

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

*————————*

**SOUTH LANKA ACADEMY FOR TERTIARY**   
**EDUCATION AND LEADERSHIP (INCORPORATION)**

**A**

**BILL**

**to incorporate the South Lanka Academy for**   
**Tertiary Education and Leadership**

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

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| **[Bill No. 63]** | *————————* |

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| *South Lanka Academy for Tertiary Education* | 1 |

*and Leadership (Incorporation)*

AN ACTTOINCORPORATETHE SOUTH LANKA ACADEMYFOR   
TERTIARY EDUCATIONAND LEADERSHIP

WHEREAS an Academy called and known as the Preamble

“South Lanka Academy for Tertiary Education and Leadership” has heretofore been created for the purpose of effectually carrying out and transacting all objects and 5 matters connected with the said Academy according to the rules agreed to by its members:

AND WHEREAS the said Academy 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 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 South Lanka Academy | Short title |
| for Tertiary Education and Leadership (Incorporation) Act, | |

No. of 2021.

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| 20 | **2.** | From and after the date of commencement of this | Incorporate |
| the South |
| Act, such and so many persons as now are members of the | |
| Lanka |
| “South Lanka Academy for Tertiary Education and | |
| Academy for |
| Leadership” (hereinafter referred to as “the Academy”) or | | Tertiary |
| Education |
| shall hereafter be admitted as members of the Corporation | |
| and |
| hereby constituted, shall be a body corporate with perpetual | | Leadership |

succession under the name and style of the “South Lanka Academy for Tertiary Education and Leadership” (herein 25 after 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.

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  *and Leadership (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 to— | |
| (*a*) | to conduct academic lectures, seminars, exhibitions |

related to intellectual development of people 5 executive action guidance and to organize relevant exhibitions, educational and propaganda activities;

(*b*) to establish library facilities and conduct training   
 programs of all types in the field of mass   
 communication (television, radio, internet,

10 newspapers and publications) and maintain such units;

(*c*) to identify the inherent talents of students and youth at rural, district and provincial levels in areas such as sports, literature and art and to encourage them 15 to excel in them by providing the required infrastructure;

(*d*) to identify projects suitable for young school   
 leavers and assist them by carrying out such projects   
 with a view to training such youth to meet the

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| 20 | (*e*) | competitive demands for future employment; |
| to conduct awareness programmes for youth in order |

to promote a tobacco, alcohol and a drug free society   
and build a healthy, disciplined, patriotic and   
human generation;

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| 25 | (*f*) | to take active measures for the preservation of |

environment and balanced development;

(*g*) to encourage the farmers, fishermen and establish   
 young farmers, and fishermen’s organizations;

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(*h*) to utilize the labour of youth and adults for the   
 welfare of the general public and during   
 emergencies and national disasters;

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| 5 | (*i*) | to foster and promote mutual understanding, a |
| spirit of national consciousness, goodwill and |

friendship among the citizens of Sri Lanka and to   
promote peace and harmony among the Sinhala,   
Tamil, Muslim and Burgher communities in   
Sri Lanka;

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| 10 | (*j*) | to promote religious harmony, mutual |

understanding, peaceful co-existence, spiritual   
development and friendship among the people of   
Sri Lanka through religious, cultural, social and   
economic interactions;

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| 15 | (*k*) | to organize and mobilize people to deploy them in |

voluntary activities in order to find solutions to   
shortcomings in infrastructure;

(*l*) to facilitate the exchange of delegations with other international organizations having similar objects 20 with a view to building friendship and understanding between Sri Lanka and other countries;

(*m*) to assemble and mobilize all groups under this Academy with a view to promoting national

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| 25 | (*n*) | harmony and peace within Sri Lanka; and |
| to do all such other acts, matters and things as are |

incidental or conductive to the attainment of the   
objectives of the corporation.

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| 30 | **4.** | Subject to the provisions of this Act and any other | Powers of the |
| written law, the Corporation shall have the power to— | | Corporation |

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(*a*) open, operate and close bank accounts;

(*b*) borrow or raise money with or without security and to receive or collect grants and donations;

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| 5 | (*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;

(*d*) purchase, acquire, give on lease or hire, sell or otherwise obtain any movable or immovable

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| 10 | 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

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| 15 | (*e*) | Corporation; |
| 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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| 20 | (*f*) | enter into, perform or carry out, whether directly |

or through any officer or agent authorized in that   
behalf of the Corporation, all such contracts or   
agreements as may be necessary for the attainment   
of the objects of the exercise of the powers of

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| 25 | (*g*) | the Corporation; |
| 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 Management.

