



(Eighth Parliament - First Session)

No. 181.]

MINUTES OF PARLIAMENT

Tuesday, July 25, 2017 at 1.00 p. m.

PRESENT :

Hon. Karu Jayasuriya, Speaker

Hon. Thilanga Sumathipala, Deputy Speaker and Chairman of Committees

Hon. Selvam Adaikkalanathan, Deputy Chairman of Committees

His Excellency Maithripala Sirisena, President of the Democratic Socialist Republic of Sri Lanka, Minister of Defence, Minister of Mahaweli Development and Environment and Minister of National Integration and Reconciliation

Hon. Ranil Wickremesinghe, Prime Minister and Minister of National Policies and Economic Affairs

Hon. (Mrs.) Thalatha Atukorale, Minister of Foreign Employment

Hon. Wajira Abeywardana, Minister of Home Affairs

Hon. John Amaratunga, Minister of Tourism Development and Christian Religious Affairs

Hon. Mahinda Amaraweera, Minister of Fisheries and Aquatic Resources Development and State Minister of Mahaweli Development

Hon. (Dr.) Sarath Amunugama, Minister of Special Assignment

Hon. Gayantha Karunatileka, Minister of Lands and Parliamentary Reforms and the Chief Government Whip

Hon. Ravi Karunanayake, Minister of Foreign Affairs

Hon. Akila Viraj Kariyawasam, Minister of Education

Hon. Lakshman Kiriella, Minister of Higher Education and Highways and Leader of the House of Parliament

Hon. Mano Ganesan, Minister of National Co-existence, Dialogue and Official Languages

Hon. Daya Gamage, Minister of Primary Industries

Hon. Nimal Siripala de Silva, Minister of Transport and Civil Aviation

- Hon. Navin Dissanayake**, Minister of Plantation Industries
- Hon. S. B. Nawinne**, Minister of Internal Affairs, Wayamba Development and Cultural Affairs
- Hon. Gamini Jayawickrama Perera**, Minister of Sustainable Development and Wildlife
- Hon. Harin Fernando**, Minister of Telecommunication and Digital Infrastructure
- Hon. Sajith Premadasa**, Minister of Housing and Construction
- Hon. Rishad Bathiudeen**, Minister of Industry and Commerce
- Hon. (Mrs.) Chandrani Bandara**, Minister of Women and Child Affairs
- Hon. Tilak Marapana**, Minister of Development Assignments
- Hon. Faiszer Musthapha**, Minister of Provincial Councils and Local Government
- Hon. Anura Priyadharshana Yapa**, Minister of Disaster Management
- Hon. Sagala Ratnayaka**, Minister of Law and Order and Southern Development
- Hon. (Dr.) Wijeyadasa Rajapakshe**, Minister of Justice and Minister of Buddhasasana
- Hon. Malik Samarawickrama**, Minister of Development Strategies and International Trade
- Hon. Mangala Samaraweera**, Minister of Finance and Mass Media
- Hon. (Dr.) Rajitha Senaratne**, Minister of Health, Nutrition and Indigenous Medicine
- Hon. Wijith Wijayamuni Zoysa**, Minister of Irrigation and Water Resources Management
- Hon. D. M. Swaminathan**, Minister of Prison Reforms, Rehabilitation, Resettlement and Hindu Religious Affairs
- Hon. Rauff Hakeem**, Minister of City Planning and Water Supply
- Hon. Abdul Haleem**, Minister of Post, Postal Services and Muslim Religious Affairs
- Hon. Kabir Hashim**, Minister of Public Enterprise Development
- Hon. P. Harrison**, Minister of Rural Economic Affairs
- Hon. Field Marshal Sarath Fonseka**, Minister of Regional Development
-
- Hon. Wasantha Aluwihare**, State Minister of Agriculture
- Hon. T. B. Ekanayake**, State Minister of Lands
- Hon. Mohan Lal Grero**, State Minister of Higher Education
- Hon. Dilan Perera**, State Minister of Highways
- Hon. Niroschan Perera**, State Minister of National Policies and Economic Affairs
- Hon. (Dr.) (Mrs.) Sudarshini Fernandopulle**, State Minister of City Planning and Water Supply
- Hon. A. D. Premadasa**, State Minister of Industry and Commerce Affairs
- Hon. Eran Wickramaratne**, State Minister of Finance

