

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

Part II of February 12, 2021

SUPPLEMENT

(Issued on 16. 02. 2021)



**RUHUNU AWAKENING ORGANIZATION
(INCORPORATION)**

(Private Members' Bill)

A

BILL

to incorporate the Ruhunu Awakening Organization

*To be presented in Parliament by Hon. Buddhika Pathirana, M. P.
for Matara District*

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Ruhunu Awakening Organization
(Incorporation)

AN ACT TO INCORPORATE THE RUHUNU AWAKENING ORGANIZATION

WHEREAS an organization called and known as the “Ruhunu Awakening” Organization has heretofore been created for the purpose of effectually carrying out and transacting all objects and matters connected with the said Organization according to the rules agreed to by its members:

Preamble

AND WHEREAS the said Organization 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 herefore enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows:—

1. This Act may be cited as the Ruhunu Awakening Organization (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 “Ruhunu Awakening” Organization (hereinafter referred to as the “Organization”) or shall hereafter be admitted as members of the Corporation hereby constituted, shall be a body corporate with perpetual succession, under the name and style of the “Ruhunu Awakening” Organization (hereinafter referred to as the “Corporation”) and by that name may sue and be sued and shall have full power and authority to have and use a common seal and to alter the same at its pleasure.

Incorporation of the Ruhunu Awakening Organization

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

General objects of the Corporation

(a) to grant aid and support physically and qualitatively to relevant institutions in order to facilitate school children and university students to carry out their studies effectively;

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- 5 (b) to identify inborn talents of students and youths at the rural, district and provincial levels in the fields of sports, literary and arts and to inspire them to harness their inborn talents through the provision of the required infrastructure facilities for this purpose;
- 10 (c) to provide for displaying and evaluating skills of school children and university students and to confer awards and certificates to children with talents in order to promote their cultural skills;
- 15 (d) to implement special training programmes which will enable the creation of a young generation who appreciate and practice values, norms and ethics;
- (e) to implement practical programmes for promoting physical capabilities of student population through sanitation and health programmes and sports cum physical exercise programmes;
- 20 (f) to organize and operate educational tours, shramadana campaigns and workshops in order to inculcate feelings on Sri Lankan heritage, environment, wildlife, population and patriotism;
- (g) to provide assistance and to encourage forming scouts groups and platoons in schools;
- 25 (h) to extend support to services rendered by senior citizens organizations and to encourage such organizations;
- (i) to encourage farmers engaged in traditional and export agricultural activities and to carry out various awareness programmes for them;
- 30 (j) to take action to provide required assistance and support and training to unemployed youths in order to enable them to engage in self employment activities;

- (k) to work in collaboration with local and foreign organizations with objectives similar to those of the Corporation;
- 5 (l) to offer guidance for the conduct of academic lectures, seminars, conferences relevant to the intellectual development of the people and to organize exhibitions, educational and propaganda activities for this purpose;
- 10 (m) to do all such other acts, matters and things as are incidental or conducive to the attainment of the objectives of the Corporation.

4. Subject to the provisions of this Act and any other Powers of the written law, the Corporation shall have the power to— Corporation

- (a) open, operate and close bank accounts;
- 15 (b) borrow or raise money with or without security and to receive or collect grants and donations;
- (c) invest any funds of the Corporation which are not immediately required for the purpose of the Corporation in a way that may be determined by the Committee of Management;
- 20 (d) purchase, acquire, give on lease or hire, sell or otherwise obtain any movable or immovable property which may be required for the purpose of the Corporation and which may lawfully be acquired for those purposes and to deal with or dispose of the same, as it may deem expedient with a view to promoting the objects of the Corporation;
- 25 (e) appoint, employ and dismiss the employees required for the carrying out of the objects of the Corporation and pay them such remuneration as may be determined by the Corporation;
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- 5 (f) enter into, perform or carry out, whether directly or through any officer or agent authorized in that behalf by the Corporation, all such contracts or agreements as may be necessary for the attainment of the objects or the exercise of the powers of the Corporation; and
- 10 (g) appoint advisory councils, committees or sub committees as and when necessary to carry out any functions of the Corporation as may be determined by the Committee of Management:

15 Provided that the Corporation shall obtain prior written approval of the Department of External Resources of the Ministry of the Minister assigned the subject of Finance in respect of all foreign grants, gifts or donations.

