

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

Part II of July 22, 2021

SUPPLEMENT

(Issued on 28.07.2021)



**INSTITUTE OF SPORT FOR PEACE, EDUCATION,
EMPOWERMENT AND DEVELOPMENT (SPEED)
(INCORPORATION)**

(Private Members' Bill)

A

BILL

**to incorporate the Institute of Sport for Peace, Education,
Empowerment and Development (SPEED)**

To be presented in Parliament by Hon. (Ven.) Athuraliye Rathana Thero, M.P.

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*Institute of Sport for Peace, Education,
Empowerment and Development (SPEED) (Incorporation)*

AN ACT TO INCORPORATE THE INSTITUTE OF SPORT FOR PEACE,
EDUCATION, EMPOWERMENT AND DEVELOPMENT (SPEED)

WHEREAS an Institute called and known as the Preamble
“Institute of Sport for Peace, Education, Empowerment and
Development (SPEED)” has heretofore been established in
Sri Lanka for the purpose of effectually carrying out its
5 objects and transacting all matters connected with the said
Institute according to the rules agreed to by its members:

AND WHEREAS the said Institute has heretofore
successfully carried out and transacted the several objects
and matters for which it was established and has applied to
10 be incorporated and it will be for the public advantage to
grant the said 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 Institute of Sport for Short title
15 Peace, Education, Empowerment and Development
(Incorporation) Act, No. of 2021.

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

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(2) The Corporation shall be deemed to be a voluntary social service organization within the meaning, and for the purpose of the Voluntary Social Services Organizations (Registration and Supervision) Act, No. 31 of 1980 and the provisions of that Act shall apply to and in relation to the management of the affairs of the Corporation.

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

- 10 (a) to increase performance of Sri Lanka and South Asian nations in International sporting events by establishing a platform for the upholding of principles and values of Olympism and to support Olympic movement;
- 15 (b) to optimize the potential of sport for contributing to national and regional peace building and conflict prevention and to achieve internationally agreed development goals by using sport as a tool for peace education and social integration under Sport for Development and Peace;
- 20 (c) to promote professional, traditional and recreational sport in Sri Lanka through creating access to resources, services and facilities;
- 25 (d) to promote gender equality and the empowerment of women through supporting their career and advancement in sport, in particular their progressive high performance in international sporting events;
- 30 (e) to advance the use of sport as a vehicle to promote health and prevent drug abuse through physical education, foster the inclusion and well-being of persons with disabilities and facilitate social inclusion of marginalized groups;

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5 (f) to provide resources, services and facilities to enable marginalized South Asian sports men and women to pursue and achieve excellence in sport while also furthering their educational and vocational skills and other aspects of their personal development; and

10 (g) to create a South Asian Knowledge Centre for Sport including research and development facilities on sports science, sports medicine, physical education and sports engineering.

15 (2) In the implementation of the objects specified in subsection (1) the Corporation shall ensure that such implementation shall be carried out without any distinction based on race, religion, language, caste, sex, political opinion, place of birth or and of such grounds.

20 **4.** The objects of the Corporation shall be carried out in such manner so as not to create any conflict between the work of the Corporation and any work being carried out simultaneously by any Ministry or Department of the Government or of any Provincial Council.

Corporation to ensure no conflict with work of Ministry or Department of the Government or Province

25 **5.** (1) Subject to the provisions of this Act, the management and administration of the affairs of the Corporation shall be carried out by Governig Council (hereinafter referred to as the "Council") consisting of such number of office bearers as may be specified by the rules made under section 7.

Management of affairs of the Corporation

30 (2) (a) The Governing Council of the Insitute that holds office on the day immediately preceding the date of commencement of this Act, shall function as the Council of the Corporation until the first Council is appointed or elected in the manner provided for by rules made under section 7.

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(b) The first Council of the Corporation shall be appointed or elected within one year of the date of commencement of this Act.

5 (3) (a) Every office bearer of the Council including the patrons and advisors, shall be appointed or elected for a period of three years and any such office bearer, patron or advisor shall be eligible for re-appointment or re-election after lapse of the said period of three years.

10 (b) In the event of a vacancy occurring due to the death, resignation, incapacity or removal from office of an office bearer, the Council shall having regard to the rules of the Corporation, elect or appoint a person to fill such vacancy.

15 (c) The person elected or appointed under paragraph (b) shall hold office only for the unexpired portion of the term of office of the member whom he succeeds.

20 **6.** 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 and matters as are necessary or desirable for the promotion or furtherance of the objects of the Corporation or any one of them, including the power:—

Powers of the Corporation

25 (a) to purchase, acquire rent, construct, renovate and otherwise obtain lands or buildings which may be required for the purposes of the Corporation and to deal with or dispose of the same as may be deemed expedient with a view to promoting the objects of the Corporation;

(b) to organize programs and events pertaining to sport and sport related areas;

30 (c) enter into and perform or carry out, whether directly or through any officer or agent authorized in that

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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.

