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வருடாந்த அறிக்கை
ANNUAL REPORT
2015



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இலங்கை நீதிபதிகள் நிறுவனம்
SRI LANKA JUDGES' INSTITUTE





SRI LANKA JUDGES' INSTITUTE
FIAT JUSTITIA RUAT COELUM

ANNUAL REPORT

FOR THE YEAR ENDING 31.12.2015

Presented to the Parliament Pursuant to Section 10 of the
Sri Lanka Judges' Institute Act No. 46 of 1985

Annual Report 2015

Sri Lanka Judges’ Institute
Sri Lanka

VISION

We will serve as an institute of excellence for the judicial training and providing most advanced training and research facilities for Judges with a view to improving the professional expertise of judges and advancing their knowledge to achieve the justice system that is credible, impartial, independent, user-friendly and accessible to all.

MISSION

We will work towards achieving our vision by providing judicial officers with advanced knowledge and skills to improve the professional expertise of judicial officer and the quality of justice through various programs and activities.

The Sri Lanka Judges’ Institute will seek to fulfill its **MISSION** by contributing to the following goals:

- Providing continuous training for judicial officers ;
- Providing support for judicial officers through research, publications and technical assistance;
- Providing facilities for the exchange of views and ideas on judicial and legal matters by judicial officers
- Organizing and holding seminars, conferences, lectures, workshops with a view to improving the professional expertise of judicial officers and advancing their knowledge and skills
- Contributing to the development of guidelines for best practices in delay reduction by way of case management and case flow management
- Conducting research activities on various aspects of administration of justice
- Providing library and web-based educational facilities and dissemination of legal information and material for judges
- Maintaining interact with international judicial institutions
- Contributing to the law reforms towards providing redress to litigants in order to uphold public trust and confidence in the judicial system
- Contributing to the development and implementation of national policy and procedures regarding administration of justice and access to justice.

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Chairman’s Message



27th February 2017



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Message of the Honourable Chief Justice/Chairman Sri Lanka Judges’ Institute

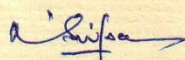
It gives me great pleasure to forward this message to be published in the "Annual Report of the Sri Lanka Judges’ Institute" which outlines the academic activities and financial statements of the Sri Lanka Judges’ Institute for the year 2015.

Since assuming office in January 2015, I have been focusing on expediting the disposal of cases and enhancing the professional competency and skills of Judges by way of continuing judicial education.

I firmly believe that a well-functioning, efficient, independent and disciplined judiciary is an essential requirement for a fair, consistent and credible administration of justice.

The Sri Lanka Judges’ Institute was established to achieve this cherished goal and I am pleased today by looking at this annual report that the Institute has been successful in conducting foreign and local training programs to enhance the competencies of our Judges and also understand increasingly complex and sensitive issues the present information age leaves to be settled by litigation.

I wish to place on record my sincere gratitude to the Members of the Board of Management, two consultants, sitting and retired judges and the officers of the Institute who have extended an invaluable contribution to the improvement of the Institute.


K. Sripavan
 Chief Justice

Director’s Statement



I have the distinct pleasure of submitting to you the annual report and final audited accounts of the Sri Lanka Judges’ Institute for the financial year ended December 31, 2015.

This report demonstrates the hard work and dedication of the Sri Lanka Judges’ Institute including the Members of the Board of Management, Consultants, Officers and the staff.

2015 marked a year of focus on training programs on forensic medicine and science, information technology law and cyber security, legal measures necessary for the implementation of the National Policy on Tobacco and Alcohol, New banking practices under the cheque imaging & truncation system, partition law, legal issues pertaining to provisions of adolescent sexual and reproductive health service relevant to Judges.

To that end, a number of training sessions were conducted by the Institute in collaboration with the Government Analyst’s Department, Ministry of Health, the Information and Communication Technology Agency of Sri Lanka (ICTA), Sri Lanka CERT (National Centre for Cyber Security), National Authority on Tobacco and Alcohol (NATA) and the Bar Association of Sri Lanka.

Throughout the past year, we conducted 23 Saturday training programs with the participation of 326 Judges and 3 workshops with the participation of 237 Judges as part of the Institute’s continuing judicial education and professional development scheme. These programs were delivered at the Auditorium of the Sri Lanka Judges’ Institute, the B.M.I.C.H and the Kingsbury Hotel providing a contemporary and fitting environment for learning.

This year, the Institute conducted three training programs for Court Registrars with the participation of 141 Court registrars on the Court Procedure and Role of Court Registrars, Court Administration, Establishment Code and General Accounts and Finance in Courts. Furthermore, one workshop for Quazis was conducted by the Institute with the participation of 53 Quazis.

This year, the Institute strengthened its partnerships with the foreign Judicial Academies in India and Malaysia. This year, 6 foreign training programs were conducted for 185 Sri Lankan Judges

and Presidents of Labour Tribunals at National Judicial Academy of India in Bhopal, New Delhi Judicial Academy and the Judicial & Legal Training Institute of Malaysia. The subjects of training included Court Management, Case Management, Civil Law Reforms and Family Law, Judicial Ethics, Effective Courts & Case Management, International and national labour Standards and labour law reforms.

The Sri Lanka Judges’ Institute is a member of the International Organization of Judicial Training (IOJT). This year, the Institute participated in the 7th International Conference on the Training of Judiciary in Brazil. The three themes of the Conference were (i) Excellence in Judicial Training: Essential components, (ii) Emerging topics for Judicial Training and (iii) Innovation in Judicial Training.

One of our most challenging tasks for the Institute was to provide e-learning facility to judges. The platform for e-learning at the Institute was introduced in 2014 with the launching of e-library of the Sri Lanka Judges’ Institute. This year, we focused on making arrangements to develop a separate online Legal Database for Judges as part of the E-library of the Institute. Next Year will mark the development of the first online legal data base for Judges of Sri Lanka.

I wish to record my thanks and appreciation to the Chairman of the Board of Management of the Sri Lanka Judges’ Institute His Lordship the Chief Justice and other honourable members of the Board of Management of the Sri Lanka Judges’ Institute. Without their vision, determination and guidance, none of the achievements would have happened.

I will be failing in my duty if I do not mention the wholeheartedly support given by the Secretary to the Ministry of Justice and his staff, especially the administrative and accounting officers of the Ministry and I wish to pay a special tribute to them all.

I feel fortunate to have worked with the staff of the Sri Lanka Judges’ Institute, who worked tirelessly to achieve the goals of the Institute. I would like to extend my appreciation to the staff of the Sri Lanka Judges’ Institute for their dedicated efforts and cooperation.

Ruwan Fernando

LL.M (Cardiff), U.K., Post Attorney Diploma in Intellectual Property Rights (S.L)

High Court Judge &

Director, Sri Lanka Judges’ Institute

Introduction

The Sri Lanka Judges’ institute was established by an Act of parliament titled “Sri Lanka Judges’ Institute Act No; 46 of 1985” to provide for the establishment of a Judges’ Institute and for matters connected therewith or incidental thereto.

Objectives of the Sri Lanka Judges’ Institute

The objectives of establishing the Sri Lanka Judges’ Institute are as follows:

1. To provide facilities for the exchange of views and ideas on judicial and legal matters by judicial officers;
2. To organize and hold meetings, conferences, lectures, workshops and seminars with a view to improving the professional expertise of judicial officers and advancing their knowledge and skills;
3. To formulate and conduct training and research courses in various aspects of the administration of justice;
4. To provide library facilities and other educational material for judicial officers.



History of the Sri Lanka Judges’ Institute

Sri Lanka Judges’ Institute holds the rare distinction of being the only judicial institution in Sri Lanka in providing judicial education and training for Sri Lankan Judicial officers and enhancing their professional standards.

Before the Judges’ Institute was established, the only training the judicial officers had, before they assumed their judicial duties, was a few weeks of court observation sitting with the presiding judge. It was strongly felt that judges who administer justice must have the training not only before they commence their judicial career, but that the training is a continuous process throughout their judicial career. It was then realized that an in-depth and a regular training institute for judicial officers should be designed and set up where judicial officers of all ranks would get judicial training on regular basis.

The idea of a Judges’ Institute was first mooted by Mr. P.B. Herath, then Secretary, Ministry of Justice who having seen such an institute in France had written an article to the Newsletter of the Bar Association of Sri Lanka in 1982. But, as is usual, nothing was done about it and it was a voice in the wilderness. Mr. P.B. Herath who was the first to think of the Judges’ Institute as Secretary, Justice was a steady source of encouragement to the Institute and became a very strong ally of the Institute.

Together they mooted the forming of a Judges’ Institute for the provision of in-service continued legal education for Judges and Justice J.F.A. Soza was appointed the Director of the Sri Lanka Judges’ Institute on 02 May, 1984. The question of funding had already been discussed with Mr. John Guyer, the Resident Representative of Asia Foundation. The first thing to be done was to find premises to house the new Institute. After looking at various alternatives, the Annex of Sri Lanka Foundation was taken on rent for one year. Steps were taken to furnish it. This was all done through the munificence of Asia Foundation. Some Seminars were held thereafter but only ad hoc programs could be put through as approval of the Government had to be obtained. A Cabinet Paper was prepared, but it was not clear whether the Government’s approval was available.

