



**PARLIAMENT OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF
SRILANKA**

AL MANAR COLLEGE (INCORPORATION)

A

BILL

to incorporate the Al Manar College

*Presented by Hon. K. Kader Masthan M. P. for Vanni District
on 02nd December, 2015*

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Al Manar College (Incorporation)

AN ACT TO INCORPORATE THE AL MANAR COLLEGE

WHERE a college called and known as the “Al Manar College” has heretofore been establish by the New Kaththankudy - 03, for the purpose of effectually carrying out and transacting all objects and matters connected with the said College according to the rules agreed to by its members:

Preamble.

AND WHEREAS the said College has heretofore successfully carried out and transacted the objects and matters for which it was formed and has applied to be incorporated and it will be for the 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 Al Manar College (Incorporation) Act, No. 2015.

Short title.

2. From and after the date of commencement of this Act, such and so many persons as now are members of the “Al Manar College” (hereinafter referred to as the “College”) 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 “Al Manar College” 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 Al Manar College.

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

General objects of the Corporation.

(a) catering to the needs of religious education of the state School children;

(b) giving special training in selected Islamic Religious fields on the basis of student’s choice;

- (c) creating the students as persons possessing clear religious knowledge;
- (d) creating a new generation with Islamic knowledge and culture;
- 5 (e) laying a foundation for creating Islamic scholars;
- (f) creating qualified preachers to preach Islam among Muslims and non-Muslims;
- (g) spreading Arabic Language among Muslims and creating eligible people to continue their education in Arabic Language;
- 10 (h) creating Eligible analysts who will identify and find solutions to specific problems faced by the minority Muslim community living in Sri Lanka;
- (i) providing basic fundamentals to know about other religious;
- 15 (j) teaching other essential courses;
- (k) teaching and equipping students to sit for other educational examinations implemented and conducted by the government in the country;
- 20 (l) giving Training to students in technical subjects;
- (m) enabling students to study in hostels made available to them; and
- (n) making arrangements to enable students to follow graduate studies in educational institutions abroad which possesses similar objectives to that of the college.
- 25

4. (1) The affairs of the Corporation shall, subject to the Management of the affairs of the Corporation.
- 5 Honorary Treasurer and not less than eleven other members as may be provided for in those rules and elected in accordance therewith.
- (2) The first Committee of the Corporation shall consist of the member of the Committee of Management of the College holding office on the day preceding the date of the commencement of this Act.
5. Subject to the provisions of this Act and any other General powers of the Corporation.
- 15 whatsoever as are necessary or desirable for the promotion of 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 money with or without security, to
- 20 erect any 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.
6. (1) It shall be lawful for the Corporation, from time Rules of the Corporation.
- 25 to time, at any General Meeting of the members and by 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:—
- 30 (a) classification of membership, admission, withdrawal, expulsion or resignation of members and membership fees payable;

- 5 (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;
- 10 (d) 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.

(2) Any rule made by the Corporation may be amended,
15 altered, added to or rescinded at like meeting and in like manner as a rule made under subsection (1).

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

20 **7.** All debts and liabilities of the College existing on the day preceding the date of commencement of this Act, shall be paid by the Corporation hereby constituted and all debts due to subscriptions and contributions payable to the College on that day shall be paid to the Corporation for the purpose of this Act. Debts due by and payable to the College.

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
30 banks as the Board of Directors shall determine. Fund of the Corporation.

(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 its powers, duties and function 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
10 purposes of this Act and subject to the rules in force for the time being of the Corporation, with full power to sell, mortgage, lease, exchange or otherwise dispose of the same.

Corporation may hold property movable and immovable.

- 15 **10.** No members 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 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.
(2) The financial year of the Corporation shall be the calendar year.

Audit and accounts.

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

- 13.** The seal of the Corporation shall not 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. Seal of the Corporation.
- 14.** Nothing in this Act contained shall prejudice or affect the rights of the Republic or of any body politic or corporate or any other person such as are mentioned in this Act and those claiming by from or under them. Saving of the rights of the Republic and others.
- 15.** 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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