



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

**INDIRA CANCER CHARITABLE TRUST
(INCORPORATION)**

A

BILL

to incorporate the Indira Cancer Charitable Trust

*Presented by Hon. Harshana Rajakaruna,
M.P. for Gampaha District on 17th of February, 2026*

(Published in the Gazette on February 05, 2026)

Ordered by Parliament to be printed

[Bill No. 52]

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

Price : Rs. 58.00

Postage : Rs. 150.00

This Bill can be downloaded from www.documents.gov.lk



Indira Cancer Charitable Trust (Incorporation)

AN ACT TO INCORPORATE THE INDIRA CANCER CHARITABLE
TRUST

WHEREAS a Trust called and known as the “Indira Cancer Charitable Trust” has heretofore been established in Sri Lanka for the purpose of effectually carrying out its objects and transacting all matters connected with the said Trust according to the rules agreed to by its members:

Preamble

AND WHERE AS the said Trust 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 the said 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 Indira Cancer Charitable Trust (Incorporation) Act, No. of 2026.

Short title

2. (1) From and after the date of commencement of this Act, such and so many persons as now are members of the “Indira Cancer Charitable Trust” (hereinafter referred to as the “Trust”) and shall hereafter be admitted as members of the body corporate hereby constituted shall have perpetual succession under the name and style of the “Indira Cancer Charitable Trust” (hereinafter referred to as the “body corporate”), 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.

Incorporation
of the Indira
Cancer
Charitable
Trust

(2) The body corporate shall be deemed to be a Voluntary Social Service Organization within the meaning and for the purpose of the Voluntary Social Services Organizations

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(Registration and Supervision) Act, No. 31 of 1980 and the provisions of that Act shall apply to and in relation to the management of the affairs of the body corporate.

- 5 3. The general objects for which the body corporate is constituted are hereby declared to be to provide the following services free of charge:-
- General
objects of
the body
corporate
- 10 (a) to facilitate the provision of necessary medical services for cancer patients including prevention, early detection, diagnosis, treatment and palliation;
- 15 (b) to promote cost-effective long-term strategies for prevention of cancer and for reduction of the number of cancer cases;
- 20 (c) to promote awareness of successful treatment by focusing on detecting symptomatic cancer patients at the earliest possible stage;
- 25 (d) to facilitate access to palliative care, including residential pediatric palliative care and housing for children with cancer and their families, with an emphasis on primary health care and community-based care;
- (e) to improve the mental and social wellbeing and quality of life of cancer patients and their families;
- (f) to uplift the life of the cancer patients to assist in maintaining their healthy lives;
- (g) to alleviate poverty of the cancer patients through economic empowerment and livelihood support programs;

- (h) to create education initiatives to enhance prevention strategies and maintain healthy lifestyles;
- 5 (i) to provide relief and assistance to poor, needy, and handicapped cancer patients to prevent and relieve poverty;
- (j) to establish and maintain welfare homes for children with cancers, their caregivers and families;
- 10 (k) to maintain and support schemes which benefit the general public, with the view of advancement of the health of the public;
- (l) to lift stigmatization of the cancer patients; and
- (m) to save lives of the cancer patients.

15 4. The objects of the body corporate shall be carried out in accordance with written law and in such manner so as not to create any conflict between the work of the body corporate and any work being carried out simultaneously by any Ministry or Department of the Government or of any Provincial Council or any Local Authority.

Body corporate to ensure no conflict with work of Ministry or Department of the Government or any Provincial Council

20 5. (1) Subject to the provisions of this Act, and the rules made under section 7, the management and administration of the affairs of the body corporate shall be carried out by a Board of Management (hereinafter referred to as the "Board") consisting of such number of office bearers as may be specified by the rules made under section 7.

Management of the affairs of the body corporate

25 (2) (a) The Board of the Trust holding office on the day immediately preceding the date of commencement of this

Act, shall subject to the rules made under paragraph (b) of this subsection function as an Interim Board of the body corporate until the first Board is appointed or elected in the manner provided for by rules made under section 7.

