

*Collection of Tolls.***No. 3 of 1896.\*****An Ordinance to consolidate and amend the Law in respect to the Collection of Tolls.†***(As amended by No. 21 of 1905,† No. 14 of 1907, and No. 10 of 1916.)**(See section 240, No. 11 of 1920.)*

**W**HEREAS it is expedient to consolidate and amend the law in respect to the collection of tolls in this Island ; It is therefore enacted as follows :

Preamble.

*Preliminary.*

**1** This Ordinance may be cited for all purposes as " The Toll Ordinance, 1896," and shall come into operation on the First day of January, 1897.

Short title of Ordinance.

**2** The Ordinances respectively mentioned in schedule A hereto are hereby wholly repealed, but such repeal shall not affect—

Repeal of enactments.

- (a) The past operation of any enactment hereby repealed, nor anything duly done or suffered under any enactment hereby repealed ; nor
- (b) Any right, privilege, obligation, or liability acquired, accrued, or incurred under any enactment hereby repealed ; nor
- (c) Any penalty, forfeiture, or punishment incurred in respect of any offence committed against any enactment hereby repealed ; nor
- (d) Any legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture, or punishment as aforesaid.

**3** In the construction and for the purposes of this Ordinance (if not inconsistent with the context or subject-matter) the following terms shall have the respective meanings hereinafter assigned to them ; that is to say :

Interpretation clause.

" Horse " shall include pony, ass, or mule.

" Ox " shall include any bullock, buffalo, or any other beast of burden except an elephant.

" Load " shall include all description of goods, but not passengers.

\* For the purpose of the operation of the provisions of Ordinance No. 11 of 1920, this Ordinance shall be construed as if all references in section 25A to a Provincial Road Committee or to a District Road Committee were to a District Council.—*Edd.*

† Notification dated December 16, 1910, in *Government Gazette* No. 6,415 of December 16, 1910, notified that all existing tolls in respect of roads and bridges would be abolished from January 1, 1911.—*Edd.*

‡ Came into operation on January 1, 1906, by Proclamation dated October 20, 1905, in *Government Gazette* No. 6,080 dated October 20, 1905.—*Edd.*

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“ Vehicle for passengers ” shall include carriages, hackeries, and vehicles capable of carrying passengers and commonly used for such purpose, though not actually carrying passengers at the time.

“ Vehicle for goods ” shall include carts, wagons, and all vehicles capable of carrying loads and commonly used for such purpose, although not actually carrying goods at the time.

“ Boat ” shall include pada boats, battel, lighter, single or double canoe, scooped dhoney, ballam, raft, tug, catamaram, kulla, and all other boats, whether of European or native build.

“ Estate ” means any land in which labourers are employed, and of which ten acres or more are actually cultivated.

[§ 2, 21 of 1905.]

“ River ” shall include canals, lakes, estuaries, creeks, inlets of the sea, and any expanse of water.

*Tolls established.*

Tolls at roads, bridges, ferries, and canals.

[§ 3, 21 of 1905.]

4 Subject to the provisions and limitations hereinafter contained, tolls shall be levied upon all horses, elephants, oxen, vehicles, and boats, in respect of the roads, bridges, ferries, and canals specified in the schedules B, C, D, and E respectively to this Ordinance annexed, and in respect of ferries and footbridges upon all foot passengers, at such rates as the Governor from time to time, by Proclamation in the *Government Gazette*, shall be pleased to appoint, provided that the same shall in no case exceed the rates hereinafter specified ; that is to say :

*Tolls on Roads and at Bridges and Ferries.*

[§ 7 (2), 21 of 1905, as amended by § 17 (3), 14 of 1907.]

	Rs.	c.		
Every vehicle for passengers drawn by one horse, driver and passengers included	}	with two wheels	0	50
		with four wheels	0	60
Every vehicle for passengers drawn by two horses, driver and passengers included			0	60
Every additional horse used in drawing such vehicle, and attached thereto			0	10
Every vehicle for passengers drawn by one ox, driver and passengers included			0	30
Every additional ox attached thereto			0	10
Every horse carrying a load or not carrying a load, with or without a rider			0	20
Every ox carrying a load			0	10
Every vehicle carrying a load and drawn by one horse or ox			0	30
Every vehicle carrying a load and drawn by two horses or oxen			0	50
Every additional horse or ox attached thereto			0	10
Every vehicle not carrying a load and drawn by one horse or ox			0	10
Every vehicle not carrying a load and drawn by two horses or oxen			0	15
Every additional horse or ox attached thereto			0	10
Every vehicle carrying a load and drawn by two elephants			1	0

