

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

Part II of May 07, 2010

SUPPLEMENT

(Issued on 10. 05. 2010)



**PILİYANDALA DHARMASHASTRODAYA PIRIVEN
VIHARASTHA SANWARDHANA SABHAWA
(INCORPORATION)**

(Private Member's Bill)

A

BILL

**to incorporate the Piliyandala Dharmashastrodaya Piriven Viharastha
Sanwardhana Sabhawa**

*To be presented in Parliament by Hon. Karu Jayasuriya
M. P. for Gampaha District*

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*Piliyandala Dharmashastrodaya Piriven Viharastha
Sanwardhana Sabhawa (Incorporation)*

L.D.—O. (Inc.) 61/92.

AN ACT TO INCORPORATE THE PILIYANDALA DHARMASHASTRODAYA
PIRIVEN VIHARASTHA SANWARDHANA SABHAWA

WHEREAS a Sabhawa called and known as the “Piliyandala Dharmashastrodaya Piriven Viharastha Sanwardhana Sabhawa” has heretofore been formed at Piliyandala for the purpose of effectually carrying out its objects and transacting all matters connected with the Sabhawa, according to the rules agreed to, by its members:

Preamble.

AND WHEREAS the said Sabhawa has applied to be incorporated in order to enable it more effectively to carry out and fulfil the several objects and purposes for which it was formed and it will be for the public advantage to grant the 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 Piliyandala Dharmashastrodaya Piriven Viharastha Sanwardhana Sabhawa (Incorporation) Act, No. of 2010.

Short title.

2. From and after the date of commencement of this Act, such and so many persons as now are members of the Piliyandala Dharmashastrodaya Piriven Viharastha Sanwardhana Sabhawa (hereinafter referred to as the “Sabhawa”) or shall hereafter be admitted members of the Corporation hereby constituted, shall be a body corporate (hereinafter referred to as the “Corporation”) with perpetual succession, under the name and style of the “Piliyandala Dharmashastrodaya Piriven Viharastha Sanwardhana Sabhawa” 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.

Incorporation
of the
Piliyandala
Dharma-
shastrodaya
Piriven
Viharastha
Sanwardhana
Sabhawa.

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

General
Objects of
the
Corporation.

- 5 (a) to maintain buildings owned by the Viharaya and to construct and maintain new buildings as and when necessary;
- (b) to conduct activities for the promotion of religious favour among Buddhists and the people of the area;
- 10 (c) to promote, encourage and assist in, activities for the spiritual, cultural, social and physical welfare of its members;
- (d) to safeguard and propagate Buddhism ;
- (e) to establish monasteries and forest hermitages and to provide environmental facilities appropriate for the accomplishment of its objects ;
- 15 (f) to ordain youth with the requisite qualifications and religious devotion and to provide them with the four requisites;
- (g) to preserve and disseminate the Theravadi Buddhist philosophy and way of life;
- 20 (h) to maintain friendly relations with other Buddhist Organisations, in and outside Sri Lanka;
- (i) to open a hospital for sick monks and to provide medical facilities to all the monks leading a monastic life;
- 25 (j) to teach the dhamma and the Vinaya to monks, to train them in yoga exercises and to make them proficient in Pali, Sinhala and oriental and western languages;

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- (k) to establish dhamma schools, and to provide knowledge of the dhamma to the younger generation ;
- 5 (l) to communicate the message contained in the teachings of the Buddha and to propagate Buddhist culture with a view to promoting world peace;
- 10 (m) to present the Buddhist point of view on any matter, on behalf of the Buddhist community at conferences and seminars on global problems relating to education culture, communications, survival, development and peace, convened by any international, governmental or non-governmental organizations, whether religious or secular;
- 15 (n) to initiate, co-ordinate and assist studies on problems of survival, development, peace, education and culture, from a Buddhist perspective and to publish the results of such studies;
- (o) to provide facilities for Buddhist leaders and scholars of the world to meet and discuss;
- 20 (p) to function as a documentation Centre for peace oriented Buddhist Study groups meditation groups, mass-media groups and action groups and to provide for the exchange of information and the sharing of experiences;
- 25 (q) to establish a library containing books, research reports, periodicals, other documents, audio-visual aids, films and cassettes and to provide such other services as may be deemed desirable for attaining the objects of the Corporation;
- 30 (r) to hold seminars, workshops, conferences and orientation courses for young persons and youth

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leaders on mental health, personality development,
national integration and world peace with a Buddhist
perspective based on wisdom and compassion;

- 5 (s) to work in collaboration with the World Fellowship
of Buddhists and other religious and secular
international organizations, whether governmental
or non-governmental, for the promotion of world
peace;
- 10 (t) to make comparative study of religious
philosophies and of the Buddhist philosophies of
education and other modern philosophies of
education, for the purpose of evolving a theory of
education relevant to contemporary society;
- 15 (u) to conduct courses of vocational education for the
youths in Sri Lanka;
- (v) to train students in small industries and help them
financially or otherwise to establish themselves as
useful citizens;
- 20 (w) to foster and promote education by establishing
and maintaining schools and educational
institutions and by awarding scholarships;
- (x) to grant medical relief, clothing and shelter to the
needy, the orphaned and the sick;
- 25 (y) to establish and maintain orphanages and homes
for the aged and the destitute and to establish social
welfare centres;
- (z) to provide welfare facilities for the disabled, the
deaf, the dumb and the blind;