Some excellent addresses were delivered and the discourses were of a very high standard. A Guest Speaker at this Seminar was Judge Clifford Wallace, Asia Foundation’s Senior Advisor on Legal

Systems and Judicial Administration and a distinguished Judge of the 9th circuit of United States Court of Appeals.

The nascent Judges’ Institute had its birth pangs. It was fortunate that Dr. A.R.B. Amerasinghe an outstanding intellect and a man of vision was there to espouse its cause. His name has to be written large in the genesis of the Judges’ Institute as efforts resulted in the eventual establishment of the Sri Lanka Judges’ Institute by an Act of parliament titled “Sri Lanka Judges’ Institute Act No.46 of 1985 which was certified on 20th November, 1985. Justice Soza was formally appointed the Director with effect from 1st January, 1986. Since then the judges’ institute has by organizing Seminars, Workshops, and Practice Notes and with an on-going advisory Service served the judges in every possible way. In 1990, Justice Soza was fortunate to be given the assistance of Justice K. Viknarajah, who joined as Deputy Director and Mr. P. Neville A. de Silva who joined the institute as its secretary on retirement from the Chief Justice’s Secretariat.

The Judges’ Institute is run by a Board of Management headed by the Chief Justice as Chairman ex-officio, and two appointed members, generally the two most senior Judges of the Supreme Court. The Administration and management of the Judges’ Institute was vested in the Board of Management.

The first Chairman of the Board of Management of the Judges’ Institute was Chief Justice S. Sharvananda who was a keen supporter of the Institute. He was followed by Chief Justice Parinda Ranasinghe. He had himself been a member of the Judiciary and he threw himself wholeheartedly into the affairs of the Institute. He participated in all its seminars and activities. He held discussions with Lawyers and Surveyors at the seminars and set up Monitoring Committees with a view to establishing cordial relations between bench and bar. The Institute will always remember him.

Thereafter Justice H.D. Tambiah became the chairman of the board of management having been appointed the Chief Justice who by that time had already served as a member of the Board of Management and made an important contribution in the progress of the institute. Mr. A.S. Wijethunga who as the then Secretary of the judicial Service Commission also played a key role in the pioneering efforts of the institute to get on its feet. He was then the president of the Court of Appeal and still evinced an abiding interest in the institute. His successor Mr. Lal Peris and his assistant Mr. S. Withanachchi also maintained an unflagging interest in the institute. They have

bestowed a solicitous concern for the welfare of the institute and they were a tower of strength to the institute.

Judges’ Institute expresses our gratitude to Asia Foundation earlier headed by Mr. John Guyer and thereafter by Mr. Nick Langton to whose support the Institute owes its very existence. Our Institute, we are proud to say, is one of the prime concerns of the Foundation and a beneficiary of its largesse. The Institute was thereafter located in the premises of the Supreme Court at Hulftsdorp and the expenses of the maintenance were borne by the State. The Institute has drawn on the expertise and experience of Senior Judges of the appellate Courts on judicial matters and Senior Officials of the Ministry of Justice on Administrative matters in formulating Training programs for trial court Judges. In November 1990 Dr. Paul M. Li, Executive Director, California Centre for Judicial Education and Research, visited Sri Lanka and formulated a project to enable the Sri Lanka Judges’ Institute to provide, on a three-year pilot basis, a comprehensive educational training system for the judiciary as follows:

1. A six-month, professional education program for new members of the Sri Lanka Judiciary, with later continuing education to update and enhance their judicial knowledge and skills;
2. Separate one-month, in-service orientation programs for judges newly elevated to District Courts and High Courts;
3. Annual in-service continuing education conferences for, respectively, Magistrates, District Court Judges, High Court Judges, and Appellate Court Judges, to assist them in keeping up-to-date on new legal developments, meeting common and individual court problems, and standardizing local court practices and procedures.
4. Periodic one-week, advance judicial studies programs on such important judicial subjects as court management, communication skills, courtroom fairness to women and minorities, judicial fact finding and decision-making and jurisprudence and the humanities and in handling specialized court duty assignments involving matters of family law, juvenile law, criminal law, civil law, probate and mental health law, land and partition law, and human rights law;

5. The initiation of comprehensive set of everyday working tools (bench books, checklists with spoken words and written forms, manuals, and other reference materials) for the judiciary, including audio and video taped educational materials (with basic library facilities for Judges in the Courts);
6. An effective judicial faculty development program for Judge-teachers;
7. On-going research and development programs for improving court operations and overcoming court delay, and for enhancing the ethical conduct and public accountability of judges;
8. The design and possible rental or future construction of a training facility, with appropriate classrooms, offices, audio-visual equipment and other resources, to implement the above judicial education system.

The purpose of this project was to promote quality justice and strengthen the rule of law as for the fair, speedy and effective administration of justice it is an imperative that the members of the judiciary be properly equipped for their roles and responsibilities. This required not only proper training for judges at the time of assuming office, but also continuing education throughout their tenure of office. The quality of justice will depend on how good the judges are. Laws alone are not enough. The justice administered will be only as good as the Judges who administer it. Countries all over the world committed to the rule of law have realized this and have training and education programs for the Judges.

During this period, the Institute was accommodated in the premises of the Supreme Court in Room No. 1308. The Board of Management of the Sri Lanka Judges’ Institute appointed Justice K. Viknarajah, retired Judge of the Court of Appeal as the Deputy Director who along with Justice J.F.A. Soza conducted in-service training for judicial officers. After Justice K. Viknarajah left the Institute, Justice S.J.D. de S. Wijeyeratne, retired Judge of the Court of Appeal assumed duties as the Deputy Director in 1986. Thereafter Justice P.H.K. Kulathilake, retired Judge of the Court of Appeal was appointed as the Deputy Director in 2002, who with his immense knowledge and experience as a member of the Attorney-General’s Department, a High Court Judge and a Judge of the Court of Appeal was an asset to the Judges’ Institute and a mentor to judicial officers.

After the retirement of Chief Justice G.P.S. de Silva, Justice Sarath N. Silva was appointed as the Chief Justice in 2000. Chief Justice Sarath N. Silva was a tower of strength to the Judges’ Institute. He permitted his official Bungalow at Wijerama Mawatha to be used as the Judges’ Institute and made the funds of the Legal and Judicial Reforms Project available for conducting training for judicial officers.

Chief Justice Sarath N. Silva initiated long term judicial training by initiating foreign scholarships for judicial officers with the support of the Legal and Judicial Reforms project of the Ministry of Justice, Law Reforms and National Integration in association with the World Bank. One of the objectives of this Project was to establish a modern judicial system capable of efficiently and competently adjudicating disputes. The integral part of the project was to fund, training for the judiciary and to develop comprehensive training program for both new and in-service judges, with special focus on commercial law. To this end, the project funded the total costs of studying for a LL.M program for 3 members of the Judiciary per year including tuition, travel, accommodation and reasonable costs of subsistence.

Chief Justice Sarath N. Silva also initiated computer training for judicial officers and the court staff at the Institute which was located at that time in his official Bungalow at Wijerama Mawatha. During his period the construction of a new building to the Ministry of Justice was made and the Institute was allotted the 5th floor and a part of the 4th floor was allotted as the Judges’ Residences. The Institute is grateful to Chief Justice Sarath N. Silva for supporting the Institute and throwing himself wholeheartedly into the affairs of the Institute during his tenure of office from 2000 to 2009. The Institute always remembers him.

Justice J.F.A. Soza who was the founder Director and served the Institute as its Director for more than 21 years retired in 2008 having rendered a yeoman service to the Judges’ Institute and Judicial officers. Justice J.F.A. Soza continues to be our inspiration and he will be in our memories for ever.

After the retirement of Justice Soza, Justice Nissanka Udalgama, retired Judge of the Supreme Court was appointed as the Director in 2008 and Justice Udalgama functioned as the Director till 2011. During his period, Justice Nissanka Udalgama initiated the first web site of the Sri Lanka Judges’ Institute. Justice J.F.A. Soza, Justice Udalgama and Justice P.H.K. Kulatilake were instrumental in publishing more than 10 Course materials on criminal, civil, commercial matters,

Case Management and Alternative Dispute Resolution for judicial officers with the assistance of Judges of the Supreme Court, Court of Appeal and High Court. Justice Nissanka Udalgama! We salute you for all you did to the Institute.

After the retirement of Chief Justice Sarath Silva, Justice Asoka Silva was appointed the Chief Justice in 2009. During his period, Justice P.H.K. Kulatilake was appointed the Additional Director in 2009 and in 2011 he was appointed as Co- Director with Justice T.B. Weerasuriya, retired Judge of the Supreme Court. Justice T.B. Weerasuriya and Justice Kulatilake served the Institute with distinction and trained both civil and criminal judges with their immense experience and knowledge as judges of the Superior Courts. The Institute takes this opportunity to pay tribute to both of them for rendering a yeoman service to the Institute and the Judiciary. We always remember them as our great mentors.

