

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

*————————*

**KELANIYA BUDDHIST WOMEN’S CHARITABLE SOCIETY (INCORPORATION)**

**A**

**BILL**

**to incorporate the Kelaniya Buddhist Women’s Charitable Society**

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*Presented by the Hon. (Ven.) Athuraliye Rathana Thero, M.P. on 06th of October, 2021*

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**[Bill No. 74]**

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| *Kelaniya Buddhist Women's Charitable Society* | 1 |

*(Incorporation)*

AN ACTTOINCORPORATETHE KELANIYA BUDDHIST WOMEN'S   
CHARITABLE SOCIETY

WHEREAS a Society called and known as the “Kelaniya Preamble Buddhist Women's Charitable Society” has heretofore been   
established in Kribathgoda of Gampaha District in Sri Lanka   
for the purpose of effectually carrying out it's objects and

5 transacting all matters connected with the said Society according to the rules agreed to by its members for fifty six years (56):

AND WHEREAS the said Society has heretofore successfully carried out and transacted the several objects and matters for 10 which it was formed and has applied to be incorporated and it will be for the public advantage to grant the said application:

BE it therefore enacted by Parliament of the Democratic Socialist Republic of Sri Lanka as follows:—

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| 15 | **1.** | This Act may be cited as the Kelaniya Buddhist | Short title |

Women's Charitable Society(Incorporation) Act, No. of 2021.

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| 20 | **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 |
| Kelaniya |
| Kelaniya Buddhist Women's Charitable Society (hereinafter | |
| Buddhist |
| referred to as the “Society”) and shall hereafter be admitted | | Women's |
| Charitable |
| as members of the Corporation hereby constituted, shall be | |
| Society |
| a body corporate, with perpetual succession under the name | |

and style of the “Kelaniya Buddhist Women's Charitable

25 Society” (hereinafter referred to as “Corporation”) 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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**3.** The general objects for which the Corporation is Objects of the constituted are hereby declared to be— Corporation

(*a*) to provide facilities necessary for the enhancing of   
 meditation methods to the Buddhists;

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| 5 | (*b*) | to collect the books and magazines of Buddhism |

published worldwide and make arrangements to   
access them easily by the Buddhists;

(*c*) to coordinate and improve proper relation with the social servants, intellectuals, donators and 10 benevolent people and with some other similar welfare societies and foundations in Sri Lanka by this Corporation;

(*d*) to print, publish and distribute the books, hand bills and magazines which may be required by the 15 Corporation for the promotion and development of objects of the Corporation;

(*e*) to cordinate with other unions, societies and   
 organizations having similar objects of members   
 of the Corporation;

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| 20 | (*f*) | to act in order to convince Buddhism for every one |

and to take necessary actions to propagate   
Buddhism all over the world.

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| 25 | **4.** | (1) Subject to the provisions of this Act, the | Management |
| management of the affairs of the Corporation shall be carried | | of the affairs |
| of the |
| out by a Board of Management (hereinafter referred to as the | |
| Corporation |
| “Board”) consisting the Chairman, Vice Chairman, Secretary, | |

the Vice Secretaries, Treasurer, Vice Treasurer and two Patrons and other sixteen (16) members who shall be appointed in respect of the rules of the Corporation.

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(2) Persons who were the members of executive committee of the society at the date of coming into operation of this Act shall consist or the first executive committee:-

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| 5 | (i) | Executive Committee shall meet once in every |
| (ii) | month. |
| Affairs of the Committee shall be performed |

according to the objects of the Society and the   
Constitution of the Society.

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| 10 | (iii) | Office bearers who do not attend three consecutive |
| meetings without informing the executive |

committee shall be regarded as those who vacate   
their office.

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| 15 | (iv) | The executive committee shall have the power to |
| (v) | appiont other members instead of the officers who |
| vacate their office from the executive committee. |
| An emergency meeting of the exeutive committee |

can be called with short notice in case of some   
urgnet situation.

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| 20 | (vi) | The term of office of the executive committee shall | |
| (3) | regarded as three (03) years. | |
| (1) (i) | The chief patron of the Corporation shall |

be the Most Venerable Makola Mangala   
Thero, the Chief Incumbent of

|  |  |
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| 25 | Kiribathgoda Sri Sudharshanaramaya who is also a Senior Lecturer of University of |

Ruhuna;

(ii) Subsequent to the departure of or   
 resignation of said Venerable Makola

|  |  |
| --- | --- |
| 30 | Mangala Thero, the executive committee shall appoint some suitable Buddhist |

Monk as the Chief Patron of the Society   
with the approval of the President of the   
Society.