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- (aa) to give aid by way of scholarships, or cash or otherwise to monks, volunteers and other persons engaged in the furtherance of the objects of the Corporation;
- 5 (bb) to promote arrange, organise and hold exhibitions, lectures, seminars, symposia, workshops, classes, debates, conferences, tours, excursions or any other activities, in furtherance of the objects of the Corporation;
- 10 (cc) to co-operate and associate with other associations, societies or organizations having objects similar to those of the Corporation;
- 15 (dd) to engage in any industry, trade or import and export business, and to promote and carry on any business and to promote and carry on any agricultural, industrial or commercial enterprise, to provide aid and assistance to any persons to carry on such enterprises, to conduct training programmes and to organize service and propaganda campaigns, with
- 20 a view to providing the public with technological expertise; and
- (ee) to do all other acts and things as are or may be necessary or incidental to the attainment of all or any of the aforesaid objects.
- 25 **4.** Subject to the provisions of this Act, or other written law, the Corporation shall have the power to do, perform and execute all such acts, matters and things what so ever as are necessary or desirable for the promotion or furtherance of the objects of the Corporation or any one of them, including
- 30 the power to open, operate and close bank accounts, to borrow or raise money, with or without security, to receive or collect grants and donations, to invest its funds, 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.

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5. (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 Honorary Treasurer and not less than six other members as may be provided for in those rules and elected in accordance therewith.

Management
of the affairs
of the
Corporation.

(2) Notwithstanding anything to the contrary in subsection (1) of this section, the Venerable Pethigamuwe Rahula, Chief Incumbent of Piliyandala Dharmashastrodaya Piriven Viharaya, shall unless he resigns earlier be the Director-General of the Corporation and shall be the Director-General for life and he shall nominate a successor who shall unless he resigns earlier also hold office for life.

(3) The first Committee of Management of the corporation shall consist of the members of the Committee of Management of the Sabhawa holding office on the day preceding the date of commencement of this Act, and whose names are specified in the Schedule to this Act.

6. (1) It shall be lawful for the Corporation from time to time, at any general meeting and by a 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) the classification of membership and the admission, withdrawal or expulsion of members ;

(b) the election of the office bearers, resignation or vacation of, or removal from office of office-bearers, and their powers, conduct and duties ;

(c) the election of the members of the Committee of Management its powers, conduct and duties ;

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- 5 (d) the procedure to be observed at, and the summoning and holding of meetings of the Corporation, Committee of Management or any sub-committee, and of the time, places, notices and agenda, of such meetings, the quorum therefore and the conduct of business thereof;
- 10 (e) the powers, conduct, duties and functions of the various officers, agents and servants of the Corporation;
- 10 (f) the administration and management of the property of the Corporation, the custody of its funds, and the maintenance and audit of its accounts; and
- 15 (g) generally for the management of the affairs of the Corporation and the accomplishment of its objects.
- 15 (2) Any rules made by the Corporation may be amended, altered, added to, or rescinded at a like meeting and in like manner as a rule made under subsection (1).
- 20 (3) The rules of the Sabhawa in force on the day preceding the date of commencement of this Act, shall, in so far as they are not inconsistent with the provisions of this Act or any other written law, be deemed to be rules made under this section.
- 25 (4) All members of the Corporation shall be subject to the rules in force for the time being of the Corporation.
- 25 7. All debts and liabilities of the Sabhawa existing on the day preceding the date of commencement of this Act, shall be paid and discharged by the Corporation and all debts due to, and subscriptions and contributions payable to the Sabhawa on that day shall be paid to the Corporation for the purposes of this Act.
- Debts due by
and payable
to the
Sabhawa.

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8. The Corporation shall be able and capable in law to take and hold any property, movable or immovable, which may become vested in it by virtue of any purchase, grant, gift, lease or testamentary disposition or otherwise, and all
5 such property shall be held by the Corporation for the purposes of this Act and subject to the rules of the Corporation for the time being in force with full powers to sell, mortgage, lease, exchange or otherwise dispose of the same.

Corporation
may hold
property
movable and
immovable.

9. The seal of the Corporation shall not be affixed to
10 any instrument whatsoever except in the presence of a member of the Committee of Management and the Honorary Secretary or such other person duly authorised by the Committee of Management who shall sign their names to the instrument in token of their presence, and such signing
15 shall be independent of the signing of any person as a witness.

Seal of the
Corporation.

10. Nothing in this Act contained shall prejudice or affect the rights of the Republic or any body politic or corporate, or of any other persons, except such as are
20 mentioned in this Act, and those claiming by, from, or under them.

Saving of the
rights of the
Republic and
others.

11. 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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Sanwardhana Sabhawa (Incorporation)

SCHEDULE

[Section 5(3)]

Director-General	:	Ven. Pethigamuwe Rahula Thero
Secretary	:	Mr. H. A. Chandradasa Nadugala
Treasurer	:	Mr. Sunil Perera
Vice-President	:	Mr. Piyasiri Rajapakse
Asst. Secretary	:	Mr. P. P. Gamage
Chief Lay Patron	:	Mr. Sirinal de Mel
	:	Mr. Densil Aponsu
	:	Mr. D. L. W. Kumarage
Auditor	:	Mr. Manjula Samarasekera
Committee Members	:	Mr. Jagath Ratnapala
	:	Mr. K. P. Gunasena
	:	Mrs. Manel Perera
	:	Mrs. Yasawathie Nerangala
	:	Mrs. Y. Munasinghe
	:	Mr. Lalith Hettiarachchi
	:	Mr. M. A. Premadasa

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