

**COUNCIL MEETING OF THE WESTERN PROVINCE
PROVINCIAL COUNCIL**
**will be held at the Western Province Provincial Council New Building Complex at
No. 204, Denzil Kobbekaduwa Mawatha, Sri Jayawardhanapura, Battaramulla**

on 05th April 2016, at 09.30 a.m.

AGENDA

- I. Announcements by the Chairman**
- II. Presentation of Papers and Documents**
- III. Presentation of Committee Reports**
- IV. Petitions**
- V. Questions**

01. Question asked by Hon. Member Mahinda Jayasinghe on 21.03.2016, from the Hon. Minister of Education, Cultural and Arts Affairs, Sports and Youth Affairs and Information Technology. (Q/VI(1)/16/17)

- a) (i) Are you aware that a new service minutes have been introduced for Teachers' and Principals' services through Government Extraordinary Gazette notifications?
- (ii) How long has it taken up to now?
- b) (i) Do you know that the Teachers and Principals engaged in service currently should be absorbed into those new services and later on due salaries and prescribed promotions shall be provided to them ?
- (ii) Have institutions belonging to your ministry taken action in relation to that?
- (iii) Would you present to this Council statistics and due salaries paid, in relation to each such service?
- (iv) If the aforementioned affairs have not concluded, would you present to this Council details relating to problems existing by Zonal level in relation to each service, statistics relevant to it and unpaid due salary amounts?

- (v) Would you present to this Council as to how much time would be required further to complete absorptions and promotions of Teachers and Principals into new services having solved all these problems, as well as, to pay due salaries?

02. Question asked by Hon. Member Mahinda Jayasinghe on 21.03.2016, from the Hon. Minister of Education, Cultural and Arts Affairs, Sports and Youth Affairs and Information Technology. (Q/VI(1)/16/18)

- a) (i) Is there a legally adopted position functioning as Coordinating Officer in Zonal Education Offices of Western Province?
(ii) If in functioning state, since when was it?
- b) (i) What is the legal standing with regard to establishing of the said position ?
(ii) What are the duties assigned to them?
(iii) From which service had the recruiting to this service been carried out? On which basis was that?
- c) How many officers are engaged in service in the said position at present? Would you mention to this Council as to who they are?

03. Question asked by Hon. Member J.A. Royce Vijitha Fernando on 21.03.2016, from the Hon. Chief Minister and Minister of Finance and Planning, Engineering Services, Law and Order, Local Government and Provincial Administration, Economic Promotion, Electricity and Energy, Environmental Affairs, Water Supplies and Drainage and Tourism Affairs. (Q/VI(1)/16/21)

- a) Do you know that Western Provincial Road Development Authority took action to construct new buildings in the weekly fair at Kamachchode, Negombo by utilizing finances of the Economic Development Ministry?
- b) Is it lawful to completely close down the road providing access to the beach from the main street of Negombo as well as to Kamachchode and Beach-street villages for more than 150 years and being a road named as “Vistheerni Road”, named after Reverend Father Vistheerni who is specific to Negombo area; and constructing buildings in the middle of the said road?
- c) Why is the weekly fair conducted in adjacent roads without utilizing these buildings?
- d) How much has been spent to repair these new buildings and roads?
- e) What are the reasons for not employing Negombo Municipal Council for the project of “Buildings of Kamachchode Fair” and land development project?
- f) Is there an authority assigned to certain Ministry or an Authority of a Provincial Council to function without the approval of the relevant Local Government Authority with regard to a particular construction?

