

Interim order against Condominium Management Authority

By S.S.Selvanayagam

The Court of Appeal last week issued an interim order preventing the Condominium Management Authority and its agents from dissolving and/or handing over the management and duties of the Royal Park Condominium Management Corporation.

Justices K.Sripavan and Sisira de Abrew issued the said order and notices on the respondents returnable on March 15.

The petitioner Royal Park Management Corporation also reserved the right to pray for further interim orders preventing the Condominium Management Authority and its agents from entering the premises forcibly.

The said action was a sequel to two complaints made to the Authority by one owner and an occupier. The inquiry is still pending. The petitioner Royal Park Condominium Management Corporation stated to court that it is an incorporated body which is the Management Corporation of the Royal Park Condominium and that the Condominium Parcels therein are privately owned.

It said that the owners of the 248 apartments constitute the petitioner the Royal Park Condominium Management Corporation and that all the owners of it are members as provided by law and the Management Corporation thus consists of all owners of the apartments.

It also said that the Royal Park Condominium is one of the largest condominium complexes in Sri Lanka and the Management Corporation conducts a critical function in managing the common elements and other duties and that the powers and duties include enforcing by-laws and other safety and security measures. Hiran de Alwis with C.Jayamaha appeared for the Condominium Management Corporation.