

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

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**SETHSADA YOGA NIKETHANAYE KARYA BARAYA (INCORPORATION)**

**A**

**BILL**

**to incorporate the Sethsada Yoga Nikethanaye Karya Baraya**

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*Presented by the Hon. Uddika Premarathne, M. P.*  
 *for Anuradhapura District on 23rd of March, 2021*

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*Ordered by Parliament to be printed*

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**[Bill No. 36]**

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| *Sethsada Yoga Nikethanaye* | 1 |

*Karya Baraya (Incorporation)*

AN ACTTOINCORPORATETHESETHSADA YOGA NIKETHANAYE   
KARYA BARAYA

WHEREAS an Association called and known as the Preamble

“Sethsada Yoga Nikethanaye Karya Baraya” has heretofore been formed in Sri Lanka for the purpose of effectually carrying out and transacting all objects and matters connected 5 with the said Baraya Foundation 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 formed and has applied to be 10 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:—

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| 15 | **1.** | This Act may be cited as the Sethsada Yoga | Short title |
| Nikethanaye Karya Baraya (Incorporation) Act, No. 2021. | |
| 20 | **2.** | From and after the date of commencement of this | Incorporation |
| Act, such and so many persons as now are members of | | of Sethsada |
| Yoga |
| the “Sethsada Yoga Nikethanaye Karya Baraya” | |
| Nikethanaye |
| (hereinafter referred to as the “Baraya”) or shall hereafter be | | Karya Baraya |
| admitted as members of the Corporation hereby constituted | |

shall be a body corporate (hereinafter referred to as the “Corporation”) with perpetual succession under the name and style of “Sethsada Yoga Nikethanaye Karya Baraya” and by that name may sue and be sued in all courts, with full 25 power and authority to have and use a common seal and alter the same at its pleasure.

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 *Karya Baraya (Incorporation)*

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| **3.** | The general objects for which the Corporation is | General  objects of the Corporation |
| constituted are hereby declared to be— | |
| (*a*) | to expend branches in the island to provide training |

for meditation/Yoga;

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| 5 | (*b*) | to provide training for meditation/Yoga for |

Sri Lanka Police Department;

(*c*) to provide aids to Tsunami/Flood victims;

(*d*) to provide vocational training to youth to make   
 maximum use of their talents by encouraging their

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| 10 | (*e*) | leadership and ability; |
| to provide facilities to make effecient and fruitful |

use of young labour and ability for the development   
of the nation.

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| 15 | **4.** | (1) The affairs of the Corporation shall, subject to the | Management |
| other provisions of this Act and the rules in force for the time | | of the affairs |
| of the |
| being of the Corporation be administerd by a Board of | |
| Corporation |
| Directors consisting of Chairman, Vice Chairman, Secretary, | |

Assistant Secretary, Treasurer and another eleven members elected in accordance with such rules.

20 (2) The first Board of the Corporation shall consist of the members of the Board of Administration of the Foundation holding office on the day immediately preceding the date of the commencement of this Act.

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| 25 | **5.** | Subject to the provisions of this Act and any other | General |
| written law, the Corporation shall have the power to do, | | powers of the |
| Corporation |
| perform and execute all such acts, matters and things | |

whatsoever as are necessary or desirable for the promotion of furtherance of the objects of the Corporation or any one of them, including the power to acquire and hold 30 property movable, to open, operate and close bank accounts, to borrow or raise money with or without security,to erect

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any building or structures on any land held by the Corporation and to engage, employ and dismiss officers and servants required for the carrying out of the objects of the Corporation.

