



**COUNCIL OF LEGAL EDUCATION
(AMENDMENT) LAW, No. 6 OF 1974**

OF

THE NATIONAL STATE ASSEMBLY

[Certified on 14th March, 1974]

Printed on the Orders of Government

Council of Legal Education (Amendment)
Law, No. 6 of 1974

L. D.—O. 71/78.

A LAW TO AMEND THE COUNCIL OF LEGAL EDUCATION
ORDINANCE

BE it enacted by the National State Assembly of the Republic of Sri Lanka as follows:—

1. This Law may be cited as the Council of Legal Education (Amendment) Law, No. 6 of 1974.

Short
title.

2. The following new section is hereby inserted, immediately after section 2, and shall have effect as section 2A, of the Council of Legal Education Ordinance, hereinafter referred to as the "principal enactment":—

Insertion
of new
section
2A in
Chapter 276.

Constitution
of Incorporated
Council
of Legal
Education.

2A. (1) Notwithstanding anything to the contrary in section 2, the Incorporated Council of Legal Education shall, with effect from such date as may be fixed by the Minister by Notification published in the *Gazette*, consist of—

- (a) the Chief Justice, who shall be the Chairman of the Council;
- (b) the Secretary to the Ministry of Justice;
- (c) the Attorney-General; and
- (d) four other persons appointed by the Minister, (hereinafter referred to as "appointed members"), from among persons of standing in the legal profession or persons who hold or have held judicial office or who are or have been engaged in the teaching of law or in legal research or who have secured academic distinction in law or made contributions to legal knowledge.

(2) Every appointed member shall, unless he earlier vacates his office by death or resignation or removal, hold office for a period of three years from the date of his appointment, and shall be eligible for reappointment:

2 *Council of Legal Education (Amendment)*
Law, No. 6 of 1974

Provided that a member appointed by the Minister to fill a vacancy in the office of an appointed member shall hold office for the unexpired portion of the term of office of the member whom he succeeds.

(3) Any appointed member may resign his office by letter addressed to the Minister.

(4) Where any appointed member becomes, by reason of illness or other infirmity or absence from Sri Lanka, temporarily unable to perform the duties of his office, the Minister may, having regard to the provisions of paragraph (d) of subsection (1), appoint a fit and proper person to act in place of that member.

(5) The quorum for a meeting of the Council shall be five members of the Council.

(6) The Council may act notwithstanding any vacancy among its members or any defect in the appointment of any member."

Amendment
of section 7
of the
principal
enactment.

3. Section 7 of the principal enactment is hereby amended as follows:—

(1) by the renumbering of that section as subsection (1) of that section;

(2) in renumbered subsection (1) of that section, by the substitution for all the words from "It shall be lawful" to "any of the following purposes", of the following words:—

"It shall be lawful for the Incorporated Council of Legal Education, with the concurrence of the Minister, to make such by-laws, rules and orders as to it shall seem necessary for any of the following purposes"; and

Council of Legal Education (Amendment) 3
Law, No. 6 of 1974

(3) by the insertion, immediately after the renumbered subsection (1) of that section, of the following new subsections:—

“(2) Every by-law, rule or order made by the Council shall be published in the *Gazette* and shall come into operation on the date of such publication or on such later date as may be specified in the by-law, rule or order, as the case may be.

(3) Every by-law, rule or order made by the Council shall, as soon as convenient after its publication in the *Gazette*, be brought before the National State Assembly for approval. Any by-law, rule or order which is not so 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 by-law, rule or order made by the Council is so deemed to be rescinded shall be published in the *Gazette*.”

4. The following new section is hereby inserted immediately after section 7, and shall have effect as section 7A, of the principal enactment:—

Insertion
of new
section 7A
in the
principal
enactment.

“ Powers of
Minister in
relation to
the Council.

7A. The Minister may, from time to time, give to the Incorporated Council of Legal Education directions in writing on matters of general policy pertaining to the performance of the duties and the exercise of the powers of the Council, and the Council shall give effect to such directions.”

5. Sections 8, 9, 10 and 11 of the principal enactment are hereby repealed.

Repeal of
sections 8,
9, 10 and
11 of the
principal
enactment.