Mujibur Rahuman took the Chair.)

(At 6.15 p.m. the Speaker took the Chair.)

Question put, and agreed to; the Parliament having divided as follows: Ayes:119; Noes: 52.

AYES

Hon. Ranil Wickremesinghe	Hon. R. M. Ranjith Madduma Bandara
Hon. (Mrs.) Thalatha Atukorale	Hon. (Mrs.) Chandrani Bandara
Hon. Wajira Abeywardana	Hon. Tilak Marapana
Hon. John Amaratunga	Hon. Faiszer Musthapha
Hon. Mahinda Amaraweera	Hon. Sagala Ratnayaka
Hon. (Dr.) Sarath Amunugama	Hon. Arjuna Ranatunga
Hon. Gayantha Karunatileka	Hon. Patali Champika Ranawaka
Hon. Akila Viraj Kariyawasam	Hon. (Dr.) Wijeyadasa Rajapakshe
Hon. Lakshman Kiriella	Hon. Malik Samarawickrama
Hon. Daya Gamage	Hon. Mangala Samaraweera
Hon. Nimal Siripala de Silva	Hon. Ravindra Samaraweera
Hon. Palany Thigambaram	Hon. Mahinda Samarasinghe
Hon. Duminda Dissanayake	Hon. (Dr.) Rajitha Senaratne
Hon. Navin Dissanayake	Hon. Wijith Wijayamuni Zoysa
Hon. S. B. Nawinne	Hon. D. M. Swaminathan
Hon. Gamini Jayawickrama Perera	Hon. Abdul Haleem
Hon. Harin Fernando	Hon. P. Harrison
Hon. Sajith Premadasa	Hon. Field Marshal Sarath Fonseka
Hon. Rishad Bathiudeen	Hon. Selvam Adaikkalanathan

Hon. Wasantha Aluwihare	Hon. Lucky Jayawardana
Hon. Piyasena Gamage	Hon. Mylvaganam Thilakarajah
Hon. Mohan Lal Grero	Hon. K. Thurairetnasingam
Hon. Weerakumara Dissanayake	Hon. M. S. Thowfeek
Hon. Ajith P. Perera	Hon. Sirinal de Mel
Hon. Niroschan Perera	Hon. Mohamed Navavi
Hon. A. D. Premadasa	Hon. Mohamadu Nazeer
Hon. (Mrs.) Vijayakala Maheswaran	Hon. I. Charles Nirmalanathan
Hon. V. S. Radhakrishnan	Hon. Buddhika Pathirana
Hon. Eran Wickramaratne	Hon. K. K. Piyadasa
Hon. Ruwan Wijewardene	Hon. Sujith Sanjaya Perera
Hon. Lakshman Senewiratne	Hon. Ashoka Priyantha
Hon. Ashok Abeysinghe	Hon. (Mrs.) Hirunika Premachandra
Hon. Lasantha Alagiyawanna	Hon. Bandula Lal Bandarigoda
Hon. J. C. Alawathuwala	Hon. Muhammad Ibrahim Muhammad Mansoor
Hon. Dunesh Gankanda	Hon. S. M. Marikkar
Hon. (Dr.) (Mrs.) Anoma Gamage	Hon. K. Kader Masthan
Hon. Palitha Kumara Thewarapperuma	Hon. Imran Maharroof
Hon. H. R. Sarathie Dushmantha	Hon. Abdullah Mahrooff
Hon. Manusha Nanayakkara	Hon. Ajith Mannapperuma
Hon. Karunarathna Paranawithana	Hon. Seeniththamby Yoheswaran
Hon. Indika Bandaranayake	Hon. Ishak Rahuman
Hon. Seyed Ali Zahir Moulana	Hon. Mujibur Rahuman
Hon. Muthu Sivalingam	Hon. Harshana Rajakaruna
Hon. Ameer Ali Shihabdeen	Hon. Angajan Ramanathan
Hon. H. M. M. Harees	Hon. (Dr.) Jayampathy Wickramaratne
Hon. Hector Appuhamy	Hon. A. A. Wijethunga
Hon. Thushara Indunil Amarasena	Hon. (Dr.) (Mrs.) Thusitha Wijemanna
Hon. Ranjith Aluvihare	Hon. Lakshman Ananda Wijemanne
Hon. Ravi Karunanayake	Hon. (Mrs.) Rohini Kumari Wijerathna
Hon. A. Aravindh Kumar	Hon. Chaminda Wijesiri
Hon. J. M. Ananda Kumarasiri	Hon. Heshan Withanage
Hon. Nalaka Prasad Colonne	Hon. S. Viyalanderan
Hon. Kaveendiran Kodeeswaran	Hon. S. Shritharan
Hon. Chandima Gamage	Hon. Gnanamuthu Srineshan
Hon. Edward Gunasekara	Hon. (Mrs.) Shanthy Sriskandarasa
Hon. Nalin Bandara Jayamaha	Hon. (Dr.) S. Sivamohan
Hon. Anura Sidney Jayarathne	Hon. M. A. Sumanthiran
Hon. (Dr.) Kavinda Heshan Jayawardana	Hon. Vadivel Suresh

