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SUPPLEMENT

(Issued on 24.11.2021)



**CENTRE FOR SKILLS DEVELOPMENT
STUDIES (INCORPORATION)**

(Private Members' Bill)

A

BILL

to incorporate the Centre for Skills Development Studies

*To be presented in Parliament by Hon. Rohini Kumari Wijeratne, M. P.
for Matale District*

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*Centre for Skills Development Studies
(Incorporation)*

AN ACT TO INCORPORATE THE CENTRE FOR SKILLS DEVELOPMENT
STUDIES

WHEREAS a Centre called and known as the “Centre for Skills Development Studies” has heretofore been formed in Sri Lanka for the purpose of effectually carrying out and transacting all objects and matters connected with the said centre according to the rules agreed to by its members: Preamble.

AND WHEREAS the said Centre has heretofore successfully carried out and transacted several objects and matters for which it was formed and has applied to be incorporated and it will be for the public advantage to grant such 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 Centre for Skills Development Studies (Incorporation) Act, No. of 2021. Short title

2. From and after the date of commencement of this Act, such and so many persons as now are members of the “Centre for Skills Development Studies” (hereinafter referred to as the “Centre”) or shall hereafter be admitted as members of the body corporate hereby constituted, shall be a body corporate with perpetual succession, under the name and style of “Centre for Skills Development Studies” (hereinafter referred to as the “body corporate”) and by that name may sue and be sued, and have full power and authority to have and use a common seal and alter the same at its pleasure. Incorporation
of the Centre
for Skills
Development
Studies

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

(a) to promote education in Skills Development at all level;

2 *Centre for Skills Development Studies*
 (Incorporation)

(b) to conduct motivation programmes to encourage school children;

(c) to provide self-employment opportunities for unemployed;

5 (d) to conduct and hold training, seminars, conferences and similar activities for the purpose of promoting legal profession and Skills Development courses;

(e) to establish information technology centers for the advancement of scientific studies;

10 (f) to assist in the development of educational, religious, cultural, aesthetic and sports facilities without any deference to race, religion or cast;

15 (g) to assist students who prepare for law entrance examinations by conducting lecture series, seminars and study of tours; and

(h) to liaise and co-ordinate with other local and foreign institutions which have similar objects.

4. (1) The affairs of the body corporate shall, subject to the other provisions of this Act and the rules in force for the time being of the body corporate be administered by a Committee of Management consisting of Chairman, Secretary, Treasurer another two members elected in accordance with such rules.

Management
of the Affairs
of the body
corporate

25 (2) The first Committee of Management shall consist of the members of the Governors Board holding office on the day immediately preceding the date of commencement of this Act.

5. (1) Subject to the provisions of this Act and any other written law, the body corporate shall have the power to do, perform and execute all such acts, matters and things whatsoever as are necessary or desirable for the promotion or furtherance of the objects of the body corporate or any one of them, to open, operate and close bank accounts, to borrow or raise moneys with or without security to receive or collect or accept grants and donations to invest its funds to the body corporate and to engage, employ and dismiss officers and servants required for the carrying out of the objects of the body corporate.

General
Powers of the
body
Corporate

6. (1) It shall be lawful for the body corporate, from time to time, at any general meeting of the members and by a majority of not less than two-thirds of the members present to make rules, not inconsistent with the provisions of this Act or any other written law, on all or any of the following matters:—

Rules of the
body
Corporate

- (a) the classification of members and the admission, withdrawal, expulsion of members;
- 20 (b) the election of office bearers of the resignation from, vacation of or removal from office of office bearers and their powers, conduct and duties;
- (c) the election of the members of the Committee of the Management and its powers, conduct and duties and duration of term of office;
- 25 (d) the powers, conduct, duties and functions of the various officers, agents and servants of the body corporate;
- 30 (e) the procedure to be observed at and the summoning and holding of meetings of the Committee of Management and of the time, places, notices and agenda of such meetings, the quorum thereof and the conduct of business thereof;

4 *Centre for Skills Development Studies*
 (Incorporation)

(f) the administration and management of the property of the body corporate the custody of its funds and the maintenance and audit of its accounts; and

5 (g) the management of the affairs of the body corporate, and the accomplishment of its objects.

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

10 (3) Every members of body corporate shall be subject to the rules of the body corporate.

15 7. All debts and liabilities of the body corporate on the day preceding the date of commencement of this Act, shall be paid and discharge by the body corporate hereby constituted and all debts due to, subscriptions and contributions payable to the body corporate on that day shall be paid to the body corporate for the purposes of this Act.

Debts due by and payable to the body corporate

20 8. (1) The body corporate shall have its own fund and all moneys heretofore or hereafter to be received by way of gifts, bequest, donation, subscription, contribution, fees or grants for and on account of the body corporate shall be deposited to the credit of the body corporate in one or more banks as the Committee of Management shall determine.

Funds of the body corporate

25 (2) There shall be paid out of the fund, all sums of money required to defray any expenditure incurred by the body corporate in the exercise, performance and discharge of its power, duties and function under this Act.

30 9. Subject to the provisions of this Act, the body corporate shall be able and capable in law to acquire and hold any property, movable and immovable which may become vested in it by virtue of any purchase, grant, lease gift, testamentary disposition or otherwise, and all such

Body corporate may hold property movable and immovable

property shall be held by the body corporate for the purposes of this Act and subject to the rules of the body corporate made under Section 06, with power to sell, mortgage, lease, exchange or otherwise dispose of the same.

5 **10.** If upon the dissolution of the body corporate there remains after the satisfaction of all its debts and liabilities, any property whatsoever, such property shall not be distributed among the members of the body corporate, but shall be given or transferred to some other institution or
10 institutions having objects similar to those of the body corporate and which, is or are by its or their rules prohibited from distributing any income or property among its members.

Property remaining on dissolution of the body corporate

11. (1) The financial year of the Corporation shall be the calendar year.

Audit and accounts of the body corporate

15 (2) The body corporate shall cause proper accounts to be kept of its income and expenditure, assets and liabilities and all other transaction of the body corporate.

 (3) The accounts of the body corporate shall be audited by the Auditor General or qualified auditor appointed by
20 the Auditor General in terms of Article 154 of the Constitution.

 (4) For the purpose of this section “qualified auditor” means—

25 (a) an individual who, being a member of the Institute of Chartered Accountants of Sri Lanka, or any other institute established by law, possesses a certificate to practice as an Accountant, issued by the Council of such institute; or

30 (b) a firm of Accountants each of the resident partners of which, being a member of the Institute of Chartered Accountants of Sri Lanka, or any other institute established by law, possesses a certificate to practice as an Accountant issued by the Council of such institute.

6 *Centre for Skills Development Studies*
(Incorporation)

- 5 **12.** (1) The seal of the body corporate, shall not be affixed to any instrument whatsoever except in the presence of two members of the Committee of Management, who shall sign their names to the instrument in token of their presence and such signing shall be independent of the signing of any person as a witness. Seal of the body corporate
- 13.** Nothing in this Act contained shall prejudice or affect the rights of the Republic or anybody politic, or corporate or of any other persons. Saving of the rights of the Republic and others
- 10 **14.** In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail. Sinhala text to prevail in case of inconsistency