Chief Justice Asoka Silva concentrated more on judicial education and training. Chief Justice Asoka Silva restructured training programs and training contents with the assistance of the Institute. Several workshops were conducted for High Court Judges and Judicial Officers. Chief Justice Asoka Silva himself participated in several such seminars and supported all activities of the Institute. During this period several training modules were published and Chief Justice Asoka Silva obtained the services of both in-service judges and retired judges as resource persons for judicial training. Chief Justice Asoka Silva instructed the Institute to invite High Court Judges to train trainee judges.

Also during this period the Judges’ Institute was located in the New Building of the Ministry of Justice and the Institute is grateful to Mr. Suhada Gamlath, the then Secretary to the Ministry of Justice for taking steps to establish a Judges’ Institute with a new auditorium, a computer lab, a library and Judges’ Residences. The Institute will remember you for your efforts to provide the judicial officers with a new Judges’ Institute. The Institute is indebted to the UNDP for donating all equipment required for the computer lab, auditorium and the library and providing furniture for the Judges’ Residences.

After the retirement of Chief Justice Asoka Silva, Justice Shirani A. Bandaranayaka was appointed as the Chief Justice in 2011 and she became the Chairperson of the Board of Management of the Institute. Justice T.B. Weerasuriya and Justice P.H.K. Kulathillake also functioned as Co-Directors of the Institute till May 2012. Thereafter the Board of Management of the Judges’ Institute

appointed Mr. Ruwan Fernando, a sitting High Court Judge as the Director of the Judges’ Institute in June 2012 and appointed Mr. Mahie Wijeweera, a sitting Magistrate as the Academic Coordinator of the Judges’ Institute.

The Board of Management headed by Chief Justice Shirani A. Bandaranayaka supported the affairs of the Institute and made an important contribution to the progress of the Institute. During this period the Accountant of the Judicial Service Commission was appointed as the Acting Accountant of the Judges’ Institute on an acting basis. Also a Court Registrar and three Management Assistants were appointed to the Judges’ Institute to efficiently perform the functions of the Judges’ Institute. The Institute is also grateful to Mr. Suhada Gamlath, Secretary to the Ministry of Justice for attaching two minor employees from the Ministry of Justice to the Judges’ Institute. In 2012, the Institute prepared a Corporate Plan and an Action Plan and got the approval for the delegation of Authority in respect of income and expenditure under Financial Regulations of the Sri Lanka Judges’ Institute. The Institute submitted annual reports to Parliament, prepared the Cadre of the Institute and extended training programs to the presidents of Labor Tribunals. During this period, the Institute began restructuring the training programs and modernization of the available facilities at the Institute to make the Institute a well-equipped modern training and research facility.

The priorities were given to find a suitable place to locate the secretariat of the Institute, extension of training programs, improving the library facility by making the library a fully equipped computer lab with Wi-Fi facility, reactivation of the Web site with the assistance of the Information and Communication Technology Agency (ICTA), collection of unreported judgments of the Superior Courts, providing residential facilities to Judges within the Institute, commencement of the work on developing a training Manual for Judicial officers at the request of the UNDP, recruiting required staff, providing the required physical resources such as Computer server and commencing print outs and photocopying facility and putting the administrative matters in order by complying with the requirements of the Public Administration and Financial Circulars.

The Institute wishes to pay tribute to the Members of the Board of Management of the Judges’ Institute in this regard and wishes to express its sincere gratitude to the Staff of the Institute especially Academic Coordinator Mr. Mahee Wijeeeweera and Mr. Gnanapala, the Registrar of the Institute in this regard.

In January 2013, Hon. Mohan Peiris was appointed the Chief Justice of Sri Lanka and Chief Justice Mohan Peiris became the Chairman of the Board of Management of the Sri Lankan Judges’ Institute. Chief Justice Mohan Peiris threw himself wholeheartedly into the affairs of the Institute from the very outset and is a tower of strength to the Judges’ Institute. In April 2013, the Institute got a section of the New Building of the Ministry of Justice to be used as its office and the Institute is thankful to Chief Justice Mohan Peiris for taking initiative in this regard. The Institute is also indebted to the Secretary, Ministry of Justice Mrs. Kamalini de Silva for providing the building of the Ministry of Justice to be used as the Office of the Institute. Chief Justice Mohan Peiris expanded the Cadre of the Institute from 9 to 23 and invited Academics, professionally qualified legal personalities and experts in various fields to share their knowledge and experience with Judges. Chief Justice Mohan Peiris regularly invited foreign Judges and legal experts to address Judges at the Institute and thereby giving the opportunity to Judges to interact with them on legal and judicial issues. Chief Justice Mohan Peiris himself participated in many seminars, lectures, presentations at the Institute and other places and actively shared his knowledge and experience with judges.

During this period, two committees were appointed to update the Bench Book on Law of Evidence and Civil Law reforms. Chief Justice Mohan Peiris is at present in the process of formulating law reforms to the civil justice system in the area of case management with the assistance of imminent foreign Judges. The Institute takes the pleasure in supporting the efforts of the Chief Justice Mohan Peiris in bringing the required law reforms to the civil justice system.

After the Chief Justice Mohan Peiris assumed Office, over 200 judges have been given foreign training in Malaysia, India, Singapore and India mainly on case management, court administration and judicial ethics. During this period the Institute got the services of Mr. Lakmal Wickremasuriya as its Academic Coordinator who dedicated himself in finding foreign training opportunities to Judges and organized all foreign training programs of the Institute. The Institute wishes to take this opportunity to thank him for his dedication and commitment in organizing and coordinating all foreign training programs on behalf of the Institute. We are proud to say, that the Judges’ Institute is progressing rapidly during the period of Chief Justice Mohan Peiris.

We have to express our gratitude to all Judges of the Superior Courts, High Court, Academic Community and professionals for extending their support to the Institute as resource persons and other activities of the Institute. We must also mention Mr. Sisira Ratnayake who as the Secretary

of the Judicial Service Commission plays a key role in supporting the training programs of the Institute.

Today, the Institute is a member of the International Organization for Judicial training (IOJT). It has its own web site with an E-library in order to disseminate legal and judicial information to judicial officers. The Institute has a video conferencing facility linking the Institute with the High Court of Jaffna, Tangalle and the Chief Justice’s Chambers. The Institute has purchased the Indian web site “Manupatra,” the first international data base which has access to more than million judgments from the Indian Supreme Court and High Court, USA Supreme Court and the judgments of the House of Lords. The Institute wishes to place on record the support extended by the Federal Judicial Center of the U.S.A, Judges Institute of Malaysia, Singapore and India for training Sri Lanka judicial officers and providing training modules including electronic training material to the Institute.

In January 2015, Justice K. Sripavan was appointed as the Chief Justice and His Lordship became the Chairman of the Board of Management of the Sri Lanka Judges’ Institute.

Chief Justice K. Sripavan concentrated on improving the professional standard of Judges through continuing judicial training and appointed Justice T.B. Weerasuriya as one of the consultants to conduct civil training for Judges. In addition, Chief Justice Sripavan was pleased to invite retired judges including Justice P.H.K. Kulatillake, Justice Saleem Marsoof, Justice P.A.Ratnayake, Justice Suresh Chandra and Justice A.W.A.Salam to provide much needed training for High Court Judges, Judicial Officers and Presidents of Labour Tribunals.

During this period, the Institute, under the direction of Chief Justice Sripavan, invited both local and foreign resource persons in different fields such as university academics, doctors, technology experts, forensic scientists, intellectual property law experts, trade and financial experts to share their knowledge and experience with judges. Subjects included Banking Practices under the Cheque & Truncation System, Cyber Crime & Electronic Evidence in cooperation with the United States Department of Justice, Implementation of the NATA Act. In addition, one workshop was conducted for Presidents of Labour Tribunals on the Diplomatic Privileges Act and State Immunity. Chief Justice K. Sripavan participated in a number of such workshops and made the key note address.

Under the Chairmanship of Chief Justice K. Sripavan, the Board of Management of the Institute appointed a Committee to update the Judges Manual headed by a retired Judge of the Court of Appeal and the Bench Book on Evidence headed by a sitting Judge of the Supreme Court. During this period, the Institute recruited a secretary, a Librarian, Hardware & Software Technicians, Management Assistants, a Housekeeper and a Driver to the Institute.

The Institute also concentrated on training Court Registrars on court administration and accounting procedure. During this period, 3 workshops were conducted for 143 Court Registrars on “Court Administration, Establishment Code and Court Accounting Practices. A workshop for fifty three Quazis on Muslim Marriage and Divorce Act was also confuted during this period.

One of the biggest achievements during this period was that the Institute was able to send 151 Judges and 30 Presidents of Labour tribunals for foreign training. Foreign training progrms were conducted by the New Delhi Judicial Academy, National Judicial Academy of India, at Bhopal, Judicial & Legal training Institute of Malaysia.

