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The Gazette of the Democratic Socialist Republic of Sri Lanka

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PART IV (A) — PROVINCIAL COUNCILS

(Separate paging is given to each language of every Part in order that it may be filed separately)

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IMPORTANT NOTICE REGARDING ACCEPTANCE OF NOTICES FOR PUBLICATION IN THE WEEKLY "GAZETTE"

ATTENTION is drawn to each of the 'Notices' appearing in the 1st week of every month, regarding the latest dates and times of acceptance of notices for publication in the weekly *Gazette* at the end of each Part of the *Gazette of the Democratic Socialist Republic of Sri Lanka*.

All notices to be published in every Part of the *Gazette* shall close at 12 noon of each Friday, a fortnight before the date of publication. All Departments, Corporations, Boards, etc., are advised that any notification fixing specific dates for closing times of applications in regard to vacancies, tender notices and the dates and times of auction sales, etc., should be prepared with due regard to this change, i.e., by giving adequate time both from the time of despatch of notice to the Government Press and from the date of publication thus enabling those interested in the contents of the notices to actively and positively participate.

All notices to be published in the weekly *Gazette* should reach this Department positively by 12 noon of the Friday, two weeks prior to date of publication, e.g., Notices for publication in the weekly *Gazette* of March 22, 1996, should reach the Government Press on or before 12 noon on March 08, 1996.

NEVILLE NANAYAKKARA,
Government Printer.

Department of Govt. Printing,
Colombo 8,
January 01, 1996.

Provincial Council Notifications

CENTRAL PROVINCE PROVINCIAL COUNCIL

IT is hereby notified that the following statute has been unanimously passed by the Central Province Provincial Council on 25th August, 1995 and the Honourable Governor's assent has been received on 10th February, 1996.

P. R. RANASINGHE,
Council Secretary,
Central Provincial Council.

Council Secretariat of the Central Provincial Council,
P.O. Box No. 07,
Pallekelle,
Kundasale.

Library Statute No. 02 of 1995 of the Provincial Council of the Central Province

A STATUTE TO PROVIDE FOR THE ESTABLISHMENT OF A PLANNED AND A SATISFACTORY LIBRARY AND INFORMATION SERVICE WITHIN THE CENTRAL PROVINCIAL COUNCIL, PROVIDE KNOWLEDGE AND INFORMATION TO THE GENERAL PUBLIC AND IN PARTICULAR TO THE PEOPLE LIVING WITHIN CENTRAL PROVINCE FOR THEIR DEVELOPMENT AND BE AN ACTIVE PARTNER IN THE DEVELOPMENT PROGRAMMES BY PROVIDING FOR THE INFORMATION NEEDS OF THE POLICY MAKERS, PLANNERS AND THE IMPLEMENTATORS IN THE CENTRAL PROVINCE AND TO PROVIDE FOR ALL MATTERS CONNECTED THEREWITH OR INCIDENTAL THERETO

Be it passed by the Provincial Council of the Central Provincial of the Democratic Socialist Republic of Sri Lanka as follows :

Short title and the date of establishment.

1. This Statute may be cited as the Library Statute No. 2 of 1995 of the Central Provincial Council and shall come into operation on the date of assent of the Governor of the Central Province.

Objectives.

2. The main objective is to plan, develop and co-ordinate the functions of Public Libraries, Academic Libraries, Schools and Pirivena Libraries and Special Libraries in the Central Province.

Also it is expected to effect the following objectives :

To formulate and implement an appropriate Library Development Plan, to formulate and implement a plan for professional development, to provide financial resources, to formulate and implement a plan for the performance improvement, to formulate and recommend schemes of recruitment and promotions of cadres of Library Service.

Establish and implement a scheme of library co-operation to enable sharing of resources, establish and implement information networks at provincial and national levels, establish and implement inter-library exchange and inter-library loan schemes, introduce mobile library services, issue publications, provide translation services, establish a research unit to identify national information needs for development of Library Services, build up databases, conduct training programmes, provide centralised technical services.

Examine the prevailing conditions of existing Libraries, forward recommendations for their development and implement them.

Implement user education programmes continuously to promote reading skills to obtain maximum benefit from Library Resources, implement library co-operation to exchange learning experiences.

Implement a special scheme to acquire and conserve the literary heritage of the people of the area such as ola-leaves, manuscripts, books etc.