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	Rs.	c.	
Every vehicle not carrying a load and drawn by two elephants .. .. .	0	50	
Every vehicle carrying a load and drawn by one elephant .. .. .	0	70	
Every vehicle not carrying a load and drawn by one elephant .. .. .	0	30	
Every elephant carrying a load, not being his food .. .. .	0	30	
Every elephant not carrying a load .. .. .	0	20	
Every bicycle, tricycle, or jinricksha .. .. .	0	10	
Every motor car .. .. .	0	60	[§ 7 (1), 21 of 1905.]
Every motor cycle .. .. .	0	20	
Every mechanical tractor with trailer :			
Loaded .. .. .	1	25	
Unloaded .. .. .	0	25	
Every lorry propelled by steam or other mechanical means :			
Loaded .. .. .	1	25	
Unloaded .. .. .	0	25	
Every ox, cow, calf, sheep, goat, or pig .. .. .	0	1	
Every leaguer or cask not carried in a vehicle or by a man, but rolled along the road .. .. .	0	10	
Every wheeled vehicle not enumerated above .. .. .	0	40	
Every foot passenger crossing any ferry or footbridge, except children under twelve years of age and keepers and leaf-cutters attending elephants, horses, and cattle .. .. .	0	2	[§ 3, 21 of 1905.]

*Tolls on Canals.*

Pada boat, battel, or lighter of and under 50 feet in length .. .. .	} loaded .. .. .	1	50
.. .. .		} unloaded .. .. .	0
Pada boat, battel, or lighter over 50 feet in length .. .. .	} loaded .. .. .		2
.. .. .		} unloaded .. .. .	1
Double canoe, scooped dhoney, and kulla .. .. .	} loaded .. .. .		0
.. .. .		} unloaded .. .. .	0
Every additional canoe supporting a platform .. .. .			0
Single canoe or ballam, with freight or passengers .. .. .		0	30
Single canoe or ballam, unloaded .. .. .		0	15
Raft or catamaram, 30 feet by 10 feet and under .. .. .	} loaded .. .. .	1	0
.. .. .		} unloaded .. .. .	0
For every additional foot over 30 feet in length and under 50 feet .. .. .	} loaded .. .. .		0
.. .. .		} unloaded .. .. .	0
For every additional foot over 50 feet .. .. .	} loaded .. .. .		0
.. .. .		} unloaded .. .. .	0
For every additional foot of breadth on 15 feet, whether loaded or unloaded .. .. .			0
For every boat propelled by steam or electric power, or any power obtained by any means other than hand, beast of draught, or sail, whether loaded or unloaded, and of whatever draught or capacity .. .. .		2	50
Every boat not enumerated above .. .. .		0	50

Provided that it shall be lawful for the Governor, with the advice of the Executive Council, by Proclamation in the *Government Gazette*, from time to time to cause a higher rate of toll than that above specified to be levied in respect of ferries which shall exceed half a mile in width.

Proviso.  
Higher toll on ferries more than half a mile wide.

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Proviso.

As to fishing boats and vehicles and boats, &c., conveying manure.

Provided further that boats or canoes employed in fishing, and not conveying loads or passengers, shall be exempt from toll, and that no tolls shall be demanded or taken for or in respect of any horse, ox, vehicle, boat, or canoe when employed, or going to be or returning from having been employed, in carrying or conveying only dung, soil, compost, bone dust, or manure for land (save and except lime, salt, saltpetre, and poonac), and the necessary implements used for filling the manure, and, in the case of boats, the necessary tackle, apparel, and provisions of such boats and the crew thereof.

Proviso as to empty vehicles fitted with trays for the carriage of green tea leaf.

Provided further that all vehicles fitted with trays, baskets, or other apparatus for the carriage of green tea leaf and drawn by a horse or an ox, or by horses or oxen, and all boats and canoes so fitted, shall be exempt from toll respectively, except when actually carrying such leaf or any other load in respect of which toll is leviable under this Ordinance.

Proviso as to such vehicles when loaded with green tea leaf which is being conveyed from one part of the estate to another for the purpose of manufacture.

Provided further that every vehicle so fitted and drawn by a horse or an ox, or by horses or oxen, and every boat or canoe so fitted, shall be exempt from toll when loaded with green tea leaf to be manufactured in any factory standing upon the estate whereon such leaf has been plucked or gathered.

Tolls in respect of ferries due whether boats used or not.

5 The tolls imposed in respect of ferries shall be due and leviable whether the ferry boats provided for carrying passengers or conveying vehicles or goods across the ferries be used or not.

Vehicles and boats loaded with coconut husks to pay as unloaded vehicles and boats, and to pay only once.

6 From and after the day on which this Ordinance comes into operation vehicles and boats loaded with coconut husks in an unmanufactured condition, and with no other goods or merchandise, except the necessary tackle, apparel, and provision of such boat and the crew thereof, shall pass as, and pay the tolls of, unloaded vehicles and boats only. If such vehicles and boats shall pass more than once the same day, loaded as aforesaid, no further tolls shall be demanded or taken for or in respect of them, but they shall pass free.

Governor may exempt manures and other substances from toll.

