

(Internet Version)



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

**LANKA JATIKA SARVODAYA SHRAMADANA
SANGAMAYA (INCORPORATION)
(AMENDMENT) ACT, No. 12 OF 1999**

[Certified on 24 th May, 1999]

Printed on the Order of Government

Published as a Supplement to Part II of the **Gazette of the Democratic Socialist
Republic of Sri Lanka** of May 28, 1999

PRINTED AT THE DEPARTMENT OF GOVERNMENT PRINTING, SRI LANKA

TO BE PURCHASED AT THE GOVERNMENT PUBLICATIONS BUREAU, COLOMBO I

Price : Rs. 15.75

Postage : Rs. 5.25

Lanka Jatika Sarvodaya Shramadana Sangamaya 1
(Incorporation) (Amendment) Act, No. 12 of 1999

[Certified on 24th May, 1999]

L.D.-O. 74/88.

AN ACT TO AMEND THE LANKA JATHIKA SARVODAYA SHRAMADANA
SANGAMAYA (INCORPORATION) ACT, No. 16 OF 1972

WHEREAS it has become necessary, *inter alia*, to make provision enabling the Lanka Jatika Sarvodaya Shramadana Sangamaya to engage in economic and financial activities, both within and outside Sri Lanka, for the purpose of creating employment and financing welfare programmes, projects and activities of the Sangamaya :

Preamble.

AND WHEREAS the said Sangamaya has at Special General Meetings convened for the purpose, by a vote of not less than two thirds of the members present and voting, requested the making of the necessary amendments to the Lanka Jatika Sarvodaya Shramadana Sangamaya (Incorporation) Act, to provide for the above requirements and it is expedient to effect such amendments :

BE it enacted by the Parliament of the Democratic Socialist Republic of Sri Lanka as follows :-

1. This Act may be cited as the Lanka Jatika Sarvodaya Shramadana Sangamaya (Incorporation) (Amendment) Act, No. 12 of 1999.

Short title.

2. Section 3 of Lanka Jatika Sarvodaya Shramadana Sangamaya (Incorporation) Act, No. 16 of 1972 (hereinafter referred to as the "principal enactment") is hereby amended as follows :-

Amendment of section 3 of Act, No. 16 of 1972.

(a) by the renumbering of subsection (9) of that section as subsection (15) thereof ;

(b) by the repeal of subsection (10) of that section ;

2 *Lanka Jatika Sarvodaya Shramadana Sangamaya
(Incorporation) (Amendment) Act, No. 12 of 1999*

(c) by insertion, immediately after subsection (8) of that section of the following new subsections :-

“(9) to promote, organise and engage in, economic and financial activities and to carry on such activities, both within and outside Sri Lanka, for the purpose of creating employment and financing the welfare programmes, projects, and activities of the Association ;

(10) to promote the establishment of legally recognized community organisations to undertake spiritual, moral, social, educational, economic and financial activities for the development of communities in accordance with the Sarvodaya Philosophy; and to assist such organisations to carry out their development, work, by providing them with training, management services and financial assistance ;

(11) to establish such legal entities as may be necessary to manage the various programmes and projects of the Association, to frame rules governing the conduct of such entities, and to delegate to such entities such administrative powers and financial authority as may be necessary ;

(12) to enter into arrangements for sharing profits, union of interest, co-operation, joint venture, reciprocal concession or otherwise, with any person, company or business undertaking carrying on, or engaged in, any business or transaction which the Association wishes to carry on or engage in ;

(13) to promote peace among the different ethnic groups in Sri Lanka through direct action, participation in non-violent interventions, and indirect participation in such activities as peace

marches, peace conferences, peace education programmes, peace camps or other activities, by the establishment of Sarvodaya Non-violent People's Peace Organization ;

(14) to strive for the promotion of universal respect for the observance of human rights and fundamental freedoms ; and by progressive measures, both national and international, to secure their universal recognition and observance," and

(d) in the renumbered subsection (15) of that section by the substitution for the words " the Freedom from Hunger Campaign of the Food and Agricultural Organisation" of the abbreviations "the FAO, UNV."

3. Section 4 of the principal enactment is hereby amended as follows :-

Amendment of section 4 of the principal enactment.

(a) in subsection (1) of that section by the substitution for the words "of the office bearers" of the words "committee of office bearers" ; and

(b) in subsection (2) of that section by the substitution for the words "functions to" of the words "functions to the committee of office bearers or".