- Hon. Ruwan Wijewardene**, State Minister of Defence
- Hon. Ravindra Samaraweera**, State Minister of Labour and Trade Unions Relations
- Hon. Sujeewa Senasinghe**, State Minister of International Trade
- Hon. Lakshman Senewiratne**, State Minister of Science, Technology and Research
- Hon. Vasantha Senanayake**, State Minister of Foreign Affairs
- Hon. A. H. M. Fowzie**, State Minister of National Integration and Reconciliation
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- Hon. Ashok Abeysinghe**, Deputy Minister of Transport and Civil Aviation
- Hon. Lasantha Alagiyawanna**, Deputy Minister of Finance and Mass Media
- Hon. Faizal Cassim**, Deputy Minister of Health, Nutrition and Indigenous Medicine
- Hon. Dunesh Gankanda**, Deputy Minister of Disaster Management
- Hon. (Dr.) (Mrs.) Anoma Gamage**, Deputy Minister of Petroleum Resources
Development
- Hon. Anuradha Jayaratne**, Deputy Minister of Mahaweli Development and
Environment
- Hon. (Mrs.) Sumedha G. Jayasena**, Deputy Minister of Sustainable Development and
Wildlife
- Hon. (Dr.) Harsha De Silva**, Deputy Minister of National Policies and Economic
Affairs
- Hon. H. R. Sarathie Dushmantha**, Deputy Minister of Justice and Deputy Minister of
Buddhasasana
- Hon. Manusha Nanayakkara**, Deputy Minister of Foreign Employment
- Hon. Karunarathna Paranawithana**, Deputy Minister of Skills Development and
Vocational Training
- Hon. Susantha Punchinilame**, Deputy Minister of Public Administration and
Management
- Hon. Arundika Fernando**, Deputy Minister of Tourism Development and Christian
Religious Affairs
- Hon. Indika Bandaranayake**, Deputy Minister of Housing and Construction
- Hon. Ranjan Ramanayake**, Deputy Minister of Social Empowerment, Welfare and
Kandyan Heritage
- Hon. Nimal Lanza**, Deputy Minister of Home Affairs
- Hon. Duleep Wijesekera**, Deputy Minister of Post, Postal Services and Muslim
Religious Affairs
- Hon. Ameer Ali Shihabdeen**, Deputy Minister of Rural Economic Affairs
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Hon. Hector Appuhamy
Hon. Rohitha Abeygunawardana
Hon. Mahinda Yapa Abeywardena
Hon. Sisira Kumara Abeyssekara
Hon. Thushara Indunil Amarasena
Hon. J. C. Alawathuwala
Hon. Dullas Alahapperuma
Hon. Ananda Aluthgamage
Hon. Mahindananda Aluthgamage
Hon. Ranjith Aluvihare
Hon. A. Aravindh Kumar
Hon. J. M. Ananda Kumarasiri
Hon. Nalaka Prasad Colonne
Hon. Chandrasiri Gajadeera
Hon. Chandima Gamage
Hon. Udaya Prabhath Gammanpila
Hon. Nihal Galappaththi
Hon. Dinesh Gunawardana
Hon. Bandula Gunawardane
Hon. Edward Gunasekara
Hon. Padma Udhayashantha Gunasekera
Hon. S. M. Chandrasena
Hon. D. V. Chanaka
Hon. Sisira Jayakody
Hon. Malith Jayathilake
Hon. (Dr.) Nalinda Jayathissa
Hon. Nalin Bandara Jayamaha
Hon. Anura Sidney Jayarathne
Hon. Piyankara Jayaratne
Hon. Lucky Jayawardana
Hon. Mylvaganam Thilakarajah
Hon. K. Thuraiatretnasingam
Hon. Janaka Bandara Tennakoon
Hon. M. S. Thowfeek
Hon. Sirinal de Mel
Hon. Piyal Nishantha De Silva
Hon. Mohan Priyadarshana De Silva