7 (1) The Governor may, from time to time, with the advice of the Executive Council, by Proclamation in the *Government Gazette*, declare an exemption from toll in favour of any substance or substances specified in such Proclamation and used (a) for manuring purposes, (b) for checking leaf disease in coffee and other plantations in the Island.

(2) After the publication in the *Government Gazette* of such Proclamation no toll shall be demanded or taken for or in respect of any horse, ox, vehicle, boat, or canoe when employed, or going to be or returning from being employed, in carrying or conveying only the substance or substances specified for exemption from toll in such Proclamation, or only such substance or substances, together with any other substance or substances exempted from toll by any

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Proclamation issued under this Ordinance, and the necessary implements used for filling or carrying manure or for carrying such other substances as may be specified in such Proclamation, and in the case of boats the necessary tackle, apparel, and provisions of such boats and the crew thereof.

8 The Governor may, with the advice of the Executive Council, by Proclamation in the *Government Gazette*, revoke, alter, or amend any such Proclamation as aforesaid.

The Governor may alter or revoke such Proclamation.

9 The Legislative Council may by means of any resolution duly passed at any public session of the said Council establish tolls in respect of any public road, bridge, ferry, or canal in this Island, in addition to the tolls set out in schedules B, C, D, and E hereto, and the provisions of this Ordinance shall apply to the tolls so established as fully and effectually as if such tolls had been enumerated in the said schedules or in some or one of them.

Legislative Council may by resolutions establish tolls.

10 The Governor, acting with the advice of the Executive Council, may by resolution to be notified in the *Government Gazette*—

Governor in Executive Council may by resolution abolish and alter places for collecting tolls.

- (a) Abolish any existing tolls or any tolls which may hereafter be legally established; and
- (b) Determine at what places tolls shall be collected, and alter such places and other places appoint for the collection thereof.

Provided that until the Governor, with the advice aforesaid, shall issue a resolution under this section abolishing any toll or altering the place at which any toll is by this Ordinance authorized to be collected, such toll shall be collected in respect of every road, bridge, ferry, and canal specified in schedules B, C, D, and E respectively at the several places specified and set forth in schedule F hereto.

11 Whenever it shall be found necessary to build a bridge, other than those specified in schedule C, the cost of which shall amount to five thousand rupees or more, it shall be lawful for the Governor, with the advice of the Executive Council, by Proclamation in the *Government Gazette*, to direct that tolls, not exceeding those specified in section 4, shall be levied in respect thereof; and whenever it shall be found necessary to establish any ferry other than those enumerated in schedule D, it shall be lawful for the Governor, with the like advice and in like manner, to direct that tolls not exceeding those specified in the said section shall be levied in respect thereof.

Tolls on bridges, roads, canals, and ferries hereinafter built, made, dug, and established.

12 Whenever tolls shall be directed to be levied under section 11 of this Ordinance, or whenever tolls shall be established by resolution of the Legislative Council under section 9 of this Ordinance, the provisions of this Ordinance shall be held applicable thereto as if those tolls were specified herein, and the Proclamations and resolutions by which the

Provisions of the Ordinance made applicable to future tolls.

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same shall be respectively levied and established shall be read and construed as if they formed part of this Ordinance, and shall be applied and put in execution accordingly.

**Exemptions.**

[§ 4, 21 of 1905.]

13 The Governor (or Lieutenant-Governor), and his suite when in immediate attendance on him, together with all their necessary attendants, horses, animals, conveyances, baggage, and implements, all Her Majesty's officers, soldiers, and volunteers on duty or on their march, and their horses and baggage, and all carriages and horses belonging to Her Majesty or employed in Her service, and all horses, animals, and vehicles conveying any such persons as aforesaid, or their baggage, or returning from conveying the same, and all messengers, carriages, and horses drawing or carrying the public mails, shall be exempted from payment of any toll; and it shall be lawful for the Government Agent, if he shall see fit so to do, to direct the toll-keeper in writing to permit cattle or sheep driven to grass, persons with cattle, agricultural instruments, paddy plants, or seed grain for the cultivation of their lands, and children going to and from school, to pass without payment of toll. All persons, vehicles, animals, or boats employed in the construction or repair of any road, railway, bridge, canal, or ferry, within ten miles of the toll station, or in making Crown surveys within that distance, shall pass without payment of toll, on production of a certificate of such employment from the officer superintending the work or survey; and any officer giving such certificate to or in respect of any person, vehicle, or animal, or boat not *bona fide* employed as aforesaid, shall be guilty of an offence and be liable on conviction to a fine not exceeding fifty rupees.

*Regulation as to Toll.*

**Return tolls.**

[§ 5, 21 of 1905.]

