



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

**MAHAWILACHCHIYA EDUCATION CENTRE FOR
CHILDREN (INCORPORATION)**

**A
Bill**

to incorporate the Mahawilachchiya Education Centre for Children

*Presented by Hon. Chamara Sampath Dasanayake,
M.P. for Badulla District on 18th of February, 2026*

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*Mahawilachchiya Education Centre for Children
(Incorporation)*

AN ACT TO INCORPORATE THE MAHAWILACHCHIYA EDUCATION
CENTRE FOR CHILDREN

WHEREAS a Centre for education called and known as Preamble
the “Mahawilachchiya Education Centre for Children” has
been established in Sri Lanka for the purpose of effectually
carrying out its objectives and transacting all matters
5 connected with the said Centre according to the rules agreed
to by its members:

AND WHEREAS the said Centre which has heretofore
successfully carried out and promoted the several objectives
and matters for which it was established, has applied to be
10 incorporated. It will be to the advantage of the public if the
said application is granted:

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 Mahawilachchiya Short title
15 Education Centre for Children (Incorporation) Act, No. of
2026.

2. (1) From and after the date of commencement of Incorporation
this Act, such and so many persons as now are members of the of the
Mahawilachchiya Centre For Education for Children Education
20 (hereinafter referred to as the “Centre”) shall hereafter Centre for
be admitted as members of the body corporate hereby Children
constituted which shall have perpetual succession under the
name style of “Mahawilachchiya Centre for Education for
Children” (hereinafter referred to as the “body corporate”)

Mahawilachchiya Education Centre for Children 3
(Incorporation)

4. The objectives of the body corporate shall be carried out subject to/with the necessary approvals under applicable/ the relevant written laws and in such a manner as to avoid any conflict between the work of the body corporate and of
5 any work being carried out simultaneously by any Ministry, Department of the Government or of any Provincial Council.

Body Corporate to ensure no conflict with the work of Ministry or Department of the Government or Provincial Council and Management of affairs of the body corporate

5. (1) Subject to the provisions of this Act and the Rules made in Section 7 the management and administration of the body corporate shall be carried out by a “Board of Directors”
10 (hereinafter referred to as the “Board”) consisting of such office bearers as may be specified by the rules under Section 7.

The management of the affairs of the body corporate

(2) (a) The members of the Board of Directors of the Centre holding office on the day immediately preceding the date of commencement of this Act shall, subject to the rules
15 made under paragraph (b), function as an interim Board of the body corporate until the first Board is appointed or elected within the period specified in paragraph (d) in the manner provided for in the rules under Section 7;

(b) Subject to the provisions of Section 7, the Interim
20 Board of the body corporate shall have the power to make rules for the interim administration of the body corporate not inconsistent with the provisions of this Act or any other written law;

(c) Any decision of the interim Board shall be taken by
25 the majority of its members present at any meeting;

4 *Mahawilachchiya Education Centre for Children*
(Incorporation)

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

5 (3) (a) Every office bearer of the Board including the patrons and advisers, 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 the lapse of the said period of three years for a further period of three years;

10 (b) In the event of a vacancy occurring due to 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;

15 (4) Subject to the provisions of this Act, the Board shall decide from time to time:

(a) on the criteria required to be satisfied by any person to be eligible for membership;

(b) the different classes/categories of members (including honorary members);

20 (c) the rights and obligations of the members including the right to vote, if any;

(d) The circumstances in which and how the membership shall cease;

25 (5) No members of the Board shall be appointed to any salaried office in the Centre or any of the offices of the Centre paid by fees No remuneration or other monetary benefits shall be given by the Centre to any member of the Board, except reimbursement of expenses incurred on behalf of the Centre.

Mahawilachchiya Education Centre for Children 5
(Incorporation)

6. Subject to provisions of this Act and any other written law, the body corporate shall have the power to do, perform and execute all such acts and matters as are necessary or desirable for the promotion and furtherance of the objectives of the body corporate or any one of them, including the power to-

Powers of
the body
corporate

10 (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 objectives of the body corporate;

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

20 (c) to borrow or raise funds with or without securities and to receive grants, gifts or donations from local or foreign sources in cash or kind:

25 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;

30 (d) to make, draw, accept, discount, endorse, negotiate, buy, sell and issue bills of exchange, cheques, promissory notes and other negotiable

6 *Mahawilachchiya Education Centre for Children*
 (Incorporation)

instruments and to open, operate, maintain and close accounts in any bank;

- 5 (e) to invest any funds that are not immediately required for the purpose of the body corporate, in such manner as the Board may determine;
- 10 (f) to undertake, accept, execute, perform and administer any lawful trust having objectives similar to those of the body corporate or any real or personal property with a view to promoting the objectives of the body corporate;
- 15 (g) to appoint, employ, dismiss or terminate the services of officers and other employees of the body corporate, exercise disciplinary control over them and to pay them such salaries and allowances as maybe determined by the body corporate;
- 20 (h) to organize lectures, seminars and conferences with a view to promoting the objectives of the body corporate;
- (i) to liaise and to co-ordinate with other local and foreign institutions having similar objectives to those of the body corporate;
- (j) to train employees in Sri Lanka for the purposes of the body corporate; and
- 25 (k) to do all such acts authorized by this Act for the achievement of the objectives of the body corporate.

