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

**Part II of November 15, 2019**

**SUPPLEMENT**

(*Issued on 18.11.2019*)



**SRI LANKA PSYCHOLOGICAL**

**ASSOCIATION (INCORPORATION)**

**A**

**BILL**

**to incorporate the Sri Lanka Psychological Association**

*Ordered to be published by the Minister of Health, Nutrition & Indigenous Medicine*

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*Sri Lanka Psychological*   
*Association (Incorporation)*

L.D.—O. Inc 30/2011

1

AN ACTTOINCORPORATETHE SRI LANKA   
PSYCHOLOGICAL ASSOCIATION

WHEREAS an Association called and known as the Preamble.

“Sri Lanka Psychological Association”has heretofore been established in Sri Lanka for the purpose of effectually carrying out its objects and transacting all matters connected 5 with the said Association according to the rules agreed to by its members.

AND WHEREAS the said Association 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:-

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| --- | --- | --- | --- |
| 15 | **1.** | This Act may be cited as the Sri Lanka Psychological | Short title. |
| Association (Incorporation) Act, No. of 2019. | |
| 20 | Incorporation |
| **2.** | (1) From and after the date of commencement of this |
| of the |
| Act, such and so many persons as now are members of the | |
| Sri Lanka |
| Sri Lanka Psychological Association (hereinafter referred to | | Psychological |
| Association. |
| as the “Association”) and shall hereafter be admitted as | |
| members of the body corporate hereby constituted, shall | |

have perpetual succession under the name and style of the “Sri Lanka Psychological Association” (hereinafter referred to as the “body corporate”), and by that name may sue and be sued with full power and authority to have, and use a 25 common seal and to alter the same at its pleasure.

2 *Sri Lanka Psychological*   
 *Association (Incorporation)*

(2) The body corporate shall be deemed to be a voluntary social service organization with the meaning, and for the purpose of the Voluntary Social Services Organizations (Registration and Supervision) Act, No. 31 of 1980 and the

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| --- | --- | --- | --- |
| 5 | provisions of that Act shall apply to and in relation to the | | General |
| management of the affairs of the body corporate. | |
| **3.** | The general objects for which the body corporate is |
| 10 | constituted are hereby declared to be– | | objects of the |
| body |
| (*a*) | to promote and disseminate knowledge of | corporate. |
| psychology and its application in Sri Lanka; | |
| (*b*) | to encourage research into professional knowledge |

in psychology with a view to promoting   
professional knowledge of psychology;

|  |  |  |
| --- | --- | --- |
| 15 | (*c*) | to regulate the professional activities of the |
| members and maintain proper standards in the |

development, standardization, use and evaluation   
of instruments and devices used in the practice of   
psychology in Sri Lanka;

|  |  |  |
| --- | --- | --- |
| 20 | (*d*) | to safeguard the professional interest of members |
| (*e*) | and to render assistance to expand the knowledge |
| and professional expertise; |
| to render assistance in doing experiments, and |

making publications on psychology and facilitate   
access to relevant material;

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| --- | --- | --- |
| 25 | (*f*) | to establish a Code of Ethical Conduct in order to |
| promote ethical practice and prevent malpractices |

of members and others involved in the field of   
psychology;

|  |  |  |
| --- | --- | --- |
| 30 | (*g*) | to organize conferences, workshops, lectures and |
| provide networking opportunities in various areas |

of psychology;

*Sri Lanka Psychological*  3   
*Association (Incorporation)*

(*h*) to maintain periodical containing publications   
 related to psychology and its related disciplines;   
 and

|  |  |  |
| --- | --- | --- |
| 5 | (*i*) | to disseminate information on opportunities of |
| professional work and to make recommendations |

to the members, of the desirable qualifications in   
psychology.

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| 10 | **4.** | The objects of the body corporate shall be carried | Body |
| corporate to |
| out in such manner so as not to create any conflict between | |
| ensure no |
| the work of the body corporate and any work being carried | |
| conflict with |
| out simultaneously by any Ministry or Department of the | | work of |
| Government or of any Provincial Council. | | Ministry or |
| Department |

of the   
Government   
or Province.

|  |  |  |  |
| --- | --- | --- | --- |
| 15 | **5.** | (1) Subject to the provisions of this Act, the | Management |
| management and administration of the affairs of the body | | of the affairs |
| of the body |
| corporate shall be carried out by a Council of Management | |
| corporate. |
| (hereinafter referred to as the “Council”) consisting of such | |

number of office bearers as may be specified by the rules made under section 7.