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| 5 | **6.** | (1) It shall be lawful for the Corporation, from time | Rules of the |
| to time, at any General Meeting of the members and by a | | Corporation |

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 10 of the following matters:—

(*a*) classification of membership, admission,   
 withdrawal, expulsion or resignation of members   
 and membership fees payable;

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| 15 | (*b*) | procedure to be observed for the summoning and |
| holding of meetings of the Corporation and of the |

Board of Directors, the quorum for such meetings   
and the exercise and perfomance of their powers   
and duties;

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| 20 | (*c*) | the appointment, powers, duties and functions of |
| the various officers, agents and servants of the |

Corporation;

(*d*) qualification required to become a member   
 of the Corporation and of the Board of Directors;   
 and

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| 25 | (*e*) | the administrations and management of the property |

of the Corporation.

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

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| 30 | (3) Every members of the Corporation shall be subject to the rules of the Corporation. |

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| **7.** | All debts and liabilities of the Foundation existing | Debts due by and payable  to the Centre |
| on the day preceding the date of commencement of this Act, shall be paid by the Corporation hereby constituted and all | |

debts due to subscriptions and contributions payable to the 5 Foundation on that day shall be paid to the Corporation for the purposes of this Act.

**8.**  (1) The Corporation shall have its own fund and all Fund of the moneys heretofore or hereafter to be received by way of Corporation

gifts, bequest, donation, subscription, contribution, fees or

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| 10 | grants for and on account of the Corporation shall be deposited to the credit of the Corporation in one or more |

banks as the Board of Directors shall determine.

(2) There shall be paid out of the fund, all sums of money required to defray any expenditure incurred by the

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| 15 | Corporation in the exercise, performance and discharge of | | Corporation |
| its powers, duties and functions under this Act. | |
| **9.** | The Corporation shall be able and capable in law to |
| 20 | acquire and hold any property, movable and immovable | | may hold |
| property |
| which may become vested in it by virtue of any purchase, | |
| movable and |
| grant, lease, gift, testamentary disposition or otherwise and | |
| immovable |
| all such property shall be held by the Corporation for the | |

purposes of this Act and subject to the rules in force for the time being of the Corporation, with full power to sell, mortgage, lease, exchange or otherwise dispose of the same.

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| 25 | **10.** | No member of the Corporation there remains after | Limitation of |
| the satisfaction of all its debts and liabilities of the | | Liabilities of |
| members |
| Corporation or for any other purpose, be liable to make any | |

contribution exceeding the among such membership fees as may be due from him to the Corporation.

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| 30 | **11.** | If upon the dissolution of the Corporation there | Property |
| remains after the satisfaction of all its debts and liabilities | | remaining on |
| dissolution |
| any property whatsoever, such property shall not | |

be distributed among the members of the Corporation, but shall be given or transferred to some other institution or

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institutions having objects similar to those of the Corporation and which, is or are by its or their rules prohibited from distributing any income or property among their members.

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| 5 | **12.** | (1) The Board of Directors of the Corporation shall | Audit and |
| cause proper accounts to be kept of all moneys received and | | accounts of |
| the |
| expended by the Corporation. | |
| Corporation |

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

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| 10 | (3) The accounts of the Corporation shall be examined and audited at least once in every year by an auditor or |

auditors being a member of the Institute of Chartered Accountants Sri Lanka appointed by the Board of Directors.

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| 15 | **13.** | The seal of the Corporation shall not be affixed to | Seal of the |
| any instrument whatsoever except in the presence of two | | Corporation |

persons as may be provided for in the rules in force for the time being of the Corporation, who shall sign their names to the instrument in token of their presence and such singning shall be independent of the signing of any person as a witness.

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| 20 | **14.** | Nothing in this Act contained shall prejudice or | Saving of the |
| 25 | affect the rights of the Republic or of any body politic or | | rights of the |
| Republic and |
| corporate or of any other person except such as are mentioned | |
| others |
| in this Act and those claiming by from or under them. | |
| Sinhala text |
| **15.** | In the event of any inconsistency between the |
| to prevail in |
| Sinhala and Tamil texts of this Act, the Sinhala text shall | |
| case of |
| prevail. | |
| inconsistency |

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