Organize library extension activities such as discussions, seminars, competitions, lectures etc. to transform the library to a living force in the community. Organize Information Centres in all the Libraries to provide Community Information Services.

serve as the Information Centre of Local Authorities, the State and the citizens by collecting, organizing and disseminating information thereby serving as a force and a source for the human resource development.

Establishment of the Provincial Library Service Board.

3. For the the purposes set out in this statute, and in accordance with the succeeding provisions of this Statute :

- (a) A Provincial Library Service Board ;
- (b) Three District Library Service Boards ;
- (c) A Divisional Library Service Board for each Divisional Secretariats may be established.

Appointment of Provincial Director of Libraries and Other Staff.

4. (i) There shall be a person appointed to perform and be responsible for the functions set out under this Statute who shall have the required academic and professional qualifications with administrative skill and experience for the post of the Provincial Director.

(ii) There may be appointed officers and other staff as may from time to time be required to perform and be responsible for the functions set out under this Statute.

(iii) All officers appointed under Sub-section (i) and (ii) of this Section shall be deemed to be State Officers within the meaning of the penal code.

(iv) No suit shall lie against any officer acting under this Statute in good faith for anything done or omitted.

(v) In the exercise of their powers and carrying out their duties and functions, all officers appointed under this Section shall comply with any general or special directions issued by the Secretary of the Ministry.

PART I

ESTABLISHMENT OF THE PROVINCIAL LIBRARY SERVICE BOARD, THE DISTRICT LIBRARY SERVICE BOARD AND THE DIVISIONAL LIBRARY SERVICE BOARD

Establishment of Library Service Board in the Central Province.

5. (i) There shall be established a Board called and known as " Central Province Library Service Board " hereinafter referred to as the " Board " to advise the Minister on matters connected with the planning, development and co-ordination of Library Services, Information Services in the Central Province.

The Minister shall obtain approval from the Provincial Council before implementing these advices.

(ii) The Board shall consist of —

- (a) Secretary, Ministry of Local Government,
- (b) Secretary, Ministry of Education,
- (c) Commissioner of Local Government,
- (d) Provincial Director of Education,
- (e) Director, Sri Lanka National Library Service Board or his representative,
- (f) President, Sri Lanka Library Association or his representative,
- (g) Director, Provincial Library
- (h) Librarian, University of Peradeniya,
- (i) Librarian, Provincial Library,
- (j) Three Academicians knowledgeable in Library Services appointed by the Minister of Local Government.

(iii) The Minister shall nominate a suitable person from the above members as the Chairman of the Board.

(iv) Director, Provincial Library Service Board shall act as the Secretary of the Board.

Functions and Duties of the Board : Rules and Regulations

6. The functions and duties of the Board and the quorum for meetings of the Board shall be prescribed by regulations by the Minister subject to provision of this Statute.

7. The Minister may make rules to regulate the procedure at meetings of the Board and the transactions of business at such meetings.

Establishment of District Library Service Board.

8. (i) The Minister may establish as determined by him a " District Library Service Board" for each administrative district to advise and assist the Minister on matters entrusted with promotion, development, encouragement and administration of Library Services and Information Services in the Districts of the Central Province and for co-ordination of such matters with the Provincial Library Services Board.

(ii) The District Library Service Board shall consist of —

- (a) District Secretary,
- (b) Assistant Commissioner of Local Government,
- (c) Municipal Commissioner,
- (d) Deputy Director of Education,
- (e) Librarian, District Library,
- (f) Cultural Officer,
- (g) Assistant Commissioner of Local Government (Community Development),
- (h) Three Academicians knowledgeable in the Library Services nominated by the Minister.

(iii) The Minister shall nominate a suitable person from the above members as the Chairman of the Board.

(iv) The Librarian of the District Central Library shall act as the Secretary of the Board.

Functions and Duties of the District Library Service Boards.

9. The functions and duties of the Board and the quorum for meetings of the Board shall be prescribed by regulations by the Minister subject to provisions of this Statute.

Rules and Regulations of the District Library Service Board.

10. The Board may make rules to regulate the procedure at meetings of the Board and the transactions of business at such meetings.

Establishment of Divisional Library Service Boards.

11. (i) There shall be established as determined by the minister " Divisional Library Service Board " for each Divisional Secretary Area to make recommendations to the District Library Service Board regarding such matters as promotion, development, encouragement and administration of Library Services and Information Services in the Divisional Secretary Areas of the Central Province.

