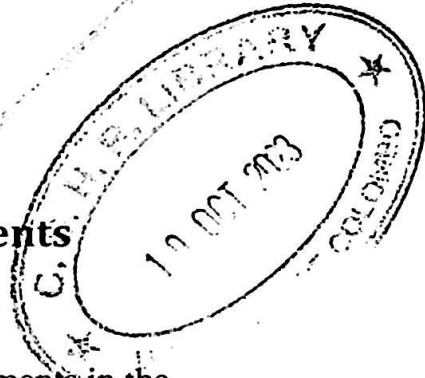


Contents



Introduction

Part One : Geopolitical Developments in the Indo-Pacific Region

01. The “Pivot To Asia’ By The United States
And Its Affect On Sri Lanka 23
02. The New Tactic Of Dominance 29
03. The Activities That The U.S. Has Pursued
In Sri Lanka Since 2015 33

Part Two : The Assault on Democracy and Constitutionalism in Sri Lanka: 2015 – 2019

04. The Drive To Change The Constitution 43
05. The Formal Constitution-Making Process Launched
In March 2016: An Inquiry Into Its Legality 50
06. Inquiry Into The Legality Of The Constitution-
Making Process, *Contd.* 55
07. The Interim Report Of The Constitutional
Steering Committee, 1 61
08. Interim Report, 2: The Real Reason For
“Orumiththa Nadu” 70
09. Interim Report, 3: “Principle Of Subsidiarity,”
Purported “Safeguards To Secession” and the Senate 84

Part Three : The Flaws in the Present Constitution

10. Sovereignty Is In The People And Inalienable	97
11. Lack Of A Meaningful Separation Of Powers	103
12. The Executive President, 1	109
13. Executive President, 2	114
14. The Cabinet	121
15. Fundamental Rights, 1	126
16. Fundamental Rights, 2	133

Part Four : Ideas that Would Be Useful in

Formulating a New Constitution

17. Separation Of Powers, 1	143
18. Separation Of Powers, 2: The American DoctrinE Of Separation Of Powers	161
19. The Constitution Of The Anuradhapura Kingdom	187

Part Five : The Main Problems of Governance in

Sri Lanka and Suggestions of Solutions for Them

20. The National Question	201
21. The Problem Of Sovereignty	211
22. The Lack Of A Meaningful Constitutional Role For The Buddhist Clergy	218

Part Six : Recommendations

23. A Constitutional Proposal	223
24. Replies To Objections	240

Annex

The Constitution Of The United States	250
H. K. D. Chandrasoma v. Mervai Senathirajah, Secretary to the Illangai Tamil Arasu Kadchichi.	264