

**Veterinary Surgeons and Practitioners (Amendment)
Act, No. 3 of 1994**

[Certified on 23rd February, 1994]

L.D.—O. 37/91.

AN ACT TO AMEND THE VETERINARY SURGEONS AND PRACTITIONERS ACT, No. 46 OF 1956

BE it enacted by the Democratic Socialist Republic of Sri Lanka as follows : —

1. This Act may be cited as the Veterinary Surgeons and Practitioners (Amendment) Act, No. 3 of 1994. Short title

2. Section 2 of the Veterinary Surgeons and Practitioners Act, No. 46 of 1956 (hereinafter referred to as the “principal enactment”) is hereby amended as follows :— Amendment
of section
2 of Act
No. 46 of
1956.

(1) by the repeal of paragraphs (b) and (c) of subsection (1) of that section and the substitution therefor of the following paragraphs : —

“ (b) is of good character ;

(c) is the holder of, the degree of Bachelor of Veterinary Science of the University of Ceylon or University of Peradeniya or such other qualification approved by the Council; and

(d) is the holder of a certificate issued by the Council under subsection (4). ”

(2) by the repeal of subsection (2) of that section ;

(3) by the insertion, immediately after the repeated subsection (2) of that section, of the following new subsections : —

“ (3) For the purpose only of enabling acquiring of such experience as is required for obtaining from the Council, a certificate under subsection

(4) a person shall upon application made in that behalf to the Council, be registered provisionally as a veterinary surgeon for a period of six months if he satisfies the requirements specified in paragraphs (a), (b) and (c) of subsection (1).

(4) Where any person who is provisionally registered as a veterinary surgeon applies to the Council for a certificate under this subsection, the Council shall, upon being satisfied that the applicant has been engaged in employment in a capacity relating to Veterinary, Medicine, Veterinary

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Surgery and Animal Science and **Livestock** Development for the prescribed period in any one or more prescribed Institutions and has rendered satisfactory service while so employed, issue a certificate to that effect in the prescribed form.

(5) Nothing in subsection (1) shall **affect** or be deemed to affect, the registration of any person in the register, as a Veterinary practitioner prior to the date on which **such** subsection comes into force. ”.

**Replacement
of section
3 of the
principal
enactment.**

3. Section 3 of the principal enactment is hereby **re-**pealed and the following section is substituted therefor :-

” Application
for regis-
tration.

3. Applications for registration as a veterinary surgeon or a veterinary practitioner shall be made to the Registrar.”.

**Replacement
of section
4 of the
principal
enactment.**

4. Section 4 of the principal enactment is hereby repealed and the following section is substituted therefor :—

“ **Registra-**
tion fee.

4. No person shall be registered as a veterinary surgeon or a veterinary practitioner unless such person pays the prescribed fee. ”.

**Repeal
of section
5 of the
principal
enactment.**

5. Section 5 of the principal enactment is hereby repealed.

**Replacement
of section
6 of the
principal
enactment.**

6. Section 6 of the principal enactment is hereby repealed and the following section substituted therefor :-

“ **provisional**
registration.

6. (1) The Council shall have the power to delegate its **functions** in relation to provisional registration to the Registrar.

(2) Where a person's name is expunged from the register and thereafter his name is **inserted** in the register by a fresh **regis-**tration, such fresh registration shall not be deemed to be a renewal of the earlier **regis-**tration. The fee for such registration shall be prescribed. ”.

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7. Sections 7 and 8 of the principal enactment are hereby repealed and the following sections are substituted therefor : —

**Replacement
of sections
7 and 8
of the
principal
enactment.**

**" Refund of
fee on
refusal.**

7. Where an application for registration is not accepted by the Council, the fee paid by the applicant shall be refunded to him.

**Registration
valid for
life.**

8. The registration of a veterinary surgeon or a veterinary practitioner shall be valid for life, provided that his name is not expunged from the register by the Council. "

8. Section 9 of the principal enactment is hereby amended by the repeal of subsections (2) and (3) of that section and the substitution therefor of the following subsection : —

**Amendment
of section
9 of the
principal
enactment.**

" (2) The register shall be maintained by the Registrar for and on behalf of the Council. " ;

9. Section 10 of the principal enactment is hereby repealed and the following section is substituted therefor :-

**Replacement
of section
10 of the
principal
enactment.**

**" Duty
of the
Registrar.**

10. The Registrar shall register in that part of the register which is for the registration of veterinary surgeons, the names addresses and qualifications of such of the persons who have made applications under section 3 for registration as Veterinary Surgeons and whose applications have been accepted by the Council. "

10. Sections 11, 12, 13, and 14 of the principal enactment are hereby repealed.

**Repeal
of sections
11, 12, 13
and 14
of the
principal
enactment.**

11. Section 15 of the principal enactment is hereby repealed and the following section is substituted therefor : —

**Replacement
of section
15 of the
principal
enactment.**

**" Constitution
of the
Veterinary
Council of
Sri Lanka.**

15. There shall be constituted a Council which shall be called the Veterinary Council of Sri Lanka and which shall consist of the following members :-

(u) the Director of the Department of Animal Production and Health or his nominee;

- (b) eight registered veterinary **surgeons** elected by the registered veterinary surgeons in accordance with the regulations made under this Act ; and
- (c) the Dean of the Faculty of **Veterinary Science** of the University of Peradeniya or his nominee. ”.

Replacement
of section
17 of the
principal
enactment.

12. Section 17 of the principal enactment is hereby repealed and the following section is substituted therefor : —

**“ Term of
office of
members
of the
Council.**

17. (I) Every elected member of the Council shall, unless he vacates office earlier, hold office for four years from date of election or until such date as his successor is elected.