04. Question asked by Hon. Member J.A. Royce Vijitha Fernando on 21.03.2016, from the Hon. Chief Minister and Minister of Finance and Planning, Engineering Services, Law and Order, Local Government and Provincial Administration, Economic Promotion, Electricity and Energy, Environmental Affairs, Water Supplies and Drainage and Tourism Affairs. (Q/VI(1)/16/22)

- a) Do you accept that a swimming pool is there at Negombo Eththukala Beach that belongs to Western Provincial Ministry of Tourism?
- b) Has necessary approval been obtained from Negombo Municipal Council, Urban Development Authority, Coast Conservation Department and Central Environmental Authority in relation to constructing of this swimming pool in Negombo Beach?
- c) When had the said swimming pool been constructed under Provincial Road Development Authority (W.P.) and handed over to Western Provincial Ministry of Tourism?
- d) How much has been spent to construct the said swimming pool?
- e) Who is maintaining the said swimming pool at present?
- f) Was it by way of a tender had the swimming pool been assigned to the person maintaining it currently?
- g) Was an advertisement published in popular newspapers about the said tender? When was it? In which newspapers?
- h) How many bidders participated?
- i) Who was selected among those bidders? When?
- j) Is there a contract containing conditions relevant to maintaining of the swimming pool at Eththukala Beach belonging to Western Provincial Ministry of Tourism? With whom?
- k) When will the said contract period terminate?

05. Question asked by Hon. Member K. D. Aruna Deepal on 21.03.2016, from the Hon. Minister of Education, Cultural and Arts Affairs, Sports and Youth Affairs and Information Technology. (Q/VI(1)/16/23)

- a) How many are the total number of watchmen (day-time/ night-time) required for schools of Bandaragama Education Zone? How many are employed currently?
- b) Could you present a name list by each school of watchmen deployed only as night-time watchmen? If so, who are they?

- c) Could you present a name list by each school of watchmen deployed only as day-time watchmen? If so, who are they?
- d) Could you present a name list by each school of watchmen deployed in service on shift basis as day-time and night-time watchmen? If so, who are they?
- e) Is there a certain system to check whether the above mentioned night watchmen's service is performed properly? If so, what is it?
- f) Have the persons who were not recruited for watchmen's service, but for other position, been deployed in watchmen's duties? If so, who are they?

06. Question asked by Hon. Member K. D. Aruna Deepal on 21.03.2016, from the Hon. Minister of Education, Cultural and Arts Affairs, Sports and Youth Affairs and Information Technology. (Q/VI(1)/16/24)

- a) In Western Province, under which act, statute, regulation, code of conduct or other common law would action be taken in relation to Teacher's disciplinary acts? If so what is it?
- b) If, in order to take disciplinary action in relation to certain teacher, do you accept the fact that above mentioned law or regulation or code of conduct need to be contravened?
- c) Whether providing transport facility to a child to attend school by a teacher on the consent of the child's parents is an anti-disciplinary act? If so, under which law mentioned above?
- d) By attending school along with a teacher, will the said child be encountered with future behavioral problems? If so, in which manner is that?
- e) Do you know about the maximum number of people that can be transported by a bicycle? Has any officer of Provincial Education Service been assigned with authority to approve or encourage transportation of more than two people in a bicycle? If so, to whom?
- f) If certain officer has taken arbitrary and unlawful action with regard to a teacher's discipline, what action would be taken against such officer/ officers?

07. Question asked by Hon. Member Nandana Pathmakumara on 21.03.2016, from the Hon. Minister of Education, Cultural and Arts Affairs, Sports and Youth Affairs and Information Technology. (Q/VI(1)/16/25)

- a) How many are the number of schools in Western Province, included under "1000 Secondary Schools Project"?
 - (i) Which schools are they?
- b) What are the development programmes received by those schools specifically as a result of "1000 Secondary Schools Project"?
 - (i) Has every such project been handed over to students?
 - (ii) If not why is that?

- c) Are you aware that there are unsuccessful schools when implementing this Secondary School project ?
 - (i) Which schools are they?
 - (ii) what action will be taken by you regarding such?

08. Question asked by Hon. Member Rose Fernando on 21.03.2016, from the Hon. Minister of Education, Cultural and Arts Affairs, Sports and Youth Affairs and Information Technology. (Q/VI(1)/16/26)

- a) (i) What are the names of Directors appointed to Education Zones of Kelaniya and Negombo in Western Province?
 - (ii) What are their educational qualifications?
- b) How many persons are there who are higher in terms of grade and educational qualifications than the above mentioned Directors who are in service at present?
- c) What are their names?
- d) Are you aware that persons devoid of educational qualifications required for the position are acting in above positions?
- e) Would you take action to rectify the errors happened in previous era by appointing persons possessing real educational qualifications?
- f) If not, why is that?