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| 5 | **5.** | (1) The management of the affairs of the | Management |
| Corporation shall be subject to the rules of the Corporation, | | of the affairs |
| of the |
| be done by a Committee of Management consisting of not | |
| Corporation |
| more than six office bearers inclusive of the Chairman / | |
| Managing Director, Sectary, Trasura and such number of | |

members as may be provided or in rules and elected in accordance therewith.

(2) No act or proceeding of the Committee of Management shall be deemed to be invalid by reason only of the existence 10 of a vacancy among its members or any defect on the election or nomination of a member thereof.

(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 15 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.

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| 20 | **6.** | (1) It shall be lawful for the Corporation, from time to | Rules of the |
| time, at any general meeting and by a majority of not less | | Corporation |
| 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:—

(*a*) the classification of members and the admission,   
 resignation or expulsion of members;

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| 25 | (*b*) | the election of the office-bearers, the resignation |

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 30 and the terms of office of members of the Committee of Management;

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(*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 5 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

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| 10 | (*g*) | maintenance and audit of its accounts; and |
| 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 the like 15 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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| 20 | **7.** | The Secretary of the Committee of Management shall | Register of |
| keep and maintain a register containing the names of the | | the members |
| of the |
| members of the Corporation. | |
| Corporation |
| 25 | **8.** | Subject to the provisions of this Act, the Corporation |
| Corporation |
| shall be able and capable in law to acquire and hold any | | may hold |
| movable and |
| property both movable and immovable, which may become | |
| immovable |
| vested in it by virtue of any purchase, grant, gift, testamentary | |
| property |
| 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.

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  *and Leadership (Incorporation)*

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| **9.** | (1)The Corporation shall have its own fund and all | Fund of the Corporation |
| monies heretofore or hereafter to be received by way of gifts, | |

testamentary dispositions, grants, donations or contributions

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| 5 | 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.

(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.

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| 10 | (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

|  |  |  |  |
| --- | --- | --- | --- |
| 15 | calendar year. | | Debts due by |
| **10.** | All debts and liabilities of the Academy existing on |
| 20 | the day proceeding the date of commencement of this Act, | | and payable |
| to the |
| shall be paid and discharged by the Corporation hereby | |
| Academy |
| constituted and all debts due to, subscriptions and | |
| contributions payable to the Academy on that day shall be | |
| 25 | paid to the Corporation for the purpose of this Act. | | Limitation of |
| **11.** | No member of the Corporation shall for the purpose |
| of discharging the debts and liabilities of the Corporation or | | liabilities of |
| members |
| for any other purpose, be liable to make any contribution | |
| exceeding the amount due from such member as membership | |
| fees. | | Accounts and |
| **12.** | (1) The Corporation shall cause proper accounts to |
| be kept of its income and expenditure, assets and liabilities | | Audit |

and all other transactions of the Corporation.

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| 30 | (2) The accounts of the Corporation shall be audited by a qualified auditor. |

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

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| 5 | (*a*) | an individual who being a member of the institute | Seal of the |
| 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 | |
| 10 | (*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. | |
| **13.** | The seal of the Corporation shall not be affixed to |
| 15 | any instrument whatsoever, except in the presence of the | | Corporation |
| Chairman/Managing Director 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 | | Property |
| the instrument in token of their presence and such signing | |
| shall be independent of the signing of any person as a | |
| 20 |
| witness. | |
| **14.** | If upon the dissolution of the Corporation, there |
| 25 | remains any property whatsoever, after the satisfaction of all | | remaining on |
| dissolution |
| 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 or institutions having | |
| objects similar to those of the Corporation, and which is or | |
| are by its rules prohibited from distributing any income or | | Savings of |
| property among its or their members. Such institution or | |
| 30 | institutions may be determined by the members of the | |
| Committee of Management on or before the dissolution of | |
| the Corporation. | |
| **15.** | Nothing contained in this Act shall prejudice affect |
| the rights of the Republic or any body politic or corporate. | | the rights of |
| the Republic |

and others

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| 35 | **16.** | 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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| *South Lanka Academy for Tertiary Education* | 9 |

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