



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

**SRI LANKA NATIONAL COMMISSION
FOR UNESCO**

A

BILL

**to provide for the establishment of the National Commission for the United
Nations Educational, Scientific and Cultural Organization (UNESCO); and
for matters connected therewith or incidental thereto**

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*Sri Lanka National Commission
for UNESCO*

L.D.—O. 46/2008

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE NATIONAL
COMMISSION FOR THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC
AND CULTURAL ORGANIZATION (UNESCO); AND FOR MATTERS
CONNECTED THEREWITH OR INCIDENTAL THERETO.

WHEREAS Sri Lanka obtained the membership of the United Nations Educational, Scientific and Cultural Organization (hereinafter referred to as [UNESCO] in 1949, embracing the vision of UNESCO to contribute to the building of a culture
5 of peace, eradication of poverty, sustainable development and inter cultural dialog through education, sciences, culture, communication and information:

Preamble

AND WHEREAS Article VII of the Constitution of UNESCO mandates each member to form a National Commission to
10 function as agencies of liaison between the national government including the relevant public, semi-governmental, private and civil organization and the UNESCO and contribute in the advancement of the objectives of UNESCO and in the implementation of
15 programmes in support of UNESCO priorities:

NOW THEREFORE BE it enacted by the Parliament of Democratic Socialist Republic of Sri Lanka as follows:-

1. This Act may be cited as the Sri Lanka National Commission for UNESCO Act, No. of 2024.

Short title

*Sri Lanka National Commission
for UNESCO*

PART I

ESTABLISHMENT OF THE SRI LANKA NATIONAL COMMISSION
FOR UNESCO

- 5 **2.** (1) There shall be established a Commission which shall be called the Sri Lanka National Commission for UNESCO (hereinafter referred to as the “Commission”).
- Establishment
of the
Sri Lanka
National
Commission
for UNESCO
- (2) The Commission shall, by the name assigned to it by subsection (1), be a body corporate with perpetual succession and a common seal and may sue and be sued in such name.
- 10 **3.** The objects of the Commission shall be-
- Objects of
the
Commission
- (a) to assume, alone or in collaboration with other bodies, the responsibility for-
- (i) operation of all UNESCO funded or related activities in Sri Lanka;
- 15 (ii) initiation, co-sponsorship and endorsement of all UNESCO resolutions, guidelines, conventions and other instruments at the UNESCO Executive Board and the UNESCO General Conference;
- 20 (iii) Sri Lanka’s active participation in sub regional, regional and international UNESCO activities, ensuring benefit to people of Sri Lanka without any discrimination;
- 25 (iv) submitting nominations to UNESCO registries.

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- 5 (b) to link the relevant ministries, government departments, semi government, non-government and private agencies, institutions, organizations and intellectuals and the people of Sri Lanka effectively with the UNESCO programmes and activities securing the intellectual, scientific, artistic or administrative resources and capacities available in Sri Lanka;
- 10 (c) to develop international cooperation and partnerships for Sri Lanka as envisaged in Article II of the UNESCO Constitution –
- 15 (i) in the planning and execution of activities entrusted to UNESCO which are undertaken with the assistance of organizations of the United Nations family and other international institutions and programmes;
- 20 (ii) to promote mutually beneficial UNESCO programmes with UNESCO affiliated bodies and other international organizations by conducting international, regional and sub-regional activities with a view to achieving the objectives of UNESCO;
- 25 (d) to facilitate the exchange of information in areas related to education, science, culture, communication and information through local, regional and global programmes organized by UNESCO and acting as a clearing house for information in the related fields and disseminating information to arouse public interest in those areas;
- 30 (e) to introduce UNESCO conventions and other international instruments to relevant Ministries for ratification and follow up;