4. Section 6 of the principal enactment is hereby amended in subsection (1) of that section by the substitution for the words "for the performance of the duties of the office bearers and other members of the Executive Council of the Corporation for", of the words "for the performance of the duties of the committee of office-bearers and other members of the executive council of the corporation, for the establishment of Sarvodaya related economic enterprises and welfare units, for the composition of the committee of office bearers for".

Amendment of section 6 of the principal enactment.

4 *Lanka Jatika Sarvodaya Shramadana Sangamaya
(Incorporation) (Amendment) Act, No. 12 of 1999*

Sinhala text to prevail in case of inconsistency.

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

Repeal of the Schedule to the principal enactment.

6. The Schedule to the principal enactment is hereby repealed and the following Schedule substituted therefor :-

SCHEDULE

PREAMBLE

We, who have dedicated our lives to the noble cause of the building up of a Sarvodaya Social Order in Sri Lanka and other countries of the world, where Truth, Non-violence and Self denial shall be the foundations of such Society and where the welfare of all, Sarvodaya, shall be the goal of our common endeavour, while pledging ourselves to work towards this ideal as members of one family where mutual love, faith, co-operation and co-sharing shall prevail, yet for the purpose of satisfying the requirements of efficiency in our service programmes and for establishing relationships with other social organisations and institutions, do hereby constitute ourselves as an organisation under the name "Lanka Jatika Sarvodaya Shramadana Sangamaya" under the following rules :-

RULES OF THE LANKA JATIKA SARVODAYA SHRAMADANA
SANGAMAYA

Rule 1-Name :

The name of the Association shall be "The Lanka Jatika Sarvodaya Shramadana Sangamaya" (hereinafter referred to as "The Association".)

Rule 2-Symbol :

The symbol of the Association shall be a light red open lotus flower with the rising sun in the background.

Rule 3-Motto :

The motto of the Association shall be "Let us go from village to village and be of service to all"

Rule 4-Flag :

The Association shall have a flag comprising of the symbol and motto of the Association on a white background.

Rule 5-General Objects :

The general object of the Association shall be-

- (1) to provide, by means of Shramadana Camps and other constructive ways, adequate opportunities and the appropriate mental climate for the realization of the principles, the philosophy and the objects of Sarvodaya by the Shramadana Sevaka-Sevikas who volunteer to engage themselves in village development and community welfare projects ;
- (2) to provide opportunities to the youth to acquire a correct understanding of the socio-economic and other problems of the country and organize educational and training programmes for them, to learn ways and means of solving these according to the Sarvodaya Philosophy ;
- (3) to organize programmes with a view to the eradication of distrust and disintegration, arising from differences such as caste, race, creed and party politics ;
- (4) to disseminate qualities of selfless service, self-denial, co-operation, self-discipline and dignity of labour among the people of the land ;
- (5) to encourage the development, especially in the youth, of healthy views of social justice, equality, love of one's motherland and international brotherhood ;
- (6) to develop self-confidence, co-operation and unity among the urban and rural communities and to evoke their inherent strength to bring about an all round development in their spiritual, moral, social, economic and educational life ;
- (7) to train and organize groups of youth who are ready to come forward and render voluntary service in times of national distress as well as in community development and social welfare programmes ;
- (8) to collect and mobilize the maximum possible resources of the people such as their time, intelligence, energy, wealth, specialised skills and technological knowledge which they are prepared to donate of their own free will and utilise them scientifically to bring about the general economic and social progress of the people ;
- (9) to promote, organize and engage in, economic and financial activities and to carry on such activities both within and outside Sri Lanka for the purpose of creating employment and financing the welfare programmes, projects and activities of the Association ;

6 *Lanka Jatika Sarvodaya Shramadana Sangamaya
(Incorporation) (Amendment) Act, No. 12 of 1999*

- (10) to promote the establishment of legally recognized community organizations to undertake spiritual, moral, social, educational, economic and financial activities for the development of the communities in accordance with the Sarvodaya Philosophy and to assist such organisation to carry out their development work by providing them with training, management services and financial assistance ;
- (11) to establish such legal entities as may be necessary to manage the various programmes and projects of the Association, to frame rules governing the conduct of such entities and to delegate to such entities such administrative powers and financial authority as may be necessary ;
- (12) to enter into arrangements for sharing profits union of interest, co-operation, joint venture, reciprocal concession or otherwise with any person, company, business or business undertaking carrying on or engaged in any business or transaction which the Association wishes to carry on or engage in ;
- (13) to promote peace among the different ethnic groups in Sri Lanka through direct action, participation in nonviolent interventions and direct participation in such activities as peace marches, peace conferences, peace education programmes, peace camps or other activities by the establishment of a Sarvodaya Non-violent People's Peace Organization. ;
- (14) to strive for the promotion of universal respect for the observance of human rights and fundamental freedoms and by progressive measures both national and international to secure their universal recognition and observance ;
- (15) to associate generally for the realisation of the objects of the various institutions of the United Nations and especially to assist in the programmes of the Food and Agricultural Organization, United Nations Educational Scientific and Cultural Organization, United Nations International Children's Emergency Fund, World Health Organization, United Nations Environmental Programme and United Nations Volunteers Programme to eradicate hunger, illiteracy and disease from our world.

