

PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

THAI-SRI LANKA BUDDHIST CULTURAL

CENTRE (INCORPORATION)

ACT, No. 43 OF 2007

[Certified on 12th October, 2007]

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Thai-Sri Lanka Buddhist Cultural Centre 1

(Incorporation) Act, No. 43 of 2007

[Certified on 12th October 2007]

L.D.—O. (INC) 3/2006.

ANACT TO INCORPORATE THETHAI-SRI LANKA BUDDHIST CULTURAL

CENTRE

WHEREAS an Association called and known as the Preamble.

“Thai-Sri Lanka Buddhist Cultural Centre” has heretofore

been established in Mabima, Heiyanthuduwa for the purpose

of effectually carrying out and transacting all matters

connected with the said Association:

AND WHEREAS the said Association heretofore successfully

carried out and transacted the several objects and matters for

which it was established :

AND WHEREAS the said Association has applied to be

incorporated, and it will be for the public advantage to grant

the application :

BE it therefor enacted by the Parliament of the Democratic

Socialist Republic of Sri Lanka as follows :—

1. This Act may be cited as the Thai-Sri Lanka Buddhist Short title.

Cultural Centre (Incorporation) Act, No. 43 of 2007.

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

such and so many persons as now are members of the “Thai- the Thai-Sri

Lanka Buddhist

Sri Lanka Buddhist Cultural Centre” (hereinafter referred to Cultural Centre.

as “the Centre”) and shall hereafter be admitted as members

of the Corporation hereby constituted, shall be and become a

body corporate with perpetual succession, under the name

and style of the “Thai-Sri Lanka Buddhist Cultural Centre”

(hereinafter referred to as the “the Corporation”) and by that

name may sue and be sued, with full power and authority to

possess, and use a common seal and alter the same at its

pleasure.

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Objects of the 3. The objects of the Corporation shall be —

Corporation.

(a) to maintain and promote religious and cultural

relations between Sri Lanka and Thailand ;

(b) to promote the interests of Buddhism ;

(c) to foster Theravada Buddhist doctrine and way of

life;

(d) to provide facilities for the study and the fostering

of Buddhism ;

(e) to encourage the practical observance of the

Buddhism ;

(f) to promote unity and co-operation among Buddhist

organizations and Buddhists, nationally and

internationally ;

(g) to advance the moral, cultural, economic and social

welfare of Buddhists ;

(h) to provide welfare facilities to the needy Buddhists;

(i) to provide educational and vocational training

facilities to the Buddhists of the community ; and

(j) to co-operate with other associations, societies or

organizations, having objects similar to those 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

whatsoever 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—

(a) open, operate and close bank accounts ;

(b) borrow or raise moneys with or without security ;

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(c) receive or collect grants or donations ;

(d) invest excess funds ;

(e) engage, employ and dismiss officers and servants,

for the purpose of carrying out the objects of the Corporation.

5. (1) The affairs of the Corporation shall, subject to the Management of

provisions of this Act and the rules of the Corporation, be the affairs of the

Corporation.

administered by the Executive Committee consisting of the

Chief Patron, President and not more than seven and not less

than five other members to be elected in accordance with the

rules made under this Act.

(2) The Most Venerable Phra Dhammapariyaththivedi

Maha Thera shall be the Chief Patron of the Corporation.

(3) After the demise or resignation of the said Most

Venerable Phra Dhammapariyaththivedi Maha Thera, the

Executive Committee shall appoint a fit and proper person

for the post of Chief Patron on the recommendation of the

President.

(4) The Venerable Rassagala Seewali Thera shall be the

first President of the Corporation and shall continue to hold

such office until and unless he resigns or vacates.

(5) The first Executive Committee of the Corporation shall

consist of the members of the Executive Committee of the

Centre holding office on the date of commencement of this

Act.

6. No person shall be elected as a member of the Disqualification

Executive Committee if he or she— to be a member

of the Executive

Committee.

(a) is not a member of the Corporation ;

(b) is not a Buddhist ;

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(c) is a person who having been declared a bankrupt or

insolvent by a court ;

(d) is of unsound mind ; or

(e) has been by any competent court found to have

committed any offence involving moral turpitude.

Rules of the 7. (1) It shall be lawful for the Corporation, from time

Corporation. to time, at any general meeting of the members convened for

the purpose and with the approval 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—

(a) the admission, withdrawal or expulsion of

members ;

(b) offices to be held by members of Executive

Committee and election of the office bearers ;

(c) the conduct and the duties of the executive

committee and of the various officers, agents and

servants of the Corporation ;

(d) the procedure to be observed in the transaction of

business at meetings,

and otherwise generally for the management of the affairs of

the Corporation.

(2) Such rules may be added to, amended or rescinded

in 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.

Debts due by and 8. All debts and liabilities of the Centre existing at the

payable to the time of the coming into operation of this Act, shall be paid

Centre.

by the Corporation, hereby constituted and all debts due to

and subscriptions and contributions payable to the centre,

shall be paid to the Corporation for the purposes of this Act.

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9. (1) The Corporation shall have its own fund and all Fund of the

money received by way of gift, testamentary disposition, Corporation.

transfer, donation, contributions, or fees shall be deposited

in the name of the Corporation in one or more banks as may

be determined by the Executive Committee.

(2) The Corporation may establish any depreciation fund,

reserve or sinking fund for the purpose of rehabilitation,

development and improvement of the property of the

Corporation.

(3) All expenses incurred by the Corporation in exercising

and discharging it’s powers and functions shall be paid out

of the Fund.

10. (1) The financial year of the Corporation shall be Audit and

the calendar year. accounts.

(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—

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

of Chartered Accountants of Sri Lanka, or of any

other Institute established by law and possesses a

certificate to practise as an Accountant issued by

the Council of such Institute ; or

(ii) 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.

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Corporation may 11. The Corporation may take and hold any movable or

hold and dispose immovable property by right of purchase, grant, gift,

properties.

testamentary disposition or otherwise, and subject to the rules

of the Corporation may sell, mortgage, lease, exchange or

otherwise dispose of the same. All properties belong to the

Centre on the date of commencement shall be properties of

the Corporation.

Affixing the seal. 12. The Seal of the Corporation shall not be affixed to

any instrument whatsoever, except in the presence of the

President and anyone of the members of the Executive

Committee, 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.

Property 13. If upon the dissolution of the Corporation, there

remaining on remains, after the satisfaction of all debts and liabilities, any

dissolution.

property whatsoever, such property shall not be distributed

among the members of the Corporation, but shall be given or

transferred to some other Association or Associations having

objects, similar to the objects of the Corporation, and which

is or are, by the rules thereof prohibited from distributing any

income or property among its or their members. Such

Association or Associations shall be determined by the

members of the Corporation at, or immediately before, the

time of the dissolution of the Corporation.

Saving of the 14. Nothing in this Act contained shall prejudice or

rights of the affect the rights of the republic or of anybody politic or

Republic and

corporate or any other person.

others.

Sinhala text to 15. In the event of any inconsistency between the

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

inconsistency.

prevail.

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