



**PARLIAMENT OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF
SRI LANKA**

**ANURA VIDANAGAMAGE PRAJA SANWARDANA
PADANAMA (INCORPORATION)**

A

BILL

to incorporate the Anura Vidanagamage Praja Sanwardana Padanama

*Presented by Hon. Shehan Semasinghe for Anuradhapura District
on 27th January, 2016*

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*Anura Vidanagamage Praja Sanwardana
Padanama (Incorporation)*

AN ACT TO INCORPORATE THE ANURA VIDANAGAMAGE PRAJA
SANWARDANA PADANAMA

WHEREAS a Foundation called and known as the “Anura Vidanagamage Praja Sanwardana Padanama” has been established in Sri Lanka for the purpose of effectually carrying out and transacting all objects and matters connected with the Foundation according to the rules agreed to by its members:

Preamble.

AND WHEREAS the said Foundation has heretofore successfully carried out and transacted the several objects and matters for which it was established and has applied to be incorporated and it will be for the public advantage to grant the application:

BE it therefore enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows:—

1. This Act may be cited as the Anura Vidanagamage Praja Sanwardana Padanama (Incorporation) Act, No. of 2016.

Short title.

2. From and after the date of commencement of this Act, such and so many persons as presently are members of the “Anura Vidanagamage Praja Sanwardana Padanama” (hereinafter referred to as the “Foundation”) or shall hereafter be admitted as members of the Corporation hereby constituted, shall be a body corporate (hereinafter referred to as the “Corporation”) with perpetual succession, under the name and style of the “Anura Vidanagamage Praja Sanwardana Padanama” and by that name may sue and be sued in all courts with full power and authority to have and use a common seal and alter the same at its pleasure.

Incorporation of the Anura Vidanagamage Praja Sanwardana Padanama.

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 Padanama (Incorporation)*

3. The general objects for which the Corporation is constituted are hereby declared to be— General
objects of the
Corporation.

- 5 (a) to provide education, grant scholarships, assist pre-school children, promote educational and sports activities and particularly help underprivileged poor children to gain education and vocational training;
- 10 (b) to help disabled persons, elderly and mentally handicapped to overcome their suffering and assist them to lead a better life and improve their living conditions;
- 15 (c) to assist unemployed youth and those who have lost their livelihood and provide opportunities for gainful employment and vocations by way of facilities, accommodation, training and other assistance to regain self sufficiency and to accomplish their aspirations and lifestyles;
- 20 (d) to enhance living standards of low income and disadvantaged families and train and assist them to be self sufficient and engage in self employment ventures and encourage them to participate in economic, cultural and social and sports activities and provide opportunities to improve their quality of life and promote well-being;
- 25 (e) to undertake industrial and community development projects and encourage the participation of people in programmes and activities for their advancement;
- 30 (f) to assist and support those affected and displaced by natural disasters and other events caused by natural phenomenon and those affected and displaced by disasters and events caused other than by nature and provide their necessities and help them to regain their life style and also to achieve a better standard of living; and
- 35

(g) to do all such other acts, matters and things as are incidental or conducive to the attainment of the objectives of the Corporation.

5 4. (1) The affairs of the Corporation shall, subject to the Management of the affairs of the Corporation, be administered by a Board of Management appointed in accordance with the rules of the Corporation.

(2) The first Board of Management of the Corporation shall consist of the members of the Board of Management of the Foundation holding office on the day preceding the date of commencement of this Act.

10 (3) Notwithstanding anything to the contrary in subsection (1) of this Section Mr. Ravendra Anura Vidanagamage shall be the first Chairman of the Board of Management of the Corporation.

15 5. Subject to the provisions of this Act and any other written law, the Corporation shall have the power— General powers of the Corporation.

