

PARLIAMENT OF THE DEMOCRATIC SOCIALIST REPUBLIC OF SRI LANKA

DENSRI EDUCATION FOUNDATION (INCORPORATION)

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BILL

to incorporate the Densri Education Foundation (Incorporation)

Presented by Hon. Dilum Amunugama, M.P. for Kandy District on 20th June, 2013

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AN ACT TO INCORPORATE THE DENSRI EDUCATION FOUNDATION

WHEREAS a Foundation called and known as the "Densri Preamble. Education Foundation " has been established in Sri Lanka for the purpose of effectually carrying out and transacting all objects and matters connected with the said Foundation

5 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 established and has applied to be incorporated and it will be for the public advantage to

10 grant the 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 Densri Education Short title. Foundation (Incorporation) Act, No. of 2013.

- 15 **2.** From and after the date of commencement of this Incorporation Act, such and so many persons as are members of the "Densri Education Foundation" (hereinafter referred to as the "Foundation") or shall hereafter be admitted members of the Corporation hereby constituted, shall be a body corporate
- 20 (hereinafter referred to as the "Corporation") with perpetual succession under the name and style of "Densri Education Foundation", and by that name may sue and be sued in all courts, with full power and authority to have and use a common seal and to alter the same at its pleasure.
- 25 **3.** The general objects for which the Corporation is General constituted are hereby declared to be—

objects of the Corporation.

- (a) to initiate, maintain and uplift the educational activities, such as establishing pre-schools in different parts of the island, especially in rural and war-affected areas for those who have no access to
- war-affected areas for those who have no acc pre-school education presently;

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- (b) to provide study materials, equipments and deucation facilities for the law income families and differently abled children;
- (c) to assist schools and educational institutes in the fields of Sports and Information Technology;
 - (d) to provide youth with opportunities for Leadership Training by organizing workshops, lectures, seminars, exhibitions, orientation programs, teacher training programs in order to promote knowledge as the most effective means to address the challenges of contemporary society;
 - (e) to create facilities for Sinhalese to learn Tamil Language and Tamils to learn Sinhalese and for everyone to learn English, thus removing the language barrier and promote better understanding among different ethnic groups and lead them towards inter-cultural, inter-religious and inter-ethnic relationships;
- (f) to establish opportunities for Vocational Trainingand skills development;
 - (g) to bring about a sustainable development by making an awareness in children on preservation of environment and cultivate a habit of planting trees;
- 25 (*h*) to establish library facilities and implement Television and Radio Educational Programms;
 - (*i*) to conduct eye, blood donation and medical camps to help out children in low income families;
 - (j) to do all such other acts, matters and things as are incidental or conductive to the attainment of the objectives of the Corporation.

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4. Subject to the provisions of this Act and any other Powers of the Corporation. written law, the Corporation shall have the power to do, perform and execute all such acts, matters and things whatsoever, as are necessary or desirable for the promotion

- 5 or furtherance of the objects of the Corporation or any one of them including the power to open, operate and close bank accounts, to enter into all contracts directly or through a representative as may be necessary, to borrow or raise money with or without security, to receive or collect grants and
- 10 donations and payments of interests thereto, to invest its fund in local and foreign investment with the view of raising funds of the Corporation, to engage, employ and dismiss officers and servants required for the carrying out of the objects of the Corporation.
- 15 5. (1) The management of the affairs of the Corporation Management shall be subject to the rules of the Corporation, be of the affairs administered by an Executive Council (hereinafter referred to as the "Council") consisting of not more than six office bearers inclusive of the Chairman, Managing Director,
- 20 Secretary, Treasurer and such number or members as may be provided or in rules and elected in accordance therewith.

(2) The first Executive Council of the Corporation shall be the Executive Council of the Foundation holding office on the day preceding the date of the commencement of this Act.

- 25 6. (1) It shall be lawful for the Corporation from time to Rules of the time at a general meeting and by a majority of not less than Corporation. two-third of the members present and voting to make rules, not inconsistant with the provisions of this Act or any other written law, for all or any of the following matters:-
- 30 (a) the election, appointment or nomination of the members of the Board of Management and their powers and duties and terms of office;
 - (b) the powers, conduct of duties and functions of various officers, agents and servants of the Corporation;

of the Corporation.

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- (c) the procedure to be observed at the, summoning and holding of meetings of the Corporation and of the Committee of Management, the time, place, notice and agenda of such meetings, the quorum therefore and the conduct of business thereat;
- (d) the qualifications and disqualifications for membership of Committee of management and of the Corporation;
- (e) the administration and management of the property of the Corporation the custody of its funds and maintenance and audit of the account; and
 - (f)generally for the management of the affairs of the Corporation and the accomplishment of its objects.
- (2) Any rule made under subsection (1) may it a like 15 meeting and in like manner to or rescinded be amended, altered, added.

(3) All rules of the Foundation in force on the day immediately preceding the date of commencement of the Act shall in so far, as they are not inconsistent with the 20 provisions of this Act, or any other written law, be deemed to be rules made under this section.

(4) All member of the Corporation shall be subject to the rules in force for the time being of the Corporation.

7. All debts and liabilities of the Foundation on the Debts due by 25 day preceding the date of commencement of this Act shall and payable be paid to the Corporation hereby constituted and all debts to the due to and subscriptions and contributions payable to the Foundation on that day shall be paid to the Corporation for the purpose of this Act.

Foundation.

30 8. The Corporation shall be able and capable in law to Corporation acquire and hold andy property movabel or immovable may hold which may become vested in it virtue of purchase, grant, gift movable and testamentary disposition of otherwise, and all such property immovable.

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shall be held by the Corporation for the purposes of this Act with power to sell, mortgage, lease, exchange or otherwise dispose of them.

- 9. The Seal of the Corporation shall be affixed to any Seal of the Corporation. 5 instrument whatsoever except in the presence of such number of office bearers as may be provided for in the rules of the Corporation 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.
- 10 **10.** Nothing in this Act contained shall prejudice of Saving of the affect the rights of the Republic or any body corporate or any other person except such as are mentioned in this Act and those claiming by, from, or under them.
- In the event of any inconsistency between the Sinhala text
 Sinhala and Tamil texts of this Act, the Sinhala text shall to prevail in case of inconsistency.

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