



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

**WALPOLA PIYANANDA EDUCATIONAL AND
CULTURAL FOUNDATION
(INCORPORATION)**

A

BILL

**to incorporate the Walpola Piyananda Educational and Cultural
Foundation**

*Presented by Hon. Janaka Bandara, M. P.
on 22nd August, 2013*

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*Walpola Piyananda Educational and
Cultural Foundation (Incorporation)*

AN ACT TO INCORPORATE THE WALPOLA PIYANANDA EDUCATIONAL
AND CULTURAL FOUNDATION (INCORPORATION)

WHEREAS a Board called and known as the “Walpola Piyananda Educational and Cultural Foundation” has heretofore been established by the Sri Maha Viharaya, Sri Maha Vihara Road, Pamankada, Dehiwela, for the purpose of effectually carrying out and transacting all objects and matters connected with the said Foundation according to the rules agreed to by its members:

Preamble.

AND WHEREAS the said Foundation has heretofore successfully carried out and transacted the formed objects and matters for which it was formed and has applied to be incorporated and it will be for the advantage to grant 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 Walpola Piyananda Educational and Cultural Foundation (Incorporation) Act, No. of 2013.

Short title.

2. From and after the date of commencement of this Act, such and so many persons as now are members of the “Walpola Piyananda Educational and Cultural Foundation” (hereinafter referred to as the “Foundation”) or shall hereafter be admitted as members shall be a body corporate (hereinafter referred to as the “Corporation”) with perpetual succession under the name and style of the “Walpola Piyananda Educational and Cultural Foundation” 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 alter the same at its pleasure.

Incorporation of the Walpola Piyananda Educational and Cultural Foundation.

2 *Walpola Piyananda Educational and
Cultural Foundation (Incorporation)*

3. The general objects for which the Corporation is constituted are hereby declared to be—

General
objects of the
Corporation.

- 5 (a) to promote educational and cultural understanding of other countries for Sangha Members prior of their going aboard to do Buddha Sasana work to better prepare them and prevent culture shock;
- (b) to assist Sangha Members in their study to other cultures, traditions and the language of the countries;
- 10 (c) to establish and award scholarship, grants and prizes to deserving Sri Lankan students and to assist them in their spiritual, philosophical, cultural, scientific and technical education;
- 15 (d) to assist Sri Lankans and Americans to study each there's cultures, languages and any other languages to organize educational tours, to provide hostel facilities to those who participate in such tours and exchange education and cultural representatives;
- 20 (e) to establish and maintain libraries and to purchase subscribe and publish books, newspapers, periodicals and other publications which the corporation may consider desirable for the promotion and advancement of its objectives;
- 25 (f) to join and collaborate with other local and foreign associations, Societies or organizations with objectives similar to those of the Corporations; and
- (g) to promote and assist in making eye glasses available to the needy through corporation with other local and foreign associations, societies or organizations with similar objectives.

4. (1) The affairs of the Corporation shall, subject to the rules in force for the time being of the Corporation, be administered by a Committee of Management consisting of the Director General, the Honorary Secretary and the
5 Honorary Treasurer and not less than eleven other members as may be provided for in those rules and elected in accordance therewith.

Management
of the affairs
of the
Corporation.

(2) The Memembers of the Foundation Chief Incubnent Ven, Walpola Piyananda Thero, shall be the Director General
10 for life. The Director General shall be the Chief Executive Officer of the Corporation.

(3) The first Committee of the Management of the Corporation shall consist of the member of the Committee of Management of the Foundation holding office on the
15 day preceding the date of the commencement of this Act, and whose names are specified in the scheduled of this Act.

5. Subject to the provisions of this Act and any other written law, the Corporation shall have the powers to do, perform and execute all such acts, matters and things
20 whatsoever as are necessary or desirable for the promotion or furtherance of the objects of the Corporation or any one of them, including the power to acquire and hold property moveable, to open, operate and close bank accounts, to borrow or raise moneys with or without security, to erect any
25 building or structures on any land held by the Corporation and to engage, employ and dismiss officers and servants required for the carrying out of the objects of the Corporation.

General
Powers of the
Corporation.

6. (1) It shall be lawful for the Corporation, from time to time, at any General Meeting of the members and by a
30 majority of not less than 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—

Rules of the
Corporation.

(a) classification of membership, admission,
35 withdrawal, expulsion or resignation of members and membership fees payable;

(b) procedure to be observed for the summoning and holding of meetings of the Corporation and of the Board of Directors, the quorum for such meetings and the exercise and performance of their powers and duties;

(c) the appointment, power, duties and functions of the various officers, agents and servants of the Corporation;

(d) the qualification required to become a member of the Corporation and of the Board of Directors; and

(e) the administrations and management of the property of the Corporation.

(3) Every members of the Corporation shall be subject to the rules of the Corporation.

25 **8.** (1) The Corporation shall have its own fund and all 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 the credit of the Corporation in one or more banks as the Board of Directors shall determine.

30 (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 powers, duties and functions under this Act.

5 **9.** The Corporation shall be able and capable in law to acquire and hold any property, movable and immovable which may become vested in it by virtue of any purchase, grant, lease, gift, testamentary disposition or otherwise and all such 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
10 power to sell, mortgage, lease, exchange or otherwise dispose of the same.

Corporation may hold property movable and immovable.

15 **10.** No member of the Corporation of the Corporation there remains after the satisfaction of all its debts and liabilities of the Corporation or for any other purpose, be liable to make any contribution exceeding the among of such membership fees as may be due from him to the Corporation.

Limitation of Liabilities of members.

20 **11.** If upon the dissolution of the Corporation there 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 institutions having objects similar to those of the Corporation and which, is or are by its or their rules prohibited
25 from distributing any income or property among their members.

Property remaining on dissolution.

30 **12.** (1) The Board of Directors of the Corporation shall cause proper accounts to be kept of all moneys received and expended by the Corporation.

Audit and accounts of the Corporation.

(2) The financial year of the Corporation shall be the calendar year.

(3) The accounts of the Corporation shall be examined and audited at least once in every year by an auditor or auditors appointed by the Board of Directors.

13. The seal of the Corporation shall be affixed to any instrument whatsoever except in the presence of such number of person as may be provided for in the rules in force for the time being of the Corporation, 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.
14. 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 mentioned in this Act and those claiming by, from, or under them.
15. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.
- Seal of the Corporation.
- Saving of the rights of the Republic and others.
- Sinhala text to prevail in case of inconsistency.

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