

PARLIAMENT OF CEYLON

2nd Session 1961-62



Police (Amendment) Act, No. 15 of 1962

Date of Assent: May 26, 1962

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Police (Amendment) Act, No. 15 of 1962

L. D.—O. 48/59.

AN ACT TO AMEND THE POLICE ORDINANCE.

[Date of Assent: May 26, 1962]

Chapter 53,
(Vol. II.,
page 299).

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 Police (Amendment) Act, No. 15 of 1962. Short title.

2. The following new section is hereby inserted immediately after section 28, and shall have effect as section 28A, of the Police Ordinance:— Insertion of
new section
28A in
Chapter 53.

' Power to make regulations for the establishment and operation of a scheme for the grant of compensation in respect of the permanent total or partial disablement or death of police officers in the discharge of their duties.

28A. (1) The Minister may, with the concurrence of the Minister of Finance, make regulations providing for the establishment and operation of a scheme for the grant of compensation to any police officer who is permanently totally or partially disabled, or to the legal heir or heirs of any police officer who is dead, in any case where such disablement or death, as the case may be, is due to any injury—

(a) received by such officer, without his own negligence, in the actual discharge of his duties and on account of circumstances specifically attributable to the nature of his duties, or

(b) received by such officer as a result of any act of reprisal occasioned by, or arising out of, any action taken by him in his capacity as such officer.

Such regulations may provide for the principles, exceptions, restrictions and conditions according, and subject, to which such compensation will be granted and for all other matters necessary or expedient for the establishment and operation of such scheme. Such regulations may make different provisions in

respect of police officers who are members of the Special Police Reserve and police officers who are not such members.

(2) No regulation made under the preceding provisions of this section shall have effect until it is approved by the Senate and the House of Representatives, and notification of such approval is published in the *Gazette*.

(3) Any regulation made under the preceding provisions of this section may be given retrospective effect as from a date not earlier than the fourth day of February, 1948.

(4) Any compensation granted in accordance with regulations made under the preceding provisions of this section shall be a charge on the Consolidated Fund of Ceylon.

(5) Where in any case a dispute arises as to whether or not compensation is payable or as to the amount of compensation payable under any regulations made under the preceding provisions of this section, such dispute shall be referred to the Minister for decision by the Inspector-General of Police and the decision of the Minister, made with the concurrence of the Minister of Finance, on such reference shall be final and conclusive and shall not be subject to question or review in a court of law.

(6) Any compensation granted in accordance with regulations made under the preceding provisions of this section in respect of the disablement or death of a police officer shall be in addition to any pension, gratuity, compensation, allowance, or other benefit, granted in respect of such disablement or death under the Minutes on Pensions.

(7) For the purposes of this section "police officer" shall include a police driver.

3. The amendment made in the Police Ordinance by section 2 of this Act shall be deemed for all purposes to have come into force on the fourth day of February, 1948.

Section 2 to have retrospective effect.