PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

UNIVERSITIES (AMENDMENT)

ACT, No. 57 OF 2009

[Certified on 07th October, 2009]

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Universities (Amendment) Act, No. 57 of 2009 1

[Certified on 7th October, 2009]

L.D.—O 49/2007

ANACT TO AMEND THE UNIVERSITIESACT, NO. 16 OF 1978

BE it enacted by the Parliament of the Democratic Socialist

Republic of Sri Lanka as follows:—

1. This Act may be cited as the Universities Short title and

(Amendment) Act, No. 57 of 2009 and shall come into date of

operation.

operation on such date as the Minister may appoint by Order

published in the Gazette.

2. Section 48 of the Universities Act, No. 16 of 1978 Amendment of

section 48 of

(hereinafter referred to as the “principal enactment”) is hereby

Act, No. 16 of

amended in subsection (1A) of that section, by the repeal of 1978.

paragraphs (b), (c) and (d) of that subsection and the

substitution therefor of the following paragraphs:—

“(b) all permanent Senior Professors, Professors,

Associate Professors, Senior Lecturers and Lecturers

of the Departments of Study comprising the Faculty;

(c) two members elected by the Lecturers

(Probationary) of the Faculty from among such

Lecturers;

(d) two members of the permanent staff attached to the

Faculty and who are imparting instructions, other

than those referred to in paragraphs (b) and (c),

elected from among such staff members;”.

3. Section 71 of the principal enactment is hereby Amendment of

amended in subsection (2) of that section, by the repeal of section 71 of the

principal

paragraph (ii) of that subsection and the substitution therefor enactment.

of the following paragraph:—

“(ii) appointment to a post other than that of teacher, of

which the salary code or minimum salary point shall

2—PL 004222—4,250 (07/2009)

2 Universities (Amendment) Act, No. 57 of 2009

be as determined by the Commission, by Rules

made from time to time:

Provided that, the Commission may require the

respective Higher Educational Institutions to

forward the recommendation for appointment to

the above posts, in accordance with the procedure

specified by the Commission by rules made in

that behalf. The Commission shall on receipt of

such recommendation make the necessary

appointments; and”.

Amendment of 4. Section 72 of the principal enactment is hereby

section 72 of the amended in subsection (1) of that section, by the repeal of

principal

proviso of that subsection and the substitution therefor of

enactment.

the following proviso:—

“Provided that where the appointment is to a post of—

(a) teacher, and the appointee has been previously

confirmed in a post of teacher in another Higher

Educational Institution or in another Department

of the Higher Educational Institution to which the

appointee is attached, such appointment shall, in

the first instance be for a probationary period of

one year; or

(b) teacher, and the appointee has been previously

confirmed in any post equivalent to the post of

teacher in another Higher Educational Institution

or in another Department of the Higher Educational

Institution to which the appointee is attached, such

appointment shall in the first instance be for a

probationary period of one year .”.

Amendment of 5. Section 75 of the principal enactment is hereby

section 75 of the amended by the substitution for all the words from “The

principal

enactment. holder of any post”, to “retired from service:”, of the

following:—

“The holder of any post other than that of teacher,

shall continue in office beyond the optional age of

Universities (Amendment) Act, No. 57 of 2009 3

retirement of such officer, i.e. fifty-five years and

remain in service up to the age of fifty seven years,

and shall thereafter be deemed to have voluntarily

retired from service:”.

6. Section 147 of the principal enactment is hereby Amendment of

amended by the substitution, for the definition of the section 147 of

the principal

expression “Teacher”, of the following definition:—

enactment.

“ “Teacher” means a Senior Professor, Professor,

Associate Professor, Senior Lecturer Grade I,

Senior Lecturer Grade II, Lecturer and Lecturer

(Probationary) and the holder of any post,

declared by Ordinance to be a post, the holder

of which, is a teacher; and”.

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

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

of inconsistency.

4 Universities (Amendment) Act, No. 57 of 2009

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