The Institute wishes to thank the Board of Management of the Institute, Secretary, Ministry of Justice and her staff, the UNDP, Asia Foundation, Asian Development Bank and other funding agencies and also the Staff of the Institute for contributing to the progress of the Sri Lanka Judges’ Institute.

(History from 1985-1991 (Courtesy Judges’ Journal Vol. 1)

MANAGEMENT AND THE STAFF OF THE SRI LANKA JUDGES’ INSTITUTE

The Institute is a body corporate with perpetual succession and a common seal and its administration and management is vested in the Board of Management. The Board of Management comprises of the Chief Justice and two Judges of the Supreme Court appointed by the President and the Chief Justice is the chairman of the Board of Management. After the re-structuring plan of the Institute, the organizational structure of the Institute will be as follows:

Board of Management

The Board of Management of the Sri Lankan Judges’ Institute for the year 2015 consists of:

- The Chief Justice of Sri Lanka, Hon. K. Sri Pavan, P.C. Chairman
- Hon. Justice Chandra Ekanayake, Judge of the Supreme Court, (Member)
- Hon. Justice Priyasath Dep, P.C, Judge of the Supreme Court, (Member)

Staff of the Institute

The Board appoints the Institute’s Director and such other officers and servants, in its necessary for carrying out the objects of the institute and to exercise disciplinary control (including the power of dismissal) over the Director, officers and servants of the institute. The board also has the power to determine the remuneration and terms of service of the Director, officers and servants of the institute.

- | | |
|--------------------------|---|
| 01. Director | Mr. Ruwan Fernando |
| 02. Consultant | Hon. Justice T.B. Weerasooriya
Hon. Justice Shirani Thilakawarda |
| 03. Academic Coordinator | Mr. Lakmal Weerasooriya |

04. Secretary	Ms. Chandiwari Mallawa Arachchi
05. Accountant	Ms. Lakshika Chathurani
06. Management Assistant	Mrs. Dilini Gannoruwa Ms. S.C.P. Lakmali Ms. K.A.C.P.P. Gunawardane
07. Librarian	Ms. W.M. Shayamali Samantha Wijesundara
08. Hardware and Software Technicians	Mr. K.L.A. Kasun Tharaka Padmasiri Mr. A.T. Gayan Gunathilaka
09. Minor Employees	Mr. D. Lakshan Welikala Mr. R.L.A.P.Malinda Ms. W.A Menaka Padmaseeli Ms. Nadeesha Chathurangani
10. Driver	Mr. G.W. Ranjith Mr. K.E. Fernando
11. House Keeper	Mr. H.K.T.M. Senevirathne

The Staff of the Sri Lanka Judges’ Institute 2015



SRI LANKA JUDGES INSTITUTE
STAFF - 2015

1st Row : K.A.L. Chaturani, M.A.C. Mallawa Arachchi, Hon M.R.C Fernando (Director), G.K.D.C Gannoruwa

2nd Row : W.A. Menaka Padmaseeli, S.C.P Lakmali, K.A.C.P.P. Gunawardana, W.M.S.S Wijesundara, U.A.N. Chaturangani.

3rd Row : K.L.A. Kasun Tharaka, H.K.T.M. Senevirathna, R.A.P. Malinda, A.T.G. Gunathilaka, W.D.D.L. Welikala, G.W. Ranjith.

FUNDS OF THE INSTITUTE

The institute has its own fund which is administrated by the Board of Management of the institute. The institute is mainly financed from the treasury grants channeled through the Ministry of Justice both for its capital and recurrent expenditure. The ministry of justice/treasury places the ceiling for this expenditure and the institute has to operate within these ceilings.

In terms of the provisions of the Sri Lanka Judges’ Institute Act No.46 of 1985, the institute has authority to accept donations, gifts and grants from any source approved by the president and all such donations, gifts and grants received by the institute from any source shall be paid in to the fund. All expenses incurred in the administration and management of the institute (including the payment of remuneration) shall be paid out of the fund of the institute.

The treasury has granted through the Ministry of Justice Rs. 7 million capital expenditure and Rs. 26 million as the recurrent expenditure for the year 2015.

TRAINING PROGRAMS

Since the establishment of the Judges’ Institute in 1985, a number of training courses and events have been held in the institute. However, with the expansion of the institute in 2013, the programs of the institute are intended to cater to High Court Judges and Presidents of Labor Tribunals, Judges of Kathie Courts (Quazis) and Court Registrars. In order to achieve the aforesaid objectives, the Judges Institute is committed to ensuring a high standard of judicial performance through programs designed with the focus on judicial education, capacity enhancement (including skills development), attitudinal change and social commitment. It is also committed to further developing and adopting improved judicial administration and management through education and research. The programs of the institute are intended to cater to original court judges and presidents of Labor Tribunals who come within the purview of the judicial service.

Training requirements vary depending on the training modules and types of training participants, although there are common training programs relevant to all participants. A training program can be mandatory, voluntary or optional depending on the type of training and the experience of the judicial officer or his acquired knowledge at earlier training sessions. It also covers the question of who has the authority control the training and how training programs are financed, target groups and the time of training.

In Sri Lanka, all judicial officers are required to take part in mandatory in-service training as a means of improving the professional expertise of judicial officers and advancing their knowledge throughout their judicial careers. They are required to attend in-service training programs conducted by the judges’ institute on each Saturday in the Judges’ Institute of Sri Lanka and in case of any inability: they are required to inform the authorities of their inability to attend mandatory in-service training sessions.

In the case of newly recruited trainee judicial officers, introductory and preliminary training programs are conducted on a day to day basis and such training programs are mandatory. They do not have any option of not attending training sessions conducted by the judges’ institute. The other type of training requirement arises in the case of a decision taken by the judicial Service Commission to attach an in-service judicial officer to the judges’ institute for further training.

 **Nature of Training**

1. Mandatory Training

The existing continuing mandatory judicial training for in-service and trainee judicial officers would continue and optional and voluntary training programs would be enhanced for in-service judicial officers as indicated above. However, new approaches for judicial training would be introduced taken into consideration the needs of the judicial officers and the changes taking place in other jurisdiction which now concentrate on technology based face to face distance learning and technology based self – learning judicial training.

2. Optional Training

The need for support courses in other jurisdiction such as English writing for judicial work, personality development, computer training, health development are regarded as optional courses depending on the standard and the requirements of judicial officers. Support courses such as the Mentoring Program are optional program for in-service judicial officers.

3. Training Period

In Sri Lanka, judicial officers are drawn from lawyers who have completed the initial mandatory period of practice as an attorney-at-law either in the private bar or official bar unlike in other countries where a significant proportion of judges are drawn from academia where self-development or training is well-established. The Sri Lanka experience shows that the judicial training has been confined to usually six months, compared to civil law jurisdiction where an extended period of initial training is given, followed by an evaluation system. It has been proposed in this module that the training should be extended to a period of one year with mandatory presentations, research works and presentation of a thesis.

4. Training Authorities

Judicial training at present is delivered by the Sri Lanka Judges’ Institute. However, the Board of Management of the Judges’ Institute grants permission to conduct some specialized training

programs by Governmental agencies or Universities when such programs are relevant and useful for judicial officers. In the case of foreign training, such training sessions are conducted either by a foreign university, judicial academy or specialized training institution.

5. Judicial Trainers

At present, training programs are conducted mainly by the Judges of the Sri Lankan Supreme Court and Court of Appeal. However, senior members of the Attorney General’s Department also conduct certain types of training programs. Eminent jurists and academics are also invited to conduct judicial training programs taking into consideration of their knowledge, experience and their specialty relevant to judicial officers. As far as trainee judicial officers are concerned their courses would be mainly conducted by the Judges of the Court of Appeal, High Court Judges, both in-service and retired and senior members of the Attorney-General’s Department. For practical training such as identification parades, inquests and recording statements, senior Magistrates would also be invited to conduct such practical training and moot court sessions. Furthermore, support courses such as computer courses, electronic courses filing, mental development, forensic science courses would be conducted by outside trainers who are the experts in their respective support courses.





Justice P.H.K. Kulatilake conducting a seminar for newly recruited Judges



Training Resources and Facilities

The institute has a state of the art training facilities to deliver judicial training courses as identified in this manual including:

1. State of the art auditorium;
2. State of the Art Library with Wi-Fi facilities- open from Monday to Saturday;
3. Web site;
4. Video conferencing;
5. Photocopying and print out facility;
6. Reference Law Books;
7. Course Materials;
8. Reference Materials;
9. Law reports;
10. Unreported judgments;
11. Residential facilities;
12. Legal information data bases.