(ii) The Divisional Library Service Board shall consist of —

- (a) Divisional Secretary of the Area (Chairman),
- (b) Secretary of the Local Authority,
- (c) Librarian of the Central Library of the Pradeshiya Sabha,
- (d) Deputy Director of Education,
- (e) Three Principals from a Central Schools/Maha Vidyalaya and Pirivena to be nominated by the Director of Education,
- (f) Cultural Officer,
- (g) Community Development Officer,
- (h) Two Librarians nominated by each Pradeshiya Sabha,
- (i) Three Academicians interested in Library Service appointed by the Minister of Local Government,
- (j) Two students attach to a readers club appointed by the Minister.

(iii) Librarian of the Central Library of the Pradeshiya Sabha shall act as the secretary of the Board.

Functions and Duties of the Divisional Library Service Board

12. The powers, functions and duties of the Board and the quorum for meetings of the Board shall be prescribed by regulations by the Minister subject to provisions of this Statute.

Rules and Regulations.

13. The Board may make rules to regulate the procedure at Meetings of the Board and the transactions of business at such meetings.

Tenure of office of members appointed Boards.

14. (i) The Members of the Board appointed by the Minister shall, unless they vacate office earlier by resignation, death or by removal, hold office for a period of three (03) years.

(ii) The Minister may if he considers it expedient to remove from office any member of the Board, Minister may do so by showing cause for such removal.

(iii) Any person appointed in place of any member who has vacated office by death, resignation or removal shall hold office only for the unexpired term of office of such member who has vacated office.

(iv) A member who vacate office by expiry of time shall be eligible for reappointment.

Disqualifications.

15. Any person shall be disqualified from serving on any Library Service Board if he :---

- (a) is or as been adjudged by a competent Court to be of unsound mind ; or
- (b) is or has been adjudged by a competent Court to be insolvent or bankrupt ; or
- (c) is directly or indirectly involved in the purchase, manufacture, assembly, sale or production of any materials or equipment pertaining to Library and Information Service such as books, magazines, newspapers ; or
- (d) is convicted in a Court of Law during the last five years for any offence involving moral turpitude ; or
- (e) is imprisoned for period of more than three (03) months for a criminal offence in a Court of Law or punished with a fine of more than Rs. 500 for a similar offence.
- (f) is elected as a Member of Parliament, Member of Provincial Council or a Member of Local Authority while being a Member of the Board ; or
- (g) did not attend three (03) consecutive meetings without giving reasons.

ESTABLISHMENT OF PROVINCIAL LIBRARIES AND ADMINISTRATION

Finance.

16. The Central Provincial Council shall annually provide fixed financial allocation for libraries according to the instruction and standards determined by the Central Province Library Service Board. Such financial provisions shall be distributed among the libraries of the Central Province. In addition the Central Government may also provide special financial grants. A minimum of 1% of the self generated income earned by every Local Authority may be set apart for Library and Information Service.

Establishment of the
Central Province
Library Fund.

17. There shall be established a fund called the " Central Province Library Fund " hereinafter referred to as the " Fund " for the promotion, development and encouragement of Library Services and Information Services in the Central Province.

Payment in to the
Fund

18. The following payments shall be paid into the Fund —

- (a) All sums of money as may from time to time be voted by the Government as grants.
- (b) All sums of money as may from time to time be voted by the Provincial Council of the Central Province.
- (c) Donations, gifts or grants received by the Board from whatever the source, whether in or outside Sri Lanka.
- (d) Money earned by the Board from various activities.

Donation of movable and immovable property.

19. (i) Any donation or purchase of any movable or immovable property may be accepted by the Board on the recommendation of the Board to be used in accordance with the provisions of this Statute.
(ii) The proceeds thereof shall be credited to the Fund.

Administration of the Fund.

20. (i) The Fund shall be administrated by the Board under the control and administration of the Minister.
(ii) The Minister shall appoint an Advisory Board of the Library Fund to advice him on the administration of the Central Province Library Fund.

(iii) The Financial Year of the Fund shall be the Calendar Year.

(iv) Appropriate books of accounts shall cause to be maintained in respect of receipts and payments, assets and liabilities of the Board and all other transactions of the Board.

(v) All accounts of the Board shall be audited every year by the Auditor-General in accordance with Article 154 of the Constitution.

(vi) The Board shall prepare a report on the administration of the Fund annually and such report shall be forwarded to the Auditor-General.

(vii) The provisions of Part II of the Finance Act, No. 38 of 1971 shall *mutatis mutandis*, apply to the financial control and accounts of the Fund.

Payment from the Fund.

