PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

LOCAL AUTHORITIES (SPECIAL PROVISIONS)

ACT, No. 55 OF 2007

[Certified on 16th November, 2007]

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Act, No. 55 of 2007

[Certified on 16th November, 2007]

L. D.—O. 48/2007

AN ACT TO PROVIDE FOR CALLING OF FRESH NOMINATIONS AND

THE HOLDING OF ELECTIONS IN RESPECT OF ONE MUNICIPAL

COUNCIL, FIVE URBAN COUNCILS AND TWENTY SEVEN

PRADESHIYA SABHAS IN THE NORTHERN PROVINCE WHERE

ELECTIONS TO SUCH COUNCIL AND SABHAS HAVE BEEN

POSTPONED DUE TO UNFORSEEN AND URGENT CIRCUMSTANCES;

AND TO PROVIDE FOR MATTERS CONNECTED THEREWITH OR

INCIDENTAL THERETO.

WHEREAS Notices were published under section 26 of Preamble.

the Local Authorities Elections Ordinance that

nominations will be received in respect of elections to all

Municipal Council, Urban Councils and Pradeshiya Sabhas

in the Northern Province:

AND WHEREAS the dates of polls fixed for the holding

of elections for the aforesaid Municipal Council, five

Urban Councils and twenty seven Pradeshiya Sabhas, out

of the aforesaid local authorities, were postponed from

time to time due to urgent and unforeseen circumstances

by Orders made under subsection (3) of section 38 of the

Local Authorities Elections Ordinance:

AND WHEREAS persons who have tendered their

nominations have either died or been displaced or have

changed their party or due to the fact that a considerable

number of persons who have tendered their nominations

have gone abroad or where persons who were below the

age of thirty-five at the time of tendering nominations are

now over the age of thirty-five, it has become necessary

to provide for the calling of fresh nominations in respect

of the aforesaid Municipal Council, Urban Councils and

Pradeshiya Sabhas:

AND WHEREAS due to the period of time that has elapsed

since the submission of nominations in respect of the

aforesaid Municipal Council, five Urban Councils and

twenty seven Pradeshiya Sabhas, it has become necessary

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to provide for the calling of fresh nominations in respect

of such Municipal Council, Urban Councils and

Pradeshiya Sabhas and to make provision for the holding

of fresh elections in respect of the aforesaid Council and

Sabhas.

NOW THEREFORE BE it enacted by the Parliament of the

Democratic Socialist Republic of Sri Lanka as follows :—

Short title. 1. This Act may be cited as the Local Authorities

(Special Provisions) Act, No. 55 of 2007.

Provisions 2. (1) Nomination papers submitted, under section 28

relating to of the Local Authorites Elections Ordinance (Chapter 262)

nominations and

(hereinafter referred to as “the principal enactment”) in

deposits in respect

of elections to a respect of elections to the Municipal Council, Urban

Municipal Councils and the Pradeshiya Sabhas specified respectively

Council, and in Schedules I, II and III to this Act, in response to the

certain Urban

Councils and Notices published under section 26 of the principal

Pradeshiya enactment are hereby deemed to be of no force and effect

Sabhas. and as if such nomination papers had never been

submitted.

(2) The Notices published under subsection (3) of

section 38 of the principal enactment in respect of

elections to the Municipal Council, Urban Councils and

the Pradeshiya Sabhas specified respectively in Schedules

I, II and III to this Act, are hereby revoked.

(3) Deposits made under section 29 of the principal

enactment in respect of candidates nominated by an

independent group for election to the Municipal Council the

Urban Councils or the Pradeshiya Sabhas specified

respectively in Schedules I, II and III to this Act, shall

notwithstanding anything to the contrary in section 30 of

the principal enactment, be refunded, on the production by

the person who made the deposit, of the receipt issued to

such person under subsection (3) of section 29 of the principal

enactment, together with interest on such deposit at the rate

of twelve per centum, per annum, from the date of deposit to

the date of refund.

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3. Steps shall be commenced under the principal Steps to be

enactment, for the holding of elections to the Municipal commenced for

Council, Urban Councils and the Pradeshiya Sabhas holding of

elections.

specified respectively in Schedules I, II and III to this Act:

Provided that the notice of nomination in terms of the

principal enactment shall be published on such date as

the Minister may determine by Order published in the

Gazette. Such date shall however, be a date not later than

six months from the date of the coming into operation of

this Act.

4. (1) Notwithstanding the provisions of any other Displaced

law, any registered elector who reasonably fears that due persons.

to conditions prevailing in the area within which his

polling station is situate, that he is unable to cast his vote

freely at such polling station at an election held to elect

members to the Municipal Council, five Urban Councils

and twenty seven Pradeshiya Sabhas as specified

respectively in Schedules I, II and III to this Act, may make

an application in such format as specified by the

Commissioner of Elections (hereinafter referred to as the

“Commissioner”) within one week of notice of

nominations, requesting that he be allowed to cast his vote

at another polling station as may be determined by the

Commissioner in his absolute discretion.

(2) The Commissioner shall within a week of receipt

of an application, inform such elector whether such

application is accepted or rejected. The decision of the

Commissioner shall be final and conclusive.

(3) Upon the Commissioner deciding to accept the

application of a registered elector made in terms of

subsection (1) he shall forthwith inform such elector of

the polling station at which he is eligible to cast his vote.

(4) The Commissioner shall cause to be published a

list of the names of the registered electors whose

applications have been accepted in accordance with the

provisions of subsection (2), by making copies thereof

available for inspection at his office and at the relevant

district offices.

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(5) Where such vote is cast, such vote shall be counted

along with the votes of the relevant local authority in

which such elector is registered.

Sinhala text to 5. In the event of any inconsistency between the

prevail in case of Sinhala and Tamil texts of this Act, the Sinhala text shall

inconsistency.

prevail.

SCHEDULE I

Municipal Council

1. Jaffna Municipal Council

SCHEDULE II

Urban Councils

1. Velvetithurai Urban Council

2. Point Pedro Urban Council

3. Chavakachcheri Urban Council

4. Vavuniya Urban Council

5. Mannar Urban Council

SCHEDULE III

Pradeshiya Sabhas

1. Karinagar Pradeshiya Sabha

2. Kayts Pradeshiya Sabha

3. Delft Pradeshiya Sabha

4. Velanei Pradeshiya Sabha

5. Velikamam (West) Pradeshiya Sabha

6. Velikamam (North) Pradeshiya Sabha

7. Velikamam (South-West) Pradeshiya Sabha

8. Velikamam (South) Pradeshiya Sabha

9. Velikamam (East) Pradeshiya Sabha

10. Vadamarachchi (South-West) Pradeshiya Sabha

11. Point Pedro Pradeshiya Sabha

12. Chavakachcheri Pradeshiya Sabha

13. Nallur Pradeshiya Sabha

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14. Pachchilaipalli Pradeshiya Sabha

15. Karachchi Pradeshiya Sabha

16. Poonakari Pradeshiya Sabha

17. Mannar Pradeshiya Sabha

18. Nanththan Pradeshiya Sabha

19. Musali Pradeshiya Sabha

20. Manthai West Pradeshiya Sabha

21. Vavuniya North Pradeshiya Sabha

22. Vengalacheddikulam Pradeshiya Sabha

23. Vavuniya South Tamil Pradeshiya Sabha

24. Vavuniya South Sinhala Pradeshiya Sabha

25. Manthai (East) Pradeshiya Sabha

26. Thunukkai Pradeshiya Sabha

27. Muhudubadapattu Pradeshiya Sabha

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