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# The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

අංක 1632/2 - 2009 දෙසැම්බර් 14 වැනි සඳුදා - 2009.12.14

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## PART I : SECTION (I) — GENERAL

### Government Notifications

L.D.B. 12/2002.

#### THE PUBLIC UTILITIES COMMISSION OF SRI LANKA ACT, No. 35 OF 2002

REGULATIONS made by the Minister of Plan Implementation under subsection (2) of Section 29 read with Section 44 of the Public Utilities Commission of Sri Lanka Act, No. 35 of 2002.

PATIKIRIGE DAYARATNE,  
Minister of Plan Implementation.

Ministry of Plan Implementation.  
Colombo,  
07th December, 2009.

#### Regulations

1. These Regulations may be cited as the Consumer (Composition of the Consultative Committee) Regulations No. 1 of 2009.

2. There shall be appointed a Consumer Consultative Committee (hereinafter referred to as “the Committee”) consisting of :-

- (a) nine persons to represent the nine Provinces appointed by the Commission : such persons shall be selected from amongst persons who have demonstrated a keen interest in consumer affairs within their respective provinces and who have responded to an advertisement published by the Commission, which advertisement has been published in one daily newspaper in the Sinhala, Tamil and English languages ;
- (b) three persons selected by the Commission from amongst the persons who are connected with and who possess knowledge relating to each public utility industry specified in the Schedule to the Act or any industry which may hereafter be included in such Schedule ;
- (c) one person nominated by the Federation of Chambers of Commerce and Industry of Sri Lanka ;
- (d) one person nominated by the National Chamber of Commerce of Sri Lanka ; and
- (e) one person nominated by the Ceylon Chamber of Commerce.

3. (1) Subject to the provisions of Sub-paragraph (2) the term of office of each member of the Committee shall be three years, from the date of such appointment :

Provided however that in the case of the first committee —

- (i) out of the nine members representing each of the Provinces three members shall be appointed for a period of three years, three members for a period of two years and the remaining three members for a period of one year ;
- (ii) out of the members appointed under paragraph (b) of regulation 2, one member shall be appointed for a period of three years, one member for a period of two years and the other member for a period of one year ; and
- (iii) out of the three members appointed under paragraphs (c), (d) and (e) of regulation 2, one member shall be appointed for a period of three years, one member for a period of two years and the other member for a period of one year,

as the Committee shall determine,

(2) In the event of a vacancy occurring in the membership of the Committee as a result of any appointed member vacating office by death, resignation, removal from office or otherwise, another person shall, having regard to the provisions of regulation 2 and paragraph (1) of this regulation, be appointed for the remaining period of term of office of such member to fill such vacancy.

4. A person shall be disqualified from being appointed, or continuing as a member of the Committee if —

- (a) he or she has any financial or other interest amounting to a conflict of interest, directly or indirectly, in any company or undertaking which carries on any business in any public utilities industry ;
- (b) he or she is an employee in a public utilities industry ;
- (c) he or she is an employee in any Government department or statutory corporation ;
- (d) he or she has been convicted of a criminal offence ;
- (e) he or she is or has been, within three years prior to his or her appointment as a member of the Committee, a member of Parliament or a member of a Provincial Council or any local authority ;
- (f) he or she has been declared insolvent.

5. In these regulations, unless the context otherwise requires :-

“Act” means the Public Utilities Commission of Sri Lanka Act, No. 35 of 2002 ;

“Commission” means the Public Utilities Commission established under Section 2 of the Public Utilities Commission of Sri Lanka Act, No. 35 of 2002 ;

“Local authority” means any Municipal Council, Urban Council or Pradeshiya Sabha and includes any Authority created and established by or under any law to exercise, perform or discharge, powers, duties and functions corresponding to or similar to the powers, duties and functions, exercised performed or discharged by any such Council or Sabha ;

“Public utility industry” shall mean the industries set out in the Schedule to the Public Utilities Commission of Sri Lanka Act, No. 35 of 2002.