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| (2) | (i) | Mrs. P. G. S. Perera, retired Principal (Principal |

Service -Grade 1 Sinhala Trainee BA, holder of   
Certificate of Diploma in Education) and   
Mrs. Harshani Nawarathna, who is a holder of

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| --- | --- |
| 5 | Diploma in Dhild Development and Principal of Sethmaga Singithi Sevana who are holding |

the offices of lay patrons of the Society shall be   
the lay Patrons of the Corporation.

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| 10 | (ii) | Subsequent to the death or resignation of the |
| said lay Patrons, the lay Patrons having the |

following qualifications shall be appointed by   
the executive committee consisting of the   
President of the Society for their vacant offices:-

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| 15 | (i) Members having long term membership of the Society. |

(ii) Those who have enough experiences of   
 the Society and religion.

(ii) Those who are educated, intelligent and   
 recognized by the Society.

20 (4) (1) Board of Trustees:-

At the first executive meeting holding subsequent to the annual general meeting, a committee of office bearers consisting of the Chairman, Vice Chairman, Secretary, the two Vice Secretaries, Treasurer, Vice Treasurer, Two Patrons 25 and an executive member including the housing manager shall be appointed:-

(*a*) Board of Trustees shall act according to the instructions of the executive committee;

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| 30 | (*b*) | Board of Trustees shall hold the said duty within |
| the period of three (03) years; |

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(*c*) Members of this Board shall be active members of   
 the Society for more than three (03) years;

(*d*) The Society shall have the power to transfer, mortgage, sell, develop, lease, signing in the

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| 5 | contracts of exchange and buy, construct buildings and do all necessary actions for such purposes, any |

rights, titles or legal rights of immovable and   
movable properties where necessary.

(2) Housing Committee :-

10 Six (06) members including the housing manager can be appointed to this committee-

(*a*) The Chairperson of the housing committee shall be an executive committee member and other members shall hold the membership of the Society;

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| --- | --- | --- |
| 15 | (*b*) | The housing committee shall perform the prescribed |

duty until the next annual meeting;

(c) The recommendation procedure fo educaion, health, care and other needs of the daughters of Senehasa Child Development Center at 20 No. 307/16, Jayamawatha, Webada, Kirillawala shall be submitted to the monthly committee;

(*d*) The membership will be cancelled in the event of absence of four (04) consecutive meetings without notice;

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| 25 | (*e*) | The executive committee shall have the power to |

appoint housing committee as may be required.

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| **5.** | (1) The Board shall cause to maintain a Register of | Register of  members |
| members including the names of persons who became | |

members of the Soiciety on the immediately perceding date 30 of operation of this Act and those who are duly enrolled as a member of the Corporation.

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(2) The Register shall consist of the following information:-

Name of the member, address, occupation, date noted   
in the Register, date of ceasing the membership.

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| 5 | **6.** | The Classification of membership are as follows:- | | Classification |
| of |
| (i) | General members:- Entry fee and the monthly |
| membership |

membership fee shall be paid (can be paid   
monthly or annually). Society Maintenance   
fee and the welfare fee shall be paid on a

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| 10 | (ii) | decision made at the general meeting. |
| Life members:- Entry fees and the life |

membership fees shall be paid at once. Society   
Maintenance fees and the welfare fees shall   
be paid on a decision made at the General

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| 15 | (iii) | Meeting. |
| Honorary members:- Entry fees or the |

membership fees will not charged. Any person   
who has done a great service to the Buddha

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| 20 | Sasana and is qualified to be a member if the Society, is entitlied for the honorary |

membership upon a resolution passed by the   
votes of two third (2/3) of members. The   
honorary members shall not be more than five

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| 25 | (05) members. The persons who are granted the honorary membership, are entitled for |

membership rights.

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| 30 | **7.** | Disqualifications to be a member of the executive | | Disqualifications |
| committee are as follows:- | | | to be a |
| (i) | | Not being a member of Kelaniya Buddhist | member of |
| executive |
| committee |
| Women's Society; | | |
| (ii) | | Not being a Buddhist; |

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(iii) Being an unsound minded person; and

(iv) Being a person who has been convicted of an   
 offence of moral turpitude by a competent   
 court.

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| 5 | **8.** | (1) Subject to the provisions of this Act or any other | Powers of the |
| written law, in order to accomplish the objects of the | | Corporation |

Corporation, the Corporation shall have the power to -

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| (*a*) | (i) | open, mainain and close bank accounts related |

to the Corporation;

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| 10 | (ii) | request and accept the contributions of the |

Corporation, grants, donations or all kinds of   
aid and donations;

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| 15 | (*b*) | (i) | open and maintain bank accounts on behalf of |
| the “Senehasa Child Development Center” |
| (Senehasa Dari Sewana) at No. 307/16, |

Jaya Mawatha, Webada, Kirillawala.

