

PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

SRI LANKA-NIPPON EDUCATIONAL AND

CULTURAL CENTRE (INCORPORATION)

ACT, NO. 41 OF 2007

[Certified on 1st October, 2007]

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Centre (Incorporation) Act, No. 41 of 2007

[Certified on 01st October, 2007]

L.D.—O. INC 05/2005.

ANACT TO INCORPORATE THE SRI LANKA-NIPPON EDUCATIONAL AND

CULTURALCENTRE

WHEREAS an Association called and known as the “Sri Lanka- Preamble.

Nippon Educational and Cultural Centre” has heretofore been

established for the purpose of effectualy carrying out and

transacting all matters connected with the said association

according to the rules agreed to by its members :

AND WHEREAS the said Association has heretofore

successfully carried out and transacted 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 Sri Lanka – Nippon Short title.

Educational and Cultural Centre (Incorporation) Act, No. 41

of 2007.

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

such and so may persons as now are members of the Sri Lanka- the Sri Lanka-

Nippon

Nippon Educational and Cultural Centre (thereinafter referred

Educational and

to as the “Centre”) or shall hereafter be admitted as members of Cultural Centre.

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 “Sri Lanka-Nippon

Educational and Cultural Centre” and by that name may sue

and be sued, with full power and authority to have and to use

a common seal and to 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 promote educational and cultural ties, mutual

understanding and co-operation between the people

of Sri Lanka and Japan ;

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(b) to assist Sri Lankans and Japanese to study each

other’s cultures, languages and any other languages,

to organize educational tours, to provide hostel

facilities to those who participate in such tours

and to exchange educational and cultural

representatives ;

(c) to establish and maintain libraries and to purchase,

subscribe and publish books, newspapers,

periodicals and other publications which the

Corporationmay consider desirable for the

promotion and advancement of its objects ;

(d) to establish and award scholarships, grants and

prizes to deserving Sri Lankan students and to assist

them in their spiritual, philosophical, cultural,

scientific and technical education ;

(e) to join and collaborate with other local and foreign

associations, societies or organizations with objects

similar to those of the Corporation ;

(f) to provide guidance and other assistance to Sri

Lankans travelling to Japan for educational and

cultural purposes ; and

(g) to promote, encourage and assist the artistic

creations, skills in sports and the technical

knowledge of Sri Lankan youth and children and to

organize and maintain work shops, schools and

institutions therefor.

Management of 4. (1) The administration and management of the affairs

the affairs of the of the Corporation shall subject to the rules of the Corporation,

Corporation.

made under section 6 be vested in a Board of Management

(hereinafter referred to as the “Board”) consisting of the

Director, Secretary and the Honorary Treasurer of the

Corporation and not less than eleven other members to be

elected in accordance with such rules.

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(2) Notwithstanding anything to the contrary in

subsection (1) of this section, the Venerable Udagama

Sumangala Thero shall be the first Director and the Venerable

Meegahatenne Chandrasiri Thero the first Secretary General

of the Corporation who shall hold office for life unless they

earlier resign from their offices.

(3) The first Board of Management of the Corporation

shall be the Board of Management of the Centre holding

office on the day immediately preceding the date of

commencement of this Act.

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

written law, the Corporation shall, have the power— of the

Corporation.

(a) to acquire, hold and develop any property movable

or immovable which may become vested in it by

virtue of any purchase, grant, gift, testamentary

disposition or otherwise ;

(b) to sell, mortgage, lease, exchange or otherwise

dispose of any such property ;

(c) to appoint, employ, remunerate, exercise

disciplinary control over and dismiss officers and

servants as may be necessary for the purposes of the

Corporation ;

(d) to receive grants, gifts or donations in cash or kind

whether from local or foreign sources ;

(e) to establish branches of the Corporation in any

foreign country for the purpose of carrying out the

objects of the Corporation ;

(f) to open, operate and close bank accounts and to

borrow or raise money with the property of the

corporation as security or without such security for

the purposes of the Corporation ;

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(g) to invest money belonging to the Corporation in

such securities as may be determined by the Board ;

(h) to do all such other acts and things as are incidental

or conducive to the carrying out the objects of the

Corporation.

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

Corporation. time at a 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 :—

(a) the election, appointment or nomination of the

members of the Board and their powers and duties

and the terms of office ;

(b) the powers, duties and functions of the various

officers, agents and servants of the Corporation ;

(c) the procedure to be observed at summoning and

holding of meetings of the Board, the times, places,

notices and agendas of such meetings, the quorum

therefor and the conduct of business thereat ;

(d) the administration and management of the property

of the Corporation, the custody of its funds and

maintenance and audit of the account ; and

(e) generally the management of the affairs of the

Corporation and the attainment of its objects.

(2) Any rule made by the Corporation may be amended,

altered, added to or rescinded at a like meeting and in the

like manner as a rule may be made under subsection (1).

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

the rules of the Corporation made under this section.

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7. (1) The corporation shall have its own fund and all Fund of the

monies heretofore or hereafter received by way of gift, bequest, Corporation.

donation, subcription, fees or grants for and on account of

the Centre shall be deposited to the credit of the Corporation

in one or more banks as the Board of Management shall

determine.

(2) There shall be paid out of the Fund, any expenditure

incurred by the Corporation in the exercise, performance and

discharge of its powers, duties and functions under this Act.

8. (1) The financial year of the corporation shall be the Accounts and

calendar year. audit.

(2) The Corporation shall cause proper accounts to be

kept of its income and expenditure, assets and liabilities and

all other transactions of the corporation.

(3) The accounts of the Corporation shall be audited by a

“qualified auditor”.

(4) In this section “qualified auditor” means—

(a) an individual who being a member of the Institute

of chartered Accountants of Sri Lanka, or of any

other Institute established by law, possesses a

certificate to practice as an Accountant issued by

the Council of such Institute ; or

(b) a firm of Accountants each of the resident partners

of which, being a member of the Institute of Chartered

Accountants of Sri Lanka or of any other Institute

established by law possesses a certificate to practice

as an Accountant issued by the Council of such

Institute.

9. All debts and liabilities of the Centre existing on the Debts due by or

day immediately preceding the date of commencement of payable to the

centre.

this Act shall be paid and discharged by the Corporation

hereby constituted and all debts due to and subscriptions

and contributions payable to the centre on that date shall be

paid to the Corporation for the purposes of this Act.

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How the seal of 10. The seal of the Corporation shall be in the custody

the Corporation

of the Secretary General of the Corporation and it shall not

is to be affixed.

be affixed to any instrument whatsoever except in the presence

of the Secretary General and such other number of members

of the Board as may be provided for in the rules 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.

Saving of the 11. Nothing in this Act contained shall prejudice or

rights of the

affect the rights of the Republic or any body politic or

Republic and

others. Corporate or of any other persons.

Sinhala text to 12. In the event of any inconsistency between the

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

inconsistency.

prevail.

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