```
Act Nos,
 2 of 1956
26 of 1961
```

REVISED EDITION OF THE LEGISLATIVE ENACTMENTS AN ACT TO PROVIDE FOR THE PREPARATION AND PUBLICATION OF A REVISED EDITION OF THE LEGISLATIVE ENACTMENTS OF CEYLON. See Revised Edition Of the Legislative Enactments (Supplements) 26 of 1961 [1st February , 1956] Short title. 1. This Act may be cited as the Revised Edition of the Legislative Enactments Act. Appointment 2. (1) The Honourable Hema Henry Basnayake, Chief Justice, is Commissioner. hereby appointed a Commissioner for the purpose of preparing a new and revised edition of the legislative enactments of Ceylon in force on the 31st day of December, 1954, or such later date * [30th June, 1956.- See Gazette No. 11, 013 of 30th November, 1956] as the Governor-General may fix by proclamation published in the Gazette. (2) In case the said Honourable Hema Henry Basnayake is unable from any cause fully to discharge his commission under this Act, the Governor-General may appoint some other fit and proper person to be a Commissioner in his stead. (3) For the purposes of this section, any Act or Ordinance or part of any Act or Ordinance which has been passed on or after the 1st day of July, 1938, and which has not been repealed, shall be deemed to be in force although such Act or Ordinance or part thereof has not been brought into operation. Powers of 3. In the preparation of the revised edition, the Commissioner shall have the revision vested following powers:in the (1) to omit-Commissioner. (a) any legislative enactment which has been repealed expressly or by necessary implication, or which has expired, has become spent, or has had its effect; (b) any appropriation Act or Ordinance; (c) any Act or Ordinance or part of any Act or Ordinance so far as that Act, Ordinance or part effects any change in the title or designation of any person or office; (d) any legislative enactment which repeals any written law and any table or list of repealed written law whether contained in a Schedule or otherwise; (e) any preamble to any legislative enactment, where such omission can, in the opinion of the Commissioner, be conveniently made; (f) all introductory words of enactment in any legislative enactment; (g) any legislative enactment prescribing the date when any legislative enactment is to come into force or operation, where such omission can, in the opinion of the Commissioner, be conveniently made; (h) any amending legislative enactment where the amendment effected by such legislative enactment has been embodied by the Commissioner in any other legislative enactment; (i) in any legislative enactment the interpretation of any expression which is defined in identical or similar terms with the definition of that expression contained in the Interpretation Ordinance; and (j) in any legislative enactment, any section or part thereof referring to any matter for which provision is made in similar or identical terms in the Interpretation Ordinance; (2) to arrange the grouping and sequence of legislative enactments, whether consolidated or not, in any order that may be convenient irrespective of the date of enactment; (3) to add a short title to any legislative enactment which may require it, and, if necessary, to alter the long or short title of any legislative enactment; (4) to supply, alter or omit marginal notes; (5) to consolidate into one enactment any two or more legislative enactments or parts thereof in pari materia, making such alterations as are thereby rendered necessary in the consolidated enactment and affixing such date thereto as may seem most convenient; (6) to incorporate in any legislative enactment any amendment, addition or alteration made to any Schedule, Form or other part thereof by any authority under powers conferred by that legislative enactment; (7) to alter the order of sections in any legislative enactment, and, in all cases where it is necessary to do so, to renumber the sections of any legislative enactment; (8) to alter the form or arrangement of any section of any legislative enactment by transposing words, by combining it in whole or in part with another section or other sections or by dividing it into two or more subsections, or otherwise; (9) to frame and insert definitions of terms and expressions used in any legislative enactment and to substitute other terms and expressions of a like nature for those used; (10) to divide any legislative enactment, whether consolidated or not, into two or more enactments, parts or other divisions; (11) to correct grammatical, typographical and other mistakes in the edition of the legislative enactments in force on the date on which this Act comes into operation and for that purpose make verbal additions, omissions or alterations; (12) to make such formal alterations as to names, localities, offices, titles, currency and otherwise as may be necessary to bring any legislative enactment into conformity with conditions or circumstances obtaining or existing in Ceylon or elsewhere on the 31st day of December, 1954, or such later date*[*30th June, 1956.