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- (f) to facilitate technical assistance to and capacity building in Sri Lanka through the UNESCO system; and
- (g) to contribute to the UNESCO's vision of maintenance of peace, security and the common welfare of mankind by participating in the activities of UNESCO through education, science, culture, communication and information which are the main pillars of foundation of UNESCO.
- 10 **4.** The powers, duties and functions of the Commission shall be to –
- Powers,
duties and
functions of
the
Commission
- (a) develop and sustain international liaison, coordination, consultations and advocacy with all of UNESCO system and activities;
- 15 (b) ensure appropriate representations and facilitate informed interventions by Sri Lanka at the UNESCO General Conference, Executive Board meetings, summits, conferences, and intergovernmental meetings;
- 20 (c) inform stakeholders, implement and monitor UNESCO conventions, resolutions and similar instruments;
- 25 (d) initiate, fund, coordinate and monitor UNESCO related programmes, Centers, Sites, Cities, Networks, Associations, Clubs, and Chairs in Sri Lanka in collaborations with the Sri Lankan stakeholders and support with technical assistance and capacity building through the UNESCO system;

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- 5 (e) appoint National committees, steering committees, working committees, expert committees and consultants in UNESCO areas of competence with specific terms of reference to support activities of the Commission and decide on appropriate remuneration for the committee members or consultants;
- 10 (f) celebrate UNESCO declared days, years and decades, as relevant to Sri Lanka with stakeholders;
- 15 (g) disseminate information on and recommend candidates for UNESCO awards, fellowships, UNESCO chairs, study grants and other programmes;
- 20 (h) obtain reports, information and data relating to all such matters as may be necessary to enable the Commission to effectively exercise, perform and discharge any of its powers, duties and functions under this Act, from government and non-governmental institutions in Sri Lanka;
- 25 (i) exercise disciplinary control, including dismissal, over the officers and employees of the Commission;
- (j) erect, rent, equip and maintain such buildings and memorials including offices, libraries, pavilions, meeting halls and conference halls, and UNESCO plaques as are necessary for the discharge of its functions;
- 30 (k) exercise sufficient authority in financial management to enable it to carry out efficiently the functions of the Commission and to increase its participation in the activities of UNESCO;

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- (l) authorize, certify and permit relevant stakeholders to conduct activities relevant to UNESCO mandate;
 - (m) approve and issue operating manuals, guidelines and regulations to direct and facilitate the operations of the Secretariat;
 - (n) disseminate information to the mass and digital media to reach out to the general public, individuals and institutions concerned on any aspect of UNESCO's objectives, programmes and activities;
 - (o) receive and mobilize local (government or private) funds or foreign funds for the implementation of UNESCO programmes:
- Provided that, notwithstanding anything to the contrary in any other provisions of this Act, the Commission shall obtain the prior written approval of the Department of external Resources in respect of all foreign funds;
- (p) pay annual and other membership or subscription fees to UNESCO and UNESCO affiliated bodies;
 - (q) enter into and perform all such contracts and Memorandum of Understandings (MOUs) as may be necessary for the exercise, performance and discharge of the powers, duties and functions of the Commission and conduct joint or independent studies, researches, deliberations, and consultations on matters of interest to UNESCO;
 - (r) outsource money for appropriate payments in compliance with the relevant financial regulations, research, data collating or any other services or activities necessary for the smooth and efficient discharge of the duties and functions of the Commission;

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- (s) have the ownership of all research, any material or data collected by any person for the purposes of this Act, and be responsible for the protection of such research, material or data;
- 5 (t) administer and coordinate of UNESCO activities and permit the use of UNESCO approved logo with UNESCO listed sites and items and activities and charge fees for such services;
- 10 (u) open and maintain, current, savings and deposit or fixed accounts in any bank or banks and invest such funds as are not immediately required for the purposes of the Commission in such securities as it may determine;
- 15 (v) accept gifts, contributions, grants or donations from local or foreign sources, whether in cash or otherwise, for the purpose of discharging the functions of the Commission:

Provided that, notwithstanding anything to the contrary in any other provisions of this Act, the Commission shall obtain prior written approval of the Department of External Resources in respect of all foreign grants, gifts or donations;
- 20
- 25 (w) impose a levy on every visitor to UNESCO heritage sites and biosphere reserves and other UNESCO sites in Sri Lanka, calculated at such rate as may be fixed by the Minister in consultation with the Minister in charge of the subject of Finance;
- 30 (x) acquire and hold, take or give on lease, mortgage or hire, pledge or sell or otherwise dispose of, any movable or immovable property, for the purpose of discharging the functions of the Commission; and

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- (y) enter into and perform all such contracts as may be necessary for the exercise, performance and discharge of the powers, duties and functions of the Commission.

