



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

**BULATHSINHALA JANASAKTHI MAHASANGAMAYA
(INCORPORATION)**

A

BILL

to incorporate the Bulathsinhala Janasakthi Mahasangamaya

*Presented by Hon. Vidura Wickramanayaka, M. P. for Kalutara District
on 08th March, 2012*

(Published in the Gazette on February 27, 2012)

Ordered by Parliament to be printed

[Bill No. 156]

PRINTED AT THE DEPARTMENT OF GOVERNMENT PRINTING, SRI LANKA
TO BE PURCHASED AT THE GOVERNMENT PUBLICATIONS BUREAU, COLOMBO 5

Price : Rs. 8.00

Postage : Rs. 5.00

Bulathsinhala Janasakthi Mahasangamaya
(Incorporation)

AN ACT TO INCORPORATE THE COMPUTER SOCIETY OF SRI LANKA

WHEREAS a Society called and known as the "Computer Society of Sri Lanka" has heretofore been formed in Sri Lanka for the purpose of effectually carrying out its objects and transacting all matters connected with the said Society according to the rules agreed to by its members:

Preamble.

5

AND WHEREAS the said Society has hitherto successfully carried out and transacted the several objects and matters for which it was formed and has applied to be incorporated and it will be expedient to grant the said application:

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

1. This Act may be cited as Computer society of Sri Lanka (Incorporation) Act, No. of 2012.

15 2. From and after the date of commencement of this Act, such so many persons as now are members of the Computer Society of Sri Lanka or shall hereafter be admitted as members of the Society hereby constituted, shall be a body corporate with perpetual succession, under the name and style of the "Computer Society of Sri Lanka" ^hereinafter referred to as the corporation" and by that name may sue and be sued, shall have full power and authority to have and use a common seal and to alter the same at its pleasure.

Short title.

Incorporation
of the
Bulathsinhala
Janasakthi
Mahasangamaya.

20

3. (i) The general objects for which the Corporation is constituted are hereby declared to be—

25

(a) to provide an organization for professionals engaged in information and communication technology, supervise and monitor its professional activities and

2 *Bulathsinhala Janasakthi Mahasangamaya*
(Incorporation)

foster and maintain the highest professional standards in the industry; General objects of the Corporation.

- 5 (b) to recognize, confer and award the status of Chartered Membership amongst such other classes of membership as the Corporation may from time to time decide in accordance with the rules of the Corporation made under section 6 of this Act;
- 10 (c) to promote and develop the study and practice of information and communication technology and to advance knowledge, facilitate education, training, research and the acquisition and interchange of technical knowledge therein for the benefit of the public;
- 15 (d) to promote, organize and engage in economic and financial activities and to carry on such activities both within and outside Sri Lanka for the purpose of financing the programmes projects and activities of the Corporation;
- 20 (e) to conduct examinations qualifying for membership of the Corporation and to test the competence of persons engaged in information and communication technology and the award of certificates;
- (f) to contribute within the area of its professional competence to the economic growth of the country;
- 25 (g) to manage various programmes and projects of the Corporation;
- (h) to enter into arrangements for union of interest, cooperation, joint ventures, reciprocal concession or otherwise with any person carrying on or engaged in any business or transaction which the Corporation wishes to carry on or be engaged; and
- 30

(i) to liaise with similar professional institutions in Sri Lanka or abroad in furtherance of the objects of the Corporation;

5 **4.** Subject to the provisions of this Act and any other written law, the Corporation shall have the power to do, perform and execute all such acts, matters and things that are given below:- General Powers of the Corporation.

10 (a) to borrow or raise money with or without security for the carrying out of the objects of the corporation;

(b) to receive or collect savings and donations from the people concerned for the carrying out of the objects of the Corporation;

15 (c) to perform, execute and administer legal acceptance that shall directly or indirectly provides an opportunity to execute all or any of the objects of the Corporation;

20 (d) to write, accept, discount, minute, transact, buy, sell and disclose receipts, cheques, notes of assurance and any other instruments of transaction and to open operate, maintain and close bank accounts;

25 (e) to enter into contracts and agreements with any individual bodies or organization of anyone;

(f) to appoint, employ, dismiss officers and servants of the Corporation as decided by the Corporation and to provide their salaries, emoluments and gratuities;

30 (g) to invest the money in government's security bonds or in any other investments when it is not needed immediately to fulfill the objects of the Corporation; and

(h) to do, perform and execute any or all such acts, as are necessary or desirable for the promotion or

4 *Bulathsinhala Janasakthi Mahasangamaya*
(Incorporation)

furtherance of all or anyone of the objects of the Corporation.

5 5. (1) The affairs of the Corporation shall, subject to the rules and regulations of the Corporation that are being implemented for the time being and be managed, controlled and administered by nine (09) members elected in a general meeting at the zonal level, and a "Board of Administration" consisting of five (05) members nominated by the President subject to the provisions of this Act. Management of the affairs of the Corporation.

