



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

**RED LOTUS ORGANIZATION FOR
HUMANITARIAN SERVICES
(INCORPORATION) ACT, No. 8 OF 2011**

[Certified on 22nd March, 2011]

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*Red Lotus Organization for Humanitarian
Services (Incorporation) Act, No. 8 of 2011*

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L.D. O. Inc. 4/2010

AN ACT TO INCORPORATE RED LOTUS ORGANIZATION FOR
HUMANITARIAN SERVICES

WHEREAS an Organization called and known as the “Red Lotus Organization for Humanitarian Services” working on Buddhist principles has heretofore been established for the purpose of preventing and alleviating suffering of all beings at times of disaster of any nature by bringing about greater preparedness at national and international levels through effective coordination, collaboration and networking and by acting as a resource bank for humanitarian services based on loving kindness, compassion, appreciative joy and equanimity;

Preamble.

AND WHEREAS the said Organization 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 such application.

BE IT THEREFORE enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows :—

1. This Act may be cited as the Red Lotus Organization for Humanitarian Services (Incorporation) Act, No. 8 of 2011.

Short title.

2. From and after the date of commencement of this Act, such and so many persons and organizations as are members for the time being of the Red Lotus Organization for Humanitarian Services (hereinafter referred to as “the Organization”) or shall hereafter be admitted as members of the Corporation hereby constituted, shall be a body corporate with perpetual succession under the name and style of “Red Lotus Organization for Humanitarian Services” (hereinafter referred to as “the Corporation”) and by that

Incorporation of
Red Lotus
Organization for
Humanitarian
Services.

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name may sue and be sued with full power and authority to have and use a common seal and alter the same at its pleasure.

General objects
of the
Corporation.

3. (1) The general objects of the Corporation shall be to prevent and alleviate suffering at times of disaster of any nature by bringing about greater preparedness at local, national and international levels through effective coordination, collaboration and networking and by acting as a resource bank for humanitarian services.

(2) Without prejudice to the generality of the objects set out in subsection (1) above, the objectives and functions of the Organization in particular shall be to —

- (a) encourage and promote all forms of humanitarian activities by member associations with a view to prevent and alleviate human suffering;
- (b) encourage and promote in every country, the establishment and development of an association for humanitarian services and inculcation in them the principles of the Corporation;
- (c) create and assist programmes for pre-disaster preparedness at international, national and local levels;
- (d) raise and mobilize resources for relief, rehabilitation and reconstruction work and personality development;
- (e) provide relief by all available means to all disaster victims, without discrimination;
- (f) organize, co-ordinate and direct international relief actions in accordance with the general objects of the corporation and in co-operation with national associations and any member associations;
- (g) assist in the development of an effective organizational structure and information

dissemination infrastructure at local and national levels;

- (h) develop and assist training programmes on improving disaster management skills, first aid, life saving skills, trauma counseling, child care management and short term and long term rehabilitation programmes at international, national and local levels and ensure continuity;
- (i) develop and maintain a data base and a website linked with the websites of the national level associations;
- (j) develop close relationship with similar organizations such as the Red Cross and the Red Crescent movement;
- (k) promote greater awareness regarding humanitarian services with special reference to youth and children;
- (l) liaise and coordinate among member associations promoting inter-action and friendly relations among them;
- (m) educate people on the truth that oneness of human beings stands above secondary factors of diversity;
- (n) make representations to government in promulgation, development and introduction of humanitarian laws wherever appropriate; and
- (o) be the official representative of member associations at international and national forums as may be decided by the Executive Committee.

(3) In implementing the objects of this Act as specified in subsection (1) and (2), the corporation shall ensure that such implementation is carried out without distinction based on race, caste, religion, language, or political opinion.

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Management of
the affairs of the
Corporation.

4. (1) The management and administration of the affairs of the Corporation shall subject to the provisions of this Act and the rules of the Corporation made under section 6 be administered by an Executive Committee.