Hon. Mavai S. Senathirajah
Hon. Chathura Sandeepa Senaratne

Hon. Wijepala Hettiarachchi

NOES

Hon. Thilanga Sumathipala	Hon. Arundika Fernando
Hon. Rohitha Abeygunawardana	Hon. Johnston Fernando
Hon. Mahinda Yapa Abeywardena	Hon. (Dr.) (Mrs.) Sudarshini Fernandopulle
Hon. Lakshman Yapa Abeywardena	Hon. A. D. Susil Premajayantha
Hon. Dilum Amunugama	Hon. S. Premarathna
Hon. Mahindananda Aluthgamage	Hon. Tharanath Basnayaka
Hon. Chandrasiri Gajadeera	Hon. Tharaka Balasuriya
Hon. Udaya Prabhath Gammanpila	Hon. Vijitha Berugoda
Hon. Dinesh Gunawardena	Hon. S. C. Mutukumarana
Hon. (Dr.) Bandula Gunawardana	Hon. C. B. Rathnayake
Hon. Padma Udhayashantha Gunasekera	Hon. Prasanna Ranatunga
Hon. S. M. Chandrasena	Hon. Prasanna Ranaweera
Hon. D. V. Chanaka	Hon. Keheliya Rambukwella
Hon. Sisira Jayakody	Hon. Nimal Lanza
Hon. Piyankara Jayaratne	Hon. Gamini Lokuge
Hon. Premalal Jayasekera	Hon. Janaka Wakkumbura
Hon. Piyal Nishantha De Silva	Hon. Duleep Wijesekera
Hon. Mohan Priyadarshana De Silva	Hon. Kanchana Wijesekera
Hon. T. Ranjith De Zoysa	Hon. Thenuka Vidanagamage
Hon. Wimalaweera Dissanayaka	Hon. Chandima Weerakody
Hon. Salinda Dissanayake	Hon. Wimal Weerawansa
Hon. Vasudeva Nanayakkara	Hon. Kumara Welgama
Hon. (Dr.) Ramesh Pathirana	Hon. Jayantha Samaraweera
Hon. Susantha PUNCHILAME	Hon. Shehan Semasinghe
Hon. Sanath Nishantha Perera	Hon. Indika Anuruddha Herath
Hon. Lakshman Wasantha Perera	Hon. Kanaka Herath

Bill accordingly read a second time.

The Minister of Justice and Prison Reforms 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

The Minister of Justice and Prison Reforms proposed an amendment to leave out lines 10 to 19 (both inclusive) in page 1 and substitute the following:—

“Jurisdiction of the High Court established under Article 154P of the Constitution in respect of certain offences

12A.(1) (a) Notwithstanding anything in any other written law, the High Court established by Article 154P of the Constitution for a Province shall, in terms of subparagraph (c) of paragraph (3) of Article 154P of the Constitution hear, try and determine in the manner provided for by written law and subject to the provisions of subsection (4), prosecutions on indictment against any person, in respect of financial and economic offences specified in the Sixth Schedule to this Act, and any other offence committed in the course of the same transaction of any such offence, with three Judges sitting together nominated by the Chief Justice from among the Judges of the High Court of the Republic of Sri Lanka (hereinafter referred to as the “Permanent High Court at Bar”).

(b) The Minister may, with the concurrence of the Chief Justice increase, by Order published in the *Gazette*, the number of such Courts of the Permanent High Court at Bar.”;

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out lines 20 to 28(both inclusive) in page 1 and substitute the following:—

(2) (a) Notwithstanding anything to the contrary in any other written law, the Permanent High Court at Bar shall have jurisdiction in respect of offences referred to in subsection (1)-

- (i) committed by any person wholly or partly in Sri Lanka; or
- (ii) wherever committed by a citizen of Sri Lanka in any place outside the territory of Sri Lanka or on board or in relation to any ship or aircraft of whatever category.

(b) For the avoidance of doubt it is hereby declared that the jurisdiction of any other Court in respect of the offences referred to in the Sixth Schedule, shall continue to be in force.

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out lines 1 to 26 (both inclusive) in page 2 and substitute the following:—

“(3) The Jurisdiction of such Permanent High Court at Bar shall-

- (a) if such Court is the Court established for the Western Province, be exercised by that Court sitting in Colombo and where necessary in any other place within the Western Province, as may be designated by the Minister by Order published in the *Gazette*, with the concurrence of the Chief Justice; or

(b) if such Court is the Court established for any other Province, be exercised by that Court sitting in such place within that Province, as may be designated by the Minister by Order published in the *Gazette*, with the concurrence of the Chief Justice.”;

(4) (a) The Attorney General or, the Director General for the Prevention of Bribery and Corruption on the direction of the Commission to Investigate Allegations of Bribery or Corruption, as the case may be, shall, taking into consideration-

- (i) the nature and circumstances;
- (ii) the gravity;
- (iii) the complexity;
- (iv) the impact on the victim; or
- (v) the impact on the State;

of the offence, referred to in subsection (1), refer the information relating to the commission of such offence to the Chief Justice for a direction whether criminal proceedings in respect of such offence shall be instituted in the Permanent High Court at Bar.

