**THE GAZETTE OF THE DEMOCRATIC SOCIALIST REPUBLIC OF**

**SRI LANKA**

**Part II of December 01, 2023**

**SUPPLEMENT**

*(Issued on 05.12.2023)*



**DAHAM SEWANE SINGITHTHO LAMA**   
**SANWARDANA PADANAMA**   
**(INCORPORATION)**

*(Private Members’ Bill)*

**A**

**BILL**

**to incorporate the**   
**Daham Sewane Singiththo Lama Sanwardana Padanama**

*To be presented in Parliament by Hon. Gamini Lokuge, M.P. for Colombo District*

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| *Daham Sewane Singiththo Lama Sanwardana* | 1 |

*Padanama (Incorporation)*

AN ACTTOINCORPORATETHE DAHAM SEWANE SINGITHTHO LAMA SANWARDANA PADANAMA

WHEREAS a foundation called and known as the “Daham Preamble

SewaneSingiththo Lama Sanwardana Padanama” has heretofore beenformed in Sri Lanka for the purpose of effectually carrying out itsobjects and transacting all 5 matters connected with the saidFoundation according to the rules agree to by its members:

AND WHEREAS the said Foundation has hereafter successfully carriedout and transacted several objects and matters for which it wasestablished, and has applied to 10 be incorporated and it will beexpedient for the public advantage to grant the said 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 Daham Sewane Singiththo | Short title |
| Lama Sanwardana Padanama (Incorporation) Act, No. of |

2023.

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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 “Daham | | of the Daham |
| Sewane |
| Sewane Singiththo Lama Sanwardana Padanama” (hereinafter | | Singiththo |
| referred to as the “Foundation”) or shall hereafter be admitted | | Lama |
| Sanwardana |
| as member of the Corporation hereby constituted, shall be a | |
| Padanama |

body corporate, with perpetual succession, under the name and style of the “Daham Sewane Singiththo Lama Sanwardana Padanama” (hereinafter referred to as the “Corporation”) and 25 by that name may sue and be sued, with full power and

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authority to have and use a common seal and alter the same as its pleasure.

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| 5 | **3.** | The general objects for which the Corporation is | General |
| objects of the |
| constituted are hereby declared to be- | |
| Corporation |
| (*a*) educating Pre-school children up to University | |

students by facilitating many Language   
opportunities;

(*b*) serving Children of all religions together in one accord in order to developSpiritual equal qualities 10 among all students;

(*c*) identifying, feeding and educating the   
malnourished and differently abled children in   
different communities; and

(*d*) to do all such other acts and things as are necessary 15 for, and incidental to conducive to the attainment of the above objects.

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| 20 | **4.** Subject to the provisions of this Act and any other | Powers of |
| the |
| written law, theCorporation shall have the power to do, |
| Corporation |
| perform and execute all suchacts and matters as necessary |
| or desirable for the promotion orfurtherance of the objects |

of the Corporation or any one of them, including the power-

(*a*) to raise funds and receive grants, gifts or donations in   
 cash or kind;

(*b*) to acquire, in any manner whatsoever and hold, 25 take or give onleave or hire, sell or otherwise dispose of, any movable orimmovable property

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and construct, maintain and alter anybuilding or   
works necessary or convenient for business of   
theCorporation;

(*c*) to make, draw, accept, discount, endorse, negotiate, 5 buy, sell andissue bills of exchange, cheques, promissory notes and othernegotiable instruments and to open, operate and close bank accounts and borrow or raise money with or without security;

10 (*d*) to invest any funds not immediately required for the purpose of the Corporation in such manner as the Board of Management may determine;

(*e*) to enter into agreement or contracts with any person, or body ofpersons whether incorporated in Sri 15 Lanka or abroad or with anyGovernment Department, Corporation, Board, Provincial Councilor Local Authority for the achievement of the objects of the Corporation;

(*f*) to determine the fees to be paid in request of

20 registration of different categories of membership; and

(*g*) appoint, employ, dismiss or terminate the services   
of officers andservants of the Corporation and to   
pay them such salaries,allowances and gratuities

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| 25 | as may be determined by the Corporation. | Management |
| **5.** (1) The affairs of the Corporation shall, subject to |
| the other provincesof this Act and the rules in force for the | of the |
| Corporation |
| time being of the Corporationbe administered by a Board of |

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Directors consisting of the Director-General, the Deputy Chairman, the Secretary, Deputy Secretary andTreasurer and not less than seven other members elected in accordance with such rules.