Rule 6–General Principles :

The members of the Association shall accept the following ten basic principles as the principles, for which they shall strive :-

- (1) to observe truth, non-violence and self-denial at all times ;
- (2) to attain progressively the goal of a simple way of living ;

- (3) to steer clear of any political party affiliations, in order that the sanctity of the Association may be preserved ;
- (4) to assist in the national development and social welfare projects of the Government ;
- (5) to attempt to build, in place of the present way of life based on private ownership of wealth, competition, hatred and greed a Sarvodaya Social Order based on community ownership, co-operation love and self-denial by non-violent methods ;
- (6) to accept the concept of Sarvodaya or welfare of all found as the heart in the teachings of world-religious leaders such as Lord Budha, Lord Jesus Christ, Prophet Mohammed and following the example set by such noble leaders as Emperor Asoka, Anagarika Dharmapala, Mahatma Gandhi utilizing our traditional principles of the four Brahma Viharas (sublime abodes) namely, metta (loving kindness), Karuna (compassionate action), muditha (altruistic joy), upekkha (equanimity) and the four tenets of social conduct, namely Dana (sharing), Priyavachana (pleasant speech), Artha Chariya (constructive activity), Samanathmatha (equality in association) and choosing the middle path or the Noble Eightfold Path to achieve the said ideals of Sarvodaya and make this island of Sri Lanka, once again a land of plenty and righteousness ;
- (7) to accept that the means by which the objects of the Association are to be achieved should be honest and pure ;
- (8) to accept and abide by the decisions of the Executive Council and the Elders Council in matters pertaining to membership of the Association and to pledge that the only step that such member shall take is to voluntarily resign, if the said Council decides to remove such member from membership ;
- (9) to realize that Shramadana is only the first step in the achievement of a total non-violent revolution in all matters social, moral, political and economic and to render service in other Sarvodaya steps and measures that be taken from time to time to establish a Sarvodaya social system in which justice and equality shall be the salient features and in which exploitation of man by man in any form would entirely be eliminated ; and
- (10) to realize and work towards the idea that the maximum well-being and happiness of humanity can only be achieved when within countries people are non-violently organized as self-reliant rural and urban communities where scientific and spiritual values are harmoniously combined for the welfare of all and where the world community consisting of such nations organize themselves in to a commonwealth of independent nations where peace, co-operation and mutual respect for the freedom of such independent nations are the salient features.

Rule 7 - The pledge :

- (1) All those who apply for membership of the Association shall take the following pledge on admission to membership and all such members at every Annual General Meeting shall as a body renew this pledge :-

Provided, however, that in the case of a Corporate member, being a Sarvodaya Shramadana Society/Sarvodaya Society/Sarvodaya Sansadaya registered under the Societies Ordinance (Chapter 123) such pledge shall be taken by the president/General Secretary of such Society/Sansadaya on behalf of such Society/Sansadaya.

- (2) "I, hereby do pledge that I shall, in accordance with the objects and principles of the Association serve selfless and agree to abide by the decisions of the Council of Elders and the Executive Council as final in all matters connected with the membership and discipline of the Association. Further, in accordance with the rules and regulations of the Association, if at any time I am made to forego my membership in the Association I do pledge not to consider the same as a personal damage caused to me ; or if any person is to be removed from membership of the Association. I, do pledge not to accept such removal as a personal insult caused to him. I shall strive to rectify and correct the shortcomings and violations of principles that I may have been responsible for, with a view to qualifying myself to regain membership, at a later time".

