

PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

MUDITHA SOCIAL SERVICE FOUNDATION

(INCORPORATION) ACT, NO. 21 OF 2007

[Certified on 21st June, 2007]

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Muditha Social Service Foundation 1

(Incorporation) Act, No. 21 of 2007

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L.D.—O. INC 12/2005

ANACT TO INCORPORATE THE MUDITHA SOCIAL SERVICE FOUNDATION

WHEREAS a Foundation called and known as “Muditha Preamble.

Social Service Foundation” has heretofore been formed at

Kurunegala 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 :

AND WHEREAS the said Foundation has heretofore

successfully carried out and transacted the several objects

and matters for which it was formed and has applied to be

incorporated and it will be for the public 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 Muditha Social Service Short title.

Foundation (Incorporation) Act, No. 21 of 2007.

2. From and after the date of commencement of this Act, Incorporation of

such and so many persons as now are the members of the the Muditha

“Muditha Social Service Foundation” (hereinafter referred Social Service

Foundation.

to as “the Foundation”) 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

“Muditha Social Service Foundation” and by that name may

sue and be sued with full power and authority to have and

use a common seal and alter the same at its pleasure.

3. The general objects for which the Corporation is General objects

constituted are hereby declared to be— of the

Corporation.

(a) to help children of any social, religious and ethnic

background ;

2 Muditha Social Service Foundation

(Incorporation) Act No. 21 of 2007

(b) to provide shelter, food, clothing, education and

securiity for the poor children ;

(c) to grant funds to establish homes for children in Sri

Lanka and to upgrade them as Vocational Training

Centres ;

(d) to maintain the vocational training centres for the

benefit of the unemployed youths of different ethnic

and religious groups ; and

(e) to do all such other acts and things as are conducive

or incidental to the attainment of all or any of the

objects of the Corporation.

General Powers 4. Subject to the provisions of this Act and any other

of the

written law, the Corporation shall have the power to do,

Corporation.

perform and execute all such acts, matters and things 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 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.

Management of 5. (1) The affairs of the Corporation shall be

the affairs of the

administered by an Executive Committee consisting of the

Corporation.

office bearers and such other persons as may be provided for

in rules to be made under section 6 of this Act and elected in

accordance therewith.

(2) The first Executive Committee of the Corporation

shall be the Executive Committee of the Foundation holding

office on the day immediately preceding the date of

commencement of this Act.

Muditha Social Service Foundation 3

(Incorporation) Act, No. 21 of 2007

6. (1) It shall be lawful for the Corporation, from time to Rules of the

Corporation.

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 other

written law, for all or any of the following matters :—

(a) the classification of membership and the admission,

withdrawal or expulsion of members ;

(b) the election of the office-bearers, the resignation

from, or vacation of, or removal from office of

office-bearers and their powers, conduct and duties;

(c) the election of the members of the Executive

Committee and its powers, conduct and duties and

the terms of office of the members of the Executive

Committee ;

(d) the powers, conduct, duties and functions of the

various officers, agents and servants of the

Corporation ;

(e) the procedure to be observed at, and the summoning

and holding of meetings of the Executive

Committee, the times, places, notices and agenda of

such meetings, the quorum therefore and the conduct

of business thereat ;

(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

(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).

(3) All members of the Corporation shall be subject to

the rules of the Corporation.

4 Muditha Social Service Foundation

(Incorporation) Act No. 21 of 2007

Debts due by 7. All debts and liabilities of the Foundation existing

and payable to

on the day immediately preceding the date of commencement

the Foundation.

of this Act shall be paid by the Corporation, hereby constituted

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.

Corporation may 8. The Corporation shall be capable in law to acquire

hold property and hold any property movable or immovable which may

movable and

become vested in it by virtue of any purchase, grant, gift,

immovable.

testamentary disposition or otherwise, and all such property

shall be held by the Corporation for the purposes of this Act,

and it shall have full power to sell, mortgage, lease, exchange

or otherwise dispose of the same.

The seal of the 9. The Seal of the Corporation shall not be affixed to

Corporation. any instrument whatsoever except in the presence of the

President and the Secretary or the Treasurer 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.

Saving of the 10. Nothing in this Act contained shall prejudice or affect

rights of the the rights of the Republic, or of any body politic or corporate,

Republic and

or of any other persons.

others.

Sinhala text to 11. In the event of any inconsistency between the Sinhala

prevail in case of and Tamil texts of this Act, the Sinhala text shall prevail.

inconsistency.

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