



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

**JAMIAH RAHMANIYA ARABIC COLLEGE,
AKURANA (INCORPORATION)**

A

BILL

to incorporate the Jamiah Rahamaniya Arabic College, Akurana

*Presented by Hon. Abdul Haleem , M.P. for
Kandy District on 05th June, 2013*

(Published in the Gazette on May 13, 2013)

Ordered by Parliament to be printed

[Bill No. 243]

PRINTED AT THE DEPARTMENT OF GOVERNMENT PRINTING, SRI LANKA
TO BE PURCHASED AT THE GOVERNMENT PUBLICATIONS BUREAU, COLOMBO 5

Price : Rs. 6.00

Postage : Rs. 5.00

*Jamiah Rahmaniya Arabic College, Akurana
(Incorporation)*

AN ACT TO INCORPORATE THE JAMIAH RAHMANIYA ARABIC
COLLEGE, AKURANA

WHEREAS an Association called and known as the “Jamiah Preamble.
Rahmaniya Arabic College, Akurana” has heretofore been
formed for the purpose of effectually carrying out and
transacting all objects and matters connected with the said
5 College according to the rules agreed to by its members:

AND WHEREAS the said College 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 such application:

10 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 Jamiah Rahmaniya Short title.
Arabic College, Akurana (Incorporation) Act, No. 2013.

2. From and after the date of commencement of this Incorporation
15 Act, such and so many persons as now are members of the of the
“Jamiah Rahmaniya Arabic College, Akurana” (hereinafter Jamiah
referred to as the “College”) or shall hereafter be admitted Rahmaniya
as members of the Corporation hereby constituted shall be Arabic
a body corporate (hereinafter referred to as the College,
20 “Corporation”) with perpetual succession under the name Akurana.
and style of “Jamiah Rahmaniya Arabic College, Akurana”
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
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 administer the Jamiah Rahmaniya Arabic
College, Akurana;

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(Incorporation)

- (b) to educate the daily use language of Sinhala, English, Tamil and Urdu;
- (c) to produce Islamic Ulama who are competent to lead the community under the Islamic Law on all spheres of life;
- (d) to produce “Hafils” who have learnt the Holy Quran by heart;
- (e) establishing and exercising an Islamic economic system;
- (f) creating develop individuals who choose Islam as his or her path of life;
- (g) to promote and foster unity within the Islamic community and find solutions of problems of such community;
- (h) promoting Islamic Culture and arts and creating the necessary resources and maintain them; and
- (i) establishing a library and promoting towards education and research.

20 4. (1) The affairs of the Corporation shall, subject to the other provisions of this Act and the rules in force for the time being of the Corporation be administered by a Board of Directors consisting of Chairman and Secretary, Treasurer and including eleven members elected in accordance with such rules.

Management
of the affairs
of the
Corporation.

25 (2) The first Board of the Corporation shall consist of the members of the Board of Administration of the College 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 written law, the Corporation shall have the power to do, perform and execute all such acts, matters and things what so ever as are necessary and desirable for the promotion or
5 furtherance of the objects of the Corporation or any one of them, including the power to acquire and hold property movable and immovable, to open, operate and close bank accounts, to borrow or raise moneys with or without security, to erect any building or structures on any land held
10 by the Corporation and to engage, employ and dismiss officers and servants required for the carrying out of the objects of the Corporation.
6. (1) It shall be lawful for the Corporation, from time to time, at any General Meeting of the members and by a
15 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 all or any of the following matters:—
- 20 (a) classification of membership, admission, withdrawal, expulsion or resignation of members and membership fees payable;
- 25 (b) procedure to be observed for the summoning and holding of meetings of the Corporation and of the Board of Directors, the quorum for such meetings and the exercise and performance of their powers and duties;
- (c) the appointment, power, duties and functions of the various officers, agents and servants of the Corporation;
- 30 (d) qualification required to become a member of the Corporation and of the Board of Directors; and
- (e) the administrations and management of the property of the Corporation.

General
powers of the
Corporation.

Rules of the
Corporation.

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(Incorporation)

(2) Any rules 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).

5 (3) Every member of the Corporation shall be subject to the rules of the Corporation.

7. All debts and liabilities of the Institute 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 subscriptions and contributions payable to the Foundation on that day shall be paid to the Corporation for the purpose of this Act.

Debts due by and payable to the Corporation.

8. (1) The Corporation shall have its own fund and all moneys heretofore or hereafter to be received by way of gifts, bequest, donation, subscription, contribution, fees or grants for and on account of the Corporation shall be deposited to the credit of the Corporation in one or more banks as the Board of Directors shall determine.

Fund of the Corporation.

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

9. The Corporation shall be able and capable in law to acquire and hold any property, movable and immovable which may become vested in it by virtue of any purchase, grant, lease, gift, testamentary disposition or otherwise and all such property shall be held by the Corporation for the purposes of this Act and subject to the rules in force for the time being of the Corporation, with full power to sell, mortgage, lease, exchange or otherwise dispose of the same.

Corporation may hold property movable and immovable.

10. If upon the dissolution of the Corporation there remains after the satisfaction of all its 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 institution or

Property remaining on dissolution.

institutions having objects similar to those of the Corporation and which, is or are by its or their rules prohibited from distributing any income or property among their members.

- 5 **11.** (1) The Board of Directors of the Corporation shall cause proper account to be kept of all moneys received and expended by the Corporation. Audit and accounts of the Corporation.

- (2) The accounts of the Corporation shall be examined and audited at least once in every year by an auditor or
10 auditors appointed by the Board of Directors.

- 12.** The seal of the Corporation shall not be affixed to any instrument whatsoever except in the presence two number of person who shall sign their names to the instrument in token of their presence and such signing shall
15 be independent of the signing of any person as a witness. Seal of the Corporation.

- 13.** Nothing in this Act contained shall prejudice or affect the rights of the Republic, or of any body politic or corporate, or of any other persons except such as are mentioned in this Act, and those claiming by, from or under
20 them. Saving of the rights of the Republic and others.

- 14.** 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 inconsistency.

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