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

**Part II of July 14, 2023**

**SUPPLEMENT**

*(Issued on 17.07.2023)*



**JANARAJA FOUNDATION**   
**(INCORPORATION)**

*(Private Members’ Bill)*

**A**

**BILL**

**to incorporate the Janaraja Foundation**

*To be presented in Parliament by Hon. Harshana Rajakaruna, M. P.*

*for Gampaha District*

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| *Janaraja Foundation*  *(Incorporation)* | 1 |

AN ACTTOINCORPORATETHEJANARAJA FOUNDATION

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| 5 | WHEREAS a Foundation called and known as the “Janaraja | Preamble |
| Foundation”has heretofore been formed established for the |
| purpose of effectually carrying out and transacting all matters |
| connected with the said Foundation according to the rules |
| agreed to by its members: |
| 10 | AND WHEREAS the said Foundation has heretofore |
| successfully carried out and transacted the several objects |
| and matters for which it was established and has applied to |
| be incorporated and it will be for the public advantage to |
| grant the said application. |

BE it 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 Janaraja Foundation  (Incorporation) Act, No. of 2023 and this non-government | | Short title |
| organization which has been established for the purpose of | |
| social welfare is called as Janaraja Foundation. | |
| 20 | **2.**  From and after the date of commencement of this  Act, such and so many persons as now are members of the | | Incorporation of the  Janaraja  Foundation |
| Janaraja Foundation (hereinafter referred to as the | |
| “Foundation”) and shall hereafter be admitted as members | |
| 25 | of the Foundation hereby constituted shall be body corporate | | General |
| with perpetual succession under the name and style of the | |
| “Janaraja Foundation” (hereinafter referred to as the | |
| “Foundation”), 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. | |
| **3.**  The general objects for which the Foundation is  constituted are hereby declared to be— | |
| 30 | objects of the |
| Foundation |
| (*a*) | the achievement of human well-being without any |
| indifference to race, religion, caste etc.; | |

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| 5 | 2 | (*b*) | *Janaraja Foundation* |
| *(Incorporation)* |
| eliminating poverty and identifying obstacles of |
| (*c*) | social existence and pioneering the human |
| development; |
| dedicated for creating a Sri Lankan community who |
| are peaceful and friendly with matual understanding |
| 10 | (*d*) | and without any segregation; |
| contributing to creat a country full of well- |
| disciplined citizens by joining to create a society |
| who mutually understood various values that make |
| human virtuous; |
| 15 | (*e*) | partaking to create a citizen who believes that |
| patriotism can only be generated with the concept |
| of being a Sri Lankan citizen not with the concepts |
| (*f*) | of rade, religion, caste or any other ethnicity; |
| attempting to create an assured human community |
| by convicing the notion that the vision of all |
| 20 | (*g*) | religious scholars is none other than human |
| reconciliation and social welfare; |
| socializing the idea that education shall not be |
| interfered by religion, economy, age, gender, |
| background and any other factor and acting against |
| 25 | (*h*) | its obstacles; |
| protection, preservation, dissemination, evaluation, |
| matually understanding of cultural values and |
| taking steps to discard barriers existing to destroy |
| them without any religious segregation; |
| 30 | (*i*) | pioneering and evaluation human thoughts and |
| feelings of all types of arts and crafts, aesthetics, |
| their apreciation and undrstanding and identifying |
| and disposing obstacles existing against their |
| dissemination; |

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| 5 | *Janaraja Foundation* | | 3 | Powers of the Foundation |
| *(Incorporation)* | | |
| (*j*) | cherishing contemporary literature and acting | |
| updated to evaluate ancient literary books and to | | |
| provide knowledge and comprehention thereof to | | |
| the students; | | |
| (*k*) | engaging in activities which are not specified | |
| 10 | above, which are incidentally accepted and any | | |
| other matters which are understood without delay. | | |
| **4.** | Subject to the provisions of this Act and any other | |
| written law, the Foundation shall have the power:– | | |
| (*a*) to request and recive contributions, grants, donations | | |
| 15 | and gifts of all forms as may be necessary for the | | |
| purpose of the Foundation; | | |
| (*b*) to purchase, rent, lease or otherwise obtain lands or | | |
| buildings which may be required for the purpose of | | |
| the Foundation; | | |

