



**PARLIAMENT OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF
SRI LANKA**

**RUBBER RESEARCH (AMENDMENT)
ACT, No. 28 OF 2003**

[Certified on 09th September, 2003]

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L. D. — O. 35/2000.

AN ACT TO AMEND THE RUBBER RESEARCH ORDINANCE

BE it enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows :—

1. This Act may be cited as the Rubber Research (Amendment) Act No.28 of 2003.

Short Title.

2. Section 3 of the Rubber Research Ordinance (hereinafter referred to as the “principal enactment”) as last amended by Act, No. 39 of 1987, is hereby further amended as follows :—

Amendment of section 3 of Chapter 439.

(1) by the repeal of subsection (1), of that section, and the substitution therefor of the following subsection :—

‘(1) The board shall consist of —

(a) the following *ex-officio* members :—

- (i) the person holding office for the time being as the Director of the Rubber Research Institute ;
- (ii) the person holding office for the time being as the Director-General of the Rubber Development Department ;
- (iii) the person holding office for the time being as the Chairman of the Planters Association of Ceylon ; and

(b) the following nominated members :—

- (i) a representative of the Ministry of the Minister in charge of the subject of Plantation Industries, nominated by such Minister ;

- (ii) a representative of the Ministry of the Minister in charge of the subject of Finance, nominated by such Minister ;
- (iii) two representatives nominated by the Planters Association of Ceylon from amongst persons representing the Plantation Companies ;
- (iv) a person nominated by the Council for Agricultural Research Policy from amongst persons who have gained eminence in the field of agricultural science ;
- (v) two representatives nominated by the Minister from amongst persons representing the rubber small holders ;
- (vi) a representative of the Colombo Rubber Traders Association, nominated by the Minister ;
- (vii) a representative of the Rubber Manufacturers Association, nominated by the Minister ;
- (viii) a person nominated by the Minister in charge of the subject of Plantation Industries.;
- (ix) two members nominated by the Minister representing Trade Unions.

For the purposes of this paragraph “Trade Union” shall have the same meaning as in the Trade Union Ordinance (Chapter 138).’.

- (2) in subsection (2) of that section by the substitution for the words “appointed member” of the words “nominated member”;

- (3) by the repeal of subsection (3) of that section and the substitution therefor of the following subsection :—

“(3) Where a nominated member, by reason of illness, infirmity or absence from Sri Lanka for a period of not less than three months, is temporarily unable to perform his duties, the Minister may having regard to the provisions of paragraph (b) of subsection (1) appoint another person to act in his place during such period.”;

- (4) in subsection (4) of that section by the substitution for the words “appointed member”, of the words “nominated member”;

- (5) in subsection (5) of that section by the substitution for the words “appointed member”, of the words “nominated member”;

- (6) by the repeal of subsection (6) of that section and the substitution therefor of the following subsection :—

“(6) In the event of the vacation of office by death, resignation or removal or for other cause by any nominated member of the board, the Minister having regard to the provisions of paragraph (b) of subsection (1) appoint any person to succeed such member. Any person appointed in place of such nominated member shall hold office during the unexpired period of the term of office of the member whom he succeeds.”;

- (7) in subsection (9) of that section by the substitution for the words “appointed member”, of the words “nominated member”.

Amendment of section 3A of the principal enactment.

3. Section 3A of the principal enactment, inserted by Act No. 39 of 1987, is hereby amended, by the repeal of subsections (1) and (2) of that section and the substitution, therefor of the following subsections :—

“(1) The Minister shall appoint one of the members of the board to be the Chairman of the board.

(2) Subject to the provisions of subsections (3) and (4) the term of office of the Chairman shall be his period of membership of the board :

Provided however, that where the Chairman ceases to hold office as Chairman prior to the expiration of the term of office as a member of the board, the Minister may appoint another member of the board as Chairman, as the case may be and such member shall, unless he earlier vacates office as Chariman, serve as Chairman for the unexpired period of the term of office of the Chairman whom he succeeds.”.

Members of the board holding office on the day preceding the date of commencement of this Act to cease to hold such office on the date of commencement of this Act.

4. Every person holding office as a member of the board on the day immediately preceding the date of commencement of the Act, by virtue of the provisions of subsection (1) of section 3 of the principal enactment shall, notwithstanding anything in the principal enactment cease to hold office on the date of commencement of this Act.

Sinhala text to prevail in case of inconsistency.

5. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

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