



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

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**HANDAGALA WALAGAMBA PURANA GALLEN  
RAJAMAH VIHARASTHA DEVELOPMENT  
COUNCIL (INCORPORATION)**

**A**

**BILL**

**to incorporate the Handagala Walagamba Purana Gallen Rajamaha  
Viharastha Development Council**

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*Presented by Hon. (Mrs.) Sriyani Wijewickrama M. P. for Digamadulla  
District on 26th January, 2016*

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**[Bill No. 65]**

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*Handagala Walagamba Purana Gallen Rajamaha  
Viharastha Development Council (Incorporation)*

AN ACT TO INCORPORATE HANDAGALA WALAGAMBA PURANA GALLEN  
RAJAMAH VIHARASTHA DEVELOPMENT COUNCIL (INCORPORATION)

WHEREAS a Council called and known as the “Handagala Walagamba Purana Gallen Rajamaha Viharastha Development Council” has heretofore been established in Sri Lanka, for the purpose of effectually carrying out and  
5 transacting all objects and matters connected with the said Foundation according to the rules agreed to by its members:

Preamble.

AND WHEREAS the said Council has heretofore successfully carried out and transacted the several objects and matters for which it was established and has applied to  
10 be incorporated and it will be for the public advantage to 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 Handagala Walagamba  
15 Purana Gallen Rajamaha Viharastha Development Council (Incorporation) Act, No. of 2016.

Short title.

2. From and after the commencement of this Act, such and so many persons as presently are members of the “Handagala Walagamba Purana Gallen Rajamaha Viharastha Development Council” (hereinafter referred to as the “Council”) 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 “Handagala  
20 Walagamba Purana Gallen Rajamaha Viharastha Development Council” 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.

Incorporation of the Handagala Walagamba Purana Gallen Rajamaha Viharastha Development Council.

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

General  
objects of the  
Corporation.

- 5 (a) provision of necessities, maintenance and carrying out of Handagala Walagamba Purana Gallen Rajamaha Viharastha Development Council, Sugatha Young Buddhists' Association, Sugath Kulangana Samithiya, Maithripala Senanayake Memorial Orchard, Rajamaha Vihara Karya Sadaka Samithiya, Deepankara Dhamma School, 10 Handagala Kanda Rajamaha Vihara Perahera organization committee, Gnanawimala Rural and Social Development Foundation and Handagala Sathara Peruwe Funeral Welfare Associations, to organize activities to bring about 15 religious fervour among Buddhists and to promote social and economic activities of the people in the area;
- 20 (b) to preserve and develop Handagala Walagamba Purana Gallen Viharaya as a place of religious and cultural importance by the erection of a dagoba, Samadhi statue, Seemamalakaya, Statue of Lord Buddha in standing posture, Sangawasa and stone arch in the above mentioned Wiharastha New Dhamma Hall, creation of an orchard in the premises 25 of this Institute;
- (c) to provide facilities such as housing, health and pure drinking water to the poor and the destitute in the area;
- 30 (d) to provide facilities to poor children in the relevant district to improve their education;
- (e) to promote, encourage and assist in the activities for the spiritual, cultural, social and physical welfare of its members;
- (f) to safeguard and propagate Buddhism;

- (g) to teach Dhamma and Vinaya to the Bhikkus and to provide them with Pali, Sinhala and such other Eastern and Western languages;
- 5 (h) establish Dhamma Schools in order to provide knowledge on Dhamma to the younger generation;
- (i) to communicate the message contained in the teachings of the Buddha and to propagate Buddhist culture with a view to promote world peace; and
- 10 (j) to present the Buddhist point of view on any matter, on behalf of the Buddhist community at conferences and seminars on global problems relating to education, culture, communication, survival, development and peace, convened by any international, governmental or non-governmental
- 15 organizations, whether religious or secular.

4. (1) The management of the affairs of the Corporation shall, subject to the rules in force for the time being of the Corporation, be administered by a Committee of Management consisting of the Director-General, the Honorary Secretary, and the Honorary Treasurer and not less than six other members as may be provided for in those rules and elected in accordance therewith. The chairman should be a Bhikku residing in the temple.

Management of the affairs of the Corporation.

25 (2) The founding member of the Council, (Ven.) Kirimatiyawe Gnanawimala Thero, Chief Incumbent of Handagala Kanda Purana Gallen Rajamaha Vihara of Padaviya Sudarshanaramaya shall be the most Venerable Chief Chairman of the Board of Directors. The Chairman shall be Rev. Kendeve Samitha Thero who shall also be the

30 Chief Executive Officer of the corporation.

(3) The first Committee of Management of the Corporation shall consist of the members of the Committee of Management of the Council holding office on the day preceding the date of commencement of this Act.

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5. Subject to the provisions of this Act, or 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 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 borrow or raise money with or without security, to receive or collect grants and dismiss officers and servants required for the carrying out of the objects of the  
10 corporation.
6. (1) It shall be lawful for the Corporation from time to time, at any general meeting 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  
15 other written law, for all or any of the following matters:—
- (a) the classification of membership and the admission, withdrawal or expulsion of members;
- (b) the election of the office-bearers, resignation or vacation of or removal from office of office-bearers, and their powers, conduct and duties;  
20
- (c) the election of the members of the Committee of Management, its powers, conduct and duties;
- (d) the procedure to be observed at and the summoning and holding of meetings of the Corporation, Committee of Management or any subcommittee and of the time, places, notices and agenda of such meetings, the quorum and conduct of business thereof;  
25
- (e) the powers, conduct, duties and functions of the various officers, agents and servants of the Corporation;  
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General  
powers of the  
Corporation.

Rules of the  
Corporation.

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- (f) the administration and management of the property of the Corporation, the custody of its funds, the maintenance and audit of accounts; and
- (g) generally for the management of the affairs of the Corporation and the accomplishment of its objects.

(2) Any rule made by the Corporation may be amended, altered, added or rescinded at a like meeting and in like manner as a rule made under subsection (1).

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

(4) All members 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 Council existing on the day preceding the date of commencement of this Act, shall be paid and discharged by the Corporation and all debts due to and subscription and contributions payable to the Council on that day shall be paid to the Corporation for the purposes of this Act.

Debts due by and payable to the Corporation.

8. (1) All expenses and all income accrued to the Corporation must be accounted properly.

Accounting and Auditing.

(2) Accounts of the Corporation must be audited and investigated by auditors appointed by the Corporation (Officers who are registered as Auditors) at least once a year and the correctness of the income and expenditure and the balance of revenue must be credited to the Corporation funds correctly.

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9. The Corporation 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 purchase, grant, gift, lease or testamentary disposition or otherwise and all such  
5 property shall be held by the Corporation for the purposes of this Act and subject to the rules of the Corporation for the time being in force with full power to sell, mortgage, lease, exchange or otherwise dispose of the same.
10. The seal of the Corporation shall not be affixed to  
10 any instrument whatsoever except in the presence of a member of the Committee of Management and the Honorary Secretary or such other person duly authorized by the committee of Management 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.
11. Nothing contained in this Act shall prejudice or  
affect the rights of the Republic or 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.
12. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

Property remaining on dissolution of the Corporation.

Seal of the Corporation.

Saving of the rights of the Republic and others.

Sinhala text to prevail in case of inconsistency.

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