5 **5. The Commission shall consist of -**

Constitution
of the
Commission

- (a) the following ex- officio members, namely -

- (i) the Minister or Deputy Minister or State Minister in charge of the subject of Education;
- 10 (ii) the Secretary to the Ministry of the Minister or an additional secretary of such Ministry;
- (iii) the Secretary to the Treasury or his nominee not below the rank of Deputy Secretary to the Treasury;
- 15 (iv) the Secretary to the Ministry of the Minister assigned the subject of Foreign Affairs or an additional Secretary of such Ministry;
- (v) the Secretary to the Ministry of the Minister assigned the subject of Vocational Training or his nominee not below the rank of an additional secretary ;
- 20 (vi) the Secretary to the Ministry of the Minister assigned the subject of Higher Education or his nominee not below the rank of an additional secretary;
- 25 (vii) the Secretary to the Ministry of the Minister assigned the subject of Science and

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Technology or his nominee not below the rank of an additional secretary;

- 5 (viii) the Secretary to the Ministry of the Minister assigned the subject of Ocean or his nominee not below the rank of an additional secretary;
- (ix) the Secretary to the Ministry of the Minister assigned the subject of Environment or his nominee not below the rank of an additional secretary;
- 10 (x) the Secretary to the Ministry of the Minister assigned the subject of Culture or his nominee not below the rank of an additional secretary;
- 15 (xi) the Secretary to the Ministry of the Minister assigned the subject of documentary heritage or his nominee not below the rank of an additional secretary;
- 20 (xii) the Secretary to the Ministry of the Minister assigned the subject of Mass media or his nominee not below the rank of an additional secretary;
- (xiii) the Secretary to the Ministry of the Minister assigned the subject of Social Services or his nominee not below the rank of an additional secretary;
- 25 (xiv) the Secretary General of the Sri Lanka National Commission for UNESCO;
- (xv) the six Chairpersons of the six National Committees established under this Act;

(b) six members appointed by the Minister from among persons who have distinguished themselves in the fields of education, natural science, social and human science, culture, and communication and information (hereinafter referred to as the “appointed members”).

6. (1) The Minister shall be the Chairperson of the Commission.

(2) The Secretary to the Ministry of the Minister shall be the Vice Chairperson of the Commission.

(3) The Chairperson and the Vice Chairperson shall hold office of the Commission, as long as he holds the office by virtue of which he has been appointed to the Commission.

(4) Where the Chairperson is temporarily unable to
15 exercise, perform and discharge the powers, duties and
functions of his office due to ill health, other infirmity,
absence from Sri Lanka or any other cause, the Vice
Chairperson may act as the Chairperson in addition to his
normal duties as the Vice Chairperson.

20 7. A person shall be disqualified from being appointed or continuing as an appointed member of the Commission, if he -

(a) is or becomes a member, of Parliament, any Provincial Council or any local authority;

25 (b) is not, or ceases to be a citizen of Sri Lanka;

(c) is a person who, having been declared an insolvent or a bankrupt under any law in Sri Lanka or in any other country, is an undischarged insolvent or bankrupt;

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- (d) is under any law in force in Sri Lanka or any other country found or declared to be of unsound mind;
- (e) is serving or has served a sentence of imprisonment imposed by a court of Sri Lanka or any other country;
- 5 (f) holds or enjoys any right or benefit under any contract made by, or on behalf of the Commission;
- (g) has any financial or other interest as is likely to affect prejudicially the discharge by him of his functions as a member of the Commission; or
- 10 (h) is absent from three consecutive meetings of the Commission without the permission of the Commission.

