

[Extract from the Gazette No. 809 of the Democratic Socialist Republic of Sri Lanka of March 04, 1994.]

### EXCISE NOTIFICATION No. 818

made by the Minister of Finance under Section 32(2)(Q) of the Excise Ordinance No. 08 of 1912 as amended by Excise Amendment Act No. 37 of 1990 in regard to the establishment of an "Excise Reward Fund" under Section 58(A) of the Excise Ordinance as amended in the Schedule hereto, and shall come into force from January, 1994.

Excise Notification No. 808 published in the *Government Gazette* of 30th June, 1992 of the Democratic Socialist Republic of Sri Lanka, is hereby rescinded.

D. B. WUBETUNGA,  
Minister of Finance.

#### Schedule

##### 1. Introduction

The fund established under Section 58A of the Excise Ordinance No. 08 of 1912 as amended by Excise Amendment Act No. 37 of 1990 shall be referred to as the "Excise Reward Fund".

The aim of the Fund is to increase the efficiency and productivity of the Officers of the Excise Department and shall be subject to the control of the Excise Commissioner.

The Accounts pertaining to the Fund shall be subject to audit annually by the Auditor-General.

**Administration of the Fund.**—The administration of the Fund shall be entrusted to a Committee headed by the Excise Commissioner, and consisting of three members. The other members of the Committee shall be the Deputy Commissioners, in charge of Administration and Finance.

**Source of Funds.**—All monies received under Section 56 of the Excise Ordinance in composition of offences committed under the Ordinance or in lieu of cancellation or suspension of permits or passes issued under the Ordinance and the proceeds of all articles as may be disposed of under this Section shall be credited to the Excise Rewards Fund.

**Objectives.**—Funds in the Excise Reward Fund shall be used hereinafter provided for, for the following purposes:—

(a) To pay rewards to Excise Officers, informants and others;

(b) To finance training and educational activities;

(c) To finance sports, recreation and welfare work of the staff of the Excise Department subject to a limit of Rs. 50,000 per annum.

(d) To purchase material, equipment and other requisites of the Excise Department;

(e) To reward for meritorious work, acts of bravery or other special services;

(f) To meet the Department may have to incur when sending staff to the field on special duty or for other purposes.

**05. Quantum and Basis.**—(a) The application of the Fund shall be as follows:—

(1) 15% of the receipts to be remitted to the Consolidated Fund on a bi-annual basis.

(2) 10% of the receipts to remain in the Fund for meeting commitments other than the payment of rewards, referred to in 04(1) above.

(3) The balance 75% will be utilized for distribution among Excise Officers, informants and others concerned in accordance with the provisions made hereunder.

(4) The Excise Commissioner may authorise the payment out of this fund a sum not exceeding Rs. 50,000 in each case for the purpose of payments referred to in 5(a)(2) of this regulation subject to a maximum of Rs. 2,50,000 per year. Any payment above this sum shall be subject to the approval of the D. S. T.

(5) Any act of bravery or ingenuity in the performance of duty by any Excise Officer or Officers may be rewarded, by this fund with the approval of a committee consisting of the Excise Commissioner, Deputy Commissioner (Administration) and a representative from the Ministry of Finance, after such inquiry as they may think fit, subject to a limit of Rs. 25,000 per person.

**06. Criteria of Eligibility for Rewards.**—Rewards are payable to officers of the Excise Department and others who are directly or indirectly involved in detections resulting in the imposition of fines/penalties under Section 56 of the Excise Ordinance, as per the classification under Para. 07 hereunder.

**07. Classification.**—(1) Distribution of Rewards to Officers of the Excise Department/others shall be as follows:—

(a) **Informant — 10%.**—An informant is a person who gives information of the commission or intended commission of an offence leading to the detection of such offence.

(b) **Detecting Officer — 15%.**—A Detecting Officer is an officer who commences an action on receipt of an information or on his own resulting in the detection of the offence and the seizure of productions, to successful prosecution in a Court of Law, including compounding and imposition of a fine/fee.

(c) **Prosecuting Officer — 5%.**

(d) **All other officers actively taking part in the raid — 10%.**

(e) **Staff grade officers, accounting, clerical and allied services overseeing detective work or assisting such staff in office work directly connected to the technical crime report — 35%.**

(2) The entitlement of shares of each officer/member of the staff is given below:—

(i) **Officers taking part in detection (07 grades):**

(01) Staff Rank Officer	07
(02) Chief Inspector of Excise/OIC	06
(03) Inspectors of Excise	05
(04) Excise Sergeants	04
(05) Excise Corporals and Guards	03
(06) Excise Drivers	02
(07) Minor Staff	01



## (ii) Other Staff (08) grades ;

01. Excise Commissioner	05
02. Deputy Commissioner/Accountant	04
03. Other Staff Rank Officers	03
04. Shroff	02
05. Non Staff Grade Excise Officers (Office)	1 1/2
06. Subject Clerk	01
07. Stenographers and Typists	01
08. KKS and Other Minor Staff	1/2

*Note.*— (i) If more than one officer in the same grade is entitled to rewards under the scheme the share, allotment given to that grade will be distributed equally among the officers concerned.

(ii) No officer should claim rewards under both clauses I and II above in respect of the same detection.

08. *Special Conditions.*— (i) No rewards will be paid in detections where the fine is Rs. 400 or less. these unpaid amounts will be credited to the reward fund, and will be used for purposes mentioned in the scheme.

(ii) Payments of rewards upto a sum Rs. 1,000 in each case will be sanctioned by the Deputy Commissioner Crimes. Rewards in excess of this sum shall be made with the approval of the Excise Commissioner.

(iii) All claims submitted in the approved form for rewards shall be checked and passed for payment by the Commissioner, Administration and the Chief Accountant.

(iv) Payments of Rewards to informants in respect of offences provided regarding offences under the Poisons, Opium and Drugs Ordinance (Chapter 218) and the Tobacco Tax Ordinance shall be made in accordance with this scheme.

(v) All reward monies unpaid or unclaimed within the period of authorisation of payment will remain in the fund and will be used for purposes mentioned in this scheme.

(vi) The Reward payable to an officer directly in connection with a detection shall not exceed his salary for 06 months.

(vii) Reward payable to an officer indirectly in connection with a detection shall not exceed his salary for 4 1/2 months.

(viii) Reward payable to an outsider per detection shall not exceed Rs. 50,000 or 10% of the fine/penalty whichever is less.

03-26