Auditorium of the Sri Lanka Judges’ Institute



Computer Lab of the Sri Lanka Judges Institute



Conference Area of the Library



Aims and Objectives of the Coursers

1. To understand the prestige of judicial office and role of judges in the administration of justice;
2. To understand the importance of a code of ethics for judicial officers in the administration of justice to minimize erosion of public confidence in their judicial and extra judicial activities;
3. To understand the basic norms for the management of personal affairs, beyond the suspicion of the litigants and the public;
4. To understand the rules of Court behavior and court craft including with officers of courts, litigants and public etc.
5. To develop code of ethics for judicial officers (where under a written code of conduct or unwritten self-imposed code of ethics)



Training content for in-service courses

1. Judicial behavior, ethics and conduct;
2. Core legal knowledge (substantive and procedural Law – Criminal, Civil, Constitutional, Commercial Law, Criminal and Civil procedure, Law of Evidence)
3. Special Laws and Acts;
4. Personal Laws;
5. Human Rights;
6. Anti-Corruption Laws;
7. Computer skills and information technology;
8. Intellectual property;

9. Court Administration and Court Management;
10. Case Management and Case Flow Management;
11. Accounts & Finance;
12. Disciplinary procedure;
13. Juvenile justice;
14. Access to justice and Legal Aid;
15. Forensic Science and Forensic Medicine;
16. Judgment writing;
17. Sentencing policy and exercises;
18. Research methodology and Online Research Methodology;
19. Alternative Dispute Resolution;
20. Personality and Skills Development;
21. Health Development and Stress Management;
22. Practical Training-judgment writing exercises, drafting of issues, framing of charges, identification parades, holding of inquests, recording confessions and statements, preparation of inspection notes.



Types of training methods

1. Centralized face-to-face method;
2. Decentralized/provincial based face to face method;
3. Court based Mentoring method;
4. Centralized mentoring method by appointed Mentors (appointed Resource Persons;)
5. Streamed methods for individual officers;

6. IT and web-based distance learning methods;
7. Everyday working tools, bench books, audio and video taped educational materials;
8. Modules;
9. Course Materials;
10. Reference Materials;
11. Research papers;
12. Video-conferencing;
13. Practical-methods-moot courts;
14. Visits;
15. Presentations;
16. Essay writing;
17. Research Work;
18. Preparation of individual course materials;
19. Foreign training methods;
20. Mentoring;

The mentoring training consists of two types of programs, both court-based mentoring program by the chief-justice, and centralized mentoring program by resource persons. In Sri Lanka mentoring is used as training at a personal; level without any official recognition. The new training manual however, introduces a mentoring training program by which two eminent resource persons who is either retired Supreme Court judge or Court of Appeal judges, advise judicial officers, high Court Judges and Presidents of Labor Tribunals. The mentors (consultants) deal with the following functions;

1. Criminal law and evidence – Original and appeals-mentor(Consultant) retired judge of the A Supreme Court or Court of Appeal
2. Civil Law and Labor Law – Original and appeals- 1 mentor (Consultant) - retired judge of the Supreme Court or Court of Appeal.

This type of training method will be conducted mainly through pre-arranged telephone calls, e-mails; web based methods as well as pre-arranged face-to-face institutional sessions.

E- Library



E – Library is an online information system developed by the Sri Lanka Judges’ Institute which contains legal reference materials, course materials, reports, manuals, modules, journal articles, practice notes, E-books, Electronic journals and foreign legal information materials. The E – Library contains,

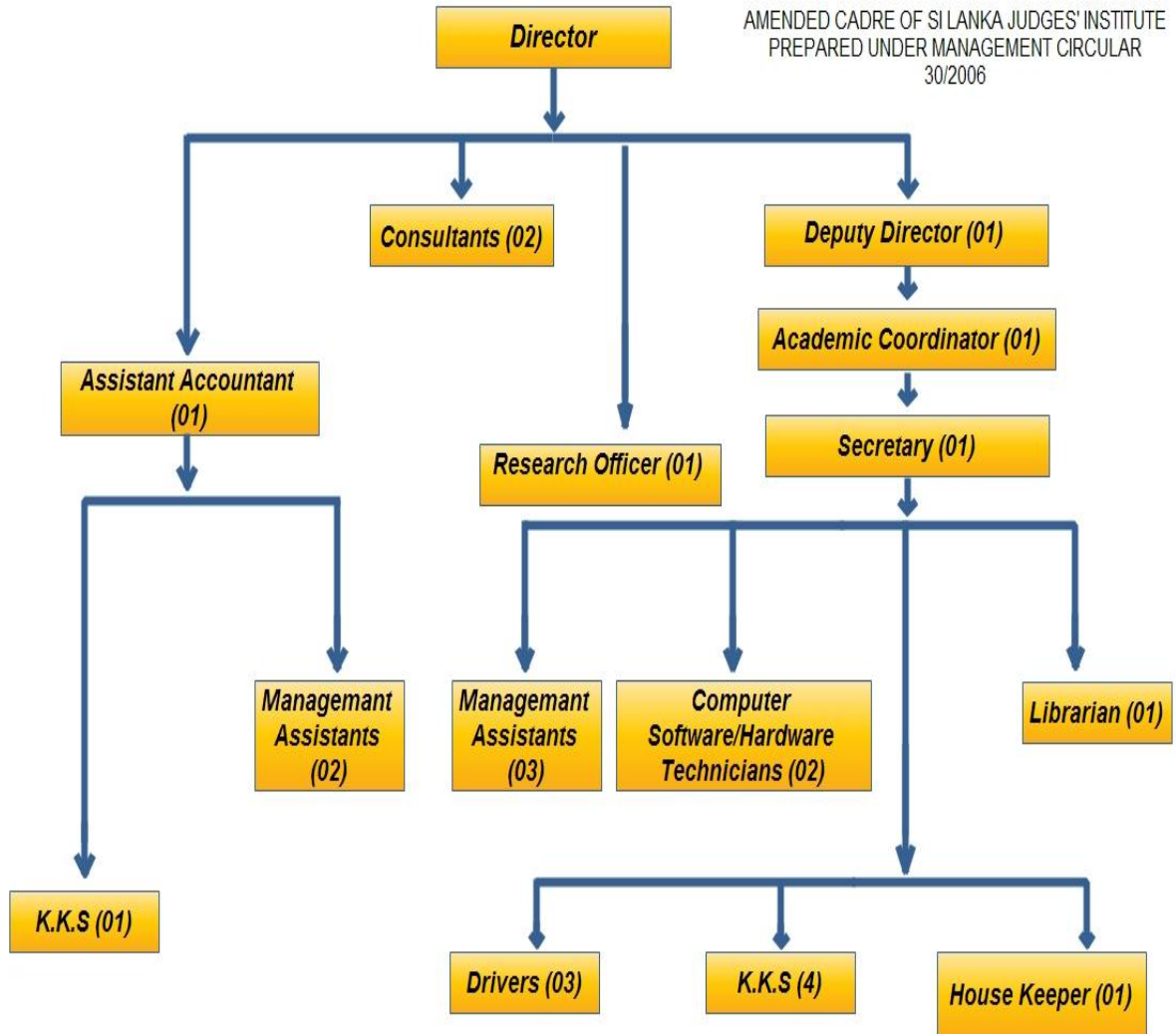
- Unreported Judgments
- Case summaries, some full text of judgments linked with Supreme Court and Court of Appeal web sites
- Reference Materials, research papers, course materials.
- Circulars, manuals, bench books, training modules, research papers and reports, regulations, practical notes
- Online publications, judicial officers’ newsletters and Bulletins, e books, Foreign judgments, journals, E news lines
- Legal and administrative databases and links to other data bases and other information for judicial officers and court staff that play a vital role in the administration of justice in Sri Lanka

E library offers.....



PERFORMANCE OF THE INSTITUTE

1. Cadre of Sri Lanka Judges’ Institute was approved by Department of Management Service as follows,



2. Recruited new staff for the Sri Lanka Judges’ Institute after the scheme of recruitment (SOR) was approved by the Department of Management Services,

Date of Appointed	Name of the Post	No of Staff Recruited
08.09.2015	Secretary	01
31.08.2015	Driver	01
20.08.2015	Librarian	01
15.10.2015	Hardware & Software Technician	02
10.03.2015	K.K.S	02
10.07.2015	House Keeper	01

3. The cadre of the Institute was approved by the Department of Management Services under FR 71 as follows,

Name of Designation	No of Posts Approved
Director	01
Deputy Director	01
Consultant	02
Academic Coordinator	01
Secretary	01
Account Officer	01
Software/Hardware Technician	02
Librarian	01
Management Assistant	05
Driver	03
House Keeper	01
Office Aid	04

1. Appointed two *Consultants* to the Sri Lanka Judges’ Institute
2. Appointed the *Librarian* to the Library of Sri Lanka Judges’ Institute
3. Appointed a Committee to update the Judges Journal
4. Appointed a Committee to update the Bench Book on Evidence
5. The Recruitment and Promotion Scheme of Management Assistance has been prepared on 16.07.2015

6. Official Logo and Motto of the Sri Lanka Judges’ Institute is amended and approved by the Board of Management of the Sri Lanka Judges’ Institute.

Sri Lanka Judges’ Institute used the following Logo since 1991.



The motto was selected by Justice Soza as “Fiat Justitia Ruat Coelum” (let justice is done though the heavens fall)

The Board of Management approved the New Logo as follows, that appears the Motto within the logo.