Mahawilachchiya Education Centre for Children 7
(Incorporation)

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, relating to the following matters-

Rules of the
body corporate

- (a) the fees payable by members;
- 10 (b) the election of office bearers of the Board or vacation of or removal from office of the office bearers and the powers, duties and functions of the office bearers;
- (c) the terms and conditions of appointment, powers, functions and duties of various officers and other employees of the body corporate;
- 15 (d) the procedure to be followed in summoning and holding of meetings of the body corporate and the Board, including notices and agenda of such meetings, the quorum and the conduct of business thereat;
- 20 (e) the qualifications or disqualifications to be a member of the Board and the body corporate;
- (f) the administration and management of the of the property of the body corporate;
- 25 (g) the procedure for and manner of liaising and coordinating with other local and foreign institutions having objectives similar to that of the body corporate; and

8 *Mahawilachchiya Education Centre for Children*
(Incorporation)

(h) generally, the management of the affairs of the body corporate and the dissolution of the body corporate.

(2) Any rule made by the body corporate maybe 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 and shall come into effect on the date thereof.

(4) Every rule made by the body corporate shall, within three months of its publication in the Gazette, be brought before the Parliament for approval. Any rule which is not so approved shall be deemed to be rescinded as from the date of such disapproval-but without prejudice to anything previously done thereunder.

(5) Notification of the date on which any such rule is deemed to be so 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.

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

9. (1) The body Corporate shall have its own funds. Funds of the body corporate

(2) All monies 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 Section 6(c).

Mahawilachchiya Education Centre for Children 9
(Incorporation)

(3) All such money a may be required to defray expenditure incurred by the body corporate in the exercise, performance and discharge of its duties, powers, functions and obligations under this Act, shall be paid out of the funds.

5 **10.** (1) The financial year of the body corporate shall be the calendar year. Accounting
and Auditing

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

(3) The accounts of the body corporate shall be audited annually by the Auditor General or a qualified auditor appointed by the Auditor-General in terms of Article 154 of the Constitution and be certified by the Auditor-General or
15 such auditor.

(4) For the purpose of this section “qualified auditor” means-

(a) an individual who, being a member of the Institute of Chartered Accountants of Sri Lanka or any other relevant institute established by law, possesses a certificate issued by the Council of such institute to practise as an Accountant; or
20

(b) a firm of Accountants of which each of the resident partners is a member of the Institute of Chartered Accountants of Sri Lanka or of any other relevant institute established by law, and possesses a certified to practise as an Accountant, issued by the Council of such institute.
25

10 *Mahawilachchiya Education Centre for Children*
(Incorporation)

11. (1) The Board shall prepare a report of the activities Annual Report
of the body corporate for each financial year and submit
such report together with the audited statement of accounts
and a list of all assets and liabilities of the body corporate
5 certified by the Auditor-General or a qualified Auditor or a
qualified auditor referred to in section 10, to the Secretary
of the Ministry of the Minister assigned the subject of
Education and to the Registrar of the Voluntary Social
Service Organizations appointed under the Voluntary Social
10 Service Organizations (Registration and (2) Supervision)
Act, No. 31 of 1980 before the expiration of six months of
the year succeeding the year to which such report relates.

(2) A separate statement of accounts relating to the foreign
and local monies received by the body corporate and details
15 of all contracts and agreements entered into by the body
corporate and the rules of the body corporate under Section
7 during the financial year shall be attached to the report
referred to in subsection (1).

12. All debts and liabilities of the Center existing on the
20 day immediately preceding the date of commencement of this
Act, shall be paid by the body corporate hereby constituted.
All debts due to and subscriptions and contributions payable
to the Centre on the day shall be paid to the body corporate
for the purpose of this Act.

13. Subject to the provisions of this Act and any other
25 written law, the body corporate shall be able and capable in
law to have 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
30 such property shall be held by the body corporate for the

The body
corporate
may hold
movable and
immovable
property

Mahawilachchiya Education Centre for Children 11
(Incorporation)

purpose of this Act and subject to the rules of the body corporate made under Section 7, with the power to sell, mortgage, lease, exchange or otherwise dispose of the same.

14. Subject to the provisions of this Act, the income and
5 property of the body corporate howsoever derived, shall be
utilized solely towards promoting the objectives of the body
corporate and no portion thereof shall be paid or transferred
directly or indirectly by way of dividend, bonus, profit or
otherwise howsoever to members of the body corporate
10 provided that nothing herein shall prevent the payment in
good faith of reasonable and proper remuneration to any
officer or servant of the body corporate or any member of the
body corporate in return for any services actually rendered
to the body corporate.

Application
of monies and
property

15 15. (1) The seal of the body corporate shall not be affixed
to any instruments whatsoever, except in the presence of
two members of the Board or one member of the Board and
the Secretary of the body corporate or one member of the
Board and some other person appointed by the Board for the
20 purpose who shall assign 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 body
corporate

(2) The seal of the body corporate shall be in the custody
of an officer bearer of the Board as may be decided by the
25 Board.

16. (1) If upon the winding up or 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,

Property
remaining on
dissolution

12 *Mahawilachchiya Education Centre for Children*
(Incorporation)

but shall be given or transferred to any other institution or institutions having objectives similar to those of the body corporate. Such institution or institutions by the rules thereof will be prohibited from distributing its or their income or
5 property among its or their members.

(2) For the purpose of subsection (1), the appropriate institution or institutions shall be determined by the members of the body corporate immediately at or before the time of dissolution at a general meeting by the majority of votes of
10 the members present.

(3) In determining such institution or institutions so far as effect cannot be given to subsection (1), any property so remaining shall be utilized for some charitable objective, to be determined by the members in accordance with
15 subsection (2).

17. Nothing contained in this Act shall prejudice or affect the rights of the Republic or of any body, political or corporate. Saving of the rights of the Republic

18. 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 the case of inconsistency
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