

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

Part II of November 27, 2015

SUPPLEMENT

(Issued on 30. 11. 2015)



**KOTASARA PIYANGALA RAJAMAHA VIHARASTHA
DEVELOPMENT SOCIETY (INCORPORATION)**

(Private Member's Bill)

A

BILL

**to incorporate the Kotasara Piyangala Rajamaha Viharastha
Development Society**

*To be presented in Parliament by Hon. Nalin Bandara Jayamaha
M. P. for Kurunegala District*

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*Kotasara Piyangala Rajamaha Viharastha
Development Society (Incorporation)*

AN ACT TO INCORPORATE THE KOTASARA PIYANGALA RAJAMAHA
VIHARASTHA DEVELOPMENT SOCIETY

WHEREAS a Foundation called and known as the “Kotasara Piyangala Rajamaha Viharastha Development Society” has heretofore been established in Sri Lanka 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 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 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 Kotasara Piyangala Rajamaha Viharastha Development Society (Incorporation) Act, No. of 2015.

Short title.

2. From and after the date of commencement of this Act, such and so many persons as presently are members of the “Kotasara Piyangala Rajamaha Viharastha Development Society” (hereinafter referred to as the “Foundation”) or shall hereafter be admitted as 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 “Kotasara Piyangala Rajamaha Viharastha Development Society” 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
Kotasara
Piyangala
Rajamaha
Viharastha
Development
Society.

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

General
objects of the
Corporation.

- 5 (a) provision of necessities, maintenance and carrying out Wegama Sri Saddarmalankara Vidyayatanaya, Wegama Sri Sobhita Dharmayatanaya, Mapakada Sri Swarnajothi Dhamma School, Kotasara Perahera Organization and Kotasara Sathara Peruwa Avamangalyadara Samithi affiliated to the Kotasara Piyangala Raja Maha Viharastha Sanwardena Sabhawa, to organize activities to bring about religious fervour among Buddhists and to promote social and economic activities of the people in the area ;
- 10
- 15 (b) to preserve and develop as a place of religious and cultural importance by the erection of a parapet wall and Wahalkada in the above mentioned Viharastha New Dhamma Hall, creation of an orchard in the premises of this Institute ;
- 20 (c) to provide housing and health facilities and water to poor and destitute in the area ;
- (d) to provide facilities to poor children in the relevant district to improve their education ;
- 25 (e) to promote, encourage and assist in, activities for the spiritual, cultural, social and physical welfare of its members ;
- (f) to safeguard and propagate Buddhism ;
- (g) to communicate the message contained in the teachings of the Buddha and to propogate Buddhist culture with a view to promoting world peace ;
- 30 (h) 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 ;
- 35

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- (i) to initiate, co-ordinate and assist studies on problems of survival, development, peace, education and culture, from a Buddhist perspective and publish the results of such studies;
- 5 (j) to provide facilities for Buddhist leaders and scholars of the world to meet and discuss ; and
- 10 (k) 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 ;
- 15 **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 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.
- 20 (2) The member of the Foundation Chief Incumbent Kotasara Piyangala Rajamaha Vihara (Ven.) Sri Nandiramadhipathi Badulla Gammuna Gunarathana Thero, shall be the Chairman of the Board of Directors for life. The Chairman shall be the Chief Executive Officer of the Corporation.
- 25 (3) The first Committee of Management of the Corporation shall consist of the member of the Committee of Management of the Foundation holding office on the day preceding the date of commencement of this Act, and whose names are specified in the Schedule to this Act.
- 30 **5.** 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 General Powers of the Corporation.

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objects of the Corporation or any one of them, including 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,
5 employ and dismiss officers and servants required for the carrying out of the objects of the corporation.

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
10 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 ;
- 15 (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 ;
- 20 (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 conduct of business thereof ;
- 25 (e) the powers, conduct, duties and functions of the various officers, agents and servants of the Corporation ;
- (f) the administration and management of the property of the Corporation, the custody of its funds and the
30 maintenance and audit of accounts ; and
- (g) generally for the management of the affairs of the Corporation and the accomplishment of its objects.

(2) Any rule 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).

5 (3) The rules of the Foundation 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.

10 (4) All members of the Corporation shall be subject to the rules in force for the time being of the Corporation.

15 7. All debts and liabilities of the Foundation 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 Foundation on that day shall be paid to the Corporation for the purposes of this Act.

Debts due by
and payable
to the
Foundation.

20 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 such property shall be held by the Corporation for the purposes this Act and subject to the rules of the Corporation for the time being in force with full power to sell, mortgage, lease, exchange or otherwise dispose of the same.

Corporation
may hold
property
movable and
immovable.

25 9. The Seal of the Corporation shall not be affixed to 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 shall be independent of the signing of any person as a witness.

Seal of the
Corporation.

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10. 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 persons, except such as are mentioned in this Act, and those claiming by, from or under
5 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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