

PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

DEFENCE SERVICES COMMAND AND

STAFF COLLEGE (AMENDMENT)

ACT, No. 13 OF 2012

[Certified on 04th May, 2012]

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College (Amendment) Act, No. 13 of 2012

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L.D.—O. 41/2010.

ANACT TO AMEND THE DEFENCE SERVICES COMMAND AND

STAFF COLLEGE ACT, NO. 5 OF 2008

BE it enacted by the Parliament of the Democratic Socialist

Republic of Sri Lanka as follows:—

1. This Act may be cited as the Defence Services Short title.

Command and Staff College (Amendment) Act, No. 13 of

2012.

2. Section 17 of the Defence Services Command and Amendment of

Staff College Act, No. 5 of 2008 (hereinafter referred to as section 17 of the

the “principal enactment”) is hereby amended as follows:— Act, No. 5 of

2008.

(1) by the repeal of subsections (3) and (4) of that

section;

(2) by the re-numbering of subsections (5) and (6) as

subsections (3) and (4); and

(3) by the substitution for the marginal note to that

section of the following:—

“Code of Discipline and its application.”.

3. The following section is hereby inserted immediately Insertion of new

after section 17 of the principal enactment and shall have section 17A in

the principal

effect as section 17A of that enactment:—

enactment.

“Disciplinary 17A. (1) The disciplinary control of the

control of the permanent staff of the Staff College shall be

permanent

exercised by the Commandant of the Staff

staff and

civilian staff College or any other officer of the Staff College

of the Staff authorized in that behalf by the Commandant.

College.

(2) The disciplinary control of the civilian

staff of the Staff College shall be exercised by

2—PL 006293—4,090 (10/2011)

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the Commandant of the Staff College, in

accordance with the procedure to be specified

by rules made by the Board.

(3) There shall be a Civil Administrative

Officer who shall be appointed in accordance

with such procedures as shall be applicable to

appointments in the public service. The

appointment of such person shall be for a period

of five years. The Civil Administrative Officer

shall be responsible to the Commandant for

the due administration of the civilian staff.”.

Amendment of 4. Section 21 of the principal enactment is hereby

section 21 of the

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

principal

enactment. the substitution therefor, of the following subsection:—

“(2) The Board shall appoint a qualified auditor who

shall be a person belonging to the Accountants Service

of Sri Lanka and shall be responsible to the Commandant

for the audit of accounts of the Staff College. The

provisions of Article 154 of the Constitution relating to

the audit of accounts of public corporations shall apply

to the audit of accounts of the Staff College.”.

Amendment of 5. Section 22 of the principal enactment is hereby

section 22 of the amended by the repeal of subsection (2) of that section and

principal

enactment. the substitution therefor, of the following subsection:—

“(2) The Accountant of the Staff College shall be

appointed by the Board and such Accountant shall

belong to the Accountants Service of Sri Lanka. The

Accountant shall be responsible to the Commandant

for the preparation of estimates and of all financial

matters relating to the administration of the Staff

College.”.

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6. The following section is hereby inserted immediately Insertion of

section 25A in

after section 25, of the principal enactment and shall have

the principal

effect as section 25A of that enactment:— enactment.

“Appointment 25A. (1) At the request of the Board, any

of Public officer in the public service may with the

Officers to

the civilian consent of that officer and the Chairman of the

staff of the Public Service Commission, be temporarily

Staff College. appointed to the staff of the Staff College for

such period as may be determined by the

Council, or with like consent, be permanently

appointed to such staff.

(2) Where any officer in public service is

temporarily appointed to the staff of the Staff

College, the provisions of subsection (2) of

section 14 of the National Transport

Commission Act, No. 37 of 1991 shall mutatis

mutandis apply to, and in relation to such

officer.

(3) Where any officer in public service is

permanently appointed to the staff of the Staff

College, the provisions of subsection (3) of

section 14 of the National Transport

Commission Act, No. 37 of 1991 shall, mutatis

mutandis apply to, and in relation to such

officer.

(4) Where Staff College employs an person

who has entered into a contract with the

Government by which he has agreed to serve

the Government for a specific period, any

period of service to the Staff College by that

person shall be regarded as service to the

Government for the purpose of discharging the

obligations of that person under such contract.

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(5) At the request of the Board, a member of

the Local Government Service or any officer

of any Local Authority may with the consent

of that member, officer or employee be

temporarily appointed to the staff of the Staff

College for such period as may be determined

by the Staff College, or with like consent be

permanently appointed to such staff on such

terms and conditions including those relating

to pension or provident fund rights as may be

agreed upon by the Staff College and the Local

Government Service Advisory Board or the

Local Authority, as the case may be.

(6) Where a person is temporarily appointed

to the staff on the Staff College under subsection

(5) of this section, that person shall be subject

to the same disciplinary control as any other

member of the staff.”.

Sinhala text to

7. In the event of any inconsistency between the Sinhala

prevail in case

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

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