Hon. T. Ranjith De Zoysa
Hon. Anura Dissanayaka
Hon. Wimalaweera Dissanayaka
Hon. Weerakumara Dissanayake
Hon. Douglas Devananda
Hon. Mohamed Navavi
Hon. Vasudeva Nanayakkara
Hon. I. Charles Nirmalanathan
Hon. Buddhika Pathirana
Hon. (Dr.) Ramesh Pathirana
Hon. K. K. Piyadasa
Hon. Sujith Sanjaya Perera
Hon. Johnston Fernando
Hon. Ashoka Priyantha
Hon. Bandula Lal Bandarigoda
Hon. Tharaka Balasuriya
Hon. Vijitha Berugoda
Hon. S. M. Marikkar
Hon. Seyed Ali Zahir Moulana
Hon. K. Kader Masthan
Hon. Imran Maharroof
Hon. Abdullah Mahrooff
Hon. Ajith Mannapperuma
Hon. (Prof.) Ashu Marasinghe
Hon. S. C. Mutukumarana
Hon. (Ven.) Athuraliye Rathana Thero
Hon. Bimal Rathnayake
Hon. C. B. Rathnayake
Hon. Prasanna Ranatunga
Hon. Prasanna Ranaweera
Hon. Roshan Ranasinghe
Hon. Keheliya Rambukwella
Hon. Ishak Rahuman
Hon. Mujibur Rahuman
Hon. Harshana Rajakaruna
Hon. Chamal Rajapaksa
Hon. Namal Rajapaksa

Hon. Mahinda Rajapaksa
Hon. Gamini Lokuge
Hon. Janaka Wakkumbura
Hon. (Mrs.) Pavithradevi Wanniarachchi
Hon. Vidura Wickramanayaka
Hon. (Dr.) Jayampathy Wickramaratne
Hon. A. A. Wijethunga
Hon. (Dr.) (Mrs.) Thusitha Wijemanna
Hon. (Mrs.) Rohini Kumari Wijerathna
Hon. (Mrs.) Sriyani Wijewickrama
Hon. Chaminda Wijesiri
Hon. Kanchana Wijesekara
Hon. Heshan Withanage
Hon. Thenuka Vidanagamage
Hon. Kumara Welgama
Hon. S. Shritharan
Hon. Gnanamuthu Srineshan
Hon. Jayantha Samaraweera
Hon. Sandith Samarasinghe
Hon. Rajavaritham Sampanthan, Leader of the Opposition in Parliament
Hon. E. Saravanapavan
Hon. Dharmalingam Sithadthan
Hon. Muthu Sivalingam
Hon. M. A. Sumanthiran
Hon. Vadivel Suresh
Hon. Mavai S. Senathirajah
Hon. Chathura Sandeepa Senaratne
Hon. Shehan Semasinghe
Hon. Wijepala Hettiarachchi
Hon. Indika Anuruddha Herath
Hon. Kanaka Herath
Hon. Vijitha Herath

Mr. Dhammika Dasanayake, Secretary-General of Parliament

Mr. Neil Iddawala, Chief of Staff and Deputy Secretary-General of Parliament

Mrs. Kushani Rohanadeera, Assistant Secretary-General

Mr. Tikiri K. Jayathilake, Assistant Secretary-General

Parliament met pursuant to adjournment. The Speaker took the Chair.**1. Announcements by the Speaker :** Speaker made the following announcement:-

“ I wish to inform that I have endorsed the certificate on the Bill entitled ‘Registration of Electors (Special Provisions)’ on 21st July 2017 in terms of the Provisions of Article 79 of the Constitution of the Democratic Socialist Republic of Sri Lanka.”

2. Presentation of Papers : (1) Speaker presented the Performance Report of the Human Rights Commission of Sri Lanka, from 01.10.2016 to 31.12.2016, in terms of Article 41B (6) of the Constitution of the Democratic Socialist Republic of Sri Lanka.

Ordered that the said Report do lie upon the **Table**.

(2) The Minister of Lands and Parliamentary Reforms presented the Order made by the President under Section 3 of the Extradition Law, No. 8 of 1977 relating to Extradition Treaty between Democratic Socialist Republic of Sri Lanka and Russian Federation published in the Gazette Extraordinary No. 2022/27 of 07th June 2017 and moved that this Order be referred to the Sectoral Oversight Committee on National Security.

Question put, and agreed to.

(3) The Minister of Lands and Parliamentary Reforms presented the Mid-Year Fiscal Position Report for the year 2017 and moved that this Report be referred to the Committee on Public Finance.

Question put, and agreed to.

