



**PARLIAMENT OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF
SRI LANKA**

**DHAARUL ULOOM AL-MEEZANIYYAH
ARABIC COLLEGE, KURUGODA, AKURANA
(INCORPORATION) ACT, No. 60 OF 2007**

[Certified on 13th December, 2007]

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Kurugoda, Akurana (Incorporation)
Act, No. 60 of 2007*

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L.D.—O(INC) 14/2006.

AN ACT TO INCORPORATE THE DHAARUL ULOOM AL-
MEEZANIYYAH ARABIC COLLEGE, KURUGODA, AKURANA

WHEREAS an Institution called and know as the “Dhaarul Uloom Al-Meezaniyyah Arabic College” has heretofore been established at Kurugoda, Akurana in the District of Kandy, in Sri Lanka, by the children of the late S. M. Mohideen (Meezaan), Hadjiar in furtherance of his wishes of effectually carrying out and transacting all objects and matters connected with the said Dhaarul Uloom Al-Meezaniyyah Arabic College :

Preamble.

AND WHEREAS the said Institution has been managed, supervised and administered by a Board of Management consisting of (1) Mohamed Mahraff Mohamed Mohideen (2) Mohamed Faiz Mohideen (3) Mohamed Mubarak Mohideen (4) Mohamed Fouzul Kabeer Mohideen (5) Mohamed Ziaudeen Ahamed Mohideen (6) Ihithishan Meezan Mohideen and (7) Mohamed Shafee Mohideen, all being the children of the said late S. M. Mohideen (Meezan) Hadjiar :

AND WHEREAS the said Institution 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 Dhaarul Uloom Al-Meezaniyyah Arabic College, Kurugoda, Akurana (Incorporation) Act, No. 60 of 2007.

Short title.

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Incorporation of
the
Dhaarul Uloom
Al-Meezaniyyah
Arabic College,
Kurugoda,
Akurana.

2. From and after the date of commencement of this Act, such and so many persons as presently are members of the Board of Management of the Dhaarul Uloom Al-Meezaniyyah Arabic College, Kurugoda, Akurana (hereinafter referred to as the "Institution") and such and so many members as now are members of the said Institution or shall hereafter be admitted as members of 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 "Dhaarul Uloom Al-Meezaniyyah Arabic College, Kurugoda, Akurana" and by that name may sue and be sued, with full power and authority to have and use a common seal and to alter the same at its pleasure.

General Objects of
the Corporation.

3. The general objects for which the Corporation is constituted are hereby declared to be—

- (a) to manage, maintain, administer and develop the said Institution ;
- (b) to encourage the teaching of Islam in the Arabic Language according to the "Holy Quran" and "Hadeeths" ;
- (c) to provide facilities to produce Islamic Religious Scholars known as "Ulamas" ;
- (d) to provide opportunities to the Muslim students to learn Islamic Religious Education on the basis of approved syllabus of the Ministry of Education of Sri Lanka and prepare them to sit for the General Certificate of Education, Ordinary Level and Advanced Level Examinations in respect of the subject of Islam Religion ;
- (e) to encourage the recital from memory of the "Holy Quran" according to "Thajweed" or proper intonation ;
- (f) to establish and maintain a separate division for the social, economic and educational development of Muslim ladies ;

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- (g) to provide assistance by way of scholarships, loans, advances and grants to deserving Muslim students to pursue their studies and research in Sri Lanka and abroad and to render assistance in any other manner as may be deemed necessary to enable them to pursue their studies ; and
- (h) train Muslim students to engage in any income generating industry using the raw materials available in the area.

4. (1) Subject to the provisions of this Act and any other written law, the Corporation shall have the power to do, perform and execute all such acts, matters and things whatsoever as are necessary, or expedient for the carrying out of its objects.

Powers of the Corporation.

(2) Without prejudice to the generality of the powers conferred by subsection (1), the Corporation shall have the following powers :—

- (a) to acquire and hold any property, movable or immovable which may become vested in it by virtue of purchase, grant, gift, testamentary dispositions or otherwise;
- (b) to sell, mortgage, lease, exchange or otherwise alienate or dispose of any such property;
- (c) to open, operate and close bank accounts and to borrow or raise moneys with or without security;
- (d) to receive or collect grants and donations from local or foreign institutions and persons ;
- (e) to invest the funds belonging to the Corporation in any manner which the Board of Management considers best; and
- (f) to engage, employ and dismiss personnel required for the carrying out of the objects of the Corporation.

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Management of
the affairs of the
Corporation.

5. (1) The affairs of the Corporation shall, subject to the other provisions of this Act be manage, supervised and administered by a Board of Management.

(2) The first Board of Management of the Corporation shall consist of the Board of Management of the Institution holding office on the day immediately preceding the date of commencement of this Act.

Rules of the
Corporation.

6. (1) It shall be lawful for the Corporation, from time to time at any general meeting and 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 the management of the affairs of the Corporation and accomplishment of its objects. Such rules when make may at a like meeting and in like manner be altered, added to amended or rescinded.

(2) The members of the Corporation shall be subject to the rules of the Corporation.

Debts due by and
payable to the
Institution.

7. All debts and liabilities of the Institution existing on the day preceding the date of commencement of this Act shall be paid by the Corporation hereby constituted and all debts due to and subscriptions and contributions payable to the Institution on that day shall be paid to the Corporation for the purposes of this Act.

Fund of the
Corporation.

8. (1) The Corporation shall have its own fund and all moneys heretofore or hereafter to be received by way of gifts, testamentary disposition, donations, contributions and fees shall be deposited in the name of the Corporation in one or more banks as may be decided by the Board of Management.

(2) There shall be paid out of the fund, all sums of moneys to defray any expenditure incurred by the Corporation in the exercise, performance and discharge of its powers, duties and functions under this Act.

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9. (1) The Corporation shall cause proper books of accounts to be kept of all moneys received and expended by the Corporation.

Accounts and audit.

(2) The accounts of the Corporation shall be examined and audited at least once in every year and certified by the Auditor or Auditors who shall be a member or an associate member or members of the Institute of Chartered Accountants of Sri Lanka.

10. If upon the dissolution of the Corporation there remains after the satisfaction of all debts and liabilities, any property whatsoever, such property shall not be distributed among the members of the Corporation but shall be given or transferred to some other society or societies having objects, similar to those of the Corporation and which is or are by the rules, prohibited from distributing any income or profit among its members. Such institution or institutions shall be determined by the members of the Corporation at or immediately before the time of dissolution of the Corporation.

Property remaining on dissolution.

11. The seal of the Corporation shall not be affixed to any instrument whatsoever, except in the presence of such number of members of the Board of Management of the Corporation as may be provided in the rules 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.

Seal of the Corporation.

12. Nothing in this Act contained shall prejudice or affect the rights of the Republic or any body politic or corporate.

Saving of the rights of the Republic and others.

13. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

Sinhala text to prevail in case of any inconsistency.

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