Rule 8 - Membership :

- (1) Any person who is not under sixteen years of age and who agrees to accept and abide by the principles, the objects and the pledge of the Association shall until he is admitted to membership by the Executive Council, in the first instance, be a member of any Haula referred to in Rule 20.
- (1a) Any Sarvodaya Shramadana Society/Sarvodaya Society/Sarvodaya Sansadaya which is registered under the Societies Ordinance (Chapter 123) may be a Corporate Member of the Association till such time such Society/Sansadaya may be terminated, dissolved or wound up under the provisions of the said Ordinance.
- (2) The Executive Council shall have the power to invite any member of a Haula referred to in Rule 20 or any person who, in the opinion of the Executive Council has rendered valuable service to the movement to be a member of the Association.
- (3) When the application for membership in the prescribed form accompanied by the subscription is received by the General Secretary, the Executive Council shall consider the granting of membership to such applicant.

- (4) The Executive Council of the Association shall have all powers for the admission to membership, refusal to grant membership, suspension of membership and removal from membership of the Association.
- (5) In matters pertaining to disciplinary action with regard to membership, while the Executive Council shall not be obliged to give reasons for such action to the Annual General Meeting or any other party or person, it shall however place such decision before the Annual General Meeting for its ratification.
- (6) There shall be seven categories of members namely—Youth Members, Ordinary Members, Sampathdayaka Members, Life Members, Honorary Members, International Members and Corporate Members.

“Youth Members” shall mean those persons who have completed 16 years of age but not completed 25 years of age ;

“Ordinary Members” shall mean those persons who are above 25 years of age ;

“Sampathdayaka members” shall mean those persons who donates annually the membership fee or any contribution over and above the membership fee referred to in rule 9 ;

“Life Members” shall mean those persons who subscribe the amount prescribed for such membership in rule 9 ;

“Honorary Members” shall mean those persons who belong to any religious order and who in the opinion of the Executive Council are by reason of their eminence qualified for such membership ;

“International Members” shall mean those persons though not resident in Sri Lanka itself have contributed to the Sarvodaya thought and have rendered service to the movement from abroad and whom the Executive Council decides to admit to membership ; and

“Corporate Members” shall mean any Sarvodaya Shramadana Society/Sarvodaya Society/Sarvodaya Sansadaya registered under the Societies Ordinance (Chapter 123).

Rule 9—Membership Fees ;

- (1) Youth Members shall pay five rupees per year and Ordinary members shall pay twenty-five rupees per year as their annual subscription.
- (2) Sampathdayaka Members shall pay fifty rupees or such other sum over and above fifty rupees as they may wish, as their annual subscription.

10 *Lanka Jatika Sarvodaya Shramadana Sangamaya
(Incorporation) (Amendment) Act, No. 12 of 1999*

- (3) Members who pay one thousand rupees in one payment or in five instalments of two hundred rupees each, shall be deemed to be Life Members.
- (4) Honorary and International Members are not obliged to pay membership fees.
- (4a) Corporate Members shall pay two hundred Rupees per year as the subscription fee.
- (5) Members of the Youth, Ordinary and Sampathdayaka categories shall have to renew their membership for each new calendar year by paying the membership fee before the 31 st day of March of each such calendar year.
- (6) The Members of the Association who forfeit their membership by a decision of the Executive Council, by resignation or by any other means shall not be entitled to claim a refund of any subscription or donation they have paid to the Association during their period of membership.

Rule 10 – Membership Register :

The General Secretary shall maintain a register of members giving their names, category of membership, permanent address, date on which membership was granted, date on which a person ceased to be a member and any other relevant information that the General Secretary may consider necessary.

Rule 11 – Council of Elders :

- (1) The Council of Elders shall consist of 20 members selected at the Annual General Meeting of the Association.
- (2) The Executive Council shall have the power to fill any vacancy in the Council of Elders that may occur as a result of the inability to elect the full number of members at the Annual General Meeting or by resignation during the course of the year or by the termination of membership owing to some other reason.
- (3) Where an occasion arises when the Executive Council is unable to arrive at a decision in regard to a disciplinary matter connected with members or office-bearers, such matter shall be placed before the Council of Elders and the decision given by the Council of Elders in such instances, shall be accepted as final by the members, the Executive Council and the committee of office-bearers alike.
- (4) The members of the Council of Elders are deemed to be *ex-officio* members of the Executive Council and shall have the power to participate in Executive Council meetings as other members of that Council.

- (5) The members of the Council of Elders shall, within one month of their selection, appoint from among themselves a President and a Secretary.
- (6) Where any member of the Council of Elders does not attend three consecutive meetings of the Executive Council without informing in writing the reason for such absence and such member does not attend the next meeting of the Executive Council even after the General Secretary has specially written to such member requiring him to attend such member, shall be deemed to have vacated his membership in the Council of Elders.

