



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

**NORTH WESTERN ASSOCIATION FOR RESTRAINT
OF HEART DISEASE (INCORPORATION)**

A

BILL

**to incorporate the North Western Association for Restraint of
Heart Disease**

*Presented by Hon. Douglas Devananda, M.P. for
Jaffna District on 10th August, 2016*

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*North Western Association for Restraint of
Heart Disease (Incorporation)*

AN ACT TO INCORPORATE THE NORTH WESTERN ASSOCIATION FOR
RESTRAINT OF HEART DISEASE

WHEREAS an Association called and known as the “North Western Association for Restraint of Heart disease” has heretofore been established for carrying out and transacting all the objects and matters connected with the said Association according to the rules agreed to by its members:

Preamble.

AND WHEREAS the said “Association” 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 interests of the public:

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 North Western Association for Restraint of Heart Disease (Incorporation) Act, No. of 2016.

Short title.

2. Those who are members on the date of the Act and who become members thereafter in the North Western Association for Restraint of Heart Disease (hereinafter referred to as “the Association”) and those who become members of the incorporated Institution (hereinafter referred to as “the corporation”) will have to be under the name and emblem of the North Western Association for Restraint of Heart Disease while engaging in uninterrupted functions, it can sue and being sued by in all the courts, with full power and authority to have and use of a common emblem and to alter the same at its pleasure.

Incorporation of the North Western Association for Restraint of Heart disease.

3. The general objects for which the Corporation is constituted are hereby declared achieving the following objectives:—

The general objects of the Corporation.

(a) to provide the Heart Patients with necessary hospital facilities and hospital implements, medical facilities and other necessary facilities;

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- (b) to provide the Heart Patients with necessary medical facilities and material, financial assistance;
- (c) to conduct seminars, exhibitions and workshops regarding prevention of Heart disease; and
- 5 (d) in order to achieve the above objectives, undertake any other related beneficial actions.

4. The institution is provided with authority to open up, operate, close Bank accounts, obtain loans with or without security or raise funds, accept donations or gifts or
10 collect same, investing own funds, recruiting, engaging and discontinuing personnel in the running of the institution towards the fulfillment of the objectives including execution of all matters that may be helpful as per this Act or under any of the laid down laws in achieving all or some parts of the
15 objectives.

General powers of the Corporation.

5. (1) The administrative and management affairs of the Institution should be conducted by a committee appointed out of those elected office bearers and a number of other individuals in accordance with the existing rules in force.

Management of Affairs of the Corporation.

20 (2) Vacancies that could be created in the Executive committee due to registration, removal or death of members shall be filled according to the existing rules of the Institution.

(3) The first committee of Administration and the executive committee should consist of office bearers who
25 were in the committee on the day before this Act become operational.

6. (1) Towards achieving the objectives of the Institute rules and regulations that are essential for the management such as regulations pertaining to the enlisting, eliminating
30 or removal of members, regulations pertaining to the selection and appointment of the office bearers and general regulations that are necessary for the smooth functioning of

Rules and Regulations of the Corporation.

the Institution, while ensuring that such regulations are not detrimental to the provisions of the Act and also to any other laid down procedures, are enacted and passed from time to time by majority of members present at the Annual
5 General Meeting of the Institution.

(2) In such a meeting as mentioned in the sub section (1), above amendments to the existing rules and regulations and effecting changes and additions or cancellation of any of them can be effected.

10 (3) The rules and regulations in force on the day prior to this Act becomes operational, shall be effective as rules and regulations provided such rules are not detrimental to this Act and also to any other laid down procedures.

(4) Members of the institution are bound by the rules and
15 regulations of the Institution.

7. Upon requirements of this Act the loans and liabilities of the Corporation as at one day prior to the commencement of its operations have to be settled by the Corporation hereto established and dues as the same day by way of loans
20 subscriptions, membership fees and donations if any, are to the settled to the Corporation.

Debts due by and payable to the Corporation.

8. (1) While there has to be a Fund for the Institution, the donations, estimated allocations, transfers, gifts or receipts of charges that were taken over on behalf of the institution
25 and are to be accepted in future will have to deposited into a bank or banks as decided by the financial Administrative Committee or the Working Committee.

Fund of the Institution.

(2) The expenses incurred in respect of the execution of duties and works under the powers of this Act, such expenses
30 will have to be paid out of the Institution's Fund.

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- 5 **9.** The Institution possess the legal authority to make purchases, accept donations, gifts and any other assets movable or immovable offered by way of last will from any donor. For the purpose of this Act the institute has full authority as per rules and regulations existing at present, to sell, mortgage, exchange, give out on lease or release such property by other means. Possession of movable and immovable assets.
- 10 **10.** While the Emblem of the Institution to be kept under the sustody of the Secretary of the working Committee, it can be used on instruments only when the Administrative Committee President and one Committee member is present and never on any other instruments. Signatures on the instrument are to prove the presence of the signatories and should be precence of the signature of the witnesses. Seal of the Corporation.
- 15 **11.** No person or the Republic, or any other state institution or incorporated body except those whose names are referred to in this Act and those who hold ownership rights through, by, and under such persons, should be subjected to any loss, damages or effects due to any of the contents of this Act. Defending the rights of the republic and others.
- 20 **12.** 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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