-See Gazette No. 11.013 of 30th November, 1956.] as the Governor-General may fix under section 2; (13) to make such adaptations or amendments in any legislative enactment as may appear to be necessary or proper as a consequence of the Ceylon (Parliamentary Elections) Order in Council, 1946, the Ceylon (Constitution) Order in Council, 1946, the Ceylon Independence Order in Council, 1947, and all amendments thereto; (14) to make such adaptations or amendments in any legislative enactment as may appear to be necessary or proper as a consequence of the present political status of Ceylon; (15) to make such adaptations or amendments in any legislative enactment as may appear to be necessary or proper as a consequence of the following Acts or any other Act enacted by the Parliament of the United Kingdom: -(10 & 11)Geo. vi, c.(a) Indian Independence Act, 1947; 30.) (11 & 12)Geo. vi, c.(b) Burma Independence Act, 1947; 3.) (11 & 12 Geo. vi, c.(c) Ceylon Independence Act, 1947; (11 & 12)Geo. vi, c.(d) British Nationality Act, 1948; 56.) (12 & 13 Geo. vi, c.(e) Ireland Act, 1949; 41.) (16) to make such adaptations or amendments in any legislative (22 of 1948.) enactment as may appear to be necessary or proper as a consequence of the Republic of Ireland Act, 1948; (17) to correct cross references; (18) to shorten and simplify the phraseology of any legislative enactment; (19) to alter the title of any subsidiary legislative instrument whether heretofore made or prescribed as capable of being made under any legislative authority whatsoever, whether such subsidiary legislative instrument be entitled an Order in Council, order, proclamation, rule, regulation or by-law, or bear any other title whatsoever; (20) to do all other things relating to form and method which may be necessary for the perfecting of the revised edition. Effect of **4**. The provisions of section 6 of the Interpretation Ordinance shall apply to omissions any omission under paragraph (1) of section 3 in the same way as if the under omitted legislative enactment had been repealed. paragraph (1) of section 3. Power to omit 5. retrospective (1) The Commissioner may omit from the revised editionand transitory (a) any legislative enactment which gives retrospective provisions. or retroactive effect to any legislative enactment; (b) any legislative enactment which is of a transitional or transitory nature; (c) any legislative enactment validating any act, matter, decision, proceeding, or thing; and (d) any saving clause in any enactment. (2) The legislative enactments omitted by virtue of subsection (1) of this section shall, notwithstanding such omission, continue in force for so long as is necessary. Omission of **6**. certain (1) The Commissioner shall omit from the revised edition the legislative legislative enactments specified in the Schedule to this Act. enactments (2) The legislative enactments omitted by virtue of subsection (1) from the of this section shall, notwithstanding such omission, continue in revised edition. force until they are repealed either expressly or by implication, or expire or become spent or have had their effect. (3) At any time before the revised edition is brought into force in pursuance of section 12, the Governor-General may, by proclamation published in the Gazette, make any addition to or variation in the Schedule to this Act. Numbering of 7. Acts and (1) There shall be attached to each legislative enactment Ordinances. contained in the revised edition a number showing its place among the legislative enactments of the year to which it belongs. (2) There may be inserted in the margin of any Part of any legislative enactment a note containing a reference to any Act or Ordinance and section passed on or after the 1st day of July, 1938, and adding, substituting or amending that part of that legislative enactment, but such note shall not, by reason of its insertion in the margin as aforesaid, have any legislative effect. Mode of 8. dealing with (1) The powers conferred on the Commissioner by section 3 shall alterations or not be taken to imply any power in him to make any alteration or amendments. amendment in the matter or substance of any legislative enactment. (2) In any case where the Commissioner may think fit he may draft a Bill authorizing such alterations and amendments as he may consider necessary to be made in the revised edition; and every such Bill shall be transmitted to the Prime Minister and be dealt with in the ordinary way. (3) Any such Bill as is referred to in subsection (2) of this section may have reference to one legislative enactment or to more legislative enactments than one though they may not be in pari materia. Printing of revised edition. (1) The revised edition shall be printed in six or more volumes which shall contain the legislative enactments of Ceylon in force on the 31st day of December, 1954, or such later date *[* 30th June, 1956.-See Gazette No. 11,013 of 30th November, 1956.] as the Governor-General may fix under section 2. (2) Each volume of the revised edition shall contain a statement that that volume is published under the authority of the Government of Ceylon. Chronological 10. The Commissioner shall prepare and cause to be printed together in a table and index separate volume or otherwise a chronological table of all the legislative to the revised enactments of, Ceylon and a full and complete index to the legislative edition. enactments contained in the revised edition. Authenticated 11. Four copies of each volume of the revised edition shall be dated and copy of each signed by the Commissioner and by the Governor-General and shall be sealed with the Public Seal of Ceylon and one of those copies shall be deposited revised edition among the records of each of the following: to be deposited with the Supreme

