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SOCIALIST REPUBLIC OF
SRI LANKA**

Part II of July 16, 2021

SUPPLEMENT

(Issued on 20.07.2021)



UNIVERSITIES (AMENDMENT)

A

BILL

to amend the Universities Act, No. 16 of 1978

Ordered to be published by the Minister of Education

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STATEMENT OF LEGAL EFFECT

Clause 2: This clause inserts new section 23A to the Universities Act, No. 16 of 1978 (hereinafter referred to as the “principal enactment”) and the legal effect of the section is to provide for the establishment of Universities for specific purposes.

Clause 3: This clause amends section 26 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 4: This clause amends section 27 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 5: This clause amends section 101 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 6: This clause amends section 102 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 7: This clause amends section 103 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 8: This clause amends section 104 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 9: This clause amends section 105 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 10: This clause amends section 107 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 11: This clause amends section 124 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 12: This clause amends section 128 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 13: This clause amends section 145 of the principal enactment and is consequential to the amendment made by clause 2.

Clause 14: This clause amends section 147 of the principal enactment and the legal effect of the section as amended is to replace the definitions of the expressions “governing authority”, “Higher Educational Institution” and “principal executive officer”.

(2) The structure, powers, duties and functions of such University shall be prescribed by Ordinance.”.

5 **3.** Section 26 of the principal enactment is hereby amended as follows: -

Amendment
of section 26
of the
principal
enactment

(1) by the substitution for the words “Open University Order, University College Order, Institution for Higher Learning Order”, of the words “Open University Order, University for a specific purpose Order, University College Order, Institution for Higher Learning Order”; and

(2) by the substitution in the marginal note to that section for the figures “23, 24,”, of the figures “23, 23A, 24”.

15 **4.** Section 27 of the principal enactment is hereby amended as follows: -

Amendment
of section 27
of the
principal
enactment

(1) in paragraph (a) of subsection (1) of that section by the substitution for the words “Open University Order, University College Order, or Institution for Higher Learning Order”, of the words “Open University Order, University for a specific purpose Order, University College Order or Institution for Higher Learning Order”; and

(2) by the substitution in the marginal note to that section for the figures “23, 24”, of the figures “23, 23A, 24”.

5. Section 101 of the principal enactment is hereby amended as follows:-

Amendment
of section
101 of the
principal
enactment

(1) by the substitution for the words “University or Open University or the Treasurer of a University

College”, of the words “University, Open University or University for a specific purpose, or the Treasurer of a University College”;

5 (2) by the substitution in paragraph (a) of that section for the words “University, Open University, University College”, of the words “University, Open University, University for a specific purpose, University College”; and

10 (3) by the substitution in the proviso to paragraph (d) of that section for the words “University, Open University, University College”, wherever such words appear in that proviso of the words “University, Open University, University for a specific purpose, University College”.

15 **6.** Section 102 of the principal enactment is hereby amended by the substitution for the words “University, Open University, University College”, wherever such words appear in that section, of the words “University, Open University, University for a specific purpose, University College”. Amendment of section 102 of the principal enactment

20 **7.** Section 103 of the principal enactment is hereby amended by the substitution for the words “University, Open University, University College”, of the words “University, Open University, University for a specific purpose, University College”. Amendment of section 103 of the principal enactment

25 **8.** Section 104 of the principal enactment is hereby amended by the substitution for the words “University, Open University, University College”, wherever such words appear in that section, of the words “University, Open University, University for a specific purpose, University College”. Amendment of section 104 of the principal enactment

30 **9.** Section 105 of the principal enactment is hereby amended by the substitution for the words “University or Open University or the Treasurer of a University College” and “University, Open University, University College”, of Amendment of section 105 of the principal enactment

the words “University, Open University or University for a specific purpose, or the Treasurer of a University College” and “University, Open University, University for a specific purpose, University College” respectively.

- 5 **10.** Section 107 of the principal enactment is hereby amended in subsection (6) as follows: - Amendment
of section
107 of the
principal
enactment
- 10 (1) in paragraph (b) of that subsection by the substitution, for the words “University or Open University or the Secretary of the University College”, of the words “University, Open University or University for a specific purpose, or the Secretary of the University College”; and
- 15 (2) in sub paragraph (iii) of paragraph (d) of that subsection, by the substitution for the words “University or Open University or the Secretary of the University College”, of the words “University, Open University or University for a specific purpose, or the Secretary of the University College”.
- 20 **11.** Section 124 of the principal enactment is hereby amended by the substitution for the words “Universities, the Open University or University Colleges”, of the words “Universities, the Open University, Universities for a specific purpose or University Colleges”. Amendment
of section
124 of the
principal
enactment
- 25 **12.** Section 128 of the principal enactment is hereby amended in subsection (1) by the substitution for the words “University, Open University, Centre for Higher Learning”, of the words “University, Open University, University for a specific purpose, Centre for Higher Learning”. Amendment
of section
128 of the
principal
enactment
- 30 **13.** Section 145 of the principal enactment is hereby amended by the substitution for the words and figures “sections 21, 22, 23, and 24,”, of the words and figures “sections 21, 22, 23, 23A, and 24,”. Amendment
of section
145 of the
principal
enactment

14. Section 147 of the principal enactment is hereby amended as follows: -

Amendment
of section
147 of the
principal
enactment

- 5 (1) by the repeal of the definition of the expression “governing authority” and the substitution therefor of the following definition: -

““governing authority” in relation to-

- (i) a University, means the Council of that University;
- 10 (ii) an Open University, means the Council of that Open University;
- (iii) a University for a specific purpose, means the Council of that University for a specific purpose; and
- 15 (iv) a University College, means the Board of Management of that University College;”;

- (2) by the repeal of the definition of the expression “Higher Educational Institution” and the substitution therefor of the following definition: -

20 ““Higher Educational Institution” means a University, Campus, Open University, University for a specific purpose, University College, or Centre for Higher Learning established or deemed to be

25 established under this Act;”;

- (3) by the repeal of the definition of the expression “principal executive officer” and the substitution therefor of the following definition: -

““principal executive officer” in relation to-

- (i) a University, means the Vice-Chancellor of that University;
- 5 (ii) an Open University, means the Vice-Chancellor of that Open University;
- (iii) a University for a specific purpose, means the Vice-Chancellor of that University for a specific purpose; and
- 10 (iv) a University College, means the Director of that University College;”.

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

Sinhala text to prevail in case of inconsistency

