

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

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**PAVITHRA WANNIARACHCHI SAHURDA FOUNDATION (INCORPORATION)**

**A**

**BILL**

**to incorporate the Pavithra Wanniarachchi Sahurda Foundation**

*————————*

*Presented by the Hon. Lalith Ellawala, M. P.*   
*for Kalutara District on 21st of September, 2022*

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*Ordered by Parliament to be printed*

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**[Bill No. 151]**

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| *Pavithra Wanniarachchi Sahurda* | 1 |

*Foundation (Incorporation)*

AN ACTTOINCORPORATETHE PAVITHRA WANNIARACHCHI   
SAHURDA FOUNDATION

WHEREAS A Centre called and known as the “Pavithra Preamble

Wanniarachchi Sahurda Foundation” has heretofore been formed in Sri Lanka for the purpose of effectually carrying out and transacting all objects and matters and connected 5 with the said foundation according to the rules agreed to by the members:

AND WHEREAS the said Foundation 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 Pavithra Wanniarachchi | Short title |
| Sahurda Foundation(Incorporation) Act, No. of 2022. | |
| 20 | Incorporation |
| **2.** | From and after the date of commencement of this Act, |
| of the |
| such and so many persons as now are members of the “Pavithra | |
| Pavithra |
| Wanniarachchi Sahurda Foundation” (hereinafter referred to | |
| Wanniarachchi |
| as the “Foundation”) or shall hereafter be admitted as members | |
| Sahurda |
| of the Corporation hereby constituted, shall be a corporation | |
| Foundation |
| with perpetual succession, under the name and style “Pavithra | |

Wanniarachchi Sahurda Foundation” (hereinafter referred to as the “Corporation”) and by that name may sue and be sued, and have full power and authority to have and use a common

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| 25 | seal and alter the same at its pleasure. | | General  objects of the Corporation |
| **3.** | (1) The general objects for which the Corporation is |
| constituted are hereby declared to be— | |

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(*a*) Building integration and cooperation with whom the members gathered with Mrs. Pavithra Wanniarachchi, the active of the leader of the Ratnapura District political camp of Sri Lanka and 5 the sign of the Darmadasa Wanniarachchi, Pavithra Wanniarachchi, contender of genuine political vision, unconditional and dedicated efforts beyond the limits and in order to work with her;

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| 10 | (*b*) | Contributing with maximum level of effort and skill |
| belongs to us to work with participatory manner |
| with individually and hormonally in the political, |

social, economical, cultural and all other common   
activities with Mrs. Pavithra Wanniarachchi, the   
leading politician;

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| 15 | (*c*) | to promote ethics and culture, create necessary |
| (*d*) | resources and maintain; |
| protecting the social values and arranging required |

programs in order to maintain them;

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| 20 | (*e*) | improving religious harmony and providing in need |
| (*f*) | support, sponsorship and providing donations; |
| organizing programs in order to enhance cooperation |

and unity among various communities live in Sri   
Lanka;

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| 25 | (*g*) | executing the activities which were decided by the | Management |
| directors to be implemented for the well being of | |
| the people; | |
| **4.** | (1) The of the affairs of the Corporation shall, subject |
| 30 | to the other provisions of this Act and the rules in force for | | of the Affairs |
| of the |
| the time being of the corporation be administered by a | |
| Corporation |
| Committee of Management consisting of Chairman, | |

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

*Pavithra Wanniarachchi Sahurda*  3   
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(2) The founder member of the Foundation, Honourable Pavithra Wanniarachchi shall be the Chairman of the Board of Directors for life thereafter, the familly members of the person who was holding office as the Chairman shall become 5 the next Chairman of the Board of Directors.