8. Every appointed member of the Commission shall, unless he vacates office earlier by death, resignation or
15 removal, hold office for a period of three years from the date of his appointment and shall, unless he has been removed from office be eligible for re-appointment for not more than one further term, whether consecutive or otherwise.

Terms of
office of the
appointed
members of
the
Commission

9. (1) Any appointed member of the Commission may at
20 any time, resign his office by letter in that behalf addressed to the Minister, and such resignation shall take effect from the date on which the resignation is accepted in writing by the Minister.

Removal,
resignation
etc. of
appointed
members

(2) The Minister may, for reasons assigned remove any
25 appointed member from office. An appointed member who has been removed from office shall not be eligible for re-appointment as a member of the Commission or to serve the Commission in any other capacity.

(3) In the event of the vacation of office by death, resignation or removal of any appointed member, the Minister shall subject to the provisions of section 5(b) appoint another person to fill such vacancy and such person shall hold office for the un-expired period of the term of office of the member whom he succeeds.

(4) Where any appointed member of the Commission is temporarily unable to perform the duties of his office on account of ill health or any other cause or if he is absent from Sri Lanka for a period of not less than three months, the Minister shall subject to the provisions of section 5(b) appoint any other person to act in place of such member during his absence.

(5) Where any appointed member of the Commission fails to attend three consecutive meetings of the Commission without notifying his absence in advance to the Commission, such member shall be deemed to have vacated his office and the Minister shall appoint another person to fill such vacancy subject to the provisions of section 5(b).

10. The Commission shall have the General Conference every year to deliberate and resolve the following matters of the Commission:-

General
Conference
of the
Commission

(a) recommend to the government on UNESCO related activities including supporting, signing, ratification and adoption of UNESCO conventions, agreements and major initiatives;

(b) recommend and approve the strategic plan of the National Commission in line with UNESCO's major programmes;

- (c) recommend and approve activities and budgets of the Secretariat and approval of annual action plan and the annual budget of the National Commission;
- 5 (d) adoption of annual report and the responses to auditor general's report;
- (e) monitor and evaluate the performance of the National Commission and recommend and approve incentives for the staff of the Secretariat;
- 10 (f) delegation of powers to the Secretary General of the National Commission as deemed necessary; and
- (g) make recommendations on study and consultative reports produced by the Secretariat.

11. (1) The *quorum* for any meeting of the Commission shall be twelve members and every meeting of the Commission shall be presided by the Chairperson. In the absence of the Chairperson from any meeting of the Commission, any member elected by the members present shall preside at such meeting of the Commission.

Quorum and the Meetings of the Commission

(2) A meeting of the Commission may be held -

- 20 (a) by the number of members who constitute a *quorum* being assembled at the place, date and time appointed for the meeting; or
- (b) by means of audio - visual communication by which all members participating and constituting a *quorum* can simultaneously see and hear every participating member for the duration of the meeting; or
- 25 (c) by the combination of both (a) and (b).

(3) All questions for decision at any meeting of the Commission shall be decided by the vote of the majority of members present and voting at such meeting. In the case of an equality of votes, the Chairperson shall, in addition to his vote, have a casting vote.

(4) The Commission shall meet at least once in every year. However, special or extraordinary general meetings may be convened, if and when required by the Chairperson of the Commission.

10 **12.** The Commission may act, notwithstanding any vacancy among its members, and any act or proceeding of the Commission shall not be, or deemed to be, invalid by reason only of the existence of any vacancy among its members or any defect in the appointment of a member thereof.

Acts or proceedings of the Commission deemed not to be invalid by reason of any vacancy

13. The members of the Commission shall be remunerated in such manner and at such rates as may be determined by the Minister with the concurrence of the Minister assigned the subject of finance.

Remuneration of members of the Commission

20 **14.** (1) The seal of the Commission –

Seal of the Commission

(a) shall be in the custody of such person as the Commission may decide from time to time;

(b) may be altered in such manner as may be determined by the Commission;

25 (c) shall not be affixed to any instrument or document except with the sanction of the Commission and in the presence of two members of the Commission who shall sign the instrument or document in token of their presence.