5 (b) Subject to the provisions of section 7, the Interim Board of the body corporate shall have the power to make rules for the interim administration of the body corporate and for election or appointment of the members of the first Board of the body corporate, not inconsistent with the provisions of
10 this Act or any other written law,

(c) Any decision of the Interim Board shall be taken by the majority of its members present at such meeting.

(d) The first Board of the body corporate shall be appointed or elected within one year of the date of commencement of
15 this Act.

(3) (a) Every office bearer of the Board, including the patrons and advisors, shall be appointed or elected for a period of three years and any such office bearer, patron or advisor shall be eligible for re-appointment or re-election after lapse
20 of the said period of three years.

(b) In the event of a vacancy occurring due to the death, resignation, incapacity or removal from office of an office bearer, the Board shall, having regard to the rules of the body corporate, elect or appoint a person to fill such vacancy.

25 (c) The person elected or appointed under paragraph (b) shall hold office only for the unexpired portion of the term of office of the member whom he succeeds.

6. Subject to the provisions of this Act and any other written law, the body corporate shall have the power to do,
30 perform and execute all such acts and matters as are necessary

Powers of
the body
corporate

or desirable for the achievement of the objects of the body corporate or any one of them, including the power-

5 (a) to purchase, rent, construct, renovate and otherwise obtain lands or buildings which may be required for the purposes of the body corporate and to deal with or dispose of the same as may be determined by the Board with a view to promoting the objects of the body corporate;

10 (b) to enter into and perform or carry out, whether directly or through any officer or agent authorized in that behalf by the body corporate, all such contracts or agreements as may be necessary for the attainment of the objects or the exercise of the powers of the body corporate;

15 (c) to borrow or raise funds with or without securities and to receive grants, gifts or donations in cash or kind for the attainment of the objects of the body corporate:

20 Provided that, the Board shall obtain the prior written approval of the Department of External Resources in respect of all foreign funds, grants, gifts or donations received by or made to the body corporate;

25 (d) to make, draw, accept, discount, endorse, negotiate, buy, sell and issue bills of exchange, cheques, promissory notes and other negotiable instruments and to open, operate, maintain and close accounts in any bank as approved by the Board;

(e) to invest any funds that are not immediately required for the purposes of the body corporate, in such manner as the Board may determine;

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- (f) to undertake, accept, execute, perform and administer any lawful trust having objects similar to the body corporate or any real or personal property with a view to promoting the objects of the body corporate;
- 5 (g) to appoint, employ, dismiss or terminate the services of officers and other employees of the body corporate and exercise disciplinary control over them and to pay them such salaries, allowances and gratuities as may be determined by the body corporate in terms of the
- 10 rules made under section 7 of the Act;
- (h) to organize lectures, seminars and conferences with a view to promoting the objectives of the body corporate;
- (i) to liaise and co-ordinate with other local and foreign
- 15 institutions having similar objects to that of the body corporate; and
- (j) to train officers and other employees in Sri Lanka or abroad for the purposes of the body corporate.

20 7. (1) It shall be lawful for the body corporate, from time to time, at any general meeting of the body corporate and by 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 all or any of the following matters:-

Rules of the body corporate

- 25 (a) the classification of membership, admission, withdrawal, expulsion or resignation of members and fees payable by the members,
- (b) the election of the office bearers of the Board or vacation of or removal from office of office bearers and
- 30 the powers, duties and functions of the office bearers;