5 (2) The Board of Directors of the Corporation shall consist of the members of the Board of Directors of the day immediately preceding the date of commencement of this Act.

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| 10 | **6.** (1) It shall be lawful for the Corporation, from time | Rules of the |
| to time, at any general meeting and by the votes not less | Corporation |

than two-thirds of the members present and voting, to make rules, not inconsistence with the provisions of this Act or any other written law, for the admission, withdrawal or expulsion of members, the election of the Board of 15 Management, for the conduct of the duties of the office bearers, agents, officers and servants of the Corporation, for the procedure to be followed in the transaction of business by the Corporation and Board of Management and generally, for the management of the affairs of the Corporation and the 20 accomplishment of its objects. Such rules when made may as a like meeting and in like manner, be altered, added to, amended or rescinded.

(2) The members of the Corporation shall be subject to the rules of the Corporation.

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| 25 | **7.** (1) | The Corporation shall have its own fund. All | Fund of the |
| moneys received byway of gifts, bequests, donations, transfers, | | Corporation |

subscriptions,contributions, or fees shall be deposited to the credit of theCorporation in one or more banks as the Board of Management shall determine.

30 (2) There shall be paid out of the fund of the Corporation, all such of money as may be required to defray any expenditure incurred by the Corporation in carrying out the

objects of the Corporation.

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(3) The moneys and property of the Corporation whosesoever derived shall be applied solely towards the promotion of the objects as set forth herein and no portion thereof shall be paid or transferred directly or indirectly by 5 way of dividend, bonus or otherwise, to any member of the Corporation.

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| **8.** (1) The financial year of the Corporation shall be the calendar year. | Accounts and Audit |

(2) The Corporation shall cause proper accounts to be 10 kept of income and expenditure, assets and liabilities and all other transitions of the Corporation.

(3) The accounts of the Corporation shall be audited by a qualified auditor as may be determined by the Board.

(4) ln this section, ‘qualified auditor’ means:-

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| 15 | (*a*) | an individual who being a member of the |

lnstitute of CharteredAccountants of Sri Lanka,   
or any other institute established by law,   
possesses a certificate to practice as an   
Accountant issued by the Council of such

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| 20 | (*b*) | institute; or |
| A firm of Accountants each of the resident |

partners of which,being a member of the lnstitute of Chartered Accountants of SriLanka, or any other institute established by law, possesses a 25 certificate to practice as an Accountant issued by the Council of such institute.

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| **9.** The Seal of the Corporation shall not be affixed to any instrumentwhatsoever, expect in the presence of the | Seal of the  Corporation |

Director-General and theSecretary who shall sign their names on the instrument in token of their presence any person

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| 5 | as a witness. | Debts due by |
| **10.** All debts and liabilities of the foundation existing |
| on the day preceding the date of commencement of this | and payable |
| to the |
| Act, shall be paid by the Corporation hereby constituted, |
| Corporation |

and all debts due to, and subscriptions and contributions 10 payable to the foundation on that day shall be paid to the Corporation for the purpose of this Act.

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| 15 | **11.** The Corporation shall be able and capable in law, to | Corporation |
| take and hold any property, movable or immovable, which | may hold |
| property |
| may become vested in it by virtue of any purchase, grant, | movable and |
| gift, testamentary disposition or otherwise, and all such | immovable |

property shall be held by the Corporation for the purposes of this Act and subject to the rules in force for the time being of the Corporation, with full power to sell, mortgage, lease exchange or otherwise dispose of the same.

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| 20 | **12.** lf upon the dissolution of the Corporation there | Property |
| 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 Corporation but shall be given or transferred to some other Foundation or 25 Foundations having objects similar to those of the Corporation, and which is or are, by its rules thereof prohibited from distributing any income or property among its or their members. Such foundation or foundations shall be determined by the Board at or 30 immediately before the dissolution of the Corporation.

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| **13.** Nothing in this Act contained shall prejudice or affect the rights of the Republic or of any body politic or corporate or of any other person, except such as are | Saving of the Rights of the Republic and others |

mentioned in this Act and those claiming by, from or under

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| 5 | them. | Sinhala text |
| **14.** ln the event of any inconsistency between the Sinhala |
| and Tamil texts, of this Act, the Sinhala text shall prevail. | to prevail in |
| case of |

inconsistency

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| 8 | *Daham Sewane Singiththo Lama Sanwardana* |

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