(ii) request or accept donations, all kinds of aids,   
 gifts on behalf of “(Senehasa Dari Sewana) at   
 No. 307/16, Jaya Mawatha, Webada, Kirillawala.

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| 20 | (*c*) | enter into agreements or contracts with any person, |

any company or body corporate;

(*d*) purchase, acquire, rent, construct or otherwise obtain land or buildings which may be required for the purposes of the Corporation;

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| 25 | (*e*) | appoint, employ and dismiss necessary officers and |
| (*f*) | servants; and |
| pay employee salary, allowance and gratuity as may |

be datermined by the Corporation and to train   
workforce in Sri Lanka for the purposes of the

30 Corporation.

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(2) The Corporation shall have the power to do all such other acts or things which are necessary or appropriate to promote and enhance and to the attainment of all or any of its objects.

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| 5 | **9.** | (1) It shall be lawful for the Corporation, from time to | Rules of the |
| time, at any General Meeting of the Corporation 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

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| 10 | of this Act, or any other written law, for all or any of the following matters:- | |
| (*a*) | the classification of membership, fees payable by |

the members of each category, admission,   
withdrawal, expulsion or resignation of members;

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| --- | --- | --- |
| 15 | (*b*) | appointment of the officers for the executive |
| (*c*) | committee from the Members of the Corporation; |
| functions, duties and liabilities of executive |

committee and other various officers, agents and   
servants; and

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| 20 | (*d*) | (i) | the procedure to be followed at the meetings |
| (ii) | of the Corporation and menagement of the |
| affairs of the Coporation. |
| The said rules may be added to, amended or |

rescinded in the same manner as stated in sub   
paragraph (01).

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| 25 | (iii) | All the members of the Corporation shall be |

liable to the rules of the Corporation.

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| **10.** | (1) The Corporation shall have its own fund. | Fund of the |
| Corporation |

(2) All moneys received by way of gifts, donations,

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| 30 | subscriptions, contributions or fees for and on account of the Corporation shall be deposited in one or more banks |

approved by the Board to the credit of the Corporation.

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(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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| 5 | **11.** | All debts and liabilities of the Society existing on | Debts due by |
| the day immediately preceding the date of commencement | | and payable |
| of this Act, shall be paid by the Corporation hereby | | to the Society |

constituted and all debts due to and subscriptions and contributions payable to the Society existing on that day

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| 10 | shall be paid to the Corporation for the purposes of this Act. | | | Financial |
| **12.** | The financial year of the Corporation shall be the | |
| 15 | calendar year. | | | Year |
| **13.** (i) | | The Corporation shall cause proper accounts to | Accounts and |
| be kept of its income and expenditure, assets | | | Auditing |
| and liabilities and all other transactions of the | | |
| Corporation. | | |
| (ii) | | The final accounts of the Corporation shall be |

audited annually by a qualified auditor and the   
said report shall be submitted at the General

|  |  |  |
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| 20 | (iii) | Meeting of the Society. |
| For the purposes of this section, “qualified |

auditor” means—

(*a*) an individual who, being a member of   
the Institute of Chartered Accountants

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| 25 | 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

30 (*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

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institute established by law, possesses a   
certificate to practice as an Accountant,   
issued by the Council of such Institute.

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| 5 | **14.** | (1) If upon the dissolution of the Corporation, there | Property |
| remains after the satisfaction of all its debts and liabilities | | remaining on |
| any property whatsoever, such property shall not be | | dissolution |

distributed among the members of the Corporation, but shall be given or transferred to any other institution having objects similar to those of the Corporation, and which, is by the 10 rules thereof, prohibited from distributing any income or property among its members. The members of the Corporation shall decide the said institution or institutions at the time of dissolution of the Corporation or prior to the dissolution of the Corporation.

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| 15 | **15.** | The seal of the Corporation shall be in the custody | Seal of the |
| of the President and it shall not be affixed to any instrument | | Corporation |

whatsoever, except in the presence of chairman and Secretary of the Corporation who shall sign their names to the instrument in token of their presence and such signing shall

|  |  |  |  |
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| 20 | be independent of the signing of any person as a witness. | | Savings of |
| **16.** | Nothing in this Act contained shall prejudice or |
| 25 | the rights of |
| affect the rights of the Republic or of any body politic or | |
| the Republic |
| corporate. | |
| and others |
| **17.** | 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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*(Incorporation)*

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