

# PARLIAMENT OF CEYLON

1st Session 1960-61



## Civil Procedure Code (Amendment) Act, No. 24 of 1961

*Date of Assent : May 15, 1961*

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*Civil Procedure Code (Amendment)*  
*Act, No. 24 of 1961*

L. D.—O. 60/58.

AN ACT TO AMEND THE CIVIL PROCEDURE CODE.

Chapter 86,  
Vol. II,  
page 428.

[Date of Assent: 15th May, 1961]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Representatives of Ceylon in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited as the Civil Procedure Code (Amendment) Act, No. 24 of 1961.

Short title.

2. Section 218 of the Civil Procedure Code, as amended by Act No. 43 of 1949, Act No. 20 of 1954 and Act No. 49 of 1958, is hereby further amended as follows:—

Amendment  
of section  
218 of  
Chapter 86.

(1) in the first proviso to that section—

(a) in clause (g) of that proviso, by the substitution, for the words “ stipend and the cost of living allowance ”, of the words “ stipend, the cost of living allowance and the special living allowance ”;

(b) by the substitution, for clause (m) of that proviso, of the following new clause:—

“ (m) the salary or wages and allowances of an employee other than a public officer or servant, if the aggregate amount of such salary or wages and allowances does not exceed five hundred rupees per mensem; ”; and

(c) by the insertion, immediately after clause (n) of that proviso, of the following new clauses:—

“ (o) the amount standing to the credit of an employee's individual account in the Employees' Provident Fund established under the Employees' Provident Fund Act, No. 15 of

1958, or in any other provident fund established for the benefit of employees in any employment;

(*p*) the salary and allowances of a teacher in an Assisted school in respect of whom a grant may be made under any regulation made under, or continued in force by, the Education Ordinance, No. 31 of 1939; ”;

(2) in the “ Explanation ” attached to that section, by the substitution, for the words and letters “ clauses (*g*), (*h*), (*i*), (*j*) and (*m*) ”, of the words and letters “ clauses (*g*), (*h*), (*i*), (*j*), (*m*), (*o*) and (*p*) ”; and

(3) by the substitution, for all the words and figures from “ In paragraph (*m*) of the first Proviso ” to the end of that section, of the following:—

‘ In clause (*p*) of the first proviso to this section, “ Assisted school ” and “ grant ” shall have the same meaning as in the Education Ordinance, No. 31 of 1939. ’