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(2) The Commission shall maintain a register of the instruments and documents to which the seal of the Commission has been affixed.

5 **15.** (1) The Commission may on the recommendation of the Secretary General appoint such number of National Committees, experts and consultants as it considers necessary or expedient to assist in the exercise, performance and discharge of the powers, duties and functions conferred on, assigned to or imposed on the Commission by this Act.

Establishment
of National
Committees

10 (2) The National Committees appointed under subsection (1) shall be –

- (a) UNESCO National Committee on Education;
- (b) UNESCO National Committee on Natural Science;
- 15 (c) UNESCO National Committee on Social and Human Science;
- (d) UNESCO National Committee on Culture;
- (e) UNESCO National Committee on Communication and Information; and
- 20 (f) UNESCO intersectoral National committee (falling within the UNESCO mandate).

(3) There shall be a Chairperson or Co-Chairpersons for each National Committee appointed by the Commission on the recommendation of the Secretary General of the Commission.

25 (4) The members of the National Committees appointed under subsection (2), shall possess such qualifications and expertise in a particular field to effectively address the terms of reference of such relevant Committees.

(5) Every member of the National Committee shall, unless he vacates office earlier by death, resignation or removal, hold office for a period of three years from the date of his appointment and shall, unless he has been removed
5 from office be eligible for re-appointment for not more than one further term, whether consecutive or otherwise.

(6) In the event of the vacation of office by death, resignation or removal of any member, the Commission shall on the recommendation of the Secretary General, appoint
10 another person to fill such vacancy and such person shall hold office for the unexpired period of the term of office of the member whom he succeeds.

(7) Where any member of a National Committee is temporarily unable to perform the duties of his office on
15 account of ill health or any other cause or if he is absent from Sri Lanka for a period of not less than three months, the Commission on the recommendation of the Secretary General shall appoint any other person to act in place of such member during his absence.

(8) Where any member of a National Committee fails to attend three consecutive meetings of the National Committee without notifying his absence in advance to the Commission, such member shall be deemed to have vacated his office and the Commission on the recommendation of the Secretary
20 General shall appoint another person to fill such vacancy.
25

(9) The members of every National Committee and experts appointed under subsection (2), shall be paid such allowances and be reimbursed for any expenses incurred in connection with the carrying out of any duties assigned, as the
30 Commission may determine with the concurrence of the Minister assigned the subject of Finance.

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16. The duties and functions of the National Committees established under section 15 shall be to –

Duties and
functions of
the National
Committees

- 5 (a) advise and support the Commission to effectively implement the activities of the Commission and address any issue related to UNESCO's areas of competence;
- 10 (b) study, deliberate, resolve and make recommendations on national policy, position and implementation of international UNESCO initiatives, conventions, programmes and items presented to UNESCO General Conference and the Executive Board;
- 15 (c) assist the Secretary General guided by UNESCO's strategic areas, programmes and documents to develop, implement and monitor Programmes and projects of the Commission in the relevant areas;
- (d) make recommendations on the annual action plan and budget of each specialized area covered by a National Committee; and
- 20 (e) do any other activity in support of UNESCO activities as may be decided by the Commission on the recommendation of the Secretary General.

17. The Commission may, from time to time appoint ad hoc committees for specified purposes consisting of such number of memberships of the Commission or other persons, or both with such powers, duties and functions as may be determined by the Commission.

Appointment
of ad hoc
Committee

ESTABLISHMENT OF THE SECRETARIAT AND THE APPOINTMENT OF THE
SECRETARY GENERAL, DEPUTY SECRETARY GENERAL AND
THE STAFF OF THE COMMISSION

Establishment
of the
Secretariat of
the
Commission

20 (3) The Commission may, notwithstanding any delegation made under subsection (2), by itself exercise, perform or discharge any power, duty or function so delegated and may at any time revoke any such delegation.