10 (2) The Divisional Secretary of Bulathsinhala shall be the President of the Corporation.

15 (3) An Advisory Board consisting of seven(07) members, inclusive of the President and six (06) other members nominated by the Board of Administration, shall be appointed for the guidance of the Corporation.

(4) The members of the Board of Administration of the Association shall be the first Board of Administration of the Corporation since the day when this Act becomes effective.

20 6. (1) It shall be lawful for the Corporation, from time to time, at any Annual General Meeting of the Corporation 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 the following matters:- Rules of the Corporation.

25 (a) to enrol, withdraw and dismiss members of the Corporation and to decide over the membership fees and amount of share that they owe to the Corporation;

30 (b) election of Board of Administration, vacation of or removal from office of the office bearers and

powers, duties and conduct of the office of the Board of Administration;

5 (c) appointment, powers, duties and functions and conduct of the various officers, agents and servants of the Corporation;

10 (d) procedure to be observed and the summoning, holding, announcing and agenda, the quorum of meetings of the Board, Corporation or any subcommittee thereof, and the procedure to be adopted to discuss and in decision making.

(2) Any rules made by the Corporation may be amended, altered, added to or rescinded at a like meeting and in like manner, as a rule made under subsection (1).

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

20 7. (1) The Corporation shall have its own fund and all monies received by way of testamentary dispositions, donations, membership fees, shares or charges shall be deposited in the name of the Corporation in one or more banks as the Board of Administration shall determine. Fund of the Corporation.

25 (2) The Corporation may establish a depreciation fund, a welfare fund or a sinking fund for the purpose of rehabilitation, development or improvement of the property of the Corporation.

(3) All expenses incurred by the Corporation in the exercise and discharge of the powers and functions of the Corporation shall be paid out of the fund.

8. Subject to the provisions of this Act, the Corporation shall be capable in law to take and

6 *Bulathsinhala Janasakthi Mahasangamaya*
(Incorporation)

- hold any property, movable or immovable, which Corporation may hold movable and immovable property.
5 may be vested in it by virtue of any purchase, grant, gift, testamentary disposition or otherwise and all such property shall be held by the Corporation for the purpose of this Act and subject to the rules in force for the time being of the Corporation, with full power to mortgage, sell, exchange or otherwise dispose of the same.
9. No member of the Corporation shall be liable to pay Limitation of the liability of the members.
10 anything except the amount to be recovered from him by the Corporation for the release of loans and liabilities or any other matters of the Corporation.
10. All debts and liabilities of the Association existing Debts due by and payable to the Association.
15 shall be paid by the Corporation hereby constituted and all debts due to, subscriptions, contributions, shares or donations payable to the Association on such day shall be paid to the Corporation to the purpose of this Act.
11. If upon the dissolution of the Corporation there Property remaining on dissolution.
20 remains after the settlement of all its debts and liabilities any property or whatsoever, such property shall not be distributed among the members of the Corporation, and shall be given or transferred to some other institution or institutions having objects similar to those of the Corporation and which is or
25 are by rules prohibited from distributing any income or property among its members.
12. (1) The financial year of the Corporation shall be Accounts of the Corporation.
the calendar year.
- (2) The Corporation shall cause proper accounts to be
30 kept of its income and expenditure, assets and liabilities and all other transactions of the Corporation.

Bulathsinhala Janasakthi Mahasangamaya 7
(Incorporation)

(3) The accounts of the Corporation shall be audited by a qualified auditor. In this section "qualified auditor" means—

- 5 (i) an individual who being a member of the Institute of Chartered Accountants of Sri Lanka, or of any other institute established by law, possesses a certificate to practice as an auditor issued by the Council of such institute; or
- 10 (ii) a firm of accountants, each of the resident partners of which, being a member of the Institute of Chartered Accountants of Sri Lanka or of any other institute established by law, possesses a certificate to practice as an auditor issued by the Council of such Institute.

15 **13.** The Seal of the Corporation shall not be affixed to any instrument whatsoever, except in the presence of the persons duly authorized by the President or the Managing Director or the Board, who shall sign their names to the instrument in token of their presence. Such signing shall be independent of the signing of any person as a witness. Seal of the Corporation.

20 **14.** Nothing contained in this Act shall prejudice or affect the rights of the Republic or of any body politic or corporate or any other person. Saving of the rights of the Republic and others.

15. In the event of any consistency between the Sinhala and Tamil text of this Act, the Sinhala text shall prevail. Sinhala text to prevail in case of inconsistency.

Annual subscription of English Bills and Acts of the Parliament Rs. 885 (Local), Rs. 1,180 (Foreign), Payable to the SUPERINTENDENT, GOVERNMENT PUBLICATIONS BUREAU, DEPARTMENT OF GOVERNMENT INFORMATION, No. 163, KIRULAPONA MAWATHA, POLHENGODA, COLOMBO 05 before 15th December each year in respect of the year following.