(b) Where the Chief Justice is of the opinion that any one or more of the criteria specified in paragraph (a) has been satisfied in referring information under that paragraph, he may by order under his hand direct that the criminal proceedings in respect of such offence be instituted in the Permanent High Court at Bar.

(5) Where the Chief Justice so directs, a trial before such Permanent High Court at Bar shall-

- (a) be held upon indictment by the Attorney General, or the Director General for the Prevention of Bribery and Corruption on the direction of the Commission to Investigate Allegations of Bribery or Corruption;
- (b) be held and concluded expeditiously; and
- (c) unless in the opinion of the Court, exceptional circumstances exist which shall be recorded, be heard from day to day, to ensure the expeditious disposal.”;

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out line 3 in page 3 and substitute the following:—

“Court, the Chief Justice shall,”;

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out line 17 in page 3 and substitute the following:—

“such nomination subject to the proviso to section 48 of this Act.”;

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out lines 18 to 30(both inclusive) in page 3:—

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out lines 1 to 22 (both inclusive) in page 4:—

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out line 23 in page 4 and substitute the following:—

“(7) The provisions of the Code of Criminal”;

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out lines 2 and 3 in page 5 and substitute the following:—

“Justice.”;

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out line 19 in page 5 and substitute the following:—

“instituted in terms of subsection (4) of section”.

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 3

The Minister of Justice and Prison Reforms proposed an amendment to insert the following immediately after line 31 in page 5 :—

“ Commission to Investigate the Allegations of Bribery or Corruption” means the Commission to Investigate Allegations of Bribery or Corruption established under section 2 of the Commission to Investigate Allegations of Bribery or Corruption Act, No. 19 of 1994;”.

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 4

The Minister of Justice and Prison Reforms proposed an amendment to leave out lines 23 to 25(both inclusive) in page 10:—

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out lines 12 and 13 in page 11:—

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 was 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 Justice and Prison Reforms moved,— That the Bill as amended be now read the third time.

Question put, and agreed to.

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

13. Penal Code (Amendment) Bill : Order for Second Reading read.

The Minister of Justice and Prison Reforms moved,— That the Bill be now read a second time.

Question put, and agreed to.

Bill accordingly read a second time.

The Minister of Justice and Prison Reforms 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.

Clauses 1 to 4 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 without Amendments.

The Minister of Justice and Prison Reforms moved,— That the Bill, be now read the third time.

Question put, and agreed to.

Bill, accordingly read the third time and passed.

14. Code of Criminal Procedure (Amendment) Bill : Order for Second Reading read.

The Minister of Justice and Prison Reforms moved,— That the Bill be now read a second time.

Question put, and agreed to.

Bill accordingly read a second time.

The Minister of Justice and Prison Reforms 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

The Minister of Justice and Prison Reforms proposed an amendment to leave out lines 15 to 24 (both inclusive) in page 1 and substitute the following:—

“by a multidisciplinary team comprising of the experts specified in subsection (2), in order to obtain a report whether such child has attained sufficient maturity of understanding which enables the Magistrate having jurisdiction in the case to decide -

- (a) the degree of responsibility of such child, taking into consideration the nature and consequences of the alleged offence; and
- (b) whether the child is in need of any therapeutic”;

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

The Minister of Justice and Prison Reforms proposed another amendment to insert the following immediately after line 25 in page 1:—

“(2) The multidisciplinary team referred in subsection (1), shall comprise of -

- (a) the judicial medical officer of the relevant district;
- (b) a pediatric or adolescent psychiatrist; and
- (c) a psychologist.”;

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out lines 6 and 7 in page 2 and substitute the following:—

“such multidisciplinary team to examine such child.”;

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

The Minister of Justice and Prison Reforms proposed another amendment to insert the following immediately after line 7 in page 2:—

“(4) In any event where the judicial medical officer of the relevant district is not available, the officer in charge of the police station who is investigating the offence shall obtain the assistance of a judicial medical officer of any other district to obtain the report referred to in subsection (1).”;

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

The Minister of Justice and Prison Reforms proposed another amendment to leave out lines 8 and 9 in page 2 and substitute the following:—

“(5) Such multidisciplinary team shall submit its report to the”;

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

The Minister of Justice and Prison Reforms proposed another amendment to insert the following immediately after line 15 in page 2:—

“(6) The child referred to in subsection (1) shall be subject to rehabilitation in the prescribed manner under the supervision and assessment of a pediatric psychiatrist and a psychologist.”;

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 3 was 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 Justice and Prison Reforms moved,— That the Bill as amended, be now read the third time.

Question put, and agreed to.

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

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

Question put, and agreed to.

Question put, and agreed to; the Parliament was at 6.54 p.m. adjourned until 10.30 a.m. on Thursday, May 10, 2018.