

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

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**SAMADHI COMMUNITY DEVELOPMENT FOUNDATION (INCORPORATION)**

**A**

**BILL**

**to incorporate the Samadhi Community Development Foundation**

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*Presented by the Hon. Buddhika Pathirana, M. P.*  
 *for Matara District on 04th of August 2021*

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*Ordered by Parliament to be printed*

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| **[Bill No. 65]** | *————————* |

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| *Samadhi Community Development Foundation* | 1 |

*(Incorporation)*

AN ACTTOINCORPORATETHE SAMADHI COMMUNITY   
DEVELOPMENT FOUNDATION

WHEREAS an Foundation called and known as the Preamble

“Samadhi Community Development Foundation” has been established in Sri Lanka for the purpose of effectually carrying out and transacting all objects and matters 5 connected with the said Foundation according to the rules agreed to by its members:

AND WHEREAS the said Foundation has heretofore successfully carried out and transacted the several objects

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| 10 | 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 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 Samadhi Community | Short title |
| Development Foundation (Incorporation) Act, No. of 2021. | |
| 20 | **2.** | From and after the date of commencement of this | Incorporation |
| Act, such and so many persons as now are members of the | | of the |
| Samadhi |
| Samadhi Community Development Foundation (hereinafter | |
| community |
| referred to as “the Foundation”) or shall hereafter be admitted | |
| Development |
| members of the Corporation hereby constituted, shall be a | |
| Foundation |
| body corporate (hereinafter referred to as “the Corporation”) | |

with perpetual succession under the name and style of the“Samadhi Community Development Foundation”, and by that name may sue and be sued in all courts, with full power

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| 25 | and authority to have and use a common seal and to alter the | | General |
| same at its pleasure. | |
| **3.** | The general, objects for which the Corporation is |
| 30 | constituted are hereby declared to be— | | objects of the |
| Corporation |
| (*a*) | to organize maintain and uplift the educational |
| activities and pre training programmes for the poor | |
| children and young those who have no educational | |

facilities;

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(*b*) to utilize the youth labour for the welfare of the   
 general public;

(*c*) to encourage the farmers and establish young   
 farmers organisations;

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| 5 | (*d*) | to grant opportunities for training in pre-vocational |
| education, in the fields of sports, computer training, |

massmedia, leadership, learning of Tamil, English   
and other Languages;

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| 10 | (*e*) | to conduct lectures, seminars, exhibitions and to |
| (*f*) | organise educational propaganda activities; |
| to establish library facilities; |
| (*g*) | to preservation of environment and comparative |

development ; and

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| 15 | (*h*) | to do all such other acts, matters and things as are | Powers of the |
| incidental or conductive to the attainment of the | |
| objectives of the corporation. | |
| **4.** | Subject to the provisions of this Act and any other |
| written law, the Corporation shall have the power to do, | | Corporation |

perform and execute all such acts, matters and things

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| 20 | whatsoever, as are necessary or desirable for the promotion or furtherance of the objects of the Corporation or any one |

of them including the power to open, operate and close bank accounts, to enter into all contracts directly or through a representative as may be necessary, to borrow or raise money 25 with or without security, to receive or collect grants and donations and payment of interests thereto, to invest its fund in local, foreign investments with the view of raising funds of the Corporation, to engage, employ and dismiss officers and servants required for the carrying out of the objects of

30 the Corporation.

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| 5 | **5.** | (1) The management of the affairs of the Corporation | Management |
| shall be subject to the rules of the Corporation, be | | of the affairs |
| of the |
| administered by an Executive Council (hereinafter reffered | |
| Corporation |
| to as the “Council”) consisting of not more than six office | |
| bearers inclusive of the Chairman/Managing Director, | |
| Secretary, Treasurer and such number of members as may be | |

provided or in rules and elected in accordance therewith.

(2) The first Executive Council of the Corporation shall be the Executive Council of the Foundation holding office on

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| 10 | the day preceding the date of the Commencement of this Act. | | Rules of the |
| **6.** | (1) It shall be lawful for the Corporation from time |
| to time at a general meeting and by majority of not less than | | Corporation |

two-third of the members present and voting to make rules, not inconsistent with the provisions of this Act or any other

15 written law, for all or any of the following matters:—

(*a*) the election, appointment or nomination of the   
 members of the Board of Management and their   
 powers and duties and terms of office;

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| 20 | (*b*) | the powers, conduct of duties and functions of |
| (*c*) | various officers, agents and servants of the |
| Corporation; |
| the procedure to be observed at the, summoning |

and holding of meetings of the Corporation and of   
the Committee of Management, the time place,

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| 25 | (*d*) | notice and agenda of such meetings, the quorum |
| therefore and the conduct of business thereat; |
| the qualifications and disqualifications for |

membership of Committee of Management and of   
the Corporation;

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| 30 | (*e*) | the administration and management of the property |
| of the Corporation the custody of its funds and |

maintenance and audit of the account; and

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(*f*) generally for the management of the affairs of the   
 Corporation and the accomplishment of its objects.

(2) Any rule made under subsection (1) may it a like

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| 5 | meeting and in like manner to or rescinded be amended, altered, added. |

(3) The rules of the Foundation in force on the day immediately preceding the date of commencement of the Act shall insofar, as they are not inconsistent with the provisions of this Act, or any other written law, be deemed 10 to be rules made under this section.

(4) all members of the Corporation shall be subject to the rules in force for the time being of the Corporation.

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| 15 | **7.** | All debts and liabilities of the Foundation on the day | Debts due by |
| preceding the date of commencement of this Act shall be | | and payable |
| to the |
| paid to the Corporation hereby constituted and all debts | |
| Foundation |
| due to and subscriptions and contributions payable to the | |

Foundation on that day shall be paid to the Corporation for the purpose of this Act.

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| 20 | **8.** | The Corporation shall be able and capable in law to | Corporation |
| acquire and hold any property movable or immovable which | | may hold |
| property |
| may become vested in it by virtue of any purchase, grant, | |
| movable and |
| gift, testamentary disposition or otherwise, and all such | | immovable |

property shall be held by the Corporation for the purposes of this Act with full power to sell, mortgage, lease, exchange

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| 25 | or otherwise dispose of them. | | Seal of the |
| **9.** | The seal of the Corporation shall be affixed to any |
| Corporation |
| instrument whatsoever except in the presence of such number | |

of office bearers as may be provided for in the rules of the Corporation who shall sign their names to the instrument in 30 token of their presence and such signing shall be independent of the signing of any person as a witness.

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| 5 | **10.** | Nothing in this Act contained shall prejudice or | Saving of the |
| affect the rights of the Republic or any body corporate or | | rights of the |
| Republic and |
| any other person except such as are mentioned in this Act | |
| others |
| and those claiming by, from, or under them. | |
| **11.** | In the event of any inconsistency between the | Sinhala text |
| Sinhala and Tamil texts of this Act, the Sinhala text shall | | to prevail in |
| case of |
| prevail. | |
| inconsistency |

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