09. Question asked by Hon. Member Rose Fernando on 21.03.2016, from the Hon. Minister of Education, Cultural and Arts Affairs, Sports and Youth Affairs and Information Technology. (Q/VI(1)/16/27)

- a) Are you aware of the conflict in Dapsamara School of Seeduwa located within Negombo Education Zone?
- b) Are you aware of the conflict among teachers-parents-officers that occurred at the occasion which received publicity that books will be distributed by Jeyaraj Fernandopulle Fund, which actually has Rs. 1.5 Million allocated from the Urban Council Fund?
- c) Why has action been taken based on the said incident and on political influence to transfer the Principal of the school who pioneered to upgrade the school?
- d) Would you take action to stop political influences on schools?
- e) Would you create the environment required for active Principals who restore village schools, to work without influences?
- f) If not, why is that?

10. Question to be asked by Hon. Member P.D. Abeyrathne from the Hon. Minister of Fisheries, Roads, Transport, Cooperative Development and Trade, Housing and Construction, Estate Infrastructure Facilities, Industries and Rural Development.
(Q/VI(1)/16/28)

- a) Has Dikhena Road of Horana been carpeted by the Provincial Road Development Authority?
- b) How much has been spent on that?
- c) What is the length and width of the completed part?
- d) How much was spent to lay stones on the said road?
- e) Who is the contractor or contracting company which carried out this project?
- f) Are you satisfied about the constructions carried out for the relevant expenditure?
- g) If you are not satisfied, what action would be taken by you with regard to that?

11. Question to be asked by Hon. Member P.D. Abeyrathne from the Hon. Minister of Fisheries, Roads, Transport, Cooperative Development and Trade, Housing and Construction, Estate Infrastructure Facilities, Industries and Rural Development.
(Q/VI(1)/16/29)

- a) Has the Western Provincial Road Development Authority purchased two concrete laying machines and one Kerber machine in year 2012 at a cost of Rs. 164232954 through a private institution?
- b) If purchased, how has the said money been spent?
- c) Have the relevant machines been accepted by the Authority by 23rd November 2012?
- d) Were those machines kept in unused condition up to this point?
- e) How much is the annual insurance installment for these machines?
- f) Do you accept that the Authority is at a loss by insuring machines which are not being used?
- g) How much is the loss caused to the Authority by insuring these machines up to now?
- h) What action would be taken by you regarding the destructive monetary-investment stated above?

12. Question to be asked by Hon. Member K.D. Aruna Deepal from the Hon. Minister of Health, Indigenous Medicine, Social Welfare, Probation and Child Care Services, Women's Affairs and Council Affairs.
(Q/VI(1)/16/30)

- a) How many are the motions presented under Private Members' Affairs from year 2000 up to date?
- b) Among them, how many were subjected to discussion (debate)?
- c) How many were withdrawn or rejected?
- d) How many were adopted unanimously?
- e) How many were adopted by majority of votes?
- f) How many motions were defeated?
- g) From among those motions, how many motions are there categorized under each subject such as educations, health, cooperatives, laws and statutes, transport?
- h) Among such adopted motions, which have already been implemented? From which year onwards? Under which ministry?
- i) At the Annual Budget discussions, have these adopted motions been considered and paid attention to? In which year was that?
- j) Has any system for implementation of Members' motions adopted at the Council been devised? If so, what is it?
- k) Owing to whose disability were the adopted motions not implemented? Who is responsible for that?
- l) Do you think it suitable to appoint a committee from this Council to re-consider the motions adopted up to date and take future measures? If so, what action would be taken in that regard?