14 No toll shall be levied upon any passenger, vehicle, animal, or boat upon his or its return by, over, or through any road, bridge, canal, or ferry at which he or it shall have paid toll on the same day (to be computed from 12 o'clock at night to 12 o'clock of the succeeding night), unless such vehicle, animal, or boat shall carry a different load: and the one-half only of the appointed toll shall be levied upon any passenger, vehicle, animal, or boat at any road, bridge, canal, or ferry, by, over, or through which he or it shall have passed in a like direction on the same day, unless such vehicle, animal, or boat shall carry a different load: Provided that it shall be incumbent upon the party claiming such total or partial exemption to produce a ticket signed by the keeper of such toll station denoting such previous payment to have been made: Provided further, that when toll has been paid at any toll station on any unloaded vehicle, elephant, or boat and a ticket taken, and such vehicle, elephant, or boat re-passes on its return journey the same toll station carrying a load on the same day (to be computed from 12 o'clock at night to 12 o'clock of the succeeding night), credit

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*for the amount paid on such unloaded vehicle, elephant, or boat shall, on production of the ticket, be given in computing the amount of toll to be paid when such return journey is made.*

15 Every person having once paid toll in respect of himself or of any vehicle, animal, or boat at any place payment at which shall have been declared by the Governor, by Proclamation in the *Government Gazette*, to clear any other place, shall, on the production at such other place of a ticket denoting such payment to have been made, pass the same without any further payment of toll, except where such person, vehicle, animal, or boat shall at such latter place have become liable to a different rate of toll.

Ticket required to clear passengers.

*Toll keepers.*

16 The tolls hereby established shall be taken and levied by the toll-keeper or some one of the toll-keepers to be appointed by the Government Agent of the province in which such tolls are levied, except as hereafter provided: Provided that in any case in which more than one toll-keeper shall be appointed for any place, such toll shall be demanded and taken by such one only of the said toll-keepers as shall at the time of such demand be the wearer of the metal badge hereinafter mentioned; and if the privilege of collecting tolls at any place shall at any time be let to any party, it shall be lawful for the Government Agent, except as aforesaid, on the application of such party, to appoint such person or persons as he may name to be toll-keeper or toll-keepers at such place: and if such party shall at any time be desirous of removing any toll-keeper appointed on his application as aforesaid, he shall give a written notice of his intention so to do to the Government Agent or his Assistant at least ten days before carrying the same into effect; and any party who shall remove any toll-keeper without giving such notice shall be guilty of an offence, and be liable on conviction thereof to pay a fine not exceeding fifty rupees.

Appointment of toll-keepers.

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17 Every toll-keeper appointed under this Ordinance shall, while engaged in the collection of tolls, wear a metal badge, whereon shall be engraved the name of the place at which he is appointed to collect tolls; and there shall be suspended at some conspicuous place immediately adjoining every place at which tolls are hereby authorized to be collected, so as to be distinctly legible, in the English and native languages, a copy of the 4th section of this Ordinance, and also a notice setting forth the name or names of the person or persons appointed to collect the tolls at such place.

Toll-keepers to wear badge;

and put up table of tolls and name.

17 A *Every keeper of a toll in respect of a road or bridge shall exhibit from 6 p.m. to 5.30 a.m. of each night two red lights, one on either side of the road at the toll station, so as to throw light in both directions of the road. Any toll-keeper who fails to comply with the requirements of this section shall be liable to the penalty provided by section 19.*

Duty of toll-keeper to exhibit light at night. [§ 11, 14 of 1907.]

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Toll-keeper to  
give tickets.

18 Every toll-keeper while engaged in the collection of tolls shall be provided with tickets consecutively numbered, acknowledging the payment of toll and the date thereof, and mentioning the road, bridge, ferry, or canal, if any, cleared by such payment, one of which tickets, duly signed by him, shall be delivered gratis to the person paying the toll; and every such ticket shall be in the English and native languages, and in the form hereunto annexed: Provided always, that it shall be lawful for the Government Agent, if he shall see fit so to do, to grant to such toll-keeper permission to deliver such tickets in the native languages only.

Toll-keeper  
acting contrary  
to the  
Ordinance.

19 If any toll-keeper shall at any time collect any toll without wearing a metal badge as aforesaid, or omit to suspend a copy of the 4th section of this Ordinance, and the notice of the name or names of the person or persons appointed to collect the tolls, or shall wilfully remove, conceal, alter, or deface the same or either of them, or permit either of them to become illegible, or shall demand or take toll in any case in which toll is not payable under the provisions of this Ordinance, or a greater or less toll than he shall be authorized to do thereunder, or shall fail to grant to any person having paid toll a ticket denoting such payment as hereinbefore required, or shall wilfully subject any passenger, vehicle, animal, or boat to unreasonable delay or detention, or shall demand or take toll from any person by this Ordinance exempted from the payment of toll, or from any person whom he has been duly directed by the Government Agent to permit to pass without payment of toll, such toll-keeper shall be guilty of an offence, and be liable on conviction thereof to a fine not exceeding fifty rupees, and on any second or subsequent conviction to a fine not exceeding one hundred rupees.

*Further Penalties.*

Penalty on  
levying tolls  
without  
authority.