- (c) the terms and conditions of appointment, powers, functions and duties of various officers, and employees of the body corporate;
 - 5 (d) the procedure to be followed for the summoning and holding of meetings of the body corporate and of the Board, or notices and agenda of such meetings, the quorum and the conduct of business thereat;
 - (e) the qualifications and disqualifications to be a member of the Board and the body corporate,
 - 10 (f) the administration and management of the property of the body corporate; and
 - (g) generally the management of the affairs of the body corporate and the accomplishment of its objects and dissolution of the body corporate.
- 15 (2) Any rule made by the body corporate may be amended, altered, added to or rescinded at a like meeting and in like manner, as a rule made under subsection (1) of this section.
- (3) The rules made under subsection (1) shall be published in the Gazette within three months upon making of such rules
20 and shall come into effect on the date of such publication.
- (4) Every rule made by the body corporate, within three months after its publication in the Gazette, be brought before Parliament for approval. Any rule which is not so approved shall be deemed to be rescinded as from the date of such
25 disapproval, but without prejudice to anything previously done thereunder.
- (5) Notification of the date on which any such rule is deemed to be rescinded under subsection (4) shall be published in the *Gazette*.

(6) The members of the body corporate shall at all times be subject to the rules of the body corporate.

5 **8.** The Board shall maintain a register of members in which name, address and other essential details of the members shall be inscribed. Register of members

9. (1) The body corporate shall have its own Fund. Fund of the body corporate

10 (2) All moneys received by way of gifts, bequests, donations, subscriptions, contributions, fees or grants for and on account of the body corporate shall be deposited in one or more banks approved by the Board to the credit of the body corporate subject to the provisions of paragraph (c) of section 6.

15 (3) There shall be paid out of the Fund, all such surms of money as are required to defray any expenditure incurred by the body corporate in the exercise, performance and discharge of its powers, duties and functions under this Act.

10. (1) The financial year of the body corporate shall be the calendar year. Accounts and Auditing

20 (2) The body corporate shall cause proper accounts to be kept of its income and expenditure, assets and liabilities and all other transactions of the body corporate.

(3) The accounts of the body corporate shall be audited annually by a qualified auditor approved by the Government and be certified by such qualified auditor.

25 (4) For the purposes of this section, “qualified auditor” means -

5 (a) an individual who, 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; or

10 (b) 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.

15 **11.** (1) The Board shall prepare a report of the activities of the body corporate for each financial year and submit such report together with the audited statement of accounts certified by a qualified auditor, to the Secretary to the Ministry of the Minister assigned the subject of Health and to the Registrar of Voluntary Social Services Organizations appointed under the Voluntary Social Services Organizations (Registration and Supervision) Act, No. 31 of 1980 before the expiration of six months of the year succeeding the year to which such report relates. Annual Report

25 (2) A separate statement of accounts relating to the foreign and local moneys received by the body corporate during the financial year shall be attached to the report referred to in subsection (1).

30 **12.** All debts and liabilities of the Trust existing on the day immediately preceding the date of commencement of this Act, shall be paid by the body corporate hereby constituted and all debts due to and subscriptions and contributions payable to the Trust on that day shall be paid to the body corporate for the purposes of this Act. Debts due by and payable to the Trust.

13. Subject to the provisions of this Act and any other written law, the body corporate shall be able and capable in law to take and hold any property, movable or immovable, which may become vested in it by virtue of any purchase, grant, gift, testamentary disposition or otherwise, and all such property shall be held by the body corporate for the purpose of this Act and subject to the rules of the body corporate made under section 7, with power to sell, mortgage, lease, exchange or otherwise dispose of the same.
14. The moneys and property of the body corporate however derived shall be applied solely towards the promotion of the objects of the body corporate and no portion thereof shall be paid or transferred directly or indirectly by way of dividend, bonus or profit or otherwise howsoever to the members of the body corporate.
15. (1) The Seal of the body corporate shall not be affixed to any instrument whatsoever, except in the presence of two members of the Board 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.
- (2) The Seal of the body corporate shall be in the custody of an office bearer of the Board as may be decided by the Board.
16. (1) If upon the dissolution of the body corporate 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 body corporate, but shall be given or transferred to any other institution having objects similar to those of the body corporate, and which is by the rules thereof, prohibited from distributing any income or property among its members.
- Body corporate may hold property movable and immovable
- Application of moneys and property
- Seal of the body corporate
- Property remaining on dissolution