Rule 12 – Executive Council :

- (1) The Executive Council shall be empowered to take all policy decisions deemed necessary for the good working of the Association and the realization of the objects of the Association and to take all such measures as may be necessary for the enforcement of such decisions through the committee of office-bearers.
- (2) The Executive Council shall consist of seventy five members namely the twenty members of the Council of Elders, the fourteen Office-Bearers, namely the President, the eight Vice Presidents, the General Secretary, three Additional Secretaries and the Treasurer, not being corporate members elected at the Annual General Meeting and fortyone other Executive Council Members, also elected at the Annual General Meeting.
- (3) The president shall have the power to suspend the membership of any member of the Executive Council if under the signature of thirteen Executive Council members such request is made and the Executive Council decides to accept such request.
- (4) The Executive Council shall meet at least once a month and the quorum for a meeting shall be twenty five members.
- (5) Any member of the Executive Council absenting himself from three consecutive meetings of the Executive Council without informing in writing his inability to attend such meetings shall be deemed to have vacated his membership in the Council.
- (6) Any person who the President considers should be a member of the Executive Council but cannot be admitted by reason of the number of members of the Council, specified in rule 12 (2) may be invited by the President through the General Secretary to participate in Executive Council meetings. Such person shall have the full right to participate in the activities of the Executive Council but shall not have the right to vote.

12 *Lanka Jatika Sarvodaya Shramadana Sangamaya
(Incorporation) (Amendment) Act, No. 12 of 1999*

- (7) Although the members of the Executive Council including the office-bearers of the Association are person, serving in a Honorary capacity, where in view of the responsibilities entrusted to them and the important nature of their functions it appears that their full time services should be obtained at the Head Office, the Executive Council shall have the power to grant them suitable and adequate allowances.

Rule 13 – Powers of the Executive Council :

The Executive Council shall have the authority to exercise all its powers to carry out the following duties and responsibilities :-

- (1) Admission, suspension and expulsion of members ;
- (2) Appointment and removal of the Executive Director of the Association ;
- (3) Appointment, allocation of duties and removal of Executive Assistants to the Executive Director, Administrative Secretary, Finance Director, Directors of Divisions and Field Directors ;
- (4) Specify such duties of the committee of office bearers as are not mentioned in these rules, delegation to them of such powers as are necessary and the withdrawal of such powers ;
- (5) filling of the vacancies of the Executive Council and the Council of Elders and subject to rule 14 hereunder, filling of any vacancy in the committee of office-bearers ;
- (6) appointment and dissolution of special service committee, sub-committees and working committees and the delegation of powers and duties to and the withdrawal of such powers and duties, from such committees ;
- (7) appointment of qualified auditors to examine all accounts of the Association and present their duly audited and certified annual statement of accounts of the General Meeting and required Government Institutions.
- (8) Organization and giving of instructions to the committee of office-Bearers in regard to the implementation of programmes of work, in accordance with the objects of the Association ;
- (9) Interpretation and clarification of the rules and the giving of decisions on matters not provided for in these rules ;
- (10) When amendments, revisions or deletions of the rules are necessary, the taking of decisions on such matters and presenting them for approval to a Special General Meeting summoned for such purpose ;

- (11) decide on the dates, times, and venues for the holding of Annual General Meetings, Special General Meetings and General Meetings ;
- (12) subject to such conditions as may be prescribed by the Executive Council, the decentralization of any Sarvodaya institution, project or Service which is for the time being under the control and management of the Association, as an independent Institution, Project or Service and transfer movable and immovable property necessary for the efficient functioning of such Institution, Project or Service and all powers relating to their management, maintenance or otherwise ;
- (13) establishment of a special insurance fund at the Central Bank of Sri Lanka for the purpose of securing the well being of the Association and its employees ;
- (14) from time to time, by a vote of two thirds of the members present and voting –
 - (a) raise or borrow any sum of money from any institution or person, whether, in Sri Lanka or abroad, and provide security for such borrowing by way of mortgage or charge on any of the Associations movable or immovable property ;
 - (b) Secure any borrowings of the Association by a trust deed or other assurance ;
 - (c) draw, make, accept, endorse, negotiate, discount and execute promissory notes, bills of exchange or other negotiable instruments ;
 - (d) issue debentures or debenture stock either permanent, redeemable or repayable ; and
 - (e) make or issue other forms of security and/or collateral.

Rule 14 – The committee of office bearers :

- (1) The following fourteen office-bearers shall constitute the committee of office-bearers of the Association :-
 - The President ;
 - Eight Vice Presidents ;
 - The General Secretary ;
 - Three Additional Secretaries ; and
 - The Treasurer.