Appointment of the Secretary General of the Commission

(2) The Secretary General shall be the Chief Executive Officer of the Commission and shall be responsible for planning, executing, managing and monitoring all operations and affairs on behalf of the Commission, through
5 the Secretariat including—

- (a) providing a strategic vision and direction for the overall structure and operations of the Secretariat;
- (b) recruitment and management of staff to the cadre positions as approved by the Commission;
- 10 (c) appointing such National Committees, ad hoc committees experts and consultants in UNESCO areas of competence with specific terms of reference to support activities and assignments of the Secretariat and recommend to the Commission on
15 appropriate remuneration for the committee members, experts and consultants;
- (d) operational, administrative and financial management of the Commission;
- 20 (e) the administration of the UNESCO Scholarship Fund established under the UNESCO Scholarship Fund Act, No. 44 of 1999;
- (f) the submission of the annual action plan and the annual budget prepared in accordance with the annual work programme of the Commission,
25 assigned with the UNESCO's programmes and activities;
- (g) preparing of the manual of procedures and necessary revisions from time to time for the smooth functioning of the Commission and the Secretariat;

- 5 (3) The Secretary General shall be entitled to be present and speak at any meeting of the Commission, or any other Committee established under this Act.

10 (a) delegate any of the functions of the Secretary General to the Deputy Secretary General or any other officer of the Secretariat as seem appropriate for the smooth discharge of responsibilities;

(c) with the approval of the Commission enter into agreements with institutions whether in Sri Lanka or abroad having objects wholly or partly similar to those of the UNESCO and the Commission for collaborative activities and the exchange of technical personnel;

(e) collect, print and publish reports, periodicals, books and papers on subjects relevant to UNESCO priorities.

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(5) The Secretary General may be paid such remuneration in such manner and at such rates as may be determined by the Minister with the concurrence of the Minister assigned the subject of finance.

- 5 **20.** (1) The Minister shall appoint a person who shall have fifteen years of academic or professional experience in the fields of education, natural science, social and human science, culture, communication, administration or finance as the Deputy Secretary General of the Commission (in this Act referred to as a Deputy Secretary General).
- 10

Appointment
of the
Deputy
Secretary
General of
the
Commission

(2) The Deputy Secretary General shall assist the Secretary General to exercise, perform and discharge the powers, duties and functions of the Commission and carry out the duties assigned by the Secretary General.

- 15 (3) Deputy Secretary General shall function as the Secretary to the UNESCO General Conference of the Commission.

- (4) The Deputy Secretary General may be paid such remuneration in such manner and at such rates as may be determined by the Minister with the concurrence of the Minister assigned the subject of finance.
- 20

- 21.** (1) The Secretary General and the Deputy Secretary General shall hold office for a period of four years and shall be eligible for re-appointment for not more than one further term of office whether consecutive or otherwise.
- 25

Term of
office of the
Secretary
General and
the Deputy
Secretary
General

- (2) The Minister may for reasons assigned remove the Secretary General or the Deputy Secretary General from office after considering and affording an opportunity to the Secretary General or the Deputy Secretary General as the case may be to respond to any allegations made against them.
- 30

(3) The office of the Secretary General and the Deputy Secretary General shall become vacant upon the death, removal from office or resignation by letter addressed to the Minister.

- 5 (4) If any vacancy occurs in the office of the Secretary General, the Minister may appoint the Deputy Secretary General to perform the duties of the Secretary General, until an appointment is made to such post.

- 10 **22.** (1) The Secretary General may with the concurrence of the Commission appoint such number of officers and employees as he may consider necessary for the efficient exercise, and discharge of its powers and functions, with the prior written approval of the Department of Management Services.

Staff of the
Commission

- 15 (2) The Commission may in respect of the officers and employees appointed under subsection (1), exercise disciplinary control over or dismiss such officers and employees and determine the terms and conditions of employment of such officers and employees.

- 20 (3) The officers and employees appointed to the Commission shall be remunerated in such manner and at such rates, in consultation with the Minister assigned the subject of finance and shall be subject to such conditions of service as may be determined by the Commission, in
25 accordance with the provisions of this Act and the rules made thereunder.

