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

**Part II of March 28, 2024**

**SUPPLEMENT**

*(Issued on 01.04.2024)*



**SRI LANKA ASSOCIATION FOR FISHERIES AND AQUATIC RESOURCES (INCORPORATION)**   
*(Private Members’ Bill)*   
**A**   
**BILL**

**to incorporate the Sri Lanka Association for Fisheries**   
**and Aquatic Resources**   
*To be presented in Parliament by Hon.(Dr.) Nalaka Godahewa, M.P.*

*for Gampaha District*   
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| *Sri Lanka Association for Fisheries and* | 1 |

*Aquatic Resources (Incorporation)*

AN ACT TOINCORPORATETHE SRI LANKA ASSOCIATIONFOR FISHERIES AND AQUATIC RESOURCES

WHEREAS an Association called and known as the Preamble “Sri Lanka Association for Fisheries and Aquatic Resources”  
 has heretofore been formed in Sri Lanka for the purpose of   
 effectually carrying out its objects and transacting all matters   
5 connected with the said association according to the rules   
 agreed to by its members:

AND WHEREAS the said Association has heretofore successfully carried out and transacted the several objects and matters for which it was established, and has applied to 10 be incorporated and it will be expedient 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 Sri Lanka Association | Short title. |
| for Fisheries and Aquatic Resources (Incorporation) | |

Act, No. of 2024.

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| 20 | **2.** | From and after the date of commencement of this Act, | Incorporation |
| of the Sri |
| such and so many persons as now are members of the Sri | |
| Lanka |
| Lanka Association for Fisheries and Aquatic Resources | |
| Association |
| (hereinafter referred to as the “Association”) or shall hereafter | | for Fisheries |
| and Aquatic |
| be admitted as members of the Association hereby | |
| Resources |
| constituted, shall be a body corporate with perpetual | |

succession, under the name and style of the “Sri Lanka Association for Fisheries and Aquatic Resources” (hereinafter 25 referred to as the “body corporate” ) and by that name may sue and be sued, in all Courts with full power and authority to have and use a common seal and to alter the same at its pleasure.

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 *Aquatic Resources (Incorporation)*

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| **3.** The body corporate shall operates exclusively as a not-for-profit Organization and it is solely for the benefit of the Association and its members. | Body  corporate  operates as a not-for-profit |

Organization

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| 5 | **4.** (1) The general objects for which the body corporate is | The general |
| constituted are hereby declared to be:– | objects of the |
| body |
| (*a*) to promote effective interaction and co-operation | corporate |

among those involved in research and development   
activities in fisheries and aquatic resources in   
Sri Lanka;

10 (*b*) to liaise and co-operate with Government and Non- Government Organizations concerned in such activities in Sri Lanka;

(*c*) to create and propagate an awareness of the importance and the ways of sound utilization, 15 cultivation, conservation and development of aquatic resources of Sri Lanka;

(*d*) to serve as a Forum for Scientists and other personnel   
to discuss issues and policies to development and   
conservation of aquatic resources;

20 (*e*) to establish liaison with other Scientific Organizations; and

(*f*) to facilitate training programmes on fisheries and   
 aquatic resources.

(2) In the implementation of the objects specified in 25 subsection (1) the corporate shall ensure that such implementation shall be carried out without any discrimination based on race, religion, language, caste, sex, political opinion, place of birth or any of such grounds.

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 *Aquatic Resources (Incorporation)*

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| 5 | **5.** | The objects of the body corporate shall be carried out | Body |
| in such manner so as not to create any conflict between the | | corporate to |
| ensure no |
| work of the body corporate and any work being carried out | |
| conflict with |
| simultaneously by any Ministry or Department of the | | work of |
| Ministry or |
| Government or any Provincial Council. | |
| Department |
| **6.** | (1) Subject to the provisions of this Act, the body | of the |
| Government |
| or Province |
| Management |
| corporate shall be carried out by a Executive Committee | | of the Affairs |
| of the body |
| (hereinafter referred to as “the Committee” consisting of such | |
| corporate |

number of office bearers as may be specified by the rules

10 made under Section 8.