(*c*) to borrow or raise funds with or without interest for   
 the purposes of the Foundaion;

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| 20  25 | (*d*) to make, draw, accept, discount, endorse, buy, sell and issue bills of exchange, cheques, promissory notes and other negotiable instruments and to open, operate, maintain, and close accounts in any bank;  (*e*) to invest any funds not immediately required for the purposes of the Foundation, in such manner as the Executive Council may deem necessary; |

(*f*) to enter into agreement or contracts with any person   
or any company or body of persons with a view to   
promoting the objects of the Foundation;

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| 4 | *Janaraja Foundation*  *(Incorporation)* |

(*g*) to undertake, accept, execute, perform and   
administer any lawful trust or any condition that   
may affect any movable or immovable property;

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| 5  10 | (*h*) to appoint, employ, dismiss or terminate the services of officers and servants of the Foundation and to pay them such salaries, allowances and gratuities as may be determined by the Foundation; and  (*i*) to do all other things as are necessary or expedient for the proper and effective carrying out of the date of objects of the Foundation; |

(*j*) It is the responsibility of every member to obey the   
 recongnized rules of the Foundation.

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| 15 | **5.**  (1) The affairs of the Foundation shall be  administered by a Board of Management who was appointed | Structure of |
| the |
| Foundation |
| by a resolution in accordance with the rules of the Foundation |
| effective in the time being. |

(2) The first Board of Management of the Foundation shall consist of members who held office prior to the date of operation of this Act.

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| 20  25 | (3) The Board of Management shall consist of members in the following hierarchical order– | |
| (*a*) | The Chairperson; |
| (*b*) | Three posts of Vice Chairpersons (appointed under |
| various subjects); | |
| (*c*) | The Registrar; |
| (*d*) | Three posts of Assistant Registrars (appointed under |
| various subjects); | |

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| 5 | (*e*) | *Janaraja Foundation* | 5 |
| *(Incorporation)* | |
| Organizational Secretary; | |
| (*f*) | Financial Executive; | |
| (*g*) | Assistant Financial Executive; | |
| (*h*) | Executive Council (it is necessary to appoint Excutive Council consisting of eight members). | |

(4) General responsibilities of the Board of Management–

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| 10 | (*a*) | The Chairperson– | |
| (i) | He shall be responsible for all the affairs with his leadership; |
| 15 | (*b*) | (ii) | He shall preside at every meeting of the Board; |
| (iii) | He shall build up well-being and the coordination of the Board of Management; |
| (iv) | He shall re-sructure all the necessities; |
| (v) | He shall provide the necessary plans to request and collect contributions, grants, donations and all forms of gifts that are necessary for the purposes of the Foundation. |
| 20 |
| The Vice Chairpersons– | |
| 25 | (i) | In the absence of Chairperson, they shall perform the duties of the Chairperson in accordance with his order; |
| (ii) | They shall organize and maintain the projects assigned and conferred to them. |

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| 6 | (*c*) | *Janaraja Foundation* |
| *(Incorporation)* |
| The Registrar– |

(i) He shall note all the records;

(ii) He shall organize and record meetings;

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| 5 | (iii) He shall maintain a proper coordination among the Board of Management; |

(iv) He shall record the documents of new   
proposals and projects and issue necessary   
guidelines to carry out them.

(*d*) Assistance Registrars (03 posts)–

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| 10 | (i) They shall perform duties assigned by the Registrar; |

(ii) They shall actively assits in every activity   
 of the Registrar.

(*e*) Organizational Secretary–

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| 15 | (i) He shall be responsible for organizing all the special projects precisely and efficiently carried out by the Organization. |

(*f*) Financial Executive–

(i) He shall administer all the finance;

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| 20 | (ii) He shall maintain all the transactions methodically, econiomically, efficiently, precisely and transparently; |

(iii) He shall be responsible for maintaining and   
 updating records thereof;

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| *Janaraja Foundation*  *(Incorporation)* | 7 |

(iv) He shall collect accurate data on financial   
management and make the Board of   
Management aware of such reports.

(*g*) Assistant Financial Executive–

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| 5 | (i) He shall fully assits in the affairs of the Financial Executive in his absentia; |

(ii) He shall act on behalf of the Financial   
 Executive in his absentia.