20 If any person other than a toll-keeper duly appointed to collect toll shall demand or take any toll, or for the purpose of appearing or representing himself to be a toll-keeper shall wear or carry, or produce or exhibit to any person liable to pay toll the metal badge which by this Ordinance a toll-keeper is required to wear, or any badge resembling or intended to resemble such metal badge, or shall otherwise personate or represent himself to be a toll-keeper, every person so offending shall be guilty of an offence, and shall be liable on conviction to a fine not exceeding fifty rupees; and any toll-keeper who shall wilfully lend or give his metal badge to any person not duly appointed to collect toll, in order that the person should personate such toll-keeper, or shall be otherwise accessory to the collection of toll by any person not duly appointed as aforesaid, shall be guilty of an offence, and shall be liable on conviction to a fine not exceeding fifty rupees.

Penalties for  
infringement  
of the  
Ordinance  
by passenger.

21 If any person liable to payment of tolls shall pass from any road over any land near or adjoining thereto (not being a public highway), with intent to evade such payment,



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or shall fraudulently or forcibly pass or take his vehicle, animals, goods, or boat, by, over, or through any place duly appointed for the collection of tolls, or shall resist or make forcible opposition against any person duly appointed to collect tolls in the execution of his office ; or if any person shall wilfully or maliciously damage any bar, boat, bridge, or other thing employed for the purpose of collecting tolls, or shall wilfully or maliciously remove, deface, alter, or damage any copy of section 4 of this Ordinance, or the notice suspended as hereinbefore directed ; or if any person other than a person duly appointed to collect tolls shall give, or if any person shall receive from any person other than a person duly appointed as aforesaid, or shall forge, counterfeit, or alter any ticket or certificate of payment or exemption with intent to evade or reduce the payment of any toll, or if any person shall do any other act whatsoever in order to evade or reduce the payment of any toll, and whereby the same shall be evaded or reduced, every such person shall be guilty of an offence, and shall be liable on conviction to a fine not exceeding fifty rupees.

22 If any person, not being a duly appointed toll-keeper, shall convey any goods, vehicle, or animal, not being his property, or any passenger not in his service, across any river or stream, by any boat or other means either at or within a distance of one mile above or below any road, bridge, ferry, canal, or place at which tolls shall be leviable, such person shall be guilty of an offence, and shall be liable on conviction thereof to a fine not exceeding fifty rupees.

Prohibition for employment of private boat.

23 It shall not be lawful for any person, in order to avoid payment of any toll, whether in whole or in part, to remove or cause to be removed any goods from any animal, vehicle, or boat on one side of any road, bridge, ferry, canal, or place appointed for the collection of tolls, to any other animal, vehicle, or boat on the opposite side thereof, unless after payment of toll upon the animal or vehicle on or in which the same shall have been so brought as a loaded animal or vehicle ; nor for any person to unload or cause to be unladen any goods from any animal or vehicle upon which the same shall have been brought to any road, bridge, ferry, or place appointed for the collection of tolls, and to load or cause the same to be reladen upon such animal or vehicle after it shall have passed such road, bridge, ferry, or place, unless after payment of toll upon such animal or vehicle as a loaded animal or vehicle ; and any person acting contrary to the provisions of this section shall be guilty of an offence, and be liable on conviction to a fine not exceeding fifty rupees.

Toll payable on transfer of goods at toll station.

*Miscellaneous.*

24 The powers herein given to the Government Agent of any province shall also belong to and be executed by every Assistant Government Agent within his district.

Powers vested in Agents may be exercised by Assistant Agents.

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Municipal  
tolls.

25 Nothing herein contained shall be held to affect the power of the Municipal Council to impose tolls within the limits of the Municipality, with the sanction of the Governor and the Executive Council, as provided by "The Municipal Councils' Ordinance, 1887,"\* or any other Ordinance to be in that behalf hereinafter enacted, and when the Municipal Councils shall so establish tolls, or when tolls shall have been made over, or shall hereafter be made over to any Municipal Council, they shall be empowered to appoint toll-keepers, and the provisions of this Ordinance shall, unless altered or modified by the by-laws of any Municipal Council, apply to the tolls so established or made over as if those tolls were specified in this Ordinance.

Governor in  
Executive  
Council may  
make over any  
existing or  
future tolls to  
any Provincial  
or District Road  
Committee.  
[§ 2, 10 of 1916.]

25 A (1) *It shall be lawful for the Governor in Executive Council to make over to any Provincial Road Committee or District Road Committee any existing or future tolls lawfully established.*

(2) *In any such case all the provisions of this Ordinance shall apply to all tolls so made over, and for the purpose of such tolls all references to the Crown in this Ordinance shall be construed as though they were references to the Provincial Road Committee or District Road Committee in question, and all references to a Government Agent or Assistant Government Agent shall be construed as though they were references to the Chairman of the Provincial Road Committee or District Road Committee in question; and any such Provincial or District Road Committee may exercise the same remedies and rights of suit at common law or otherwise with respect to such tolls as the Crown may exercise with respect to tolls under this Ordinance.*

(3) *All sums collected or received in respect of any toll so made over shall be retained by the Provincial Road Committee or District Road Committee in question, and appropriated for the purposes of its general administrative expenses.*

Limitation of  
prosecution.