(2) (*a*) The Executive Committee of the Association that holds office on the day immediately preceding the date of commencement of this Act, shall function as the Interim Committee of the body corporate until the first Committee is 15 appointed or elected in the manner provided for by rules made under Section 8.

(*b*) The first Committee of the body corporate shall be appointed or elected within one year of the date of commencement of this Act.

20 (3) (*a*) Every office bearer of the Committee, shall be appointed or elected for a period of one year and any such office bearer shall be eligible for re-appointment or re-election after lapse of the said period of one year.

(*b*) In the event of a vacancy occurring due to the death, 25 resignation, incapacity or removal from office of an office bearer, the Committee shall having regard to the rules of the Association, elect or appoint a person to fill such vacancy.

(*c*) The person elected or appointed under paragraph (*b*) shall hold office only for the unexpired portion of the term of

30 office of the member whom he succeeds.

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 *Aquatic Resources (Incorporation)*

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| **7.** | Subject to the provisions of this Act and any other | Powers of the body  corporate |
| written law, the body corporate shall have the power to do, perform and execute all such acts and matters as necessary or | |

desirable for the promotion or any one of them, including the 5 power:-

(*a*) to purchase, acquire rent, construct, renovate and otherwise obtain lands or buildings which may be required for the purpose of the body corporate and to deal with or dispose of the same as may be deemed 10 expedient with a view to promoting the objects of the body corporate;

(*b*) to raise funds and receive grants, gifts or donations, in cash or kind with or without security:

Provided that, the Committee shall obtain the 15 prior written approval of the Department of External Resources of the Ministry of the Minister assigned the subject of Finance, in respect of all foreign grants, gifts or donations made to the body corporate;

(*c*) to make, draw, accept, discount, endorse, negotiate, 20 buy, sell and issue bills of exchange, cheques, promissory notes and other negotiable instruments and to open, operate and close accounts in any banks;

(*d*) to invest any funds not immediately required for the purposes of the body corporate in such manner as the 25 Committee may determine;

(*e*) to undertake, accept, execute, perform and administer any lawful trust or any real or personal property with a view to promoting the objects of the body corporate;

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(*f*) to appoint, employ, dismiss or terminate the services of officers and servants of the body corporate and exercise disciplinary control over them and to pay them such salaries, allowances and gratuities as may 5 be determined by the body corporate;

(*g*) to do all other things as are necessary or expedient for the proper and effective carrying out the objects of the body corporate.

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| 10 | **8.** (1) It shall be lawful for the body corporate, from time to | Rules of the |
| time, at any general meeting and by the votes of not less than | Body |
| corporate |
| two thirds of the members present and voting, to make rules, |

not inconsistent with the provisions of this Act or any other written law, for all or any of the following matters:—

(*a*) the classification of membership, admission, 15 withdrawal, expulsion or resignation of members and fees payable by members ;

(*b*) the election of office bearers of the Committee or vacation of or removal from office of office bearers and the powers, duties and functions of the office 20 bearers;

(*c*) the terms and conditions of appointment, powers, functions and duties of the various officers, agents and servants of the body corporate;

(*d*) the procedure to be followed at the summoning and 25 holding of meetings of the Committee, or any sub- committee thereof, notices and agenda of such meetings, the quorum and the conduct of business thereat;

(*e)* the qualification and disqualification to be members 30 of the Committee and the body corporate;

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 *Aquatic Resources (Incorporation)*

(*f*) the administration and management of the property   
 of the body corporate; and

(*g*) the management of the affairs of the body corporate and the accomplishment of its' objects and dissolution 5 of the body corporate.

(2) The rules 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) The members of the body corporate shall at all time be 10 subject to rules of the body corporate.

(4) The rules made under this section shall be published in the Government *Gazette*.

