

LOCAL AUTHORITIES (STAFF) STATUTE NO. 01 OF 1991 OF THE
WESTERN PROVINCE

A statute to make provision to enable the present members of the Local Government Service to be appointed to the Provincial Public Service of the Western Province and members of the Provincial Public Service of the Western Province to be appointed to Local Authorities and for matters connected therewith and incidental thereto.

Be it passed by the Provincial Council of the Western Province of the Democratic Socialist Republic of Sri Lanka. This statute is inconsistent with the Local Government Service Law No. 16 of 1974 as amended by Act No. 36 of 1980, Act No. 10 of 1985 and Act No. 16 of 1987.

Short Title 1. This Statute may be cited as the Local Authorities (Staff) Statute No. 01 of 1991 of the Provincial Council of the Western Province.

Release of
members of
Local Govern-
ment Service
to the
Provincial
Public
Service 2. (1)(a) At the request of the Provincial Public Service Commission any member of the Local Government Service may, with the consent of that member and the Local Government Service Commission be temporarily appointed to the Provincial Public Service for such period as may be determined by the Provincial Public Service Commission or with like consent be permanently appointed to the Provincial Public Service.

(b) Where any member of the Local Government Service is temporarily appointed to the Provincial Public Service, the provisions of subsections (2) and (3) of Section 20A of the Local Government Service Law No. 16 of 1974, as amended from time to time, shall mutatis mutandis apply in relation to that member.

(2.....)

(2)(a) Where any member of the Local Government Service is permanently appointed to the Provincial Public Service, the provisions of sub-section 4 of section 20A of the Local Government Service Law No. 16 of 1974, as amended from time to time shall mutatis mutandis apply in relation to that member.

(b) Such member shall be deemed to have left the Local Government Service on the date of his appointment to the Provincial Public Service and the provisions of the Local Government Service Law No. 16 of 1974 read with its amendments shall accordingly cease to apply to him without prejudice to his pension-rights (if any) referred to in the Local Government Service Pension Regulations of 1975, ^x and also without prejudice to any benefits accruing to such member or any dependant of such member from any Widows and Orphans Pension Fund to be availed of by him on the termination of his employment in the Provincial Public Service.

Provided however such award shall be payable to him only on the termination of his employment in the Provincial Public Service.

Disciplinary control and appointment transfer, retirement etc. of member of the Local Government Service appointed to Provincial Public Service to be with Provincial Public Service Commission

3. The appointment, transfer, release, retirement abolition of post, dismissal and disciplinary control of any member of the Local Government Service appointed to the Provincial Public Service shall be by the Governor or by the provincial Public Service Commission in terms of section 32 of the Provincial Councils Act No. 42 of 1987 as amended.

Service of
officers of
the Provincial
Public Service
to be available
to Local
Authorities.

4. It shall be a term and condition of every officer appointed to the Provincial Public Service that his services may be made available to any Local Authority within the Province by the Provincial Public Service Commission or its delegate at the request of such authority.

Interpretation -

5- In this statute unless the context otherwise requires -

"Provincial Council" means the provincial Council of the Western Province of the Democratic Socialist Republic of Sri Lanka.

"Provincial Public Service" means the Provincial Public Service of the Western Province Provincial Council

"Local Authority" means a Municipal Council, Urban Council or a Pradeshiya Sabha established in the Western Province.

"Local Govt. Service" means the service established under the Local Government Service Law No. 16 of 1974.

"Member of the Local Government Service" means a member in the Local Government Service as defined in Regulation 39 of the Local Government Service Pension Regulations - 1975.

"Member of the Provincial Public Service" means a member of the Provincial Public Service of the Western Province.

"Governor" means the Governor of the Western Province.

"Local Govt. Service Commission" means the Local Government Service Commission constituted under sections 3(1) and 4(1) of the Local Government Service Law No. 16 of 1974 as amended by the Act No. 10 of 1985.

"Provincial Public Service Commission" means the Provincial Public Service Commission of the Western Province Provincial Council.

I am

SUPPIAH SHARVANAND *8/4/91*
GOVERNOR
WESTERN PROVINCE.