

PARLIAMENT OF THE DEMOCRATIC

SOCIALIST REPUBLIC OF

SRI LANKA

INSTITUTE OF FUNDAMENTAL STUDIES,

SRI LANKA (AMENDMENT)

ACT, No. 25 OF 2014

[Certified on 08th August, 2014]

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(Amendment) Act, No. 25 of 2014

[Certified on 08th August, 2014]

L.D.—O. 50/2011.

ANACT TO AMEND THE INSTITUTEOF FUNDAMENTAL

STUDIES, SRI LANKA ACT, NO. 55 OF 1981

BE it enacted by the Parliament of the Democratic Socialist

Republic of Sri Lanka as follows:—

1. This Act may be cited as the Institute of Fundamental Short title.

Studies, Sri Lanka (Amendment) Act, No. 25 of 2014.

2. The Long Title to the Institute of Fundamental Amendment of

Studies, Sri Lanka Act, No. 55 of 1981, (hereinafter referred Long Title to

Act, No.55 of

to as “the principal enactment”) is hereby amended by the

1981.

substitution, for the words “AN INSTITUTE OF

FUNDAMENTAL STUDIES” of the words “A NATIONAL

INSTITUTE OF FUNDAMENTAL STUDIES”.

3. (1) In the principal enactment and in any other written Amendment to

law there shall be substituted for the words “Institute of the principal

enactment and

Fundamental Studies, Sri Lanka” and “Institute of

written law.

Fundamental Studies” of the words “National Institute of

Fundamental Studies, Sri Lanka.”

(2) Every reference to the “Institute of Fundamental

Studies, Sri Lanka” or “Institute of Fundamental Studies”

denoting the Institute of Fundamental Studies, Sri Lanka in

any notice, contract, communication or other document shall

be read and construed as a reference to the “National Institute

of Fundamental Studies, Sri Lanka.”

4. Section 3 of the principal enactment is hereby Amendment of

amended as follows:— section 3 of the

principal

enactment.

(1) by the insertion immediately after paragraph (a) of

that section, of the following paragraph:—

“(aa) to collabrate with public and private

institutions as may be necessary to further

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develop applications relevant to the studies

conducted in relation to paragraph (a)”;

(2) by the insertion, immediately after paragraph (d) of

that section of the following:—

“(e) provide training, guidance and assistance for

research leading to the award of post graduate

degrees by institutions recognized by the

University Grants Commission established by

the Universities Act, No.16 of 1978.”;

(3) by re-lettering of paragraph (e) as paragraph (f) of

that section.

Replacement of 5. The section 6 of the principal enactment is hereby

section 6 of the repealed and the following new section is substituted

principal

therefor:—

enactment.

“6. (1) The administration, management and control of

the affairs of the Institute shall be vested in the Board of

Governors (hereinafter referred to as the “Board”) which

shall consist of:—

(a) the following ex-officio members, namely:—

(i) the Advisor to the President on Scientific

Affairs;

(ii) the Chairman of the University Grants

Commission; and

(iii) the Director of the Institutie;

(b) the following appointed members:—

(i) four perosns appointed by the President for a

period of three years, from among persons

who are specially qualified in relation to the

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work of the Institute and one of whom shall

be appointed by the President as the

Chairman of the Board; and

(ii) two persons appointed by the Minister for a

period of three years from among persons, who

are specially qualified in relation to the work

of the Institute; and

(c) two persons elected from among its members by the

Research Council, for a period of three years or until

he ceases to be a member of the Research Council,

whichever date is earlier (hereinafter referred to as

the “Council members”).

(2) An appointed member or a Council member vacating

office after a period of three years from his date of appointment

shall be eligible for re-appointment, unless removed on

disciplinary grounds.

(3) (i) A member appointed by the President may, at any

time resign his office by a letter addressed to the President

and such resignation shall take effect on the date on which it

is accepted by the President.

(ii) A member appointed by the Minister or a Council

member may, at any time resign his office by a letter addressed

to the Minister and such resignation shall take effect on the

date on which it is accepted by the Minister.

(4) (i) The President may, for reasons assigned remove a

member appointed by him.

(ii) A member appointed by the Minister or a Council

member may be removed by the Minister for reasons assigned.

(5) (i) A vacancy occurring as a result of a member

appointed by the President vacating office by death,

resignation or removal shall be filled by the President having

regard to the provisions of subsection (1).

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(ii) A vacancy occurring as a result of a member appointed

by the Minister vacating office by death, resignation or

removal shall be filled by the Minister having regard to

the provisions of subsection (1).

(iii) Any person appointed to fill a vacancy shall hold

office for the unexpired period of the term of office whom he

succeeds.

(6) (i) Where a member appointed by the President is, by

reason of illness, infirmity or absence from Sri Lanka, for a

period of not less than three months, termporarily unable to

perform the duties of his office, he shall inform the President

in writing such inability and the President may appoint

another person to act in his place during the period of his

absence.

(ii) Where a member appointed by the Minister is, by

reason of illness, infirmity or absence from Sri Lanka, for a

period of not less than three months, termporarily unable to

perform the duties of his office, he shall inform the Minister

in writing such inability and the Minister may appoint

another person to act in his place during the period of his

absence.

(iii) Where a Council member is, by reason of illness,

infirmity or absence from Sri Lanka, for a period of not less

than three months, termporarily unable to perform the duties

of his office, he shall inform the Minister in writing such

inability and the Minister may upon the recommendation of

the Research Council appoint another person to act in his

place during the period of his absence.”.

Amendment of 6. Section 7 of the principal enactment is hereby

section 7 of the amended by the repeal of subsection (1) thereof and

principal

substitution therefor of the following:—

enactment.

“(1) The Chairman shall preside at every meeting of the

Board. Where the Chairman is absent from any meeting the

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members present shall elect a Chairman for that meeting

from among themselves.”.

7. Section 11 of the principal enactment is hereby Amendment of

amended by the repeal of paragraph (b) thereof and section 11 of the

principal

substitution therefor of the following:—

enactment.

“(b) elect two members for appointment by the Minister

to the Board and recommend the removal of any such member

to the Minister;”.

8. Section 44 of the principal enactment is hereby Amendment of

section 44 of the

amended by the repeal of the definitions of the expressions

principal

of “Leader of the Opposition” and “Prime Minister” enactment.

respectively.

9. For the avoidnace of doubts it is hereby declared that Savings.

the National Institute of Fundamental Studies, Sri Lanka

established by this Act, shall for all purposes be deemed to

be the successor to the Institute of Fundamental Studies, Sri

Lanka established under section 2 of the principal enactment,

and accordingly—

(a) all contracts and agreements entered into, by the

Institute of Fundamental Studies, Sri Lanka;

(b) all suits, actions, appeals and other legal

proceedings instituted by or against the Institute of

Fundamental Studies, Sri Lanka;

(c) all judgments and orders made in favour or against

the Institute of Fundamental Studies, Sri Lanka;

(d) all other rights, liabilities and obligations of the

Institute of Fundamental Studies, Sri Lanka in

existence as at the date of coming into operation of

this Act; and

(e) all properties movable or immovable, owned by

the Institute of Fundamental Studies, Sri Lanka and

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used for the purposes of the same on the day

immediately preceding the relevant date,

shall be continued, enforced and carried out by the National

Institute of Fundamental Studies, Sri Lanka.

Sinhala text to 10. 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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