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| 10 | (*h*) Executive Council (it is necessary to appoint an Executive Council cosisting of eight members). |

The following responsibilities of sub-topics shall be assigned and conferred to each Executive Assistance other than the collective responsibility of this Executive Council–

(*a*) Economic and community services;

15 (*b*) Fine arts, arts, aesthetics and literature;

(*c*) Sports and traditional games, sports festivals and   
 tournaments;

(*d*) Religious and cultural affairs;

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| 20 | (*e*) Agriculture, evaluation process of tradition and indigenousness; |

(*f*) Enviroment and wildlife activities;

(*g*) Techniques of education and new technology;

(*h*) Inspection of accounts;

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| 8 | (5) | *Janaraja Foundation* |
| *(Incorporation)* |
| Metting of the Board of Management:– |

(*a*) The appointments of the Board of   
Management shall be in force for a period of   
two years;

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| 5 | (*b*) It shall be necessary to appoint a new Board of | Organizational |
| 10 | Management one month prior to the |
| completion of the prescribed period of time, if |
| no state of emergency in the country has |
| occurred; |
| (*c*) If it has been delayed to appoint such a new |
| 15 | Board, it shall be a fixed rule not to carry out |
| any projects, or perform or carry out any other |
| activities; |
| (*d*) It shall be necessary to hold a general meeting |
| at least once in every three months and no |
| resolution and decision shall be made unless |
| 20 | there is the majority power of more than one |
| third including the absentees to the general |
| meeting; |
| (*e*) The registrar may not fail to convene a general |
| 25 | meeting in response to a written request made |
| by one third of the members; |
| (*f*) Every Board of Management shall submit a |
| development plan for the subsequent two years |
| witin a period of month upon their new |
| appointment. |
| **6.** (1) The Foundation shall have its own fund and shall |
| be utilized for the activities and for the provision of the | Fund |
| proposed projects thereof. |

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| 5 | *Janaraja Foundation* | 9 |
| *(Incorporation)*  (2) All moneys recieved by war of gift, bequest , donation, subscription, contribution, fees or grants for and on account of the Foundation shall be deposited in one or more public banks, as determined by the Board of Management to the credit of the Foundation. | |

(3) There shall be established a depreciation fund and a sinking fund for the rehabilitation, development and improvement of the property.

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| 10 | (4) There shall be paid out of the Fund, all sum of money as are required to defray any expenditure incurred by the Foundation in the exercise, performance and discharge of its powers, duties and functions under the Act. | Accounts and Auditing of  the  Foundation |
| 15 | **7.** (1) The Foundation shall cause proper accounts to be kept of its income and expenditure. |
| (2) The account or accounts shall be audited annually by the auditor of the Foundation. |
| 20 | (3) The financial year of the Foundation shall be  considered from the First (1st) of January to Thirty First  (31st) of December every year. | Moneys paid by and to the Foundaion |
| **8.**  All the debs and liabilities shall be paid off by the Corporation on the day immediately precding the date of commencement of this Act and the subscriptions and contributions shall be paid to the Corporation on the same day for the purporses of this Act. |
| 25 | **9.**  (1) If upon the dissolution of he Foundaion there remains after the satisfaction of all its debts and liabilities any peoperty whatsoever, such property shall not be distributed among the members of the Foundation. | Property |
| remainig on |
| 30 | dissolution |
| (2) Such properties and liabilities shall be returned or transferred to any other institution having objects similar to those of the Foundation, having no rules made in relation to distribution of any income or property among its members. It shall be determined by the Board of Management prior to the dissolution of the Foundaion. |

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| 5 | 10 | *Janaraja Foundation* | Saving of the |
| *(Incorporation)* | |
| **10.** Nothing in this Act contained shall prejudice or affect of the Democratic Socialist Republic of Sri Lanka, or of any body politic or of corporate or of any other person other than the persons of this Act or their representatives, members or their claimants. | |
| rights of the |
| Republic and |
| others |
| **11.** | In the event of any inconsistency between the Sinhala | Sinhala text |
| and Tamil texts of this Act, the Sinhala text shall prevail. | | to prevail in |
| case of |
| inconsistency |

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| *Janaraja Foundation*  *(Incorporation)* | 11 |

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