

**S. ARIYARATNE .VS. AIRPORT AND AVIATION SERVICE LIMITED**

RTIC Appeal (In Person) 1105/2019 -Order adopted as part of the formal meeting of the Commission on 02.09.2019.

Order under Section 32(1) of the Right to Information Act, No. 12 of 2016 and Record of Proceedings under Rule 28 of the Right to Information Rules of 2017 (Fees and Procedure).

Chairperson: Mr. Mahinda Gammampila

Commission Members: Mr. S.G. Punchihewa

Dr. Selvy Thirucharndran

Justice Rohini Walgama

Director General: Mr. D.G.M.V Hapuarachchi

Appellant: S. Ariyaratne

Notice issued to: Chairman, Airport and Aviation Service Limited

Appearance/ Represented by:

Appellant: S. Ariyaratne

Public Authority: M.C.G. Malipola

RTI Request filed on:	17.10.2018
IO Responded on:	13.12.2018
DO responded on:	appellant did not agree with the response
Appeal to RTIC filed on:	07.01.2019

**Facts surfaced in the appeal:**

The appellant by her request made on the above date to the IO of the Public Authority had requested 12 items of request as stated below;

1. Outstanding arrears when I was promoted to class ii in 2001 on the merit basis as per the order issued by the Labour Commissioner, Labour Department Negambo.
2. Certified copy of the circular of the amendment of NO PAY LEAVE ABROAD one year extension which made the circular AP106 null and void.
3. Names of the employees who managed to have extensions after two years no-pay leave abroad.
4. Reasons I was asked to make full payment of the bond
5. Reasons I was given another two years when I asked for only for one year no-pay leave abroad.
6. Reasons for my application was rejected for the post of AIRPORT SERVICES ASSISTANT - CLASS I in 2009 two times after until 2016.
7. Reasons for HR not to call from the employees who have completed nine years in their services during the period of 2009-2016.
8. Reasons for granting the promotion to the Airport Service Assistant Ms. Ishara Perera and Ms. Gayani Hettiarachchi who were in the class ii to SUPERVISOR MATTALA and passed their exams (three respectively) not interviews.
9. Reasons I was not granted the promotion when I requested where I am the only candidate to be selected on MERIT basis after long years although there were vacancies whilst granting promotion to the two individuals mentioned at No. 8 who was not qualified as me.
10. Reasons for the candidates for the terminal superintendents Mattala are now stationed at BIA although their promotions were attached to Mattala.
11. Reasons for Ms. Iromie Bastian selected as the lounge supervisor even when she was not promoted to Airport Services Class I.

12. To assess the report produce by the management on receiving Hon. Siripala De Silva's recommendation to the Chairman and the letter it self.

It was submitted by the appellant in the appeal preferred to the Commission that she received some information as mentioned above from the Information Officer with reference to the letter HR/600/4/ RTI.

In the said appeal the appellant has appealed to the Designated Officer on the basis that the information provided by the IO was incomplete and misleading false information.

Therefore in the said back drop the appellant preferred an appeal to the Commission on the above stated date. Consequently the Commission issued notices on both parties to appear before the Commission on 02.09.2019 for the hearing of the instant appeal.

**Matters arising during the hearing of the appeal:**

When the appeal was taken up for hearing both parties were present. It was submitted by the Public Authority that the request item no.1 is not in their possession and the same is with the Commissioner of Labour.

The appellant admitted that she received the other information from the public authority and is satisfied with the same.

**Order:**

As the appellant has received the requested information the Commission moved to conclude the Appeal.

Accordingly appeal is concluded.

Order is hereby conveyed to both parties in terms of Rules 27(1) of the Commission's Rules on Fees and Appeal Procedures (Gazette No. 2004/66, 03.02.2017.)