



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

**CHAMPIKA PREMADASA COMMUNITY
DEVELOPMENT FOUNDATION
(INCORPORATION)**

A

BILL

**to incorporate the Champika Premadasa Community
Development Foundation**

*Presented by Hon. Nalin Bandara Jayamaha, M. P. for Kurunegala District
on 10th December, 2015*

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*Champika Premadasa Community Development
Foundation (Incorporation)*

AN ACT TO INCORPORATE THE CHAMPIKA PREMADASA COMMUNITY
DEVELOPMENT FOUNDATION

WHEREAS a Foundation called and known as the Preamble.
“Champika Premadasa Community Development
Foundation” has heretofore been formed for the purpose of
effectually carrying out its objects and matters connected
5 with the said Foundation 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
10 be incorporated and it will be for public advantage to grant
such 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 Champika Premadasa Short title.
15 Community Development Foundation (Incorporation) Act,
No. of 2015.

2. From and after the date of commencement of this Incorporation
Act such and so many persons as now are members of the of the
“Champika Premadasa Community Development Champika
20 Foundation” (hereinafter referred to as the “Foundation”) Premadasa
or shall hereinafter be admitted as members of the Community
Corporation hereby constituted, shall be a body corporate Development
with perpetual succession under the name and style of the Foundation.
“Champika Premadasa Community Development
25 Foundation” (hereinafter referred to as the “Corporation”) and by that name may sue and be sued, with full power and
authority to have and use a common seal and alter the same
at its pleasure.

2 *Champika Premadasa Community Development
Foundation (Incorporation)*

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

General
objects of the
Corporation.

- 5 (a) to assist in the development of educational, religious, cultural, aesthetic and sports facilities without any reference to race, religion or caste and to conduct various festivals and competitions;
- 10 (b) to give assistance, prizes and scholarships to needy school children to enable them to continue their education, encourage them to attend school regularly, assist them in their educational, cultural and scientific activities and to establish permanent and mobile libraries;
- 15 (c) to promote sustainable development in rural and backward areas by utilizing the natural resources that is available in those areas;
- 20 (d) to promote understanding, co-operation and friendship with similar institution within and outside Sri Lanka;
- 25 (e) to promote agricultural and fishery sectors by introducing latest technologies to obtain maximum benefits;
- (f) to establish and maintain projects for the protection, management and conservation of the environment;
- (g) to strengthen the Institute of higher studies, encourage research and scholarship for the advancement of higher education;
- (h) to promote peace, goodwill, understanding and Cooperation among all communities and people of Sri Lanka;

Champika Premadasa Community Development 3
Foundation (Incorporation)

- (i) to empower women, children and the marginalized groups such as persons with disabilities, the poor etc.;
- 5 (j) to promote and encourage humanitarian, sports, literary, spiritual activities;
- (k) to establish and maintain libraries, to subscribe for and issue books, journals, souvenirs and periodicals;
- 10 (l) to provide medical relief and food for the poor, destitute and sick persons, establish and maintain houses for displaced persons and elders and establish and maintain Children's homes and day care centres for children and elders;
- 15 (m) to undertake, the execution of road development and housing schemes, the construction and development of hospitals, Aesthetic Educational Centres, schools, community centres and such other activities with a view to developing towards and villages; and
- 20 (n) to liaise and co-ordinate with other local or foreign institution which have similar objects.

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

Management
of the affairs
of the
Corporation.

(2) The founder member of the Foundation, Hon. Champika Premadasa shall be the Chairman of the Board of
30 Directors for life and thereafter, the Family member of the person who was holding office as Chairman shall become the next Chairman of the Board of Directors.

4 *Champika Premadasa Community Development
Foundation (Incorporation)*

(3) The first Board of Directors of the Corporation shall consist of the members of the Board of Administration of the Foundation holding office on the day immediately preceding the date of commencement of this Act.

- 5 (4) A member of the Board of Directors other than the Chairman shall unless he vacates his office earlier by death or resignation, hold office for a period of four years. Where due to death or resignation a vacancy occurs in the Board of Directors a new member shall be appointed to fill such
10 vacancy and such a new members shall hold office for a period of four years.

5. Subject to the provision of this Act and any other written law, the Corporation shall have the power to do, perform and execute all such acts, things and matters
15 whatsoever as are necessary or desirable for the promotion or furtherance of objects of the Corporation or any one of them, including the power to acquire and hold property movable or immovable, to open, operate and close bank accounts, to borrow or raise moneys with or without security,
20 to receive or collect grants or donations, to invest its funds and to engage, employ and dismiss officers and servants required for the carrying out of the objects of the Corporation.

General powers 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
25 majority of votes 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 matter:—

Rules of the Corporation.

- 30 (a) the Classification of membership, admission, withdrawal, expulsion or resignation of members and membership payable;
- 35 (b) the Procedure to be followed at the summoning and holding of meetings of the Board of Directors, and the Corporation, the quorum for such meetings and the exercise and performance of their powers and duties;

Champika Premadasa Community Development 5
Foundation (Incorporation)

- (c) the appointment, powers, duties and functions of the various officers, agents and servants of the Corporation;
- 5 (d) the qualification required to become a member of the Corporation and of the Board of Directors; and
- (e) the administration and management of the property of the Corporation.

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

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

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

Debts due by
and payable
to the
Foundation.

8. (1) The Corporation shall have its own Fund. All
20 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.

25 (2) There shall be paid out of the Fund of the Corporation, all sums of money as may be required to defray any expenditure incurred by the Corporation in the exercise, performance and discharge of its powers, duties and functions under this Act.

6 *Champika Premadasa Community Development
Foundation (Incorporation)*

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 any purchase grant, lease, gift, 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 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. 10. No member of the Corporation shall for the purpose of discharging the debts and liabilities of the Corporation or for any other purpose, be liable to make any contribution exceeding the amount of such membership fees as may be due from him to the Corporation.

Limitation of liability of members.

11. 11. If upon the dissolution of the Corporation there
15 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 institute or institutes having objects similar to those of the Corporation, and which
20 is or are by the rules thereof prohibited from distributing any income or property among its or their members. Such institution of institutions shall be determined by the Board at or immediately before the dissolution of the Corporation.

Property remaining on dissolution.

12. (1) The financial year of the Corporation shall be
25 the calendar year.

Accounts and Audit.

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

(3) The accounts of the Corporation shall be audited by a
30 qualified auditor as may be determined by the Board.

In this section “qualified auditor” means —

(a) an individual who being a member of the Institute of Chartered Accountants of Sri Lanka or any other

Champika Premadasa Community Development 7
Foundation (Incorporation)

Institute established by law, possesses a certified to practice as Accountant issued by the Council of such Institute; or

- 5 (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 Accountant issued by the Council of such Institute.

- 10 **13.** The seal of the Corporation shall not be affixed to any instrument whatsoever, except in the presence of the Chairman and a member of the Board who shall sign their names on the instrument in token of their presence and such signing shall be independent of the signing of any person as
15 a witness.

Seal of the Corporation.

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

Saving of the rights of the Republic and others.

- 20 **15.** 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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