

CHAPTER 417

SENKADAGALA EKSATH BAUDDHA MANDALAYA

Act
No. 4 of 1980.

AN ACT TO INCORPORATE THE SENKADAGALA EKSATH BAUDDHA MANDALAYA.

[24th January, 1980]

Short title.

1. This Act may be cited as the Senkadagala Eksath Bauddha Mandalaya (Incorporation) Act.

(e) the conducting of sermons, discussions and talks, on the Dhamma and participation in religious activities; and

Incorporation of the Senkadagala Eksath Bauddha Mandalaya.

2. From and after the date of commencement of this Act, such and so many persons as now are members of the Senkadagala Eksath Bauddha Mandalaya (hereinafter referred to as "the Association"), or shall hereafter be admitted 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 "Senkadagala Eksath Bauddha Mandalaya", and by that name shall and 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.

(f) the taking of all other steps that are necessary and desirable for the promotion of the above-mentioned aims and objects.

4. (1) The affairs of the Corporation shall, subject to the rules in force for the time being of the Corporation, be administered by a Board of Management consisting of such number of persons to be elected in accordance with the rules in force for the time being of the Corporation.

Board of Management.

(2) The first Board of Management of the Corporation shall be the members of the Board of Management of the Association holding office on the date of commencement of this Act.

General objects of the Corporation.

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

- (a) the fostering of Buddhism and the safeguarding of the special privileges of Buddhists;
- (b) the promotion of mutual co-operation and unity among Buddhists in the Kandy district and for that purpose consolidating Buddhist societies;
- (c) the performing of social service according to the principles of Buddhism and for that purpose encouraging the participation of Buddhists;
- (d) the advancement and development of the physical and intellectual development and culture of Buddhists,

5. (1) It shall be lawful for the Corporation from time to time, at any general meeting of the members and by a majority of votes, to make rules for admission, withdrawal or expulsion of members; for the conduct of the duties of the Board of Management and of the various officers, agents and servants of the Corporation; for the procedure in the transaction of business; and otherwise generally for the management of the affairs of the Corporation and the accomplishment of its objects. Such rules when made may, at a like meeting, be altered, added to, amended or rescinded, subject however to the requirements of subsection (2).

Rules of the Corporation.

(2) No rule of the Corporation for the time being in force, nor any rule which may hereafter be passed shall be altered, added

to, amended or rescinded except by a vote of two-thirds of the members present and voting at a general meeting of the Corporation:

Provided, however, that such alteration, addition, amendment or rescission shall have been approved by the Board of Management.

(3) The rules of the Association in force on the date of commencement of this Act, shall be deemed to be the rules of the Corporation 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.

Debts due by and payable to the Association.

6. All debts and liabilities of the Association existing on the date of commencement of this Act shall be paid by the Corporation hereby constituted and all debts due to and subscriptions and contributions payable to the Association shall be paid to the Corporation for the purposes of this Act.

How seal of the Corporation is to be affixed.

7. The seal of the Corporation shall not be affixed to any instrument whatsoever except in the presence of two of the members of the Board of Management, 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.

8. The Corporation shall, subject to the rules in force for the time being of the Corporation, be capable in law to—

Corporation may hold property, movable and immovable.

(a) take 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

(b) sell, mortgage, lease, exchange or otherwise dispose of the same.

9. It shall be lawful for the Corporation to raise funds for the accomplishment of its objects and for such purpose to create, execute, grant or issue any mortgages, bonds or obligations:

Borrowing powers.

Provided that the aggregate of the amounts which may be so raised by the Corporation shall not exceed the sum determined by the Board of Management.

10. The Corporation shall reimburse any member, officer, agent or servant of the Corporation to the extent of payments bona fide made by such member, officer, agent or servant of the Corporation, on behalf of the Corporation and for its benefit.

Reimbursement.

11. Nothing in this Act contained shall prejudice or affect the rights of the Republic, or of 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 them.

Saving of rights of the Republic and others.