

CHAPTER 441

ROMAN CATHOLIC ARCHBISHOP

Ordinances AN ORDINANCE FOR THE INCORPORATION OF THE ROMAN CATHOLIC ARCHBISHOP AND BISHOPS IN SRI LANKA. Nos. 19 of 1906, 24 of 1943, Act No. 28 of 1980.

[28th March, 1906.]

Short title. 1. This Ordinance may be cited as the Roman Catholic Archbishop and Bishops of Ceylon Ordinance.

Incorporation of Roman Catholic Archbishop and Bishops. 2. The Roman Catholic Archbishop and Bishops of Ceylon, to wit, the Most Reverend Antony Coudert, Archbishop of Colombo; the Right Reverend Clement Pagnani, Bishop of Kandy; the Right Reverend Henry Joulain, Bishop of Jaffna; the Right Reverend Joseph Van Reeth, Bishop of Galle; and the Right Reverend Charles Lavigne, Bishop of Trincomalee, and their respective successors duly appointed according to the laws and usages of the Roman Catholic Church, shall each be independently from another one corporate body, and shall for all the purposes of this Ordinance, have respectively the names of the Archbishop of Colombo, the Bishop of Kandy, the Bishop of Jaffna, the Bishop of Galle, and the Bishop of Trincomalee, and by these respective names they shall have perpetual succession, and shall have full power to acquire, purchase, take, hold and enjoy movable and immovable property of every description, and to sell or otherwise dispose of the same, and may sue and be sued in respect of such property in all Courts of Justice.

Incorporation of the Bishop of Chilaw. 3. The Roman Catholic Bishop of Chilaw, to wit, the Right Reverend Edmund Peiris, and his successors duly appointed according to the laws and usages of the Roman Catholic Church, shall be a body corporate and shall, for all the purposes of this Ordinance, have the name of the Bishop of Chilaw, and by such name shall

have perpetual succession and shall have full power to acquire, purchase, take, hold and enjoy movable and immovable property of every description and to sell or otherwise dispose of the same, and may sue or be sued in respect of such property in all Courts of Justice.

3A. The Roman Catholic Bishop of Badulla, to wit, the Right Reverend Doctor Don Leo Nanayakkara, O.S.B., and his successors duly appointed according to the laws and usages of the Roman Catholic Church, shall be a body corporate and shall, for all the purposes of this Ordinance, have the name of the Bishop of Badulla, and by such name shall have perpetual succession and shall have full power to acquire, purchase, take, hold and enjoy movable and immovable property of every description and to sell or otherwise dispose of the same, and may sue or be sued in respect of such property in all Courts of Justice. Incorporation of the Bishop of Badulla. [§ 28 of 1980.]

4. All property, both movable and immovable, already acquired, held, or possessed by the said Most Reverend Antony Coudert, Right Reverend Clement Pagnani, Right Reverend Henry Joulain, Right Reverend Joseph Van Reeth, and Right Reverend Charles Lavigne, respectively, in their official capacity or by their respective predecessors in office shall, subject to any trust or condition affecting the same, vest in the said respective corporations. Vesting of Property-

5. All property, both movable and immovable, already acquired, held or possessed by the said Right Reverend Vesting of property in the Bishop of Chilaw.

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Edmund Peiris in his official capacity shall, subject to any trust or condition affecting the same, vest in the said Bishop of Chilaw.

Badulla, shall be deemed to be an instrument chargeable under Part I, item 23 (7), of Schedule A to the Stamp Ordinance.*

Vesting of property in the Bishop of Badulla. [§ 3, 28 of 1980.]

5A. All property, both movable and immovable, already acquired, held or possessed by the said Right Reverend Doctor Don Leo Nanayakkara, O.S.B., in his official capacity shall, subject to any trust or condition affecting the same, vest in the said Bishop of Badulla.

7. Provided, however, that in case of a vacancy in the see in any of the said Roman Catholic dioceses, the person temporarily administering such diocese shall, until the appointment of a new Archbishop or Bishop, as the case may be, be deemed to be the successor of the preceding Archbishop or Bishop of such diocese for all the purposes of this Ordinance :

Vacancies in see.

Stamp duty on conveyances, &c.

6. (1) Any instrument of conveyance, transfer or assignment executed by the Archbishop of Colombo in favour of the Bishop of Chilaw of all the property movable or immovable which by reason of the erection of the Diocese of Chilaw becomes subject to the administration of the Bishop of Chilaw, shall be deemed to be an instrument chargeable under Part I, item 23 (7), of Schedule A to the Stamp Ordinance.*

Provided, further, that the temporary absence from Sri Lanka of any of them, the said Archbishop and Bishops, shall be deemed to create a temporary vacancy in the see until the return to Sri Lanka of the absent Archbishop or Bishop, as the case may be; and the person temporarily administering such diocese shall during the period of absence be deemed to be the successor of the said Archbishop or Bishop for all the purposes of this Ordinance.

[§ 4, 28 of 1980.]

(2) Any instrument of conveyance, transfer or assignment executed by the Bishop of Kandy in favour of the Bishop of Badulla of all the property movable or immovable which by reason of the creation of the Diocese of Badulla becomes subject to the administration of the Bishop of

8. Nothing in this Ordinance contained shall affect the rights of the Republic.

Saving of rights of the Republic.

* See also the Stamp Duty Act, No. 43 of 1982.