21. (i) Such sums of money may be paid out of the Fund as the Provincial Library Services Board may determine —

- (a) For library books and equipment,
- (b) for library buildings,
- (c) for development of library personnel,
- (d) all other expenditures that could be incurred out of the Fund in accordance with the provisions of the Statute.

(ii) The Board shall pay out of the Fund all sums of moneys required to defray any expenditure incurred by the Board in the exercise, discharge and performance of its powers, functions and duties.

PART III

ESTABLISHMENT OF TRAINING AND RESEARCH INSTITUTE FOR LIBRARY AND INFORMATION SERVICES

Establishment of Training and Research Institute

22. The Minister may establish one or more training centres hereinafter referred to as Training Institutes or Research Institutes for the purposes of

- (a) providing knowledge, guidance and training in the education of Library and Information Services and of conducting examinations to test the proficiency acquired by the students of such institutes.
- (b) Awarding certificates for those who pass the examinations conducted by such Institutes.

Schemes of enrolment and other matters.

23. Director, In accordance with the approved policies of the Sri Lanka National Library Services Board the Minister shall be regulations prescribe —

- (a) Schemes of recruitment,
- (b) Schemes of education, training and examinations,
- (c) Schemes of appointment of Directors, Assistant Directors, Teachers, Instructors, Consultants and other Officers required for such Institutions and payment of their emoluments.

Power of the Minister to provide facilities for Research and Training Institutes and control of disciplinary matters etc.

24. The Minister shall have the power —

- (a) to provide facilities, to construct, maintain and equip buildings for research and training, provide residential facilities for training ;
- (b) to regulate and provide for the discipline and welfare of the students and teaching staff;
- (c) to provide for award of certificates by such Institutes.

PART IV

GENERAL

General and special directions of the Minister.

25. (i) The Minister may make general and special directions in writing to the Boards, Committees, Associations or other Organizations established or registered under this Statute as to the exercise, discharge and performance of their powers, functions and duties and such Boards, Committees, Associations or other Organizations shall give effect to such directions.

(ii) The Minister may from time to time direct Boards, Committees, Associations and other Organizations established or registered under this Statute to furnish him in such forms as he may require, returns, accounts and other information in respect of their property and activities and such Boards, Committees, Associations and other Organizations shall carry out every such directions.

(iii) The Minister may from time to time order all or any of the activities of Boards, Committees, Associations and other Organizations established or registered under this Statute to be investigated and reported on by such suitable person or persons as he may specify and upon such order being made, such Board, Committee, Association and other Organizations shall afford all such facilities and furnish all such information as may be necessary to carry out every such order.

26. (i) The Minister may regulate and control by regulations the participation either in Sri Lanka or abroad individual librarians or group of librarians or any library personnel or Member of Provincial Library Service Board or Consultants purporting to represent the Central Province of Sri Lanka.

(ii) The Minister may prescribed by regulations the minimum library facilities and standards a Local Government Authority shall provide.

(iii) The Minister may make regulations for the purpose of carrying out of giving effect to the principles and provisions of this Statute and for all matters which are required by this Statute to be prescribed or in respect of which regulations are required to be made.

(iv) Every regulation made by the Minister shall be published in the *Government Gazette* and shall come into operation on the date of such publication or on such later date as may be specified therein.

Every regulation made by the Minister shall as soon as convenient after the publication in the *Government Gazette* be brought before the Provincial Council for approval.

Any regulations which is not approved shall be deemed to be rescinded as from the date of disapproval but without prejudice to anything previously done thereunder. Notification of the date on which any regulations made by the Minister is so deemed to be rescinded shall be published in the *Government Gazette*.

Remunerations

27. Members of the Provincial Library Service Board and District Library Service Board and Divisional Library Service Board established under this Statute may be remunerated in such manner and at such rate as the Minister with the concurrence of the Minister in-charge of the subject of Finance may determine.

Interpretations

. 28. In this Statute, unless the context otherwise requires —

“ Minister ” means the Minister to whom the subject or functions of Local Government has been assigned and the “ Ministry ” shall be construed accordingly.

“ Secretary ” means the Secretary to the Ministry to which the subject of Local Government has been assigned in the Provincial Council of the Central Province.

“ Library Services and Information Services ” include any form of Library Service and Information Service recognised by the Secretary to the Ministry as Library Service and Information Service for the purpose of the Statute.

In the event of any inconsistency in the English text of this Statute the Sinhala text shall prevail.

03-432