20 **5.** (1) The management of the affairs of the Corporation shall be subject to the rules of the Corporation, be administered by Committee of Management consisting of not more than six office bearers inclusive of the Chairman /
Management of the affairs of the Corporation

25 (2) No act or proceeding of the Committee of Management shall be deemed to be invalid by reason only of the existence of a vacancy among its members or any defect on the election or nomination of a member thereof.

30 (3) The first Committee of Management shall consist of the members of the Committee of Management holding office on the day immediately preceding the date of commencement of this Act and shall continue to hold office until a new Committee of Management is elected in accordance with the rules made under section 6 of this Act.

6. (1) It shall be lawful for the Corporation, from time to time, at any general meeting 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 Corporation

- (a) the classification of members and the admission, withdrawal or expulsion of members;
- (b) the election of the office-bearers, the registration 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 Management and its powers, duties and conduct and the terms of office of members of the Committee of Management;
- (d) the powers, duties, functions and conduct of the officers, agents and servants of the Corporation;
- (e) the procedure to be observed at and the summoning and holding of meetings of the Committee of Management, the times, places, notices and agenda of such meetings, the quorum thereof and the conduct of business thereat;
- (f) the administration and management of the property of the Corporation, the custody of its funds, and the maintenance and audit of its accounts; and
- (g) the management of the affairs of the Corporation, and the accomplishment of its objects.

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

(3) The members of the Corporation shall be subject to the rules of the Corporation.

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7. The Secretary of the Committee of Management shall keep and maintain a register containing the names of the members of the Corporation.

Register of
the Members
of the
Corporation

8. Subject to the provisions of this Act, the Corporation shall be able and capable in law to to acquire and hold any property both movable and immovable, which may become vested in it by virtue of any purchase, gift, grant, 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 of the Corporation made under section 6, with full power to sell, mortgage, lease, exchange or otherwise dispose of the same.

Corporation
may hold
movable and
immovable,
property

9. (1) The Corporation shall have its own fund and all moneys heretofore or hereafter to be received by way of gifts, testamentary dispositions, grants, donations, contributions or fees on behalf of the Corporation shall be deposited to the credit of the Fund of the Corporation in one or more banks as the Committee of Management may determine.

Fund of the
Corporation

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

(3) There shall be paid out of the Fund all sums of money to defray any expenditure incurred by the Corporation in the exercise, performance and discharge of its powers, duties and functions under this Act.

(4) The financial year of the Corporation shall be the calender year.

10. All debts and liabilities of the Organization on the day preceding the date of commencement of this Act, shall be paid and discharged by the Corporation hereby constituted and all debts due to, subscriptions and contributions payable to the Organization on that day shall be paid to the Corporation for the purpose of the Act.

Debts due by
and payable
to the
Organization

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5 **11.** No member of the Corporation shall for purpose of discharging the debts and liabilities of the Corporation or for any other purpose, be liable to make any contribution exceeding the amount due from such member as membership fees. Limitation of liability of members

12. (1) The Corporation shall cause proper accounts to be kept of its income and expenditure, assets and liabilities and all other transactions of the Corporation. Accounts and Audit

10 (2) The accounts of the Corporation shall be audited by a qualified auditor.

 (3) In this section, “qualified auditor” means —

15 (a) 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 Accountant, issued by the Council of such institute; or

20 (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 of any other institute established by law, possesses a certificate of practice as an Accountant, issued by the Council of such institute.

25 **13.** The seal of the Corporation shall not be affixed to any instrument whatsoever except in the presence of the President and the Secretary or two other members of the Corporation as may be decided by 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 Corporation

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- 14.** If upon the dissolution of the Corporation, there remains any property whatsoever, after the satisfaction of all debts and liabilities, such property shall not be distributed among the members of the Corporation, but shall be given or transferred to some other institution having objects similar to those of the Corporation, and which, is or are by its rules prohibited from distributing any income or property among its or their members. Such institution or institutions may be determined by the members of the Committee of Management on or before the dissolution of the Corporation.
- Property remaining on dissolution
- 15.** Nothing contained in this Act shall prejudice or affect the rights of the Republic or of any body politic, or corporate or of any other person except such as are mentioned in this Act and those claiming by, from or under them.
- Savings of the rights of the Republic and others
- 16.** 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

