

PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

RED LOTUS ORGANIZATION FOR

HUMANITARIAN SERVICES

(INCORPORATION) ACT, No. 8 OF 2011

[Certified on 22nd March, 2011]

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Services (Incorporation) Act, No. 8 of 2011

[Certified on 22nd March, 2011]

L.D. O. Inc. 4/2010

ANACT TO INCORPORATE RED LOTUS ORGANIZATION FOR

HUMANITARIAN SERVICES

WHEREAS an Organization called and known as the Preamble.

“Red Lotus Organization for Humanitarian Services”

working on Buddhist principles has heretofore been

established for the purpose of preventing and alleviating

suffering of all beings at times of disaster of any nature by

bringing about greater preparedness at national and

international levels through effective coordination,

collaboration and networking and by acting as a resource

bank for humanitarian services based on loving kindness,

compassion, appreciative joy and equanimity;

AND WHEREAS the said Organization 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 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 Red Lotus Organization Short title.

for Humanitarian Services (Incorporation) Act, No. 8 of 2011.

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

Act, such and so many persons and organizations as are Red Lotus

Organization for

members for the time being of the Red Lotus Organization

Humanitarian

for Humanitarian Services (hereinafter referred to as Services.

“the Organization”) or shall hereafter be admitted as members

of the Corporation hereby constituted, shall be a body

corporate with perpetual succession under the name and style

of “Red Lotus Organization for Humanitarian Services”

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

2—PL 004984–3,070 (07/2010)

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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.

General objects 3. (1) The general objects of the Corporation shall be to

of the prevent and alleviate suffering at times of disaster of any

Corporation.

nature by bringing about greater preparedness at local,

national and international levels through effective

coordination, collaboration and networking and by acting

as a resource bank for humanitarian services.

(2) Without prejudice to the generality of the objects set

out in subsection (1) above, the objectives and functions of

the Organization in particular shall be to —

(a) encourage and promote all forms of humanitarian

activities by member associations with a view to

prevent and alleviate human suffering;

(b) encourage and promote in every country, the

establishment and development of an association

for humanitarian services and inculcation in them

the principles of the Corporation;

(c) create and assist programmes for pre-disaster

preparedness at international, national and local

levels;

(d) raise and mobilize resources for relief, rehabilitation

and reconstruction work and personality

development;

(e) provide relief by all available means to all disaster

victims, without discrimination;

(f) organize, co-ordinate and direct international relief

actions in accordance with the general objects of

the corporation and in co-operation with national

associations and any member associations;

(g) assist in the development of an effective

organizational structure and information

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dissemination infrastructure at local and national

levels;

(h) develop and assist training programmes on

improving disaster management skills, first aid, life

saving skills, trauma counseling, child care

management and short term and long term

rehabilitation programmes at international, national

and local levels and ensure continuity;

(i) develop and maintain a data base and a website

linked with the websites of the national level

associations;

(j) develop close relationship with similar

organizations such as the Red Cross and the Red

Crescent movement;

(k) promote greater awareness regarding humanitarian

services with special reference to youth and

children;

(l) laise and coordinate among member associations

promoting inter-action and friendly relations

among them;

(m) educate people on the truth that oneness of human

beings stands above secondary factors of diversity;

(n) make representations to government in

promulgation, development and introduction of

humanitarian laws wherever appropriate; and

(o) be the official representative of member associations

at international and national forums as may be

decided by the Executive Committee.

(3) In implementing the objects of this Act as specified in

subsection (1) and (2), the corporation shall ensure that such

implementation is carried out without distinction based on

race, caste, religion, language, or political opinion.

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

the affairs of the of the Corporation shall subject to the provisions of this Act

Corporation.

and the rules of the Corporation made under section 6 be

administered by an Executive Committee.

(2) The members of the Executive Committee who are

holding office on the day immediately preceeding the date

of commencement of this Act, shall be the first members of

the Executive Committee and shall hold office until a

committee is elected in accordance with the rules made

under section 6.

Powers and 5. (1) The Corporation shall have the power to do all

functions. things necessary for, or conducive or incidental to, the

carrying out of the objects of the Corporation.

(2) Without prejudice to the generality of the powers

conferred by subsection (1), the Corporation shall have the

following powers and functions:—

(a) to receive or collect gifts, grants, donations,

subsidies and subscriptions, whether in cash or

otherwise from local and foreign sources;

(b) to operate, open and close current, savings or

deposit accounts and to borrow or raise money, with

or without security;

(c) acquire and hold any property movable or

immovable which may be vested in the Corporation

by virtue of any purchase, grant, gift, testamentary

dispositions or otherwise;

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

dispose of, any movable or immovable property

belonging to or held by the Corporation, subject to

any trust attached to such property;

(e) to invest the funds vested in or belonging to, the

Corporation in adequate securities as may be

necessary;

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(f) to erect or cause to be erected, any building or

structure and establish a Secretariat at the

Headquarters of the Corporation;

(g) generally, to do all such other things as are

necessary to facilitate the proper discharge of the

functions of the Corporation.

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

time, at a general meeting of the Corporation and by majority Corporation.

of votes of members present and voting to make Rules for

the management of the affairs of the corporation and the

accomplishment of its objects, powers and functions.

(2) Without prejudice to the generality of the powers

conferred in subsection (1), such rules may make provision

in respect of all or any of the following matters:—

(a) the admission, resignation and expulsion of

members;

(b) the recruitment, appointment and disciplinary

control of staff, servants and other employees and

the appointment of agents and representatives; and

(c) such other matters as are incidental or conducive to

the attainment of the objects, powers and functions

of the Corporation.

(3) The rules, at a like meeting, may be amended, altered

or rescinded by a two third majority of the members present

at the meeting.

(4) The members of the Corporation shall be subject to

the rules of the Corporation.

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

Corporation.

(2) There shall be paid into the Fund all monies received

by way of gifts, bequests, donations, subscriptions,

contributions, fees or grants for and on account of the

Corporation.

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(3) There shall be paid out of the Fund all such sums of

money as required to defray any expenditure incurred by

the Corporation in the exercise performance and discharge

of its powers, duties and functions under this Act.

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

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

Corporation.

by the Corporation and all debts due to, and subscriptions

payable to, the Organization shall be paid to the Corporation

for the purposes of this Act.

Accounts and 9. (1) The Corporation shall cause proper books of

audit. accounts to be kept for the income and expenditure, assets

and liabilities and all other transactions of the Corporation.

(2) The accounts of the Corporation shall be examined

and audited at least once in every year by one or more of

qualified auditors.

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

(i) an individual who being a member of

the Institute of Chartered Accountants

of Sri Lanka or any other institute

established by law, possesses a certificate

to practice 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.

The logo and 10. (1) The Logo of the corporation shall be the

seal of the Red Lotus on a Dhammachakka with words metta,

Corporation.

karuna, mudita and upekkha around the ring of the

Dhammachakka.

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(2) the seal of the corporation shall not be affixed to any

instrument whatsoever except with the authority of the

Executive Council and in the presence of two members of

the Executive Council 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.

11. No member of the Corporation shall for the purpose Limitations of

of discharging the debts and liabilities of the Corporation, liability on

Members of the

be liable to make any contribution whatsoever.

Corporation.

12. If upon dissolution of the Corporation there remains, Property

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

dissolution.

property including money, such property shall not be

distributed among the members of the Corporation, but shall

be given or transferred to some other institute or institutions

having objects similar to those of the Corporation and which

is or are by its or their rules prohibited from disturbing any

income or property among its or their members.

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

rights of

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

Republic and

corporate. others.

14. 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

inconsistency.

prevail.

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