(2) Every elected member of the Council who vacates office by effluxion of time shall be eligible for re-election.

(3) A member of the Council shall vacate office—

(a) if he being the Dean of the Faculty of Veterinary Science of the University of Peradeniya, ceases to hold such office ;

(b) if he being a member other than the President or the Director of Department of Animal Production and Health, resigns his office by writing addressed to the President of the Council ;

(c) if he being the President of the Council, resigns his office by writing addressed to the Minister ; or

(d) if he being an elected member, **absents** himself without leave from the Council, for three consecutive meetings of the Council.

(4) In the event of the death of, or vacation of office by, an elected member of the Council, any other person shall, in accordance **with** the provisions of section 16 be elected in place of such member and shall hold office during the remaining part of the term of office of such member. ”.

13. Section 18 of the principal enactment is hereby ~~amended~~ **Amendment of section 18 of the principal enactment** as follows :—

(1) by the repeal of the proviso to subsection (1) of that section ; and

(2) by the repeal of subsection (3) of that **section, and** the substitution ~~therefor~~ of the following **sub-section : —**

“ (3) No business shall be transacted **at any** meeting of the Council unless at least five members of the Council are present. ” ; and

(3) ~~in~~ subsection (5) of that section, by the substitution for the words “election or nomination of any member ”, of the words “election of any member ”.

14. Section 19 of the principal enactment is hereby ~~amended~~ **Amendment of section 19 of the principal enactment** by the substitution for the words and figures “by section 15 (1) **and** ”; of the words and figures “by **section 15 and**”

15. Section 21 of the principal enactment is hereby ~~repealed~~ **Replacement of section 21 of the principal enactment** and the following section is substituted **therefor :—**

“Funds of the Council.

21. All fees paid for registration to the Registrar ~~shall be credited to~~ the funds of Council and there shall be paid out of such funds, the remuneration of the ~~staff~~ of the Council, all expenses incurred by the Council in the exercise of its powers and the discharge of its duties under this Act., and expenses incurred for any prescribed **purpose.** ”.

16. Section 22 of principal enactment is hereby repealed.

Repeal of section 22 of the principal enactment

17. The ~~following~~ **Insertion of new section 25A in the principal enactment** new section is hereby inserted immediately after section 25 of the principal enactment and shall have effect as section 25A of that enactment : —

“The Council to make recommendation to the University.

25A. The Council shall have the power to evaluate the courses conducted by the University of **Peradeniya and** to make recommendations to the University from **time to time on matters relating to the field** of Veterinary Education in Sri Lanka. ”.

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Amendment
of section
28 of the
principal
enactment,

18. Section 28 of the principal enactment is hereby amended as follows : —

- (1) by the substitution in subsection (1) of that section for the words “ the registering officer or the registrar ”, of the words “ the Registrar ” ; and
- (2) by the substitution in subsection (2) of that section for the words “ the registering officer or the registrar ” wherever those words occur in that subsection, of the words “ the Registrar ”.

19. Section 29 of the principal enactment is hereby repealed and the following section is substituted therefor : —

**Replacement
of
section 28
of the
principal
enactment.**

“ Insertion of
additional
qualifica-
tion.

29. A registered veterinary surgeon who obtains any qualification in addition to his qualification specified in the register shall be entitled to have such qualification added to his qualifications in the Register, where such additional qualification is approved by the Council. ”.

**Amendment
of section 32
of the
principal
enactment.**

20. Section 32 of the principal enactment is hereby amended in? subsection (2) of that section by the addition at the end of that subsection of the following paragraphs :-

- (h) the branding and tatooing of any animal ;
- (i) the dressing of minor wounds of any animal. ”

**Amendment
of section 34
of the
Principal
enactment.**

21. Section 34 of the principal enactment is hereby amended by the substitution for the words “ University of Ceylon ” or of the words “ University of Ceylon or University of Peradeniya ”.

**Amendment
of section 35
of the
principal
enactment.**

22. Section 35 of the principal enactment is hereby amended as follows : —

- (1) by the substitution for the words “ The registering officer or the Registrar ”, of the words “ The Registrar ”, and
- (2) by the omission of the words “ the renewal of his registration ”.

**Amendment
of section 37
of the
principal
enactment.**

23. Section 37 of the principal enactment is hereby amended by the substitution for the words “ two hundred and fifty ” and “ five hundred ”, of the words “ five hundred ” and “ one thousand ” respectively.

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24. Section 40 of the principal enactment is hereby amended by the repeal of paragraph (a) of subsection (2) of that section.

Amendment of
section 40
of the
principal
enactment.

25. Section 41 of the principal enactment is hereby repealed and the following section is substituted therefor

Replacement
of section 41
of the
principal
enactment.

'Interpreta-
tion.

41. In this Act unless the context otherwise requires—

“ Director of the Department of Animal Production and Health ” means the person appointed to be or to act as the Director of Animal Production and Health ;

“ Minister ” means: the Minister appointed under Article 44 of the Constitution to whom the subject of Animal Production and Health, has been assigned ;

“ prescribed ” means prescribed by regulation made under this Act ;

“ President ” means the President of the Council ;

“ Registrar ” means the registrar appointed by the Council ;

“ registered veterinary practitioner ” means a person registered as a veterinary ~~practitioner~~ **practitioner under this Act** ;

“ registered veterinary surgeon ” means a person registered as veterinary Surgeon under this Act ;

“ the Council ” means the Veterinary Council of Sri Lanka constituted under this Act-’.

26. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

Sinhala
text to
prevail in
case of
inconsistency.