- (4) The Commission may establish and regulate provident fund schemes for the benefit of the officers and servants of the Commission who may be recruited outside of the
30 government service and may make contributions to any such scheme.

(5) Where any person is temporarily appointed to the staff of the Commission under subsection (1) such person shall be subject to the same disciplinary control as any other member of the staff of the Commission.

- 5 **23.** (1) At the request of the Commission and with the concurrence of the Minister, any officer in the public service may, with the consent of that officer and of the Public Service Commission be temporarily assigned to the staff of the Commission for such period as may be determined by the Commission with like consent, or be permanently appointed to such staff.

Appointment
of public
officers to
the staff of
the
Commission

- (2) Where any officer in the public service is temporarily assigned to the staff of the Commission, the provisions of subsection (2) of section 14 of the National Transport Commission Act, No. 37 of 1991 shall, *mutatis mutandis*, apply to, and in relation to such officer.

- (3) Where any officer in the public service is permanently appointed to the staff of the Commission, the provisions of subsection (3) of section 14 of the National Transport Commission Act, No. 37 of 1991 shall, *mutatis mutandis*, apply, to and in relation to such officer.

- 25 **24.** (1) At the request of the Commission, any officer or other employee of any higher educational institution established under the Universities Act, No. 16 of 1978 may, with the consent of that officer or the employee and the principal executive officer of that higher educational institution, be temporarily appointed to the staff of the Commission. Such appointment shall be for a period as may be determined by the Commission or with like consent be permanently appointed to such staff, on such terms and conditions, including those relating to pension or provident fund rights, as may be agreed upon by the Commission and such principal executive officer.

Appointment
of officers
from higher
educational
institutions to
the
Commission

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(2) Where any person is temporarily appointed to the staff of the Commission under subsection (1) such person shall be subject to the same disciplinary control as any other member of the staff of the Commission.

5 PART III

FINANCE

25. The initial capital of the Commission – Capital of the Commission

(a) shall be such sum as may be determined by Parliament by resolution; and

10 (b) may be increased by such amounts as may be authorized by an Appropriation Act or by any resolution of Parliament.

26. (1) The Commission shall have its own Fund. The Fund of the Commission

(2) The Fund of the Commission shall comprise of -

15 (a) all such sums of money as may be voted from time to time by Parliament;

20 (b) all such sums of money as may be received by the Commission by way of interest on investments, donations, gifts or grants from any source whatsoever, whether within or outside Sri Lanka:

25 Provided however, the Commission shall obtain the 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 and loans, donations, gifts, bequests, and grants received from

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any source within Sri Lanka shall be credited to the Consolidated fund and shall thereafter, with the approval of the Parliament, be credited to the Fund of the Commission;

5 (c) all sums of money received as income from investments made by the Commission;

(d) all such money levied as fees and contributions.

(3) There shall be paid out of the Fund of the Commission -

10 (a) all such sums of money as are required to defray any expenditure incurred by the Commission in the exercise, performance and discharge of its powers, duties and functions under this Act;

15 (b) all such sums of money as are required to be paid out of the Fund by or under this Act.

27. Any moneys belonging to the Commission may be invested by the Commission in such manner as may be deemed appropriate subject to such directions as may be given by the Minister.

Investment
of the
moneys of
the
Commission

20 **28.** (1) The financial year of Commission shall be the calendar year.

Financial
year and
Audit of
accounts of
the
Commission

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

25 (3) The provisions of Article 154 of the Constitution relating to the audit of the accounts of public corporations shall apply to, and in relation to the audit of the accounts of the Commission.