(2) The members of the Executive Committee who are holding office on the day immediately preceeding the date of commencement of this Act, shall be the first members of the Executive Committee and shall hold office until a committee is elected in accordance with the rules made under section 6.

Powers and
functions.

5. (1) The Corporation shall have the power to do all things necessary for, or conducive or incidental to, the carrying out of the objects of the Corporation.

(2) Without prejudice to the generality of the powers conferred by subsection (1), the Corporation shall have the following powers and functions:—

- (a) to receive or collect gifts, grants, donations, subsidies and subscriptions, whether in cash or otherwise from local and foreign sources;
- (b) to operate, open and close current, savings or deposit accounts and to borrow or raise money, with or without security;
- (c) acquire and hold any property movable or immovable which may be vested in the Corporation by virtue of any purchase, grant, gift, testamentary dispositions or otherwise;
- (d) to sell, lease, mortgage, exchange or otherwise dispose of, any movable or immovable property belonging to or held by the Corporation, subject to any trust attached to such property;
- (e) to invest the funds vested in or belonging to, the Corporation in adequate securities as may be necessary;

- (f) to erect or cause to be erected, any building or structure and establish a Secretariat at the Headquarters of the Corporation;
- (g) generally, to do all such other things as are necessary to facilitate the proper discharge of the functions of the Corporation.

6. (1) It shall be lawful for the Corporation from time to time, at a general meeting of the Corporation and by majority of votes of members present and voting to make Rules for the management of the affairs of the corporation and the accomplishment of its objects, powers and functions.

Rules of the Corporation.

(2) Without prejudice to the generality of the powers conferred in subsection (1), such rules may make provision in respect of all or any of the following matters:—

- (a) the admission, resignation and expulsion of members;
- (b) the recruitment, appointment and disciplinary control of staff, servants and other employees and the appointment of agents and representatives; and
- (c) such other matters as are incidental or conducive to the attainment of the objects, powers and functions of the Corporation.

(3) The rules, at a like meeting, may be amended, altered or rescinded by a two third majority of the members present at the meeting.

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

7. (1) The Corporation shall have its own Fund.

Fund of the Corporation.

(2) There shall be paid into the Fund all monies received by way of gifts, bequests, donations, subscriptions, contributions, fees or grants for and on account of the Corporation.

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

Debts due by
and payable to
Corporation.

8. All debts and liabilities of the Organization existing at the time of coming into operation of this Act shall be paid by the Corporation and all debts due to, and subscriptions payable to, the Organization shall be paid to the Corporation for the purposes of this Act.

Accounts and
audit.

9. (1) The Corporation shall cause proper books of accounts to be kept for the income and expenditure, assets and liabilities and all other transactions of the Corporation.

(2) The accounts of the Corporation shall be examined and audited at least once in every year by one or more of qualified auditors.

(3) In this section “qualified auditor” means—

- (i) an individual who being a member of the 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; or
- (ii) 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 to practice as an Accountant issued by the Council of such Institute.

The logo and
seal of the
Corporation.

10. (1) The Logo of the corporation shall be the Red Lotus on a Dhammachakka with words metta, karuna, mudita and upekkha around the ring of the Dhammachakka.

(2) the seal of the corporation shall not be affixed to any instrument whatsoever except with the authority of the Executive Council and in the presence of two members of the Executive Council 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.

11. No member of the Corporation shall for the purpose of discharging the debts and liabilities of the Corporation, be liable to make any contribution whatsoever.

Limitations of liability on Members of the Corporation.

12. If upon dissolution of the Corporation there remains, after the satisfaction of all its debts and liabilities, any property including money, such property shall not be distributed among the members of the Corporation, but shall be given or transferred to some other institute or institutions having objects similar to those of the Corporation and which is or are by its or their rules prohibited from disturbing any income or property among its or their members.

Property remaining on dissolution.

13. Nothing in this Act contained shall prejudice or affect the rights of the Republic, or any body politic or corporate.

Saving of the rights of Republic and others.

14. 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 inconsistency.

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