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| 15 | **9.** | The Committee shall maintain a register of members | Register of |
| in which name, address and other essential details of the | | members |
| members be inscribed. | | Fund of the |
| **10.** (1) The body corporate shall have its own Fund. | |
| body |
| (2) All moneys received by way of gifts, bequests, donations, | | corporate |

subscriptions, contributions, fees or grants for an account of the body corporate shall be deposited in one or more Banks 20 approved by the Committee to the credit of the Association.

(3) There shall be paid out of the Fund all sums of money as are required to defray any expenditure incurred by the body corporate in the exercise, performance and discharge of its powers, duties and functions under the Act.

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| 25 | **11.** | (1) The financial year of the body corporate shall be | Accounts and |
| the calendar year. | | the Auditing |

(2) The body corporate shall cause proper accounts to be kept of income and expenditure, assets and liabilities and all other transactions of the body corporate.

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(3) The accounts of the body corporate shall be audited by a qualified auditor appointed by Auditor General in terms of Article 154 of the Constitution.

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

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| 5 | means– | an individual who being a member of the Institute |
| (*a*) |

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

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| 10 | (*b*) | of such Institute; or |
| 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 Institute established by law possesses a certificate 15 to practice as Accountant issued by the Council of such Institute.

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| **12.** | (1) The Committee shall prepare a report of the | Annual  Report |
| activities of the body corporate for each financial year and | |

submit such report together with the audited statement of 20 accounts to the membership at the Annual General Meeting.

(2) A separate account relating to the foreign and local moneys received by the body corporate during the financial year shall be attached to the report referred to in subsection (1).

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| 25 | **13.** All debts and liabilities of the Association existing | Debts due by |
| on the day preceding the date of commencement of this Act, | and payable |
| to the |
| shall be paid by the body corporate hereby constituted, and |
| Association |

all debts due to, and subscriptions and contributions payable to the Association on that day shall be paid to the body

30 corporate for the purpose of this Act.

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 *Aquatic Resources (Incorporation)*

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| 5 | **14.** Subject to the provisions of this Act, the body corporate | Body |
| corporate |
| shall be able and capable in law, to take and hold any property |
| may hold |
| movable or immovable which may become vested in it by | property |
| virtue of any purchase, grants, gifts, testamentary dispositions | movable and |
| immovable |
| or otherwise, and all such property shall be held by the body |

corporate for the purposes of this Act, and subject to the rules of the body corporate made under section 8, with power to sell, mortgage, lease, exchange or otherwise dispose of the same.

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| 10 | **15.**  The moneys and property of the body corporate | Application |
| of money |
| however derived shall be applied solely towards the |
| and property |
| promotion of the objects of the body corporate and no portion |

thereof shall be paid or transferred directly or indirectly by way of dividend, bonus or profit to the members of the body

|  |  |  |
| --- | --- | --- |
| 15 | corporate. | Seal of the |
| **16.** (1) 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 Committee who shall sign their names to the |

instrument in token of their presence and such signing shall 20 be independent of the signing of any person as a witness.

(2) The seal of the body corporate shall be in the custody of an office bearer of the Committee as may be decided by such Committee.

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| 25 | **17.** | (1) If upon the dissolution of the body corporate | Property |
| there remains after the satisfaction of all its debts and | | remaining on |
| dissolution |
| liabilities, and property whatsoever, such property shall not | |

be distributed among the members of the body corporate, but shall be given or transferred to any other institution having objects similar to those of the body corporate, and 30 which is by the rules thereof, prohibited from distributing any income or property among its members.

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(2) For the purpose of this subsection (1) the appropriate institution shall be determinded by the members of the body corporate immediately before the dissolution at a general meeting by the majority of votes of the members prsent.

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| 5 | **18.** Nothing in this Act contained shall prejudice or affect | Saving of the |
| the rights of the Republic or of anybody politic or corporate. | Rights of the |
| Republic and |

others

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| **19.** In the event of any inconsistency between the Sinhala and Tamil Texts of this Act, the Sinhala text shall prevail. | Sinhala text to prevail in case of |

inconsistancy

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| 10 | *Sri Lanka Association for Fisheries and* |

*Aquatic Resources (Incorporation)*

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