(2) (*a*) The Council of the Association that holds office 20 on the day immediately preceding the date of commencement of this Act shall function subject to the rules made under paragraph (*b*) of this sectionas an Interim Council of the body corporate until the first Councilis appointed or elected in the manner provided for by rules made under section 7.

25 (*b*) Subject to the provisions of section 7, the Interim Council shall have the power to make rules for the interim administration of the body corporate and for election or appointment of the members of the first Council of the body corporate.

4 *Sri Lanka Psychological*   
 *Association (Incorporation)*

(*c*) Any decision of the Interim Council shall be taken by the majority of members present.

(*d*) The first Councilof the body corporate shall be appointed or elected within one year of the date of

5 commencement of this Act.

(3) (*a*) Every office bearer of the Council including the patrons and advisers, 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 10 after lapse of the said period of three years.

(*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 body corporate, elect or appoint a person to fill such vacancy.

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| 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.

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| 20 | **6.** | Subject to the provisions of this Act and any other | Powers of the |
| written law, the body corporate shall have the power to do, | | body |
| perform and execute all such acts and matters as are necessary | | corporate. |
| or desirable for the promotion or furtherance of the objects | |

of the body corporate or any one of them, including the power–

|  |  |  |
| --- | --- | --- |
| 25 | (*a*) | to purchase, acquire, rent, construct, renovate and |
| otherwise obtain lands or buildings which may be |
| required for the purposes of the body corporate and |

to deal with or dispose of the same as may be deemed   
expedient with a view to promoting the objects of   
the body corporate;

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

behalf by the body corporate, all such contracts or

*Sri Lanka Psychological*  5   
*Association (Incorporation)*

agreements as may be necessary for the attainment   
of the objects or the exercise of the powers of the   
body corporate;

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| 5 | (*c*) | to borrow or raise funds with or without securities |
| and to receive grants, gifts or donations in cash or |

kind:

Provided that, the Council shall obtain the   
prior written approval of the Department of External   
Resources in respect of all foreign grants, gifts or

|  |  |  |
| --- | --- | --- |
| 10 | (*d*) | donations made to the body corporate; |
| 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

|  |  |  |
| --- | --- | --- |
| 15 | (*e*) | in any bank; |
| to invest any funds that are not immediately required |

for the purposes of the body corporate, in such   
manner as the Council may determine;

|  |  |  |
| --- | --- | --- |
| 20 | (*f*) | 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 body corporate;

(*g*) to appoint, employ, dismiss or terminate the services   
 of officers and servants of the body corporate and

25 exercise disciplinary control over them and to pay them such salaries, allowances and gratuities as may be determined by the body corporate;

(*h*) to organize lectures, seminars and conferences with   
 a view to promoting the objects of the body

30 corporate;

6 *Sri Lanka Psychological*   
 *Association (Incorporation)*

(*i*) to liaise and co-ordinate with other local and foreign   
 institutions having similar objects to that of the   
 body corporate;

|  |  |  |
| --- | --- | --- |
| 5 | (*j*) | to train personnel in Sri Lanka or abroad for the |
| (*k*) | purposes of the body corporate; and |
| to do all other things as are necessary or expedient |

for the proper and effective carrying out of the   
objects of the body corporate.

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| 10 | **7.** | (1) It shall be lawful for the body corporate, from | Rules of the |
| time to time, at any general meeting of the body corporate | | body |
| corporate. |
| 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:–

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| --- | --- | --- |
| 15 | (*a*) | the classification of membership, admission, |
| withdrawal, expulsion or resignation of members |

and fees payable by the members;

(*b*) the election of office bearers of the Council or   
 vacation of, or removal from office of office bearers

|  |  |  |
| --- | --- | --- |
| 20 | (*c*) | and the powers, duties and functions of the office |
| bearers; |
| the terms and conditions of appointment, powers, |

functions and duties of various officers, agents and   
servants of the body corporate;

|  |  |  |
| --- | --- | --- |
| 25 | (*d*) | the procedure to be followed for the summoning |

and holding of meetings of the Council or any   
sub-committee thereof, notices and agenda of such   
meetings, the quorum and the conduct of business   
thereat;

|  |  |  |
| --- | --- | --- |
| 30 | (*e*) | the qualifications and disqualifications to be a |

member of the Council and the body corporate;

*Sri Lanka Psychological*  7   
*Association (Incorporation)*

(*f*) the administration and management of the property   
 of the body corporate; and

|  |  |  |
| --- | --- | --- |
| 5 | (*g*) | generally the management of the affairs of the body |
| corporate and the accomplishment of its’ objects |
| and dissolution of the body corporate. |

(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) of this section.