- 5 (d) to borrow or raise funds with or without securities and to receive grants, gifts or donations in cash or kind:

10 Provided that, the Council shall obtain the 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 made to the Corporation;

- 15 (e) 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 accounts in any bank;

- 20 (f) to invest any funds that are not immediately required for the purposes of the Corporation, in such manner as the Council may determine;

- (g) to undertake, accept, execute, perform and administer any lawful trust or any real or personal property with a view to promoting the objects of the Corporation;

- 25 (h) to appoint, employ, dismiss or terminate the services of officers and servants of the Corporation and exercise disciplinary control over them and to pay them such salaries, allowances and gratuities as may be determined by the Corporation;

- 30 (i) to organize lectures, seminars conferences and events with a view to promoting the objectives of the Corporation;

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- (j) to liaise, co-ordinate and enter into binding agreements with other local and foreign institutions having similar objects to that of the Corporation;
- 5 (k) to train personnel in Sri Lanka or abroad for the purposes of the Corporation;
- (l) to engage in all other activities as are necessary or expedient for the proper and effective carrying out of the objects of the Corporation; and
- 10 (m) to sign agreements, MOU's and statements with state actors in Sri Lanka or abroad.

7. (1) It shall be lawful for the Corporation, from time to time, at any 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 all or any of the following matters:—

Rules of the Corporation

- (a) the classification of membership, admission, withdrawal, expulsion or resignation of members and fees payable by the members;
- 20 (b) the election of office bearers of the Council or vacation of or removal from office of office bearers and the powers, duties and functions of the office bearers;
- 25 (c) the terms and conditions of appointment, powers functions and duties of the various officers, agents and servants of the Corporation;
- 30 (d) the procedure to be followed for the summoning and holding of meetings of the Council or any sub-Council thereof, notices and agenda of such meetings, the quorum and the conduct of business thereat;

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- (e) the qualifications and disqualifications to be a member of the Council and the Corporation;
- (f) the administration and management of the property of the Corporation; and
- 5 (g) generally the management of the affairs of the Corporation and the accomplishment of its' objects and dissolution of the Corporation.

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

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

(4) The rules made under subsection (1) shall be published
15 in the *Gazette*.

8. The Council shall maintain a register of members in which name, address and other essential details of the members shall be inscribed. Register of members

9. (1) The Corporation shall have its own Fund. Fund of the Corporation

20 (2) All moneys received by way of gift, bequest, donation, subscription, contribution, fees or grant for and on account of the Corporation shall be deposited in one or more banks approved by the Council to the credit of the Corporation.

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

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10. (1) The financial year of the Corporation shall be the calendar year. Accounts and
Auditing

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

(3) The accounts of the Corporation shall be audited annually by the Auditor General or a qualified auditor appointed by Auditor General in terms of Article 154 of the Constitution.

(4) For the purposes of this section "qualified auditor" means—

(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

(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 to practice as an Accountant, issued by the council of such Institute.

11. (1) The Council shall prepare a report of the activities of the Corporation for each financial year and submit such report together with the audited statement of accounts to the Secretary of the Ministry of the Minister assigned the subject of Sport and to the Registrar of Voluntary Social Services Organizations appointed under the Voluntary Social Services Organization (Registration and Supervision) Act, No. 31 of 1980 before the expiration of six months of the year succeeding the year to which such report relates. Annual
Report

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(2) A separate account relating to the foreign and local moneys received by the Corporation during the financial year shall be attached to the report referred to in subsection (1).

5 **12.** All debts and liabilities of the Institute existing on the day immediately preceding the date of commencement of this Act, shall be paid by the Corporation hereby constituted and all debts due to and subscriptions and contributions payable to the Institute on that day shall be paid to the Corporation for the purpose of this Act.

Debts due by
and payable
to the
institute

15 **13.** Subject to the provisions of this Act, the Corporation shall be able and capable in law to take and hold any property, movable or immovable, which may become 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 of the Corporation made under section 7, with power to sell, mortgage, lease, exchange or otherwise dispose of, the same.

Corporation
may hold
property
movable and
immovable

20 **14.** The moneys and property of the Corporation however derived shall be applied solely towards the promotion of the objects of the Corporation and no portion thereof shall be paid or transferred directly or indirectly by way of dividend, bonus or profit to the members of the Corporation.

Application
of moneys
and property

25 **15.** (1) The Seal of the Corporation shall not be affixed to any instrument whatsoever, except in the presence of two members of the Council 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

30 (2) The seal of the Corporation shall be in the custody of an office bearer of the Council as may be decided by the Council.

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16. (1) If upon the dissolution of the Corporation 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 Corporation, but shall
5 be given or transferred to any other institution having objects similar to those of the Corporation, and which is by the rules thereof, prohibited from distributing any income or property among its members.

Property
remaining on
dissolution

(2) For the purposes of subsection (1) the appropriate
10 institution shall be determined by the members of the Corporation immediately before the dissolution at a general meeting by the majority of votes of the members present.

17. Nothing in this Act contained shall prejudice or
15 affect the rights of the Republic or of any body politic or corporate.

Saving of the
rights of the
Republic

18. 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