(4) The Minister of Lands and Parliamentary Reforms presented the Regulations made by the Minister of Internal Affairs, Wayamba Development and Cultural Affairs under Subsection (1) of Section 52 of the Registration of Persons Act, No. 32 of 1968 and published in the Gazette Extraordinary No. 2021/28 of 31st May 2017 and moved that these Regulations be referred to the Sectoral Oversight Committee on Internal Administration and Public Management.

Question put, and agreed to.

(5) The Minister of Lands and Parliamentary Reforms presented the Annual Reports of the National Paper Company Limited for the years 2007/2008, 2008/2009, 2009/2010, 2010/2011 and 2011/2012 and moved that these Reports be referred to the Sectoral Oversight Committee on Business and Commerce.

Question put, and agreed to.

(6) The Minister of Lands and Parliamentary Reforms presented the Annual Reports of the Tea Small Holdings Development Authority for the years 2013 and 2014 and moved that these Reports be referred to the Sectoral Oversight Committee on Agriculture and Lands.

Question put, and agreed to.

(7) The Minister of Lands and Parliamentary Reforms presented the Annual Report of the Sri Lankan Airlines for the year 2015/2016 and moved that this Report be referred to the Sectoral Oversight Committee on Economic Development.

Question put, and agreed to.

(8) The Minister of Lands and Parliamentary Reforms presented the Annual Performance Report of the Land Commissioner General's Department for the year 2016 and move that this Report be referred to the Sectoral Oversight Committee on Agriculture and Lands.

Question put, and agreed to.

3. Presentation of Reports from Committees : (1) Hon. (Mrs.) Pavithradevi Wanniarachchi, the Chairperson of the Sectoral Oversight Committee on Sustainable Development and Environment and Natural Resources presented the Report of the said Committee on,—

- (i) Regulations under The Marine Pollution Prevention Act, No. 35 of 2008;
- (ii) Annual Report of the Geological Survey and Mines Bureau for the year 2013;
- (iii) Annual Reports of the Central Environmental Authority for the years 2013 & 2014;
- (iv) Annual Reports of the Marine Environment Protection Authority for the years 2013 & 2014;
- (v) Annual Reports of the State Timber Corporation for the years 2013 & 2014;
- (vi) Annual Reports of the National Gem and Jewellery Authority for the years 2013 & 2014;
- (vii) Annual Reports of the Gem and Jewellery Research and Training Institute for the years 2012 & 2013;
- (viii) Annual Performance Report of the Coast Conservation and Coastal Resource Management Department for the year 2015; and
- (ix) Performance Report of the Forest Department for the year 2015

which were referred to the said Committee.

Ordered that the said Report do lie upon the Table.

(2) Hon. Lucky Jayawardena, Member of the Committee on behalf of Hon. Gamini Lokuge, the Chairman of the Sectoral Oversight Committee on Internal Administration and Public Management presented the Report of the said Committee on,—

- (i) Local Authorities Elections (Amendment) Bill; and
- (ii) Annual Reports of the Sri Lanka Institute of Local Governance for the years 2012 and 2014

which were referred to the said Committee.

Ordered that the said Report do lie upon the Table.

(3) Hon. M. A. Sumanthiran, the Chairman of the Committee on Public Finance presented the Report of the Committee on Public Finance on,—

- (i) Nation Building Tax (Amendment) Bill;
- (ii) Orders under Special Commodity Levy Act;
- (iii) Resolution under the Customs Ordinance;
- (iv) Notes on Supplementary Allocations given from the Budgetary Support Services and Contingent Liabilities Provision made under the Department of National Budget as per the Introduction Note of the Annual Estimates; and
- (v) Financial Performance of the First Quarter of 2017(Summary of the Total)

which were referred to the said Committee.

Ordered that the said Report do lie upon the Table.

4. Petitions :

- (1) Hon. Susantha Punchinilame presented —
 - (i) a petition dated 20.06.2017 from Mrs. I.D. Mangalika of No. 423/133, Sirisumanagama, New Town, Rathnapura;
 - (ii) a petition dated 05.07.2017 from Mr. M. Rukmal Thushara Livera of Chairman, St. Ann Rural Fisheries Organization, Kokilai, Mulathiwu; and
 - (iii) a petition dated 03.07.2017 from Mr. W.M.G. Senevirathna of No. 128/23, Navoda Gardens, Railway Station Road, Angulana, Moratuwa.
- (2) Hon. Vijitha Herath presented a petition dated 14.06.2017 from Mr. H.P. Dayananda of Udahawaththa, Wegalla, Bulathkohupitiya.
- (3) Hon. Ananda Aluthgamage presented a petition dated 05.07.2017 from Mrs. Karuna Nawarathna of No. 382/1, Koswaththa, Warakawa, Nawalapitiya.
- (4) Hon. Mujibur Rahuman presented a petition dated 23.01.2017 from Mr. M.H.M. Asan of No. 55/9, Sondaers Court, Colombo 02.

