

My No : JSC/SEC/CIR – L/2024

Judicial Service Commission Circular Letter No: 21/2024

To all Judges and Judicial Officers,

REQUEST FOR AMENDMENT IN ISSUING INTERIM ORDERS FOR APPREHENDED FISHERY VESSELS

Judicial Service Commission having considered a letter by Mr. P.Vithana, USP,ndu, Rear Admiral, Director General - SLCG dated 29.06.2024 addressed to Secretary, Ministry of Defence with a copy to Secretary, Judicial Service Commission directed me to bring the same to your attention by publishing the same on the Judicial Service Commission web site.

Under the command of the Judicial Service Commission,

H.S.Somaratne
Secretary
Judicial Service Commission
H. Sanjeeva Somaratne
Secretary
Judicial Service Commission
Colombo 12

16th of October 2024
Office of the Judicial Service Commission Secretariat
Colombo 12.



ශ්‍රී ලංකා වෙරළ ආරක්ෂක දෙපාර්තමේන්තුව
 උදුපිල, මිරිස්ස, මාතලේ.
 श्री लक्ष्मण கடற்கரை பாதுகாப்புத் திணைக்களம்
 உ.டுபில, மிர்சிஸ்ஸ, மாதலே
 DEPARTMENT OF SRI LANKA COAST GUARD
 Udupila, Mirissa, Matara.

ඔබේ අංකය
 உ.ய.අ.අ. අ.නං.
 Your No
 ඔබගේ අංකය
 உ.ய.අ.අ. எ.ந.அ.
 My No

DGCG/DPS/4

29.06.2024

දුරකථන අංකය
 தொலைபேசி
 Telephone

+94412260312
 +94417501200

විද්‍යුත් තැපෑල
 மின்னஞ்சல்
 E-Mail

dgcgghqstaff@gmail.com
 dgsecretariat@coastguard.gov.lk

දිනය
 திகதி
 Date

Attention: Additional Secretary (Civil Security and Development)

The Secretary
 Ministry of Defence

REQUEST FOR AMENDMENT IN ISSUING INTERIM ORDERS FOR APPREHENDED FISHERY VESSELS

1. The apprehended vessels due to alleged criminal activities are kept under custody of Coast Guard as per the interim orders promulgated by Magistrate Courts or High Courts.
2. Further, these vessels are registered under the Department of Fisheries and Aquatic Resources and at the same time, they administer the mooring facilities for these vessels under the Ceylon Fishery Harbours Corporation. Even though interim orders one given to keep these vessels under SLCG custody, SLCG do not possess any mooring facilities.
3. Hence, this situation leads to a practical challenge in execution of interim orders. Considering the situation, it is requested to inform the Judicial Service Commission, Supreme Court Complex, Colombo to amend the interim orders to be directed to Department of Fisheries & Aquatic Resources. It will address the issue of inadequacy in mooring facility with SLCG since, DFAR is possessing the mooring facility is respective registered harbor under Ceylon Fishery Harbours Corporation.
4. This adjustment would not only streamline the administrative process but also ensure a more seamless transition in the custody of these vessels, ultimately benefiting the efficiency and effectiveness of maritime law enforcement. Therefore, I appreciate your early action on this matter to inform the aforesaid authority which contributes to the smoother administration of justice in maritime affairs.
5. Forwarded for onward action please.

PVP
 P VITHANA, USP, ndu
 Rear Admiral
 Director General - SLCG

Copy to:
 The Secretary of the Judicial Service Commission
 Director (Operations), SLCG ✓