26 No prosecution shall be instituted against any person for any offence committed against the provisions of this Ordinance, unless the same shall be commenced within one month from the time of the commission of such offence.

Informers's  
share.

27 It shall be lawful for the Magistrate, should he see fit so to do, to award any portion of the fine actually recovered and realized under any of the provisions of this Ordinance, not exceeding one-half thereof, to the informer.

Power to enforce  
conditions of  
sale on breach  
thereof by the  
renter.

[§ 8, 21 of 1905.]

28 *Whenever by the conditions of sale under which the exclusive right to levy and collect tolls in respect of any road, bridge, ferry, or canal is sold by the Crown it has been or shall be stipulated, whether before or after the passing of this*

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\* Repealed by No. 6 of 1910.—*Edd.*

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Ordinance, that on default by the purchaser (hereinafter called "the renter") in the performance of all or any of the conditions contained in the said conditions of sale—

- (a) The Government Agent shall be at liberty to re-sell the said exclusive right or so much of the term thereof as may be unexpired ; or
- (b) The Government Agent shall be at liberty to re-enter upon the said exclusive right or so much of the term thereof as may be unexpired, and the same again to have, collect, receive, retain, and enjoy on behalf of the Crown as of its former estate, and to expel the renter or his administrators or executors and all others therefrom as to the said Government Agent \*.....\* shall seem meet ; or
- (c) The Government Agent may exercise both the said liberties of re-selling or re-entering upon the said exclusive right in such manner as he may think fit—

[\*...\* Repealed  
by § 17 (4), 14  
of 1907.]

it shall be lawful for the Government Agent, upon default being made by the renter as aforesaid, to exercise the said liberties or any of them in manner hereinafter appearing.

29 The Government Agent shall give fourteen days' notice in writing to the renter in the form marked A in the schedule hereto, and upon the expiry of such notice it shall be lawful for the Government Agent, without process of law or decree or order of any court in that behalf authorizing him, forthwith to re-sell the said exclusive right or the unexpired term thereof in such manner as the Governor may direct, or to re-enter into possession thereof and receive, retain, and enjoy the same, or after such re-entry at such time or times as to the said Government Agent shall seem fit to re-sell the unexpired term of the said exclusive right. Provided always that if in the event of the re-sale of the exclusive right or so much of the term thereof as may be unexpired under the provisions of this Ordinance no bidder shall attend at such re-sale, or the Government Agent shall in his discretion refuse to accept any of the bids made at such re-sale, it shall be lawful for the said Government Agent forthwith to re-enter into possession of the said exclusive right and collect the tolls in as many until the expiry of the period for which the said exclusive right was purchased, or until such time as he may effect a re-sale of the unexpired period of the said exclusive right.

[§ 8, 21 of 1905.]

30 Every notice in writing issued under the provision of this Ordinance may be given by forwarding it by post in a registered letter addressed to the renter at the place which the renter in pursuance of the conditions of sale has specified for the service on him of notices or processes, or by serving the same on him personally or by affixing it on his last known place of residence. Where such notice is given by registered letter the period therein named shall be computed from the day next following the day on which the letter was registered.

[§ 8, 21 of 1905.]

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[§ 8, 21 of 1905.]

31 *There shall be repealed as and from the passing of this Ordinance so much of Ordinance No. 4 of 1904, intituled "An Ordinance for the better enforcement of certain conditions in the Sales of Tolls, Arrack Rents, and Opium Licenses," as relates to toll.*

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SCHEDULE A.  
(Section 2.)

No. and Year.	Title.	Portion repealed.
14 of 1867	"The Toll Ordinance, 1867"	The whole.
4 of 1868	To establish further Tolls	do.
2 of 1869	To establish further Tolls	do.
18 of 1869	To establish further Tolls	do.
2 of 1871	To establish further Tolls	do.
9 of 1871	To amend "The Toll Ordinance, 1867"	do.
24 of 1871	To establish further Tolls	do.
12 of 1872	To establish further Tolls	do.
11 of 1874	To establish further Tolls	do.
7 of 1875	To amend "The Toll Ordinance, 1867"	do.
14 of 1876	To establish further Tolls	do.
20 of 1877	To establish further Tolls	do.
5 of 1878	To establish further and to discontinue certain Tolls	do.
6 of 1879	To amend "The Toll Ordinance, 1867"	do.
10 of 1879	To establish further and to discontinue certain Tolls	do.
15 of 1880	To establish further and to discontinue certain Tolls	do.
10 of 1881	To establish further and to discontinue certain Tolls	do.
14 of 1882	To establish further and to discontinue certain Tolls	do.
10 of 1884	To establish further and to discontinue certain Tolls	do.
41 of 1884	To establish further and to discontinue certain Tolls	do.
12 of 1885	Amending "The Toll Ordinance, 1867"	do.
12 of 1887	Amending "The Toll Ordinance, 1867"	do.