The Petitions stood referred under Standing Order No. 25A of the Parliament, to the Committee on Public Petitions.

5. Assistance to and Protection of Victims of Crime and Witnesses (Amendment) : The Minister of Lands and Parliamentary Reforms on behalf of the Minister of Justice and Minister of Buddhasasana presented,— That the Bill to amend the Assistance to and Protection of Victims of Crime and Witnesses Act, No.4 of 2015.

The Bill was ordered to be read a second time on Tuesday, 8th August, 2017 and to be printed and to be referred to the relevant Sectoral Oversight Committee.

6. Leave to introduce Bill : Hon. Hector Appuhamy seconded by Hon. K.K. Piyadasa presented,— That leave be granted to introduce the following Bill:—

“ Bill to incorporate the Sidney Jayarathne Foundation”

Question put, and agreed to.

Bill accordingly read the first time, and ordered to be printed.

The Bill stood referred under Standing Order No. 47(5) of the Parliament to the Minister of Social Empowerment, Welfare and Kandyan Heritage for Report.

7. Foreign Exchange Bill : Order for Second Reading read.

The Prime Minister and Minister of National Policies and Economic Affairs moved,— That the Bill be now read a second time.

(At 2.50 p.m. the Deputy Speaker took the Chair.)

The Minister of Special Assignment moved,—That Hon. J.M. Ananda Kumarasiri do take the Chair.

Question put, and agreed to.

(At 3.27 p.m. Hon. J.M. Ananda Kumarasiri took the Chair.)

The Deputy Minister of Skills Development and Vocational Training moved,—That Hon. Lucky Jayawardena do take the Chair.

Question put, and agreed to.

(At 5.24 p.m. Hon. Lucky Jayawardena took the Chair.)

(At 6.10 p.m. the Speaker took the Chair.)

Bill accordingly read a second time.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs moved,— That the Bill be referred to a Committee of the whole Parliament.

Question put, and agreed to.

Parliament immediately resolved itself into Committee.

(In the Committee)

The Speaker took the Chair.

Clause 1 was agreed to.

Clause 2

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 9 in page 1 and substitute the following:—

“of this Act in order to ensure proper promotion and regulation”.

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 3

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out lines 23 and 24 in page 1 and substitute the following :-

“by the officer designated as the head of the Department of Foreign Exchange or on his behalf any other officer designated as an assistant to him, subject to the direction”;

Question that the amendment be agreed to; put and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 4

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 24 in page 2 and substitute the following :-

“provisions of section 9, any person, class or classes of persons”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 9 in page 3 and substitute the following :-

“*Gazette* subject to such terms and conditions as may be”.

Question that the amendment be agreed to; put and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 5

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out lines 22 to 28 (both inclusive) in page 3.

Question that the amendment be agreed to; put and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 6

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 14 in page 4 and substitute the following :-

“restricted dealer shall request the person requiring foreign”.

Question that the amendment be agreed to; put and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 7

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 10 in page 5 and substitute the following :-

“Ministers, authorize by regulations, the class or classes of”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 23 and 24 in page 5 and substitute the following :-

“authorized and the terms and conditions subject to which foreign exchange may be dealt with for the class or classes”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 30 and 31 in page 5 and substitute the following :-

“restricted dealer, being capital transactions of a class or classes, which is or are authorized by regulations made under”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 7 in page 6 and substitute the following :-

“or the restricted dealer shall request the person requiring”.

Question that the amendment be agreed to; put and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 8

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 15 in page 7 and substitute the following :-

“terms and conditions, as may be prescribed by the Minister”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 20 and 21 in page 7 and substitute the following :-

“conversion of an asset within Sri Lanka or provision of any service in or from Sri Lanka only for such purposes, up to such limits and subject to such terms and conditions as”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 20 to 27 (both inclusive) in page 7 and substitute the following :-

“exchange which have not been declared to the Commissioner General of Inland Revenue or the Head of the Department of Foreign Exchange before the appointed date”.