20 (a) to purchase, rent, lease or otherwise acquire lands or buildings which may be required for the purposes of the Corporation;

(b) to borrow or raise money with or without interest for the purposes of the Corporation;

25 (c) to make, draw, accept, discount, endorse, negotiate, buy, sell and issue bills of exchange, cheques, promissory notes and other negotiable instruments and to open, operate, maintain and close bank accounts;

30 (d) to invest any funds which are not immediately required for the purposes of the Corporation in such manner as the Board of Management may think fit;

(e) to solicit and receive subscriptions, grants donations and gifts of all kinds;

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Padanama (Incorporation)*

- (f) to enter into agreements or contracts with any person, company or body of persons for the purposes of the Corporation;
- 5 (g) to undertake, accept, execute, perform and administer any lawful trusts and conditions affecting any movable or immovable property;
- 10 (h) to appoint, employ, dismiss and terminate services of officers and servants of the Corporation and to pay them such salaries, allowances and gratuities as may be determined by the Corporation; and
- (i) to do all such acts and things as may be necessary, incidental or conducive to the accomplishment of all or any of the objects of the Corporation.
- 15 **6.** (1) It shall be lawful for the Corporation from time to time, at any general meeting and by a majority of not less than two-thirds of the members present and voting to make rules not inconsistent with the provisions of this Act or any other written law for all or any of the following matters:— Rules of the Corporation.
- 20 (a) the election, appointment or nomination of the members of the Board of Management and their powers and duties and terms of office;
- (b) the powers, conduct of duties and functions of the various officers, agents and servants of the Corporation;
- 25 (c) the procedure to be observed at the summoning and holding of meetings of the Corporation and of the Board of Management, the time, place, notice and agenda of such meetings, the quorum therefor and the conduct of business thereat;
- 30 (d) the qualifications and disqualifications for membership of Board of Management and of the Corporation;

- (e) the administration and management of the property of the Corporation, the custody of its funds and maintenance and audit of the accounts; and
- 5 (f) generally for the management of the affairs of the Corporation and the accomplishment of its objects.

(2) Any rule made under sub-section (1) may at a like meeting and in like manner be amended, altered, added to or rescinded.

10 (3) The rules of the Foundation in force on the day immediately preceding the date of commencement of this Act, shall, in so far, as they are not inconsistent with the provisions of this Act, or any other written law be deemed to be rules of the Corporation made under this Section.

15 (4) All members of the Corporation shall be subject to the rules in force for the time being of the Corporation.

7. (1) The Fund of the Corporation shall consist of— Fund of the Corporation.

20 (a) all moneys lying to the credit of the Foundation on the day immediately preceding the date of the commencement of this Act; and

(b) all moneys that may accrue to the Corporation after the date of commencement of this Act.

8. (1) The Corporation shall cause proper accounts to be kept of all income and expenditure of the Corporation. Audit and accounts

25 (2) The accounts of the Corporation shall be audited annually by an auditor appointed by the Corporation.

30 9. All debts and liabilities of the Foundation existing on the day preceding the date of the commencement of this Act, shall be paid by the Corporation hereby constituted and all debts due to and all subscriptions and fees payable to the Foundation on that day shall be paid to the Corporation for the purpose of this Act. Debts due by and payable to the Foundation.

10. If upon the dissolution of the Corporation there remains after satisfaction of all debts and liabilities, any property whatsoever the same shall not be paid to, or distributed among the members of the Corporation, but shall
5 be given or transferred to some other institution or institutions having objects similar to the objects of the Foundation and which shall prohibit the distribution of its or their income and property among its or their members to an extent at least as great as is imposed on the Foundation
10 and such institution or institutions to be determined by members of the Corporation, before the time of dissolution and if and so far as effect cannot be given to the aforesaid provision then to some charitable object.
11. The seal of the Corporation shall be in the custody
15 of the Board of Management and it shall not be affixed to any instrument whatsoever, except with the sanction of the Corporation and in the presence of two Directors at least one and the Secretary of the Corporation who shall sign their names to the instrument in token of their presence and such signing
20 shall be independent of the signing of any person as a witness.
12. Nothing in this Act contained shall prejudice or affect the rights of the Republic of Sri Lanka or of any body politic or corporate or any other persons except such as are mentioned in the Act and those claiming by, from or under them.
- 25 13. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.
- Property remaining on dissolution.
- Seal of the Corporation.
- Saving of the rights of the Republic and others.
- Sinhala text to prevail in case of inconsistency.

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