14 *Lanka Jatika Sarvodaya Shramadana Sangamaya
(Incorporation) (Amendment) Act, No. 12 of 1999*

- (2) The office-bearers shall implement the policy decisions of the Executive Council through the Executive Director and his/her staff. The office bearers shall be jointly and severally responsible to the Executive Council for their actions ;
- (3) The President, the eight Vice-Presidents the General Secretary, three Additional Secretaries and the Treasurer shall cease to hold office on (1) resignation from membership or office (2) death (3) becoming a lunatic or of unsound mind (4) being convicted of any criminal offence, or (5) being requested in writing to resign by a minimum of 40 members of the Executive Council.

Under such circumstances the Executive Council shall have the power to fill such vacancies and such appointments shall be ratified at a Special General Meeting summoned within not less than two calendar months from the date of such vacancy being filled.

- (4) If for any reason a situation arises where the Executive Council become incapable of acting, the committee of office bearers shall jointly be entrusted with the carrying out of the activities of the Association, until a Special General Meeting is summoned within thirty days and a new Executive Council elected.
- (5) (i) The Committee of office-bearers shall meet at least once a month presided over by the President or in the absence of the President by any one of the Vice Presidents.
(ii) The quorum for any meeting of the committee of office-bearers shall be six office-bearers including the President and the Treasurer.
- (6) The General Secretary or an officer acting on his behalf, shall on each and every month submit at the meeting of the Executive Council a report of any major decisions taken during the month by the committee of office-bearers and the Executive Director shall once in every three months submit at a meeting of such Council a report stating the manner in which the activities of the Association had been organised and implemented by the Executive Director.

Rule 15 – powers of the committee of office-bearers :

Without prejudice to the powers of the office-bearers referred to elsewhere in these rules, the committee of office-bearers shall by itself or through such full time Sarvodaya Workers, Organisers and Institutions, have the authority to exercise, discharge and perform the following powers, functions and duties on behalf of, and subject to the policy decisions formulated by, the Executive Council :-

- (1) advise the President on the appointment of all full time Sarvodaya Workers, other than the members of the Executive Council and office-bearers, allocation of their services and their removal ;

- (2) appointment, allocation of duties, control and removal of organisers and workers for office level, institutional level, village level, divisional level, district level and national level duties ;
- (3) when necessary, approval of allowances and payments for maintenance of workers and organisers ;
- (4) organisation, establishment and supervision of Sarvodaya Shramadana Societies, Sarvodaya Govi Haulas, Sarvodaya Sisu Haulas, Sarvodaya Mavu Haulas, Sarvodaya Welenda Haulas, Sarvodaya Singithi Haulas, Sarvodaya Pre-Employment Service, Sarvodaya Samma Ajiva Service, Sarvodaya Deshodaya Mandalaya and such other Sarvodaya organisations as may be deemed necessary and the appointment and removal of organisers and organising committees for such organisations ;
- (5) establishment of relationship with Ministries, Departments and other Governmental Institutions according to the needs of the Association ;
- (6) establishment and maintenance of relationships with similar organisations, both national and foreign, according to the needs of the Association ;
- (7) establishment, control and discontinuance of Sarvodaya Shramadana Centres, Divisional Centres, District Centres, District Development Education Institutions, the Central co-ordinating centres, Sarvodaya Farms, Income Generaling Institutions, Special Training Centres, Social Welfare Homes and Educational Institutions ;
- (8) custody of, control, putting to right use, improvement and additions to and when possible, derivation of income from, all movable and immovable property belonging to the Association ;
- (9) receive by way of donations or by such other means, of land, buildings equipment or funds for the use of the Association and their utilization and investment in the interest of the objects of the Association ;
- (10) maintenance and keep in safe custody of all documents of the Association ;
- (11) maintenance and keep in safe custody of proper accounts or income and expenditure of the Association ;
- (12) establishment, control and maintenance of the Central Office and Branch Offices of the Association ;

16 *Lanka Jatika Sarvodaya Shramadana Sangamaya
(Incorporation) (Amendment) Act, No. 12 of 1999*