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 6 in page 8 and substitute the following :-

“the payment of any other fee, tax, surcharge, levy or penalty:

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 7 to 12 (both inclusive) in page 8 and substitute the following :-

“ Provided that any such person who remits to Sri Lanka foreign exchange not exceeding the value of One Million United States Dollars held outside Sri Lanka shall not be liable to pay the remittance fee or any other tax, surcharge, levy or penalty and any amount remitted exceeding such value shall be liable to pay the remittance fee as may be prescribed under this subsection.

Provided further that any such person who remits to Sri Lanka an amount of foreign exchange exceeding the value of One Million United States Dollars held outside Sri Lanka and invests in a development bond issued by the Government of Sri Lanka shall not be liable to pay the remittance fee or any other tax, surcharge, levy or penalty.

(4) Foreign Exchange held outside Sri Lanka and remitted to Sri Lanka after the appointed date under subsection (3) may be held in a foreign currency account or may be converted in to Sri Lanka Rupees.

(5) The property referred to in subsection (3) shall not be deemed to be the property obtained by the commission of an offence under the Prevention of Money Laundering Act No. 5 of 2006 even if such foreign exchange had been held outside Sri Lanka without the permission of the Central Bank.

(6) There shall be no restriction on the repatriation of”;

Question that the amendment be agreed to; put and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 9

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 30 in page 8 and substitute the following :-

“to any person, class or classes of persons not being an”.

Question that the amendment be agreed to; put and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 10

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out lines 11 and 12 in page 9 and substitute the following :-

“or any other person, class or classes of persons as the case may be, by an officer of the Department of Foreign Exchange authorized in writing by the Central”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 16 in page 9 and substitute the following :-

“restricted dealer or any other person, class or classes of”.

Question that the amendment be agreed to; put and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 11

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 7 in page 12 and substitute the following :-

“(a) deals in foreign exchange in any current transaction or capital”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 9 in page 12 and substitute the following :-

“(b) deals in foreign exchange in relation to foreign assets”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 17 in page 12 and substitute the following :-

“the Central Bank may, upon the Minister being informed,”;

Question that the amendment be agreed to; put and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 26 to 28 (both inclusive) in page 12 and substitute the following :-

“paragraph (b) of subsection (2) of section 4 or the permit granted under paragraph (a) of subsection (2) of section (4) to deal in foreign exchange.”

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 26 to 33 (both inclusive) in page 13 and substitute the following :-

“(5) Where any other person, class or classes of persons, not being an authorized dealer or restricted dealer acts in violation of the provisions of paragraphs (a), (b), (c) or (d) of subsection (1), the Central Bank may, upon the Minister being informed, after giving such person a reasonable opportunity of being heard, require such person in writing, to pay as a penalty a sum not exceeding rupees one million or to pay a penalty of an amount not exceeding the amount or value of such current transaction or capital transaction or value of such foreign asset or any part thereof in foreign exchange or Sri Lanka currency together with such expenses incurred by the Central Bank for the detection and investigation of such transaction.”;

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 3 and 4 in page 14 and substitute the following :-

“determined under paragraph (a) of subsection (4) or imposes a limitation under paragraph (b) of subsection (4),”

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 23 in page 14 and substitute the following :-

“restricted dealer, aggrieved by a penalty imposed under”;

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 6 in page 15 and substitute the following :-

“(9) Any sum paid to the Central Bank under paragraph”.

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clauses 12 to 14 were agreed to.

Clause 15

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out lines 25 and 26 in page 18 and substitute the following :-

“ (b) The Magistrate shall thereupon summon such person before him to show cause why further proceedings for the”.

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 16

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 16 in page 19 and substitute the following :-

“16. Subject to the provisions of this Act, any permission, consent or authority granted under”.

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 17

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 25 in page 19 and substitute the following :-

“other person, class or classes of persons not being an”;

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 31 in page 19 and substitute the following :-

“class or classes of persons.”.

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 18 was agreed to.

Clause 19

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 7 in page 20 and substitute the following :-

“19. In an Inquiry under section 13 or any proceeding”

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 11 in page 20 and substitute the following :-

“any other person, class or classes or persons not being an”.

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 20 was agreed to.