Court, Senate, House of Representatives and Government Archives. Supreme Court;

Bringing into 12. force and validity of the

Saving of

subsidiary

legislation,

and acts.

matter in

Chapter 1, Volume No. 1 Page No.3.

appointments

existing

House of Representatives; Government Archives. (1) The Commissioner shall, as soon as the revised edition is completed transmit-(a) a copy thereof to the Prime Minister who shall lay it before the House of Representatives, and

lay it before the Senate.

revised edition. (2) Upon the passing of a resolution of the Senate and the House of Representatives authorizing him to do so, the Governor-

Senate;

General may, by proclamation published in the Gazette, order that the revised edition shall come into force on such date as he may specify in the proclamation. (3) The revised edition shall, on and after the date on which it comes into force, be deemed to be and be without any question whatsoever in all courts of justice and for all purposes

(b) a copy thereof to the Minister of Justice who shall

whatsoever the sole authentic edition of the legislative enactments of Ceylon therein printed. 13. All subsidiary legislation and all appointments and acts made or done under any legislative enactment included in the revised edition, and in force on the date appointed by the Governor-General under section 12, shall

continue in force until otherwise provided; and references in any such subsidiary legislation to the legislative enactment under which such subsidiary legislation is made, or to any other legislative enactment, shall, where necessary and practicable, be deemed to apply to the corresponding legislative enactment in the revised edition.

Order in Council, 1946, the Ceylon (Constitution) Order in Council, 1946, the revised edition. Ceylon Independence Order in Council, 1947, and the Ceylon Independence Act, 1947, and may also contain a reprint of such statutes enacted by the Parliament of the United Kingdom, Orders in Council promulgated by His or Her Majesty, Letters Patent, Royal instructions, and other Instruments as the Commissioner may think desirable. Effect of 15. Where any legislative enactment is repealed or omitted from the revised repealed or

Supplementary 14. The revised edition shall contain the Ceylon (Parliamentary Elections)

edition during and for the purpose of the preparation of the revised edition, omitted Acts such repeal or omission shall not affect the validity of any existing subsidiary and legislation made under such legislative enactment, but such subsidiary Ordinances. legislation shall, so far as it is not inconsistent with any legislative enactment of Ceylon for the time being in force, continue in force until otherwise provided. Construction of 16. Where, in any written law or in any document of whatsoever kind,

reference to reference is made to any legislative enactment repealed or otherwise affected repealed, &c, by or under the operation of this Act, such reference shall, where necessary Acts and and practicable, be deemed to extend and apply to the corresponding Ordinances. legislative enactment in the revised edition. Effect of this 17. Nothing in this Act shall be construed as bringing into operation any Act on legislative enactment included in the revised edition before the date on which

enactments such enactment, if it had not been so included, would have come into which have not operation. come into operation.

Place of this **18**. This Act shall be printed at the commencement of the revised edition. Act in the revised edition. Interpretation. 19. In this Act, unless the context otherwise requires-

" legislative enactment " means-(a) any Act; (b) any Ordinance; (c) any enactment having the force of law in Ceylon and

promulgated in the form of a proclamation or regulation prior to the 1st day of January, 1834; (d) the Tesawalamai or the laws and customs of the Malabars of Jaffna promulgated by the Dutch Government of Ceylon in the year seventeen hundred and seven, and referred to in the Tesawalamai Regulation; (e) the Royal Charter, 1833, the Letters Patent, January 28, 1843,

and the Letters Patent. July 2, 1844;

"revised edition" means the edition of the legislative enactments to be prepared under the authority of this Act; and subsidiary legislation" means rules, regulations, by-laws, proclamations, letters patent, orders, notices, notifications, declarations, resolutions, forms, warrants, schemes and any other document whatsoever made under any legislative enactment.

and includes any part of any legislative enactment;

<u>Schedules</u>