

PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

FOUNDATION OF RURAL WORKERS AND

ALLIED RURAL RESOURCES

DEVELOPMENT (INCORPORATION)

ACT, No. 70 OF 2009

[Certified on 24th November, 2009]

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Foundation of Rural Workers and Allied Rural 1

Resources Development (Incorporation)

Act, No. 70 of 2009

[Certified on 24th November, 2009]

ANACT TO INCORPORATE THE FOUNDATION OF RURAL WORKERS AND

ALLIED RURAL RESOURCES DEVELOPMENT.

L.D.—O.(Inc.) 13/2008

WHEREAS a Foundation called and known as the Preamble.

“Foundation of Rural Workers and Allied Rural Resources

Development” has heretofore been formed in Sri Lanka for

the purpose of effectually carrying out it’s objects and

transacting all 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

the said 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 Foundation of Rural Short title.

Workers and Allied Rural Resources Development

(Incorporation) Act, No. 70 of 2009.

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

the Foundation

Act, such and so many persons as now are members of the

of Rural Workers

“Foundation of Rural Workers and Allied Rural Resources and Allied Rural

Development” (hereinafter referred to as the “Foundation”) Resources

or shall hereafter be admitted members of the Corporation Development.

hereby constituted, shall be a body corporate (hereinafter

referred to as the “Corporation”) with perpetual succession,

under the name and style of the “Foundation of Rural

Workers and Allied Rural Resources Development” 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.

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General objects 3. (1) The general objects for which the Corporation is

of the constituted are hereby declared to be—

Corporation.

(a) to promote activities in order to alleviate poverty

and overcome economical, social and cultural

deficiency among rural communities;

(b) to bring amity, peace and harmony among rural

and plantation communities irrespective of cast,

race, religious and ethnic variations;

(c) to develop socio-economic conditions of rural and

plantation communities through education, self-

employment, vocational training, small

entrepreneurship and all other viable means;

(d) to establish, maintain and promote projects for the

development of agricultural, horticultural,

livestock, other rural and cottage industries and

find marketing opportunities for such industries;

(e) to deveolp through unity and mutual understanding

the social status of rural workers and to minimize

the social setback of lower income group;

(f) to promote special programmes for women to

integrate themselves in to overall development and

gender equality;

(g) to grant financial assistance, arrange bank loans

and obtain government subsidies for rural and

plantation sectors;

(h) to organize seminars, workshops, study visits,

lectures and discussions, grant scholarships and

awards, organize sports and cultural activities in

order to develop skills in rural and plantation

sectors;

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(i) to establish pre-schools, parks, play grounds and

community centers to develop the mental and

physical growth of children in the rural and

plantation sectors;

(j) to provide medical facilities for the rural and

plantation sectors through the conduct of mobile

medical clinics and the provision of medical

equipment and medicinal drugs; and

(k) to print, publish and distribute leaflets, newspapers,

magazines and books for the promotion of objects

of the Corporation.

(2) In the implementation of the objects specified in

subsection (1), the Corporation shall ensure that such

implementation is carriedout to the greatest extends possible

without-distinction based on race, caste, religion, language,

sex or political opinion.

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

affairs of the

rules of the Corporation made under section 6, be

Corporation.

administered by a Board of Governors (hereinafter referred

to as the “Board”) consisting of the Chairman, Vice Chairman

and other office bearers elected or appointed in accordance

with the rules of the Corporation made under section 6.

(2) The first Board shall consist of the members of the

Board of Governors of the Foundation 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 to do, of the

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) acquire, hold, take or give on lease or hire, mortgage

pledge, sell, exchange, or otherwise alienate,

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encumber or dispose of any immovable property for

the purposes of the Corporation;

(b) enter into and perform or carry out, whether directly

or through any officer or agent authorized in that

behalf by the Corporation, all such contracts or

agreements as may be necessary for the attainment

of the objects or the exercise of the powers of the

Corporation;

(c) accept gifts, donations and bequests in cash or in

kind;

(d) invest its funds, and to maintain currtent, deposit

and savings accounts in any bank;

(e) borrow or invest money for the purposes of the

Corporation in such manner and upon such security

as the Corporation may think fit; and

(f) appoint, employ, transfer, exercise disciplinary

control over and dismiss officers and servants

required for the carrying out of the objects of the

Corporation.

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

Corporation. time, at any general meeting of the Corporation 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 on all or any

of the following matters:—

(a) the classification of membership and the admission,

withdrawal or expulsion of members;

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

or vacation of, or removal from offcie of, office

bearers and their powers and duties;

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(c) the election of members of the Board and its powers

conduct and duties;

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

officers, agents and servants of the Corporation;

(e) the procedure to be observed or the summoning

and holding of meetings of the Board, the time,

places, notices and agenda of such meetings and

the quorum therefor and the conduct of business

thereat; and

(f) the administration and management of the property

of the Corporation and the custody of its funds.

(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) The members of the Corporation shall at all times be

subject to the rules of the Corporation.

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

moneys heretofore or hereafter received by way of gifts, Corporation.

testamentary dispositions, transfers, donations, subscriptions,

contributions, fees or grants or any financial investment shall

be deposited to the credit of the fund of the Corporation in

one or more Banks as may be determined by the Board.

(2) All expenses incurred in the Corporation in exercising

and discharging its powers and functions shall be paid out

of the fund.

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

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.

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

qualified auditor appointed by the Board.

(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, possesses a

certificate to practice as an accountant issued by

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

such Institute.

The Seal of the 9. The seal of the Corporation shall be in the custody of

Corporation. such person as the Board may from time to time determine

and shall not be affixed to any instrument whatsoever except

with the sanction of the Board and in the presence of atleast

two members of the Board who shall sign their names on the

instrument in token of their presence and such signing shall

be independent of the signing of any person as a witness. The

seal may be altered in such manner as may be determined by

the Board.

Debts due by 10. All debts and liabilities of the Foundation existing

and payable to on the day preceding the date of commencement of this Act

the Foundation.

shall be paid by the Corporation hereby constituted and all

debts due to, subscription and contributions payable to the

Foundation on that day shall be paid to the Corporation for

the purposes of this Act.

Limitation of 11. No member of the Corporation shall, for the purpose

liability of of discharging the debets and liabilities of the Corporation

members .

or for any other purpose, be liable to make any contribution

exceeding the amount of such membership fees as may be

due from him to the Corporation.

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12. The moneys and property of the Corporation Application of

moneys and

however derived shall be applied solely towards the

property.

promotion of its objects as set forth herein and no portion

thereof shall be paid or transferred directly or indirectly by

way of dividend, bonus, profit or otherwise howsoever to

the members of the Corporation.

13. Subject to the provisions of this Act, the Corporation

Corporation shall be able and capable in law to acquire and may hold

property

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 the

Corporation and subject to the rules of the Corporation made

under section 6, with full power to sell, mortgage, lease,

exchange or otherwise dispose of, the same.

14. If upon the dissolution of the Corporation there Property

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

dissolution.

any property whatsoever, such property, shall not be

distributed among 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 the

distributing of any income or profit 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 dissolution of the

Corporation.

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

affect the rights of the Republic or of any body politic or rights of the

Republic and

corporate. others.

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

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

of any

prevail. inconsistency.

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