Clause 21

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 32 in page 20 and substitute the following :-

“Foreign Exchange of the Central Bank shall preserve, and”

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 4 to 6 (both inclusive) in page 21 and substitute the following :-

“(a) the person, class or classes of persons to whom that matter relates or an authorized representative of such person, class or classes of persons;”;

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 9 in page 21 and substitute the following :-

“the Department of Foreign Exchange of the Central”;

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out line 13 in page 21 and substitute the following :-

“assigned the subject of Central Bank;”

Question that the amendment be agreed to, put, and agreed to.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed another amendment to leave out lines 24 and 25 in page 21 and substitute the following :-

“(2) No officer or servant of the Department of Foreign Exchange shall, in any legal proceedings to which the ”

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clauses 22 to 27 were agreed to.

Clause 28

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 10 in page 24 and substitute the following :-

“within three months from the date of its publication in the”

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 29

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out lines 20 to 32 (both inclusive) in page 24 and substitute the following :-

“(a) all suits, actions and proceedings instituted under repealed Act and pending on the day immediately prior to the appointed date, shall, with effect from the appointed date, be deemed to be suits, actions and proceedings instituted under the repealed Act and be heard and concluded under that Act; and ”.

(b) all investigations and inquiries instituted under the repealed Act and pending on the day immediately prior to the appointed date, shall, with effect from the appointed date, be deemed to be investigations and inquiries instituted under the repealed Act and shall be concluded under that Act within a period of six months from the appointed date.”;

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 30

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to leave out line 14 in page 25 and substitute the following :-

“(3) For the purpose of this Act, “a person resident”.

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

Clause 31 was agreed to.

Clause 32

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to insert immediately after line 22 the following :

“Minister means the Minister assigned the subject of Central Bank;”.

Question that the amendment be agreed to, put, and agreed to.

Question that the clause as amended stand part of the Bill, put and agreed to.

New Clause

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed an amendment to insert immediately after line 27 the following new Clause :

“Penalties. 26. (1) Any person who acts in contravention of the provisions of this Act or any regulation Order or direction issued or made thereunder for which no penalty is prescribed, may be required in writing by the Central Bank to pay as a penalty a sum not exceeding one million rupees, within such period as may be specified in the notification of such requirement.

(2) Any person aggrieved by a penalty imposed under subsection (1) may, within thirty days after the requirement to pay such penalty is communicated to such person, appeal against such requirement to pay such penalty to the Board of Inquiry which shall determine such appeal in accordance with the procedure set out in section 13.”

Question that the New Clause be read a second time, put, and agreed to.

Question that the New Clause be added to the Bill, put and agreed to.

Schedule

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed following amendment,—

Delete the words “after consultation with the members concerned, determine whether” and substitute therefor the words “after consultation with the members concerned, determine whether”.

Question that the amendment be agreed to, put, and agreed to.

Question that the Schedule as amended stand part of the Bill, put and agreed to.

Long Title

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs proposed following amendment,—

Delete the words “REGULATION OF FOREIGN EXCHANGE; TO VEST THE RESPONSIBILITY FOR PROMOTING AND REGULATING” and substitute therefor the words “REGULATION OF FOREIGN EXCHANGE; TO VEST THE RESPONSIBILITY FOR PROMOTING AND REGULATING”.

Question that the amendment be agreed to, put, and agreed to.

Question that the Long Title as amended stand part of the Bill, put and agreed to.

Enacting Clause and Title

Question that the Enacting Clause and Title stand part of the Bill, put, and agreed to.

Bill reported with Amendments.

The Minister of Development Assignments on behalf of the Prime Minister and Minister of National Policies and Economic Affairs moved,— That the Bill, as amended be now read the third time.

Question put, and agreed to; according to the Standing Order No. 43, the Parliament having divided as follows : Ayes : 94, Noes : 18.

Bill, as amended, accordingly read the third time and passed.

8. Adjournment (Fulfilment of Governments' Commitments Regarding Missing Persons) : The Leader of the House of Parliament moved,— That this Parliament do now adjourn.

Question put, and debated.

(At 6.57 p.m. the Deputy Chairman of Committees took the Chair.)

The Parliament was at 7.30 p.m. adjourned by the Deputy Chairman of Committees without question put.

The Parliament accordingly adjourned until 1.00 p.m. on Wednesday, 26th July, 2017 pursuant to the Resolution of Parliament of 07th July, 2017.