**ACTIVITIES OF THE SRI LANKA JUDGES INSTITUTE FOR THE PERIOD
01.01.2015-31.12.2015**

Saturday Programs for In-Service Judges

Saturday seminars had been held for the period beginning from 01.01.2015 to 31.12.2015 with the participation of 71 High Court Judges 220 Judicial Officers and 35 Presidents of Labour Tribunals. The following were some of the major activities carried out by the institute in the year 2015.

23 Saturday seminars were conducted for Magistrates and District Judges as follows;

No	Date	Speaker	Topic	No of Participated Judges
01	24.01.2015	Mr. H.I.W. Jayamanna, Deputy Government Analyst Mrs. V.J. Bandaranayeke, Assistant Government Analyst	Role of the Government Analyst in DNA Analysis	51
02	31.01.2015	Mr. H.I.W. Jayamanna, Deputy Government Analyst Mrs. V.J. Bandaranayeke, Assistant Government Analyst	Role of the Government Analyst in DNA Analysis	49
03	28.02.2015	Mr. A. Sarvesvaran, Senior Lecturer of the University of Colombo	Diplomatic Privilege Act and Labour Disputes	31
04	14.03.2015	Mr. M.A.J. Mendis, Retired Government Analyst	Ballistic Evidence	52
05	21.03.2015	Mr. J.M.R. Jayasundara, Senior Assistant Government E.Q.D.	Examination of Questioned Document	41
06	28.03.2015	Mr. J.M.R. Jayasundara, Senior Assistant Government E.Q.D.	Examination of Questioned Document	41

07	25.04.2015	Mr. Jayantha Fernando, Director/Legal of ICTA, Mr. Kaniska Epa, Senior Information Security Officer of the ICTA Mr. Roshan Chandraguptha, Principal Information Security Engineer of the ICTA	Legal and Technical Issues in Internet and Email Transaction	41
08	09.05.2015	Mr. Jayantha Fernando, Director/Legal of ICTA, Mr. Kaniska Epa, Senior Information Security Officer of the ICTA Mr. Roshan Chandraguptha, Principal Information Security Engineer of the ICTA	Legal and Technical Issues in Internet and Email Transaction	34
09	16.05.2015	Justice P.A. Ratnayake, Retired Judge of the Supreme Court	Law of the Sea	54
10	23.05.2015	Justice T.B. Weerasuriya, Consultant to the Sri Lanka Judges’ Institute	Seminar on Partition Law - A brief discussion on the nature, scope and content of the partition law and nature and significance of interlocutory and final decrees	43
11	30.05.2015	Justice T.B. Weerasuriya, Consultant to the Sri Lanka Judges’ Institute	Seminar on Partition Law - A brief discussion on the nature, scope and content of the partition law and nature and significance of interlocutory and final decrees	45
12	13.06.2015	Justice T.B. Weerasuriya, Consultant to the Sri Lanka Judges’ Institute	Seminar 02 on Partition Law An analysis of the steps leading up to the trial stage and ancillary matters	54
13	20.06.2015	Justice T.B. Weerasuriya, Consultant to the Sri Lanka Judges’ Institute	Seminar 2 on Partition Law An analysis of the steps leading up to the trial stage and ancillary matters	55
14	11.07.2015	Mr. M.A.J. Mendis, Retired Government Analyst	Ballistic Evidence	32
15	01.08.2015	Justice T.B. Weerasuriya, Consultant to	Seminar on Partition Law	55

		the Sri Lanka Judges’ Institute	Trails and Subsequent Steps in Partition Actions	
16	08.08.2015	Justice T.B. Weerasuriya, Consultant to the Sri Lanka Judges’ Institute	Seminar on Partition Law Trails and Subsequent Steps in Partition Actions	54
17	05.09.2015	Justice T.B. Weerasuriya, Consultant to the Sri Lanka Judges’ Institute	Seminar on Partition Law Discussion on the Law relating to Prescription Among Co-owners	53
18	12.09.2015	Justice T.B. Weerasuriya, Consultant to the Sri Lanka Judges’ Institute	Seminar on Partition Law Discussion on the Law relating to Prescription Among Co-owners	48
19	10.10.2015	Mr. M.A.J. Mendis, Retired Government Analyst	Ballistic Evidence	56
20	24.10.2015	Justice T.B. Weerasuriya, Consultant to the Sri Lanka Judges’ Institute	Seminar on Partition Law Discussion on the Law relating to Prescription Among Co-owners	54
21	31.10.2015	Justice T.B. Weerasuriya, Consultant to the Sri Lanka Judges’ Institute	Seminar on Partition Law Discussion on the Law relating to Prescription Among Co-owners	56
22	28.11.2015	Justice K. Suresh Chandra, Retired Judge of the Supreme Court	Judgment Writing in Labour Tribunal Appeals	59
23	05.12.2015	Dr. B.V.S.H. Baranage, Director/Maternal and Child Health, Mr. Alain Sibenaler, Country Representative; UNFPA, Mr. Sarath Jayamanne, P.C., Dr. Palitha Mahipala, Director-General of Health Services	Issues Pertaining to Provisions of Adolescent Sexual and Reproductive Health Service	103

Workshops

1. A workshop organized by the Judges’ Institute for thirty one “**Presidents of Labour Tribunals**” was held at Paradise Beach Hotel, Negombo on Saturday and Sunday 25th and 26th July 2015. *Hon. Justice T.B. Weerasuriya* addressed the Presidents of Labour Tribunals on **the importance of Ethics for Labour Tribunal Presidents**, *Hon. Justice Saleem Marsoof* on **Diplomatic Privileges Act and State Immunity**, *Hon. Justice Priyasath Dep* on **the applicability of Evidence Ordinance**, *Hon. Justice Ranjith Silva* on **Appeal & special Reference to question of Law in Labour Tribunal Appeals** and *Mr. A. Sarveswaran* on **law reforms under the Industrial Disputes Act**.





2. A workshop organized by the National Authority on Tobacco and Alcohol in collaboration with the Sri Lanka Judges’ Institute for Seventy one Judicial Officers was held at the B.M.I.C.H. on Saturday 19th September 2015. *Justice Saleem*

Marsoof, addressed judicial officers on “**The NATA Act and its Implementation**” and *Professor Diyanath Samarasinghe* addressed judicial officers on “**Community Level Activities in Implementing NATA Act**”.



Professor Diyanath Samarasinghe addressing the judicial officers



3. A workshop organized by the Bar Association of Sri Lanka in collaboration with the Sri Lanka Judges’ Institute on “**New banking practices under the cheque imaging & truncation system**” for ninety eight High Court Judges & Judicial Officers was held at Kingsbury Hotel on 03rd October 2015. **Mr. K. Kanag-Isvaran, President’s Counsel, Mr. Sunimal Weersuriya, CEO Lanka Clear Association of Sri Lanka, Mr. Jonathan Alles, and CEO Hatton National Bank** were the Guest Speakers. The Panel discussion was conducted by **Mr. Maithri Wickremasinghe, PC** and the Panel includes **Justice K.T. Chatrasiri, Justice Lekamwasam, Mr. K. Kanag-Isvaran, President’s Counsel and Mr. Sunimal Weersuriya, CEO Lanka Clear Association of Sri Lanka, Mr. Jonathan Alles, CEO, Hatton National Bank.**

4. **Cyber crime& Electronic Evidence Workshop** conducted by the United States Department of Justice in cooperation with the Sri Lanka Judges’ Institute on 24&26 August 2015, Colombo





Foreign Training Programs

1. A training Program was conducted for 29 Judges on “Court Management, Case Management, Civil Law Reforms and Family Law” at the New Delhi Judicial Training Academy, India on 06th – 10th April 2015
2. A Training Program was conducted for 30 Judges’ at National Judicial Academy, Bhopal of India on 01st – 05th June 2015
3. A training Program was conducted for 31 Judges’ on “Judicial Ethics Effective Courts &Case Management” by the Judicial & Legal Training Institute of Malaysia on 29th June to 02nd July 2015
4. A training Program was conducted for 31 Judges on “Judicial Ethics Effective Courts &Case Management” by the Judicial & Legal Training Institute of Malaysia on 7th September 2015 to 11th September 2015
5. Thirty Judges were trained at National Judicial Academy, Bhopal, India, on 6th to 10th December 2015.
6. Thirty Labour Tribunal Presidents were trained at National Judicial Academy, Bhopal, India from 18th to 22nd of December 2015.

Training Program for Court Registrars

Three training programs for Court Registrars were conducted in Sri Lanka Judges’ Institute on 30th January 2015, 4th March 2015 and 29th April 2015.

1. First training program for forty seven court registrars on “The Court Procedure and Role of Court Registrars” conducted on 30th January 2015.





2. Second Seminar for the Forty eight court registrars on “Court Administration, Establishment Code and Role of the Registrars” were conducted on 04th of March 2015.
3. Third seminar for the forty six court registrars on “General Accounts and Finance in Courts” was conducted on 29th April 2015.

Training program for Quazis

A seminar organized by the Judges' Institute for fifty three Quazis was held at the auditorium of the Sri Lanka Judges' Institute on Saturday 06th June 2015.