13. Question to be asked by Hon. Member Lakshman Nipuna Arachchi from the Hon. Minister of Agriculture, Land, Irrigation, Animal Production and Health and Agrarian Development. (Q/VI(1)/16/31)

- a) Have the lands under the Western Provincial Council been let on lease either on long term or short term leasing?
- b) Would you provide a report containing
 - i. Land name and extent
 - ii. Location of land
 - iii. Rent/lease basis
 - iv. Lessee's name
 - v. If an institution is being conducted, name of such institution
 - vi. Date of lease
 - vii. Leasehold termination date
 - viii. Lease amount due as at 05.03.2016 ?

- c) Would you name the lessees and institutions that have created problems owing to non-payment of lease properly after being let on lease as per details of above “b” ?
- d) How much is the total of due lease recoverable by the Provincial Council?
- e) What action has been taken so far with regard to the said problems arisen as a result of non-payment of lease?
- f) If not, why is that?

VI. Motions for Leave of Absence

VII. Announcements of the Ministries / Statements of the Ministers

VIII. Personal Explanations

IX. Council Meetings (I)

To be presented by the Hon. Minister of Council Affairs:

Motion:

“As per the decision reached at the Business Advisory Committee Meeting held on 23.03.2016, subsequent to today’s (05.04.2016) dispersal, this Council shall assemble on 03.05.2016 at 09.30 a.m.”

Council Meetings (II)

To be presented by the Hon. Minister of Council Affairs:

Motion:

“Whatever decision has been taken previously, without considering any such, and in compliance to the agreement reached at the Business Advisory Committee Meeting held on 23.03.2016, proceedings shall take place considering 19.04.2016 as a date on which the Council meeting will not be held.”

X. Public Affairs

01. Statute presented by Hon. Chief Minister and Minister of Finance and Planning, Engineering Services, Law and Order, Local Government and Provincial Administration, Economic Promotion, Electricity and Energy, Environmental Affairs, Water Supplies and Drainage and Tourism Affairs (W.P.).

“Statute to make contributory money payments for a Life Insurance Scheme for Mayors, Chairmen, Councilors of Municipal Councils, Urban Councils, Pradeshiya Sabha of Western Province, No. ... of 2016”

(First Reading)

A statute to allocate provisions to make contributory money from Municipal Council, Urban Council, Pradeshiya Sabha Funds for a Life Insurance Scheme on behalf of Mayors, Chairmen, Councilors of Municipal Councils, Urban Councils, Pradeshiya Sabha of Western Province.

XI. Private Members' Affairs

01. Hon. Member Lalith Ellawala

“His Excellency the President Maithripala Sirisena’s new government making plans by appointing committees to punish through law the offenders who are responsible for corruption, forgeries, homicides, misusing of state property; alleged to have been committee during the previous government, is an appreciable matter.

There is no other time in recent Sri Lankan history than the period of 1989 -1990 during which time killing of people took place amidst destruction of state property at large. Therefore, this Western Provincial Council requests from His Excellency the President to take action to appoint a committee to investigate into such destructions and punish through law the persons who destroyed state property and carried out human killings as well as to recover from responsible persons the value of state property destroyed.”

(M/vi(01)/15/02)

02. Hon. Member S.A.D. Jagath Kumara:

“The main obstacle cropped up against creating a healthy and virtuous Sri Lankan society devoid of narcotics is, responsible persons of society and politicians assisting in alcohol and drug related activities. Therefore, this Western Province Provincial Council, as a responsible Provincial Council shall take action to create a healthy younger generation, a better future, virtuous society devoid of narcotics as well as good governance, also, to reduce the demand in society for alcohol and drugs while dissuading the persuasion towards it. To achieve that, as this Provincial Council is in the opinion that the peoples’ representatives and responsible persons of society shall specially function without connections to trades relating to alcohol and drugs, and, if there are such connected persons, they shall be punished without considering their rank, in order to remove alcohol and drugs from our country strict laws should be imposed to stop them being brought into the country and against their use; this Western Province Provincial Council requests from the Government including His Excellency the President and Prime Minister to take action in that regard and thereby take action to impose severe punishments if responsible persons of society, politicians are engaged in trades linked to alcohol and drugs.”

(M/vi(01)/15/03)

XII. Adjournment of the Council

K.H.D.K. Samarakoon
Secretary,
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23.03.2016
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