- (13) organization of, and bearing responsibility for Shramadana Camps, Shanthi Sena Camps, Spiritual Brotherhood Camps, Moral Preservation Camps, Community Development Projects and Social Welfare schemes ;
- (14) assistance to individuals , families, groups villages and Institutions when assistance from the Association is sought by way of advice Shramadana, equipment or monetary help ;
- (15) assistance to members of the association and otehr deserving persons in sponsoring educational tours, scholarships and training facilities both within the country and abroad when such are of assistance to the Association and the people of the country ;
- (16) Organisation of lectures, talks, seminars and conferences at International, National, District, Divisional, village and Institutional levels ;
- (17) printing and publishing books, magazines, newspapers and other literature on Sarvodaya and allied subjects ;
- (18) participation, generally in other social reconstruction activities which are not specified in these rules but which are in keeping with the objects, principles and programmes of the Association but strictly excluding party and power political activities ;
- (19) establishment of logistical facilities to carry out the functions of the Associations ;
- (20) The President ;
 - (a) The President shall–
 - (i) observe and see that the others also observe the objects and principles of the Association ;
 - (ii) place before the General Meeting the decisions of the Executive Council ;
 - (iii) supervise and direct all affairs of the Association and the duties of the Executive Director ;
 - (iv) preside at meetings of the General body and the Executive Council.
 - (b) In the absence of the President, any one of the Vice-Presidents, and in the absence of the President and any of the Vice-Presidents, a member elected from the Council of Elders shall preside and conduct the meetings of the General body and of the Executive Council.
 - (c) The President shall on the advice of the committee of office-bearers, appoint, promote, terminate the services of, remove or otherwise deal with, the full time workers of the Association.

(21) The General Secretary ;

The General Secretary shall be the Chief Executive Officer of the Association. He shall have such powers and duties as are conferred on him by the Executive Council. His special duties shall be to summon meetings of the General body and the Executive Council, sign documents on behalf of the Association, bear responsibility for work assigned to Additional Secretaries and inform the committee of office-bearers and the Executive Council for necessary action, keep minutes and safeguard the records of the Association. In the absence of the General Secretary, the performance of his functions and duties shall be vested on some other member of the Executive Council, elected at a meeting of the Executive Council.

(22) The treasurer ;

The Treasurer shall, subject to the directions of the Executive Council and the committee of office-bearers be responsible for the collection, the safe custody and the disbursement of the moneys of the Association. He shall maintain proper accounts of all moneys received and spent, keep inventories and documents of all equipment received and disposed of and shall make available to the Executive Council and the committee of office-bearers such account books, receipts and documents, when called for.

(23) The Executive Director ;

- (a) There shall be appointed by the Executive Council an Executive Director, two or more Executive Assistants, a Finance Director, an Administrative Secretary and Directors in charge of various divisions and field work.

The Executive Council may, at the request of the Executive Director appoint such other officers as he may deem necessary for the performance and discharge of his functions and duties.

- (b) The Executive Director shall subject to the approval of the Executive Council exercise such powers as may be conferred on and perform and discharge such functions and duties as may be assigned to or imposed upon him or delegated to him by the committee of office bearers.

- (c) The Executive Director shall attend all meetings of the Executive Council and the committee of office-bearers and shall be responsible for all his actions to the committee of office-bearers through the President.

Rule 16-General Meetings ;

- (1) All General Meetings shall be open to members of all categories. The quorum for any such meeting shall be seventy-five members.
- (2) The Annual General Meeting shall be held before the 31 st day of December each year, on a date to be determined by the Executive Council.
- (3) At least fourteen days, notice shall be given to members for the Annual General Meeting.
- (4) Where due to unavoidable circumstances the Annual General Meeting could not be held, the Executive Council shall have the power to postpone such meeting to a date not later than one month from the date for which such meeting was fixed.
- (5) The fourteen chief office-bearers the Council of Elders and the Executive Council shall be elected at the Annual General Meeting.
- (6) At the Annual General Meeting the Treasurer shall present the statement of accounts of the preceding year duly audited by approved auditors and the General Secretary shall present the Annual Service Report and the minutes of the Annual General Meeting of the preceding year, with the approval of the Executive Council.
- (7) A Special General Meeting shall be summoned by the General Secretary on the direction of the President or at the written request of a minimum of ten members of Council of Elders or when the Executive Council decides to have such meeting, or when seventy-five members or one-fifth of the membership of the Association whichever number being the lesser, makes a written request, or under the circumstances referred to in rules 14 (4). The time limit between the date of such request and the summoning of such Special General Meeting shall be not more than one month.
- (8) Any resolutions that the members wish to present to a General Meeting shall be forwarded to the Executive Council through the General Secretary at least fourteen days before such meeting and the Executive Council shall have the right to decide upon such resolutions that may be selected for presentation to the General Meeting from amongst those that were forwarded to the Executive Council.
- (9) Even though the Sarvodaya Convention among the members of the Association is to arrive at unanimous decisions on all matters connected with the activities of the Association, decisions may be taken in special cases by majority vote. The right to vote shall be

vested only in Honorary and Life members and members of Youth, Ordinary, Sampathdayaka and Corporate categories who have paid up their membership fees without arrears upto the date on which such General Meetings is held.

