

L. D.—B. 203/33.

THE FOREST ORDINANCE

REGULATIONS made by the Minister of Lands and Land Development by virtue of the powers vested in him by section 64 of the Forest Ordinance (Chapter 451), as amended by Act, No. 13 of 1966 and Act, No. 56 of 1979.

GAMINI DISSANAYAKE,

Minister of Lands & Land Development.

Colombo, 7th November, 1979.

Regulations

1. (1) These regulations may be cited as the Forest Regulations No. 5 of 1979.

(2) These regulations shall apply in relation to the Forest Department Fund.

2. A fund which shall be known as the Forest Department Fund is hereby established.

3. The Conservator of Forests shall be responsible for the administration of the Fund.

4. In any case where money is recovered in compounding a forest offence, the Conservator of Forests may order that such portion not exceeding half the amount so recovered as may be determined by him, shall be paid into the Fund.

5. In any case where a person is convicted of a forest offence and the Court decides to make an award under the Informers Reward Ordinance to the informer out of the fine imposed in respect of that offence or the money actually recovered, the Court may order that the whole or part of such award shall be paid out of the fund.

6. Where an order is made by Conservator of Forests under regulation 4 or by a Court under regulation 5, the sum of money in respect of which that order is made, shall be paid into the Fund.

7. The Conservator of Forests may, in his discretion, pay a reward to any forest officer, police officer, employee of the State Timber Corporation, Informer or other officers out of the moneys in the fund:

Provided, however that no such reward shall exceed five hundred rupees unless the Conservator of Forests has obtained the approval of the Secretary to the Ministry of the Minister in charge of the subject of Lands and Land Development.

8. The Conservator of Forests may, in his discretion, pay to any witness out of moneys in the fund such

amount as may be determined by him to cover the travelling expenses properly incurred by witnesses in attending Courts for the purpose of giving evidence at any trial under the Forest Ordinance:

Provided that—

(a) such expenses are not payable to him by virtue of any provision of any other law; and

(b) no such payment shall exceed five hundred rupees unless the Conservator of Forests has obtained the approval of the Secretary to Ministry of the Minister in charge of the subject of the Lands and Land Development.

9. The Conservator of Forests may, at his discretion, pay to any forest officer, police officer, employee of the State Timber Corporation or other public officer out of moneys in the Fund such amount as compensation as may be determined by him, for bodily injury caused in the performance and discharge of their powers, duties and functions under this Ordinance:

Provided that—

(a) such compensation is not payable to him by virtue of any provision of any other law; and

(b) no such payment shall exceed five hundred rupees unless the Conservator of Forests has obtained the approval of the Secretary to the Ministry of Lands and Land Development.

10. The Conservator of Forests may, when death results from injury sustained under circumstances referred to in regulation 9 pay compensation to the heirs of any category of officers referred to that regulation, in such amount as may be determined by the Secretary to the Ministry of the Minister in charge of the subject of Lands and Land Development.

Provided that such compensation shall not be payable to such heirs by virtue of any other provision of law.

11. These regulations shall come into force on 7th November 1979 (hereinafter referred to as the appointed date).

12. The regulations published in Gazette No. 10,424 of July 11, 1952, as amended from time to time, are hereby rescinded.

13. In these regulations unless the context otherwise requires—'forest offence' and 'forest officer' has the same meaning as in the Forest Ordinance.

"Fund" means the Forest Department Fund; and

"Secretary" includes the Additional Secretary to the Ministry of the Minister in charge of the subject of Lands & Land Development.