Staff Training Program

A workshop for the eleven staff members of the Sri Lanka Judges’ Institute was held at the conference hall of the Sri Lanka Judges’ Institute on Thursday 09th July 2015 by Mrs. R.P.S. Saman Kumari, Senior Assistant Secretary of the Ministry of Justice on “The Establishment Code, Shop and Office Employment Ordinance, Treasury Circulars and Office Practice”.



FUTURE COURSES

- Forensic Science
- Partition Law
- Dangerous Drugs
- National Sentencing Guidelines
- Outsourcing
- Pragmatic Approach in Writing Crime Judgments
- Law Relating to Prescription among Co-owners
- Cyber Crime and Electronic Evidence
- Appellate Court Rules
- Adjudicating Terrorism Trails


SIGNIFICANT ACCOUNTING POLICIES

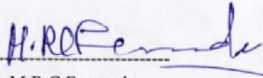
The financial statements are prepared in accordance with generally accepted Accounting principles and the Accounting Standard lay down by the accountants of the Sri Lanka Judges’ Institute.

STATEMENT OF FINANCIAL POSITION AS AT 31ST DECEMBER 2015

Sri Lanka Judges' Institute				
Statement of Financial Position As At 31 st December 2015				
	Notes	2015		2014
		Rs.cts	Rs.cts	Rs.cts
Assets				
Non Current Assets	1		7,208,703	4,926,847
Current Assets				
Salary Overpayment Receivable		4,657		
Stock (Office stationery)		59,279		66,956
Savings Account 31.12.2015		267,862		257,376
Current Account 31.12.2015		17,819,344	18,151,141	13,889,048
			25,359,844	19,140,228
Financed by				
Capital Grant Received			11,500,000	7,000,000
Accumulated Fund	2	11,275,418		5,395,221
Add : Excess		1,902,742		6,196,073
			13,178,160	18,591,294
Current Liabilities				
Provision for Audit fee		204,800		261,728
Provision for Stamp duty		1,300		475
Provision for Gratuity		80,136		
Accrued Expenses	3	387,929		143,927
Other Payable	4	7,520		142,804
			681,684	548,934
			25,359,844	19,140,228

The Financial Statements of Sri Lanka Judges' Institute have been prepared and presented in Accordance with Sri Lanka Public Sector Accounting Standards.
 We Certify that the above Financial Statements give a true and fair view of affairs as at December 31,2015 and Its surplus for the year ended December 31, 2015.


 Prepared by
 K.A.Lakshika Chaturani
 Assistant Accountant
 Sri Lanka Judges' Institute


 Hon. M.R.C.Fernando
 Director
 Sri Lanka Judges' Institute

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Ruwan Fernando
 Director / High Court Judge
 Sri Lanka Judges' Institute
 Colombo - 12.

STATEMENT OF FINANCIAL PERFORMANCES FOR THE YEAR ENDED 31ST DECEMBER 2015

**Sri Lanka Judges' Institute
Statement of Financial Performance for the Year Ended 31st December 2015**

	Note	2015		2014
		Rs. Cts	Rs. Cts	Rs. cts
Income				
Recurrent Grant Received	5	16,361,157		18,993,964
Interest Received from Savings Account		10,486		10,075
Photocopy Income		22,178		17,184
Accommodation Income		43,000		34,000
Library Fine Received		120		-
Salary Repayment		14,610		-
Total Income			16,451,551	19,055,223
Less-Expenditure				
Wages Salaries & Employment Benefits				
Salaries & Wages	6	(3,573,080)		(1,617,897)
Employees' Provident Fund Expenses		(333,668)		(97,695)
Employees' Trust Fund Expenses		(83,417)		(24,424)
ETF Surcharge Expense		(552)		(156)
Overtime		(203,740)		(260,612)
Uniform Allowances		(4,000)		(4,000)
Gratuity		(12,496)		-
			(4,210,952)	(2,004,783)
Operational Activities				
Seminars & Training Expenses		(3,620,946)		(6,174,491)
Refreshment for Seminars & Other programs		(459,852)		(631,437)
Security Charges		(998,836)		-
Video Conferencing Charges		(242,345)		-
Govt: SMS Service		(1,056)		-
			(5,323,034)	(6,805,928)
Supplies and Consumables Used				
Supply of Newspapers		(14,720)		(14,460)
Postal Charges		(23,865)		(25,473)
Office Stationery expenses		(287,027)		(181,730)
Fuel		(161,494)		(212,471)
Other Services & Supplies		(511,649)		(766,827)
			(998,754)	(1,200,961)
Finance Costs				
Bank Fee		(5,250)		(5,250)
			(5,250)	(5,250)
Other Expense				
Travelling Expenses		(4,330)		(6,900)
Vehicle Maintenance		(187,105)		-
Building Machinery & Equipment Maintenance	7	(1,001,920)		(421,922)
Telephone & Internet Charges		(341,719)		(299,009)
Cleaning Charges		(427,456)		(403,756)
Electricity & Water Expenses		(431,936)		(529,865)
Property, Plant & Equipment Depreciation		(1,556,353)		(1,120,776)
Audit Fees		(60,000)		(60,000)
			(4,010,819)	(2,842,228)
Total Expenses			(14,548,809)	(12,859,150)
Excess to the Accumulated Fund			1,902,742	6,196,073

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

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CASH FLOW STATEMENT FOR THE YEAR ENDED 31ST DECEMBER 2015Sri Lanka Judges' Institute
Cash Flow Statement for the Year Ended 31st December 2015

(Rs.cts)

	Notes	2015		2014
		Rs.Cts	Rs.cts	Rs.cts
Operating Activities				
Receipts				
Recurrent Imprest from Ministry		14,647,000		18,503,000
Interest Received from Savings Account		10,486		10,075
Library Fine Received		120		-
Photocopy Fees Income		22,178		17,184
Salary Repayment		14,610		-
Accommodation Income		43,000		34,000
Cash Inflows from Operating Activities			14,737,394	18,564,259
Payments				
Wages Salaries & Employment Benefits	8	(3,667,181)		(1,969,553)
Operational Activities	9	(4,659,567)		(6,805,928)
Supplies and Consumables Used	10	(2,729,723)		(2,388,896)
Finance Costs	11	(5,250)		(5,250)
Adjustments in Accumulated Fund	12	(28,610)		-
Settled Obligations 2015	13	(368,897)		-
Stamp Duty	14	825		-
Cash Outflows from Operating Activities			(11,458,403)	(11,169,628)
Net Cash flows from Operating Activities			3,278,990	7,394,632
Cash Flows from Financial activities				
Capital Grant Received		4,500,000	4,500,000	6,744,032.00
Net Cash flows from Financial activities				
Cash Flows from Investment activities				
Purchase of Fixed Assets	15	(3,838,209)		(395,757)
Reinvest Interest Income		(10,486)		(10,075)
Net Cash flows from Investing activities			(3,848,695)	(405,832)
Net increase /(decrease) in cash & cash equivalents			3,930,295	13,732,831
Cash & cash equivalents at beginning of period			13,889,048	156,217
Cash & cash equivalents at end of period			17,819,344	13,889,048

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 කොළඹ 12.

**STATEMENT OF CHANGES IN NET ASSETS FOR THE YEAR ENDED 31ST
DECEMBER 2015**

**Sri Lanka Judges' Institute
Statement of Changes in Net Assets for the Year Ended 31st December 2015**

	Contributed Capital	Other Reserves	Accumulated Surplus/ (Deficits)	Total (Rs)
Balance as at 01.01.2015	7,000,000	-	11,275,418	18,275,418
Capital Grant Received for the year	4,500,000	-	-	4,500,000
Excess/(Deficit) During the year			1,902,742	1,902,742
Balance as at 31.12.2015	11,500,000	-	13,178,160	24,678,160

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 කොළඹ 12.