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| 10 | (3) The rules made under subsection (1) shall be published in the *Gazette*. |

(4) The members of the body corporate shall at all times be subject to the rules of the body corporate.

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| 15 | **8.** | The Council shall maintain a register of members in | Register of |
| which name, address and other essential details of the | | members. |
| members shall be inscribed. | | Fund of the |
| **9.** | (1) The body corporate shall have its own Fund. |
| body |
| (2) All moneys received by way of gift, bequest, donation, | |
| corporate. |

subscription, contribution, fees or grant for and on account

|  |  |
| --- | --- |
| 20 | of the body corporate shall be deposited in one or more banks approved by the Council to the credit of the body |

corporate.

(3) There shall be paid out of the Fund, all such sums of money as are required to defray any expenditure incurred by

|  |  |  |  |
| --- | --- | --- | --- |
| 25 | the body corporate in the exercise, performance and | | Accounts and |
| discharge of its powers, duties and functions under this Act. | |
| **10.** | (1) The financial year of the body corporate shall be |
| the calendar year. | | Auditing. |

(2) The body corporate shall cause proper accounts to be kept of its income and expenditure, assets and liabilities 30 and all other transactions of the body corporate.

8 *Sri Lanka Psychological*   
 *Association (Incorporation)*

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

5 (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 10 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 15 Institute established by law, possesses a certificate to practice as an Accountant, issued by the Council of such Institute.

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| 20 | **11.** | (1) The Council shall prepare a report of the | Annual |
| Report. |
| activities of the body corporate 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 Health and to the Registrar of Voluntary Social Services Organizations appointed under the Voluntary Social Services Organizations (Registration 25 and Supervision) Act, No. 31 of 1980 before the expiration of six months of the year succeeding the year to which such report relates.

*Sri Lanka Psychological*  9   
*Association (Incorporation)*

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

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| 5 | **12.** | All debts and liabilities of the Association existing | Debts due by |
| on the day immediately preceding the date of commencement | | and payable |
| to the |
| of this Act, shall be paid by the body corporate hereby | |
| Association. |
| constituted and all debts due to and subscriptions and | |

contributions payable to the Association on that day shall

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| --- | --- | --- | --- |
| 10 | be paid to the body corporate for the purposes of this Act. | | Body |
| **13.** | Subject to the provisions of this Act, the body |
| 15 | corporate shall be able and capable in law to take and hold | | corporate |
| may hold |
| any property, movable or immovable, which may become | |
| property |
| vested in it by virtue of any purchase, grant, gift, testamentary | |
| movable and |
| disposition or otherwise, and all such property shall be held | | immovable. |

by the body corporate for the purpose of this Act and subject to the rules of the body corporate made under section 7, with power to sell, mortgage, lease, exchange, or otherwise dispose of the same.

|  |  |  |  |
| --- | --- | --- | --- |
| 20 | **14.** | The moneys and property of the body corporate | Application |
| however derived shall be applied solely towards the | | of moneys |
| promotion of the objects of the body corporate and no | | and property. |

portion thereof shall be paid or transferred directly or indirectly by way of dividend, bonus or profit to the members

|  |  |  |  |
| --- | --- | --- | --- |
| 25 | of the body corporate. | | Seal of the |
| **15.** | (1) The seal of the body corporate shall not be |
| affixed to any instrument whatsoever, except in the presence | | body |
| corporate. |
| of two members of the Council who shall sign their names | |

to the instrument in token of their presence and such signing

|  |  |
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| 30 | shall be independent of the signing of any person as a witness. |

(2) The seal of the body corporate shall be in the custody of an office bearer of the Council as may be decided by the

Council.

10 *Sri Lanka Psychological*   
 *Association (Incorporation)*

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| 5 | **16.** | (1) If upon the dissolution of the body corporate | Property |
| remaining on |
| there remains after the satisfaction of all its debts and | |
| dissolution. |
| liabilities any property whatsoever, such property shall not | |
| be distributed among the members of the body corporate, | |
| but shall be given or transferred to any other institution | |

having objects similar to those of the body corporate, and which is by the rules thereof, prohibited from distributing any income or property among its members.

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

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| 15 | **17.** | Nothing in this Act contained shall prejudice or | Saving of the |
| rights of the |
| affect the rights of the Republic or of any body politic or | |
| Republic. |
| other body corporate. | |
| **18.** | In the event of any inconsistency between the | Sinhala text |
| to prevail in |
| Sinhala and Tamil texts of this Act, the Sinhala text shall | |
| case of |
| prevail. | |
| inconsistency. |

|  |  |
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| *Sri Lanka Psychological* | 11 |

*Association (Incorporation)*

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