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SCHEDULE B.

Roads.

(Tolls on roads abolished by Notification of December 16, 1910.)

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SCHEDULE C.

Bridges.

(Tolls on bridges abolished by Notification of December 16, 1910.)

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*Collection of Tolls.*


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## SCHEDULE D.

## Ferries.

*Western Province.*

- |                        |                      |
|------------------------|----------------------|
| 1. Pasbatal (Wattala). | 10. Siduwa.          |
| 2. Mutwal (Modara).    | 11. Mutuwadiya.      |
| 3. Henamulla.          | 12. Rukgahatotupola. |
| 4. Gorakapola.         | 13. Digala.          |
| 5. Hanwella.           | 14. Kitulgahawatta.  |
| 6. Pugoda.             | 15. Anguruwatota.    |
| 7. Wewala.             | 16. Kepu-ela.        |
| 8. Tarakuliya.         | 17. Galpata.         |
| 9. Gorakagahatotupola. |                      |

*Central Province.*

- |                  |               |
|------------------|---------------|
| 1. Weragantota.  | 5. Halloluwa. |
| 2. Illukmodara.  | 6. Gonawatta. |
| 3. Kundasale.    | 7. Lewella.   |
| 4. Hembarast ta. |               |

*Northern Province.*

- |            |            |
|------------|------------|
| 1. Pannai. | 3. Mannar. |
| 2. Arali.  |            |

*Southern Province.*

1. Halpatota.

*Eastern Province.*

- |             |                   |
|-------------|-------------------|
| 1. Kalladi. | 2. Valaichchenai. |
|-------------|-------------------|

*North-Western Province.*

- |  |                                     |
|--|-------------------------------------|
| 1. Chilaw-Puttalam road.                   | 4. Lunuwila, over the Gin-<br>oya.  |
| 2. Battulu-oya, Chilaw-Put-<br>talam road. | 5. Etalai, across Puttalam<br>lake. |
| 3. Bandirippuwa, over the<br>Gin-oya.      | 6. Kalpitiya Mutwal.                |

*Province of Sabaragamuwa.*

- |                                      |                                       |
|--------------------------------------|---------------------------------------|
| 1. Demuwata.                         | 5. Gurugoda-oya, at An-<br>guruwella. |
| 2. Idangoda.                         | 6. Ritigaha-oya.                      |
| 3. Arandara.                         |                                       |
| 4. Kelani-ganga, at Ruwan-<br>wella. |                                       |

## SCHEDULE E.

## Canals.

*Western Province.*

- |                              |                           |
|------------------------------|---------------------------|
| 1. Draw-bridge at Grandpass. | 5. Kittampahuwa.          |
| 2. Lock-gate, St. Sebastian. | 6. Negombo.               |
| 3. Hendala.                  | 7. Old canal at Kalutara. |
| 4. Pamunugama.               | 8. New canal at Kalutara. |

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*Collection of Tolls.*


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*North-Western Province.*

- |                  |  |                |
|------------------|--|----------------|
| 1. Palavi.       |  | 3. Nattandiya. |
| 2. Munatupirivu. |  |                |

## SCHEDULE F.

*Places at which Tolls shall be collected.*

(Tolls on roads and bridges abolished by Notification of  
December 16, 1910.)

## Ferries.

*Western Province.*

1. At Pasbetal (Wattala) } at the ferry.
2. Mutwal (Modara) }
3. Henamulla, at or near the ferry across the Panadure-ganga on the road connecting the old and new Colombo-Galle road, between the 14th and 15th mileposts on the new road.
4. Gorakapola, at or near the ferry across the Panadure-ganga on the road connecting the old and new Colombo-Galle road, between the 14th and 15th mileposts, new road. Payment within the same day at this station shall clear the toll at the Henamulla ferry, and *vice versa*.
5. Hanwella, at the ferry.
6. Pugoda, at or near the ferry across the Kelani-ganga on the minor road from Pugoda to Kosgama.
7. Wewala, at the ferry.
8. Tarakuliya, on the land called Telagahawatta. Payment at this station within the same day shall clear the canal tolls at Hendala and Pamunugama, and ferry toll at Gorakagahatotupola.
9. Gorakagahatotupola, at the ferry.
10. Siduwa, at or near the ferry across the Dandugam-oya on the road from Siduwa to Henaratgoda.
11. Mutuwadiya, at the ferry.
12. Rukgahatotupola, at the ferry. Payment at this station within the same day shall clear the road tolls at Nugegoda, Mawala, Visidagama, and Bandaragama.
13. Digala, at the ferry.
14. Kitulgahawatta, at the ferry on the road from Panadure to Horana and across Bolgoda lake to Kindelpitiya.
15. Anguruwatota } at the ferry.
16. Kepu-ela }
17. Galpata, at the ferry across the Kalu-ganga at Galpata. Such toll to clear and to be cleared by that established at the ferry across the Kepu-ela on the road from Desestara Kalutara to Anguruwatota.