NOTES TO THE FINANCIAL STATEMENTS FOR THE YEAR ENDED 31ST DECEMBER 2015

**Sri Lanka Judges’ Institute
Notes to the Financial Statements for the Year Ended 31st December 2015**

Note 01

Depreciation on Fixed Assets provided on a Straight Line basis at the following rates;

Office Equipment	20%
Furniture & Fittings	12.5%
Library Books	10%
Computer Equipment	25%
Electrical Instrument	20%
Pantry Items	12.5%
Travelling Bags	10%

Property, Plant & Equipment Schedule

Cost	Balance As at 01-01-15	Additions During the Year	Balance As at 31-12-15
Office Equipment	808,013	402,209	1,210,222
Furniture & Fittings	1,689,009	316,922	2,005,931
Library Books	365,021	1,920,104	2,285,125
Computer Equipment	2,718,568	-	2,718,568
Electrical Instrument	362,313	833,785	1,196,098
Pantry Items	86,608	-	86,608
Travelling Bags	20,100	-	20,100
Machinery	-	365,190	365,190
	6,049,633	3,838,209	9,887,842
Depreciation	Balance As at 01-01-15	Depreciation For the year	Accumulated Depreciation 31-12-15
Office Equipment	159,819	216,062	375,880
Furniture & Fittings	200,762	243,151	443,912
Library Books	26,364	81,540	107,904
Computer Equipment	679,642	808,030	1,487,672
Electrical Instrument	43,527	177,008	220,535
Pantry Items	8,652	11,086	19,738
Travelling Bags	4,020	2,010	6,030
Machinery	-	17,467	17,467
	1,122,786	1,556,353	2,679,139
Net Book Value	4,926,847		7,208,703

Note 02

Adjustment to the Accumulated Fund

Balance as at 01/01/2015		11,591,294
Consultant Telephone Bills Reimbursement 2014	(29,560)	
Video Conferencing Charges 2014	(281,488)	
Allowance for Interview Board 2014	(7,520)	
Gratuity Provision (2007-2014)	(67,640)	
ETF Under Provision	(540)	
EPF Under Provision	(3,600)	
Seminar & Training Expense	(50)	
Salary over payment deduction 2014	29,963	
Salary over payment Recievable	4,657	
Office Equipment Maintenance Expense	1,000	
Electricity & Water over provision	38,902	(315,876)
Adjusted Accumulated Fund as at 01/01/2015		11,275,418

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Sri Lanka Judges’ Institute
Notes to the Financial Statements for the Year Ended 31st December 2015

Note 03	2015	2014
Accrued Expenses 2015		
Consultant Allowance payable	44,750	-
Employees’ Trust Fund payable	10,947	4,797
Employees’ Provident Fund payable	72,979	31,981
Cleaning Charges payable	37,863	32,888
Supply of Newspaper Payable	1,250	1,250
Telephone bill payable	38,583	18,022
Staff OT payable	15,084	16,087
Security Charges Payable	166,472	-
Electricity & Water Payable	-	38,902
	387,929	143,927


Note 04		
Other Payable		
Payment for Interview Board	7,520	-
Supply of Library Books	-	91,623
Acting Accountant Arrears Allowance	-	46,181
Plaque Preparation Charges	-	5,000
	7,520	142,804

Note 05		
Recurrent Imprest		
January	1,621,500	1,000,000
February	2,135,000	2,652,500
March	2,646,000	1,595,000
April	1,033,000	1,096,000
May	1,444,000	1,565,750
June	1,635,000	1,235,750
July	1,033,000	1,165,750
August	1,033,000	2,245,750
September	1,033,500	300,000
October	1,033,000	2,181,500
November	-	3,165,000
December	-	300,000
	14,647,000	18,503,000

Payments Made by Ministry of Justice		
Salary & Wages	357,551	-
Video Conferencing Facility	523,833	-
Seminar & Training Programmes	254,650	-
Vehicle Insurance Charges	69,597	-
Colourwash of SLJI Library	76,590	-
Electricity & Water Expenses	431,936	490,964
Total	16,361,157	18,993,964

Note 06		
Salaries & Wages		
EPF Liable		
Permanent Staff	1,575,672	830,686
Contract Basis Staff	1,204,890	-
	2,780,562	830,686
EPF Not Liable		
Consultants’ Allowance	792,518	492,500
Other Wages & allowances	-	294,711
Total Salaries, Wages & Allowances	3,573,080	1,617,897

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Sri Lanka Judges' Institute
Notes to the Financial Statements for the Year Ended 31st December 2014

Note 07	2015	2014
<u>Building & Equipment Maintenance</u>		
Machinery Service Agreements	54,569	32,500
Repairs & Upkeep Office Equipment	183,775	63,283
Toners for Photocopy Machines	220,661	188,456
Equipment, Electrical Items & Wiring	136,963	-
Building Renovation & Colour Wash	182,082	4,403
SLJI Telephone System	19,992	-
SLJI Website Hosting & Maintenance	203,878	133,280
Total	1,001,920	421,922

Notes to the Cash Flow Statement

Cash Flow Statement has been prepared on Direct Method

Note 08	2015	2014
<u>Wages Salaries & Employment Benefits</u>		
Salaries & Wages	(3,140,815)	(1,616,490)
Employees' Provident Fund Expenses	(260,689)	(68,854)
Employees' Trust Fund Expenses	(72,470)	(20,098)
ETF Surcharge Expense	(552)	(156)
Overtime	(188,655)	(259,956)
Uniform Allowances	(4,000)	(4,000)
	(3,667,181)	(1,969,553)

Note 09

Operational Activities

Seminars & Training Expenses	(3,366,296)	(6,174,491)
Refreshment for Seminars & Other programs	(459,852)	(631,437)
Security Charges	(832,363)	-
Govt: SMS service	(1,056)	-
	(4,659,567)	(6,805,928)

Note 10

Supplies and Consumables Used


Supply of Newspapers	(13,470)	(14,860)
Postal Charges	(23,865)	(25,473)
Purchase of Office Stationery	(279,349)	(240,687)
Fuel Expense	(161,494)	(212,471)
Other Services & Supplies	(511,649)	(761,827)
Travelling Expenses	(4,330)	(6,900)
Building Machinery & Equipment Maintenance	(925,330)	(421,922)
Vehicle Maintenance	(117,507)	-
Telephone & Internet Charges	(303,136)	(301,001)
Cleaning Charges	(389,593)	(403,756)
	(2,729,723)	(2,388,896)

Note 11

Finance Costs

Bank Fee	(5,250)	(5,250)
	(5,250)	(5,250)

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Sri Lanka Judges' Institute
Notes to the Financial Statements for the Year Ended 31st December 2015

Notes to the Cash Flow Statement (Cont:)

Note 12	2015	
Adjustment to the Accumulated Fund		
Consultant Telephone Bills Reimbursement 2014	(29,560)	
Seminar & Training Expense	(50)	
Office Equipment Maintenance Expense	1,000	
	<u>(28,610)</u>	
Note 13		
Obligations Settled 2015		
Employees' Trust Fund	(5,337)	
Employees' Provident Fund	(35,581)	
Cleaning Charges	(32,888)	
Supply of Newspaper	(1,250)	
Telephone Bill	(18,022)	
Staff Overtime	(16,087)	
Supply of Library Books	(91,623)	
Acting Accountant Aareas Allowance	(46,181)	
Plaque Preparation Charges	(5,000)	
Audit Fee 2010-2012	(116,928)	
	<u>(368,897)</u>	
Note 14	2015	2014
Stamp Duty		
Total Deductions for the year	3,525	1,600
Total payments during the year	(2,700)	(1,600)
	<u>825</u>	<u>-</u>
Note 15		
Payments for Fixed Assets		
Office Equipment	(402,209)	(29,530)
Furniture & Fittings	(316,922)	(319,307)
Library Books	(1,920,104)	(13,500)
Electrical Instrument	(833,785)	-
Pantry Items	-	(33,420)
Machinery	(365,190)	-
	<u>(3,838,209)</u>	<u>(395,757)</u>

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STATEMENT OF BUDGET FOR THE YEAR ENDED 31ST DECEMBER 2015

Sri Lanka Judges' Institute
Statement of Budget for the Year Ended 31st December 2015

Recurrent Budget	2015 Rs.cts
Income	
Recurrent Imprest from Ministry	22,000,000
Total Income	22,000,000
Less-Expenditure	
Salary & wages	(10,027,224)
EPF & ETF	(1,534,038)
Overtime	(840,738)
Uniform allowances	(28,000)
Office Stationery expenses	(200,000)
Fuel	(900,000)
Seminars & Training Expenses	(7,000,000)
Cleaning Expenses	(420,000)
Vehicle Maintenance	(200,000)
Plant Machinery & Equipment Maintenance	(100,000)
Postal, Communication, Electricity & Water	(360,000)
Audit Fees	(150,000)
Other Expenses	(240,000)
Total Expenses	(22,000,000)
Excess/(Shortfall)	-

Capital Budget	2015 Rs.cts
Capital Grant	
Imprest from Ministry	7,000,000
Total Income	7,000,000
Less-Acquisition of Non Current Assets	
Furniture & Office Equipment	(1,500,000)
Computer Equipment & Software	(1,500,000)
Library Books	(2,500,000)
Electrical Instrument	(1,500,000)
Total Expenses	(7,000,000)
Excess/(Shortfall)	-

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CHALLENGERS

Sri Lanka Judges’ institute has reached many remarkable achievements throughout its’ long journey like obtaining International Judicial Training, acquiring Partnerships with other Judicial Academies and with European Union, US Department of Judicial.

As well several challengers still remain.

- A separate building for a Judicial Academy with all basic facilities
- Lengthy departmental procedures
- Financial restrictions in conducting program

ACKNOWLEDGMENT

The Sri Lanka judges’ institute appreciates the assistance and cooperation given by the following:

1. The secretary and the staff of the Ministry of Justice
2. Judicial Service Commission
3. The Secretary of the Treasury and Staff of the Treasury.
4. The UNDP
5. The Auditor-General and his staff
6. The Superintendent and his staff
7. Registrar of the Supreme Court
8. Registrar of the Court of Appeal
9. Marshall of the Supreme Court



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