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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

අංක 2087/5 – 2018 සැප්තැම්බර් මස 03 වැනි සඳුදා – 2018.09.03

No. 2087/5 – MONDAY, SEPTEMBER 03, 2018

(Published by Authority)

**PART IV (A) – PROVINCIAL COUNCILS**

**Provincial Councils Notifications**

**SOUTHERN PROVINCIAL COUNCIL OF THE  
DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA**

*Financial (Amendment) Statute of the Southern Provincial Council*

I, Gushingngna Wadu Shan Wijayalal de Silva, Chief Minister and the Minister in charge of Finance, Southern Province do hereby notify that the Draft Financial (Amendment) Statute of the Southern Province No. .... of 2018, publish herewith would be submitted to the Southern Provincial Council soon after the lapsed of 2 weeks since the day in which this draft statute has been gazetted. If any person has any fact or amendment to be referred to me over the provisions laid down by this Statute; such facts or amendments can be forwarded to me during the said period of time.

GUSHINGNGNA WADU SHAN WIJAYALAL DE SILVA,  
Chief Minister - Southern Province,  
Minister of Finance and Planning , Law and Order,  
Local Government, Transport, Health and  
Indigenous Medicine, Tourism and  
Engineering Services

At the Chief Minister's Office, Southern Province,  
Galle,  
Dated 29th of August, 2018.



**Financial (Amendment) Statute of the Southern Province No. .... of 2018****Statute to Amend Financial Statute, Southern Provincial Council No. 07 of 1990**

BE it enacted by the Provincial Council - Southern Province of the Democratic Socialist Republic of Sri Lanka:

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|---|--|
| Short Title   | 1. This statute shall be cited as the Southern Provincial Financial (Amendment) Statute No ..... of 2018 of the Southern Provincial Council.   |
| Amending Section 104(a) of the Southern Provincial Financial Statute No. 07 of 1990 | 2. Section 104(a) of the Financial Statute No. 07 of 1990 amended by the Financial (Amendment) Statute of No. 02 of 1992 (hereinafter referred as the Fundamental Statute) shall be repealed hereby and the following section shall be substituted instead.  |
| Establishment of Provincial Incentive Account                                       | (1) An account that shall be hereinafter referred to as "Account" in this Section and cited as 104(a)(1) "Provincial Incentive Fund Account" shall be established.   |
| Aim   | (2) The aim of establishing the Account shall be as follows: <ul style="list-style-type: none"> <li>(a) Granting Incentive Allowances to officers attached to the Department of Provincial Revenue for assuring the administrative procedures being carried out in respect of the Statutes which are being administered by the Provincial Commissioner of Revenue.</li> <li>(b) Providing required financial aids to the welfare activities for the good will of the officers attached to the Department of Provincial Revenue.</li> </ul>   |
| Administration of the Account.  | (3) The administration and conduct over this Account shall be executed by a committee consists of 07 members as follows: <ul style="list-style-type: none"> <li>(a) Chief Secretary, Southern Province</li> <li>(b) Secretary to the Governor, Southern Province</li> <li>(c) Deputy Chief Secretary (Finance), Southern Province</li> <li>(d) District Secretary, Galle</li> <li>(e) Provincial Commissioner of Revenue and Two Deputy Commissioners who are under Provincial Revenue Service by virtue of the Provincial Commissioner of Revenue for the said activity</li> </ul> <p>(4) When the decisions are being taken in respect of the activities pertinent to the Account and administration, such decisions shall become enforceable by the approval of the committee consisting of 5 members.</p> <p>(5) (a) The Account shall be maintained as a current account in a State Bank of Sri Lanka in favour of the Chief Secretary, Southern Province.</p> <p>(b) A report over the income and expenditure shall be prepared by the Commissioner before 31st of March in the consecutive financial year and shall be submitted to the Chief Secretary at the enf of each calendar year.</p> |
| Method of earning finance to the Account  | (6) This Account shall be established after crediting an amount of One Lakh Rupees as an initial deposit.  |
|   | (7) An amount of finance which is comply to the percentages depicted in the Revenue Heads described in below mentioned 7(a) and 7(b) shall be semiannually credited to this Account from the revenue being credited to Provincial Council under the current statutes administered by the Provincial Commissioner of Revenue.   |

- (a) Where a tax or charge determined by the provisions of a statute which is operated by the Provincial Commissioner of Revenue is in default and when the said tax or charge collected as a revenue and,

Not producing reports prescribed to be presented by a statute executed by the Provincial Commissioner of Revenue; and an assessment made by an assessor on the basis of confirming the fact that false statements have been made with regard to a turnover value mentioned in a report, a value depicted in an instrument when they are checked in accordance with the provisions of the statute and,

Where the revenue has collected upon a statement issued under the Section 62 of Finance Statute No. 07 of 1990 on the payment that is to be paid for an instrument,

- (a) An Twelve point five percent (12.5%) from the revenue collected thus and  
(b) Five percent (5%) from the revenue collected through fines imposed under any statute executed by the Provincial Commissioner of Revenue.

Shall be credited to the Fund.

- (c) The documents in respect of the revenue earned for the Provincial Council Fund under the above 7(a) and 7(b) should be maintained by the Provincial Revenue Commissioner .

- (8) The approval shall be given for making payments over the below mentioned facts by the committee appointed for administrating the Account. Payments made by the Account

- (a) Incentive Allowances and the Incentive Allowances in arrears incur as a result of a salary revision are granted semiannually to the Public officers attached to the Department of Provincial Revenue for achieving the objectives of establishing this fund,

- (b) Amount of money requires for the welfare of the officers.

- (9) Having been recovering the expenditure mentioned in the aforesaid sub section (8) in relevance to the each and every year, the remaining amount of money after retaining Rs. 10 Lakhs in the Account shall be credited to the Provincial Council Fund at the end of the year.

- (10) Withdrawal of money from the Account by the cheques or bank drafts shall be executed by two officers specifically authorized by the Chief Secretary.

- (11) The Final Accounts Reports prepared for each calendar year shall maintain subject to the auditing under Auditor-General in compliance with the provisions of Section 102 of Southern Provincial Financial Statute No. 07 of 1990. General Facts

- (12) (a) The Minister shall have the power to formulate procedural rules from time to time for setting up the: procedures relevant for the execution of the Account, specimens and the facts incidental thereto upon the recommendations of the Commissioner.

- (b) Procedural rules formulated under the aforesaid (a) shall be published in the *Gazette* by the Minister.

3. In the event of any inconsistency between in Sinhala and Tamil texts, the text in Sinhala shall be continued in to force.