PART IV

GENERAL

29. (1) The Minister may from time to time give such general or special directions in writing to the Commission as to the exercise, performance and discharge of the powers, duties and functions of the Commission and it shall be the duty of the Commission to comply with such directions. Directions of the Minister
- (2) The Minister may from time to time, Order all or any of the activities of the Commission or the Secretariate to be investigated and reported upon by such person or persons as he may specify, and upon such order being made, the Commission and the Secretariate shall afford all such facilities and furnish all such information to such person or persons as may be necessary to give effect to such Order.
30. The Commission shall, within a period of six months after the closure of each financial year, submit a report giving a full account of its activities during that year to the Minister who shall cause such report to be placed before Parliament, prior to the end of the year next following the year to which such report relates. Commission report to be placed before Parliament
31. All members of the Commission, officers and employees of the Commission shall be deemed to be public servants within the meaning and for the purpose of the Penal Code (Chapter 19). All members of the Commission etc. deemed to be public servants
32. The provisions of Chapter I of Part III under the Heading “Offences relating to Bribery or Corruption” of the Anti- Corruption Act, No. 9 of 2023, shall *mutatis mutandis* be deemed to be applicable to or in relation to, the provisions of this Act. Provisions of the Anti-Corruption Act, No.9 of 2023 to be applied

33. (1) Any expense incurred by the Commission in any
suit or prosecution brought by or against the Commission
before any court shall be paid out of the Fund of the
Commission, and any costs paid to, or recovered by, the
5 Commission in any such suit or prosecution shall be credited
to the Fund of the Commission.

Protection
for action
taken under
this Act or on
the directions
of the
Commission

(2) Any expenses incurred by any person in any suit or
prosecution brought against him before any court in respect
of any act which is done by him under this Act, or on the
10 direction of the Commission shall, if the court holds that
such act was done in good faith, be paid out of the Fund the
Commission, unless such expense is recovered by him in
such suit or prosecution.

34. (1) The Commission may make rules in respect of – Rules

- 15 (a) the appointment, employment and dismissal of
various officers and their powers, duties and
functions;
- (b) the procedure to be observed at the summoning
and holding of meetings, annual general meeting
20 and extraordinary meetings of the Commission;
- (c) the administration and management of the affairs
of the Commission;
- (d) all matters in respect of which, rules are required or
authorized to be made under this Act.

25 (2) Every rule made under subsection (1) shall be
approved by the Minister.

(3) Every rule approved by the Minister shall, within three
months from its publication in the *Gazette*, be brought before
Parliament for its notice.

35. (1) The Minister may make regulations in respect of Regulations
all matters which are required by this Act to be prescribed or
authorized to be made under this Act.

5 (2) Every regulation made by the Minister shall be
published in the *Gazette*, and shall come into operation on
the date of such publication or on such later date as may be
specified in the regulation.

10 (3) Every regulation made by the Minister shall, within
three months from its publication in the *Gazette*, be brought
before Parliament for approval. Any such regulation, which
is not so approved shall be deemed to be rescinded as from
the date of disapproval, but without prejudice to anything
previously done thereunder.

15 (4) Notification of the date on which any regulation is
deemed to be rescinded under subsection (3), shall be
published in the *Gazette*.

36. In this Act, unless the context otherwise required: - Interpretation

20 “expert” means a professional with specialized
competence in any one of the areas of
UNESCO programmes;

“Minister” means the Minister assigned the subject
of Education under Article 44 or 45 of the
Constitution;

25 “UNESCO” means United Nations Educational,
Scientific and Cultural Organization;

“UNESCO system” means UNESCO headquarters,
regional offices, field offices, National
Offices, liaison offices, Commissions,

5 Networks, Category 01 and Category 02
centers, UNESCO Heritage sites, Biosphere
reserves, UNESCO Cities and UNESCO
Clubs, Associations and Chairs and any other
additions to the system by UNESCO
resolutions;

“UNESCO activities” means programmes, projects
and all other activities carried out by the
UNESCO system;

10 “Stakeholders of the Commission” means
government institutions, semi-governmental
institutions, Non-governmental Institutions,
Statutory bodies, Private Institutions,
Associations, international organizations,
15 Individuals and Intellectuals engaged in
UNESCO areas of Competencies in Sri Lanka;

“UNESCO areas of competencies” means
Educational, Scientific and Cultural, Social
and Human Sciences and Communication
20 and Information areas;

“UNESCO Programmes” means the UNESCO areas
of competence and includes Education,
Natural Sciences, Social and Human Sciences,
Culture and Communication and
25 Information.

37. 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

