

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

——————

**COMMUNITY ASSOCIATION OF**   
**PROFESSIONALS (INCORPORATION)**

**A**

**BILL**

**to incorporate the Community Association of Professionals**

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*Presented by Hon. S. M. M. Muszhaaraff, M. P.*   
*for Digamadulla District on 07th of April, 2022*

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**[Bill No. 113]**

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| *Community Association of Professionals* | 1 |

*(Incorporation)*

AN ACTTOINCORPORATETHE COMMUNITY ASSOCIATIONOF   
PROFESSIONALS

WHEREAS an Association called and known as the Preamble“Community Association of Professionals” has heretofore   
been formed in Sri Lanka for the purpose of effectually carrying   
out and transacting all objects and matters connected with the

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| 5 | said Association according to the rules agreed to by the members: |

AND WHEREAS the said Association has heretofore successfully carried out and transacted several objects and matters for which it was formed and has applied to be

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| 10 | 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 Community | Short title |
| Association of Professionals(Incorporation) Act, No. of | |

2022.

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| 20 | **2.** | From and after the date of commencement of this Act, | Incorporation |
| such and so many persons as now are members of the | | of the |
| Community |
| “Community Association of Professionals” (hereinafter referred | |
| Association of |
| to as the “Association”) or shall hereafter be admitted as members | |
| Professionals |
| of the Corporation hereby constituted shall be a body corporate | |

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

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| 30 | **3.** | The general objects for which the body Corporate is | General  objects of the body  Corporate |
| constituted are hereby declared to be— | |
| (*a*) | to carry out national and body community level |
| socio- economic research in unique areas; | |

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(*b*) to disseminate findings of research study through   
 academic journals, report and books which would   
 help to formulate evidence - based policies to the   
 community and the nation;

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| 5 | (*c*) | to establish nexus between interfaith and |

intercultural harmony among people of the country,   
connecting academic and professionals of various   
disciplines.

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| 10 | **4.** | (1) The affairs of the body corporate shall, subject to | Management |
| the other provisions of this Act and the rules in force for the | | of the Affairs |
| of the body |
| time being of the body corporate be managed by a Board of | |
| corporate |
| Management consisting of President (Chairman), Treasurer, | |

and thirteen Committee Members elected in accordance with such rules.

15 (2) The first Board of Management shall consist of the members of Board of Management holding office on the day immediately preceding the date of commencement of this Act.

(3) Quorum for an executive committee meeting would 20 be one third of the committee membership.

(4) Subject to the provisions of this Act and may other written law, the body corporate shall have the power to do, perform and execute all such acts, matters and things whatsoever as are necessary or desirable for the promotion or 25 futherance of the objects of the body corporate or any one of them, including the powers to open, operate or close bank accounts to borrow or raise moneys with or without security to receive or collect or accept grants and donations to invest its funds to the body corporate and to engage employ and 30 dismiss officers and servants required for the carrying out of the objects of the body corporate.

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| **5.** | (1) It shall be lawful for the body corporate, from | Rules of the body  Corporate |
| time to time, at any general meeting of the members and by a majority of not less than two - thirds of the members present | |

to make rules, not inconsistent with the provisions of this 5 Act or any other written law, on all or any of the following matters:-

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

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| 10 | (*b*) | the election of the office-bearers, the resignation |
| (*c*) | from, vacation of or removal from the office of |
| office-bearers and their powers, conduct and duties; |
| the election of the members of the Committee of |

the Management and its powers, conduct and duties;

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| 15 | (*d*) | the procedure to be observed at and the summoning |
| and holding of meetings of the Board of |
| Management, or Sub Committee and of the times, |

places, notices and agenda of such meetings, the   
quorum thereof and the conduct of business thereof;

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| 20 | (*e*) | the powers, conduct, duties and functions of the |
| (*f*) | various officers, agents and servants of the body |
| corporate; |
| the administration and management of the |

property of the body corporate; and

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| 25 | (*g*) | the management of the affairs of the body corporate, |
| and the accomplishment of its objects. |

(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)

(3) Every member of the body corporate shall be subject 30 to the rules of the body corporate.

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 *(Incorporation)*

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| 5 | **6.** | All debts and liabilities of the Association on the | Debts due by |
| day preceding the date of commencement of this Act, shall | | and payable |
| to the |
| be paid and discharge by the body corporate hereby | |
| Association |
| constituted and all debts due to, subscriptions and | |
| contributions payable to the Association on that day shall | |

be paid to the body corporate for the purposes of this Act.

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| 10 | **7.** | (1) The body corporate shall have its own fund and | Fund of the |
| all moneys heretofore or hereafter to be received by way of | | body |
| corporate |
| gifts, bequest, donation, subscription, contribution, fees or | |
| grants for and on account of the body corporate shall be | |
| deposited in one or more banks as the body corporate shall | |

decide.

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

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| 15 | corporate in the exercise, performance and discharge of its | | Audit and |
| powers, duties and functions under this Act. | |
| **8.** | (1) The financial year of the Corporation shall be the |
| 20 | calendar year. | | Accounts of |
| the body |
| (2) The body corporate shall cause proper accounts to be | | corporate |
| kept of all moneys received and expended by the | |

Association.

(3) The accounts of the body corporate shall be examined and audited at least once in every year and the correctness of the income and expenditure account and balance sheet

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| 25 | certified by a qualified auditor appointed by the Board of Management. |

(4) In this section ‘qualified auditor’ means—

(*a*) an individual who, being a member of the Institute   
 of Chartered Accountants of Sri Lanka, or any other

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| 30 | possesses a certificate to practice as an Accountant, issued by the Council of such institute; or |

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(*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 any other   
 institute established by law, possesses a certificate

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| 5 | to practice as an Accountant issued by the Council | | Body |
| of such institute. | |
| **9.** | The body corporate shall be able and capable in law |
| 10 | to acquire and hold any property, movable, which may | | corporate |
| may hold |
| become vested in it by virtue of any purchase, grant, lease, | |
| property |
| gift, testamentary disposition or otherwise and all such | |
| movable and |
| property shall be held by the body corporate for the purpose | | immovable |

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

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| 15 | **10.** | If upon the dissolution of the body corporate, there | Property |
| 20 | 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 body corporate, but | |
| shall be given or transferred to some other institution or | |
| institutions having objects similar to those of the body | |
| corporate, and which, is or are by its or their rules prohibited | | Seal of the |
| from distributing any income or property among its members. | |
| 25 | **11.** | The seal of the body corporate shall not be affixed |
| to any instrument whatsoever except in the presence of two | | body |
| corporate |
| members of the body corporate, who shall sign their names | |

to the instrument in token of their presence and such signing shall be independent of the signing of any person as a witness.

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| 30 | **12.** | Nothing in this Act contained shall prejudice or | Savings of |
| affect the rights of the Republic or of any other persons | | the rights of |
| the Republic |
| except such as are mentioned in this Act those claiming by, | |
| and others |
| form or under them. | |
| 35 | **13.** | In the event of any inconsistency between the | Sinhala text |
| Sinhala and Tamil texts of this Act, the Sinhala text shall | | to prevail in |
| prevail. | | case of |
| inconsistency |

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*(Incorporation)*

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