



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

**ATTANAGALLA DEVELOPMENT
FOUNDATION (INCORPORATION)
ACT, No. 27 OF 2008**

[Certified on 15th July, 2008]

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*Attanagalla Development Foundation
(Incorporation) Act, No. 27 of 2008*

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L.D.—O. (INC) 23/2004

AN ACT TO INCORPORATE THE ATTANAGALLA DEVELOPMENT
FOUNDATION

WHEREAS an Association called and known as the “Attanagalla Development Foundation” has heretofore been established for the purpose of effectually carrying out and transacting all its 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 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 Attanagalla Development Foundation (Incorporation) Act, No. 27 of 2008.

Short title.

2. From and after the date of commencement of this Act, such and so many persons as now are members of the Attanagalla Development Foundation (hereinafter referred to as the “Foundation”) 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 the style of the “Attanagalla Development Foundation” and by that name may sue and be sued, with full powers and authority to have and use a common seal, and alter the same at its pleasure.

**Incorporation of
the Attanagalla
Development
Foundation.**

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

**General objects
of the
Corporation.**

(a) to provide of houses to poor Sri Lankans ;

- (b) to provide food, clothing and drugs to orphaned children and conduct medical clinics for the poor ;
- (c) to take action towards the social, educational and cultural development of under privileged children in Sri Lanka, to grant of scholarships and establish foster parents schemes ;
- (d) to launch self-employment programmes to strengthen the economic position of women, impart knowledge and grant loans and assistance to them for self-employment projects ;
- (e) to establish and maintain Homes for the Aged, and orphanages and promote the welfare of the mentally retarded and the disabled ;
- (f) to develop the friendly relations between young people of Sri Lanka and other countries through suitable methods, to facilitate visits of delegate to and from Sri Lanka for the furtherence of the objectives of the foundation, and to organize national and international seminars ;
- (g) to conduct educational and vocational training programmes for the youth and opening up business enterprises, assist youth financially or otherwise to enable them to engage in self employment projects and to maintain trade stalls for the sale of their manufactured items and establish animal farms for the purpose of livestock development ;
- (h) to help places of religious worship, providing assistance to promote Dhamma School Education and to assist Buddhist Monks to pursue their education and provide medical assistance ;
- (i) to take all steps necessary to protect the environment and create awareness among the community ;

- (j) to make arrangements to give computer education and knowledge of languages to school leavers ;
- (k) to conduct lectures, seminars, discussions and demonstrations to promote the objects of the Corporation ; and
- (l) to co-ordinate with other institutions and organizations with similar objectives as the Corporation.

4. Subject to the provisions of this Act and any other written law, the Corporation shall have the power to — Powers of the Corporation.

- (a) obtain funds from local or foreign sources and to receive or collect grants or donations in cash or kind ;
- (b) invest moneys of the Corporation in such investments that may earn favourable returns, and withdraw the investments and re-invest ;
- (c) employ and engage officers and employees required for carrying out the objects of the Corporation, pay them gratuity and other remuneration and exercise disciplinary control over such officers and employees ;
- (d) open, operate and close bank accounts and borrow money with or without security ;
- (e) to do all such other things suitable or required to accomplish the objects of the Corporation.

5. (1) The affairs of the corporation shall, subject to the rules of the Corporation made under section 6 be administered by a Board of Management consisting of such number of members as may be provided for in such rules and elected in accordance therewith. Management of activities of the Corporation.

(2) The first Board of Management of the Corporation shall consist of the Members of the Board of Management of the Foundation holding office on the day immediately preceding the date of commencement of this Act.

Rules of the 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 entitled to vote, to make rules not inconsistent with the provisions of this Act or any other written law, for the admission, expulsion or withdrawal of members, for the election of members of the Board of Management, for the performance of the duties of the Board of Management and of the various officers, agents and servants of the Corporation, for the procedure to be followed in the transaction of its business at meetings of the Corporation and of the Board of Management and otherwise generally for the management of the affairs of the Corporation and attainment of its objects. Such rules when made may at a like meeting and in like manner, be altered, added to, amended or rescinded.

(2) Every member of the Corporation shall be subject to the rules made by the Corporation.

Debts due by and payable to the Foundation.

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

Corporation may hold movable or immovable property.

8. The Corporation shall be able and capable in law, to acquire 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 Corporation for the purposes of this Act, and subject to the rules of the Corporation made under section 6, it shall have full power to sell, mortgage, lease, exchange or otherwise dispose of the same.

9. (1) The Corporation shall have its own fund and all moneys heretofore or hereafter received by way of gifts, bequests, donations, subscriptions, 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 Management shall determine .

Fund of the Corporation.

(2) There shall be paid out of the fund, any expenditure incurred by the Corporation in the exercise, performance and discharge of its powers, duties and functions under this Act.

10. The seal of the Corporation shall be in the custody of the Secretary and it shall not be affixed to any instrument whatsoever, except in the presence of the President and Secretary 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.

Seal of the Corporation.

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

Accounts and audit.

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

(3) The accounts of the Corporation shall be audited by a qualified auditor.

In this section "qualified auditor" means—

- (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 practise as an Accountant issued by the Council of such Institute ; or
- (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 practise as an Accountant issued by the Council of such Institute.

Property
remaining on
dissolution.

12. If upon the dissolution of the Corporation, 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 Corporation, but shall be given or transferred to some other association or institution having objects similar to those of the Corporation.

Saving of the
rights of the
Republic and
others.

13. Nothing in this Act contained shall prejudice or affect the rights of the Republic or of any body politic or corporate.

Sinhala text to
Prevail in case of
inconsistency.

14. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

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