*Central Province.*

1. Weragantota
  2. Illukmodara
  3. Kundasale
  4. Hembarastota
  5. Halloluwa
- } at the ferry.
6. Gonawatta, at the ferry. Payment of toll at this station to clear the toll at Talatu-oya bridge on the same day, and *vice versa*.
  7. Lewella, at the ferry.

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*Collection of Tolls.*

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*Northern Province.*

1. Pannai, at the Pannaitturai jetty by the side of the Pannaitturai maddam close to the Fort of Jaffna.
2. Arali, at the Aralitturai jetty near the 6 $\frac{3}{4}$  milepost on the road from Jaffna to Aralitturai.
3. Mannar, at the Mannar end of the causeway.

*Southern Province.*

1. At Halpatota in Ganegama.

*Eastern Province.*

1. At Kalladi or Puliyantivu shore.
2. At Valaichchenai shore.

*North-Western Province.*

1. Mutwal, at the ferry.
2. Battulu-oya, at the ferry.
3. Bandirippuwa, at Dummaladeniya.
4. Lunuwila, at the ferry.
5. Etalai, at Etalai jetty.
6. Kalpitiya Mutwal, at the ferry.

*Province of Sabaragamuwa.*

1. Demawatta, at the junction of We-ganga with Kalu-ganga on the road from Ratnapura to Karawita.
2. Idangoda, on the eastern bank of Kalu-ganga on the minor road from Kukulu korale to Kuruwiti korale.
3. Arandara, between the 4th and 5th mileposts, within 200 yards of the ferry across the Gurugoda-oya on the road from Ballapana to the Ritigaha-oya.
4. Over the Kelani-ganga, at Ruwanwella.
5. Over the Gurugoda-oya, at Anguruwella near Ruwanwella.
6. Paved ford over the Ritigaha-oya near Ruwanwella.  
Payment of toll at any one of the three above ferries or at the bridge over the Gurugoda-oya within the same day to clear all four.

Canals.

*Western Province.*

1. Draw-bridge at Grandpass, at the bridge at the northern entrance of St. Sebastian canal.
2. Lock-gate, St. Sebastian, at the spot.
3. Hendala, at Hendala and at Pamunugama. Payment of toll within the same day at either of these stations to clear the tolls at Tarakuliya and Gorakagahatotupola.
4. Kittampahuwa, at the spot.
5. Negombo, at or near the bridge (at the entrance of the canal) on the Custom-house road, and at or near the bridge at Pallansena at the junction of the canal with the Kammal ferry. Payment of toll at one station within the same day shall clear the other.
6. Old canal at Kalutara, at Kepu-ela Modara, and at Galtude. Payment of toll at one station within the same day shall clear the others.
7. New canal at Kalutara, at Etanamada, and at Hataramodara. Payment of toll at one place within the same day shall clear the others.

North-Western Province.

1. Palavi, one-eighth mile north-east of the bridge.
2. Munatupirivu } at the spot.
3. Nattandiya }

SCHEDULE G.

Form of Ticket.

Toll station \_\_\_\_\_.

No. \_\_\_\_\_.

Date : \_\_\_\_\_, 18—.

This ticket clears \_\_\_\_\_.

Received for \_\_\_\_\_.

The sum of \_\_\_\_\_.

\_\_\_\_\_  
Signature.

[§ 8, 21 of 1905.]

Schedule H.

Form A.

I, \_\_\_\_\_ (Government Agent), hereby give you \_\_\_\_\_ notice that as you are in default in the payment of your \_\_\_\_\_ instalment of the Toll Rent at \_\_\_\_\_ by the amount of Rs. \_\_\_\_\_, I have advertised the re-sale of the said rent in terms of your bond of the \_\_\_\_\_ day of \_\_\_\_\_ and the conditions of sale of the \_\_\_\_\_ day of \_\_\_\_\_ thereto annexed, and shall, unless you shall have paid on or before the \_\_\_\_\_ day of \_\_\_\_\_ the balance of the instalment of rent aforesaid, together with any other instalment which may then be due, either sell the said rent at your risk on the \_\_\_\_\_ day of \_\_\_\_\_, as advertised, or re-enter into possession of the said rent and collect the tolls in aumany until the expiry of the period for which you purchased the said exclusive privilege or for such time as I may consider necessary, and in such latter case I may at any time during the unexpired portion of the period for which you purchased the said rent in terms of your bond of the \_\_\_\_\_ day of \_\_\_\_\_ and the conditions of sale thereto annexed re-sell the unexpired residue of the said period, holding you responsible for the instalments of rent due from you in respect of the toll up to the date of such re-entry.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 19—.

(Signed) \_\_\_\_\_.

7th February, 1896.