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

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| HJ | 10 | **5.** Subject to the provisions of this Act and any other | General |
| Power of the |
| written law, the Corporation shall have the power to do, |
| Corporation |
| perform and execute all such acts, matters and things |

whatsoever as are necessary or desirable for the promotion or furtherance of the objects of the Corporation any one of 15 them, 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 Corporation and to engage, employ and dismiss officers and servants required for the carrying out of the objects of the

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| 20 | Corporation. | | Rules of the |
| **6.** | (1) It shall be lawful for the Corporation, from time to |
| time, at any general meeting of the members and by a majority | | Corporation |

of not less than two-thirds of the members present to make rules, not inconsistent with the provisions of this Act or any 25 other written law, on all or any of the following matters:–

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

(*b*) the election of office bearers of the resignation from,   
 vacation of or removal from office of office bearers

30 and their powers, conduct and duties;

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 *Foundation (Incorporation)*

(*c*) the election of the members of the Committees of   
 the Management and its powers, conduct, duties   
 and duration of term of office;

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| 5 | (*d*) | the powers, conduct, duties and functions of the |
| various 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 Management and of the time, places, notices and 10 agenda of such meetings, the quorum thereof and the conduct of business thereof;

(*f*) the administrations and management of the   
 property of the Corporation, the custody of its funds   
 and the maintenance and audit of its accounts: and

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| 15 | (*g*) | 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 to or rescinded at a like meeting and in like manner as a rule made under subsection (1).

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| 20 | (3) | Every members of Corporation shall be subject to |

the rules of the Corporation.

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| 25 | **7.** | All debts and liabilities of the Corporation 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 Corporation hereby constituted | | Corporation |
| and all debts due to, subscriptions and contributions payable | |

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

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| **8.** | (1) The Corporation shall have its own fund and all | Funds of the body  corporation |
| moneys heretofore or hereafter to be received by way of gifts, bequest, donation, subscription, contribution, fees or grants | |

for and on account of the Corporation shall be deposited to 5 the credit of the Body Corporate in one or more banks as the Committee of Management shall determine.

(2) There shall be paid out of the fund, all sums of money required to defray any expenditure incurred by the Corporation in the exercise, performance and discharge of

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| 10 | its power, duties and function under this Act. | | Corporation |
| **9.** | Subject to the provisions of this Act,the Corporation |
| 15 | shall be able and capable in law to acquire and hold any | | may hold |
| property |
| property, movable or immovable which may become vested | |
| movable and |
| in it by virtue of any purchase, grant, lease, gift, testamentary | |
| immovable |
| disposition or otherwise and all such property shall be held | |

by the Corporation for the purposes of this Act and be subject to the rules of the Corporation made under Section 06, with power to sell, mortgage, lease, exchange or otherwise dispose of the same.

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| 20 | **10.** | If upon the dissolution of the Corporation there | Property  remaining on dissolution |
| remains after the satisfaction of all its debts and liabilities | |
| 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 25 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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| 30 | **11.** | (1) The financial year of the Corporation shall be | Audit and |
| the calendar year. | | accounts of |
| the |
| (2) The Corporation shall cause proper accounts to be | | Corporation |

kept of its income and expenditure, assets and liabilities and all other transactions of the Corporation.

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(3) The accounts of the Corporation shall be audited annually by the Auditor General or qualified auditor appointed by the Auditor General in terms of Article 154 of the Constitution.

5 (4) For the purpose of this section “qualified auditor” means—

(*a*) an individual who, being a member of the Institute of Chartered Accountants of Sri Lanka, or any other institute established by law, 10 possesses a certificate to practice as an Accountant, issued by the Council of such institute; or

(*b*) a firm of Accountants, each of the resident partners of which, being a member of the 15 Institute of Chartered Accountants of Sri Lanka, or any other institute established by law, possesses a certificate to practice as an Accountant, issued by the Council of such institute.

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| 20 | **12.** The seal of the Corporation, shall not be affixed to | Seal of the |
| any instrument whatsoever except in the presence of two | Corporation |

members of the Committee of Management, 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

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| 25 | as a witness. | | Saving of the |
| **13.** | Nothing in this Act contained shall prejudice or |
| 30 | affect the rights of the Republic or of anybody politic, or | | rights of the |
| Republic and |
| corporate or of any other persons. | |
| others |
| **14.** | 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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| *Pavithra Wanniarachchi Sahurda* | 7 |

*Foundation (Incorporation)*

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