Rule 17–Control of Funds

- (1) Moneys received by the Association by way of subscription fees, donations from local or foreign private institutions and persons, grants and donations received from the Government of Sri Lanka or a foreign Government or Institution, and loans obtained from any source whether foreign or local, and income received from the movable and immovable properties of the Association, shall be considered the funds of the Association.
- (2) The responsibility for receiving all such moneys, their custody and disbursement shall be vested in the Treasurer under the directions of the Executive Council and the committee of office-bearers.
- (3) All moneys received by the Association shall be deposited in any approved Bank or in such Savings Account, fixed deposit, Insurance Company, Finance Company or other financial institution, as may be approved by the Executive Council, in favour of the Lanka Jatika Sarvodaya Shramadana Sangamaya (Incorporated) and the cheques or other instruments for the withdrawal of such moneys shall be signed by–
 - (i) The President and the Treasurer or the Finance Director :
 - (ii) The President and any one of the Vice-Presidents or the General Secretary ; *or*
 - (iii) The Treasurer or the Finance Director and any one of the Vice-Presidents or the General Secretary ; *or*
 - (iv) The Executive Director and any one from amongst the President, the Treasurer, the General Secretary, or the Finance Director :

Provided however, that the Association may, with the approval of the appropriate authority deposit any money received in foreign currency, drafts, mail transfer, telegraphic transfer or otherwise in a Non-Resident Foreign Currency Account or in any bank abroad :

Provided further, that where the Treasurer/Finance Director reports of the necessity to transfer any sums of money from any such Bank, Insurance Company, Finance Company or other Financial institution, to any other branch of such Bank, Insurance Company, Finance Company or other Financial Institution, the Executive Council shall have the power to authorise such transfer, to nominate persons to sign cheques or other instruments and to issue orders relating to the deposit of such moneys.

20 *Lanka Jatika Sarvodaya Shramadana Sangamaya
(Incorporation) (Amendment) Act, No. 12 of 1999*

- (4) The Executive Council shall have the power to appoint two responsible persons to sign cheques in case of accounts maintained by the Association for activities outside the Central Office whenever such need arises.
- (5) The Executive Council shall have the power to appoint recognised local auditors for auditing accounts in projects carried out in the District whenever such needs arise.
- (6) At the Annual General Meeting, the Treasurer shall, with the concurrence of the Executive Council, present the Annual Statement of Accounts duly audited and certified by the auditors ; and the Annual General Meeting shall appoint a committee comprising of three persons to analyse and study the Auditors Reports and the said Annual Statement of Accounts ; the said committee shall have the power to obtain, through the Treasurer, all relevant information relating to the reports and Annual Statement of Accounts and shall submit its recommendations thereon to the Executive Council for necessary action within one month from the date of the said Annual General Meeting.

Rule 18–Branch Societies ;

- (1) The Executive Council shall have the power to authorize the organisation of a branch society in any place where there are at least five members of the Association belonging to any category.
- (2) The branch societies shall function in accordance with the objects, the principles and the programmes of the Association.
- (3) The Executive Council shall have the power to frame rules, to delegate power and to control and dissolve such branch societies.

Rule 19–Recognised organizations :

- (1) If any voluntary organization, devoid of party political affiliations, apply to the Association to co-operate in programmes and activities carried out in conformity with the general objects of the Association, the Executive Council shall have the power to accede to such request and register them as recognized bodies with the Association or to reject such request or after registration to cancel such recognition.
- (2) The recognition of such body shall not in any way affect the identity and independence of such body or the Association.
- (3) The Association of the recognized organization shall have the power to unilaterally cancel such registration as a recognized organization of the Association.

Rule 20–Sarvodaya Haulas ;

- (1) with a view to propagate the Sarvodaya thought among various sectors of the community and to get them to participate in the activities of the Association, the committee of office-bearers shall have the power to organize, direct and control Sarvodaya Haulas,
- (2) These Haulas may be known as Sarvodaya Govi Haulas, Sarvodaya Sisu Haulas, Sarvodaya Guru Haulas, Sarvodaya Kulagana Haulas, Sarvodaya Welenda Haulas, Sarvodaya Singithi Haulas and the Sarvodaya Pre-employment service.

Rule 21–The Power to sue and be sued ;

The Association shall have the power to sue and be sued. In such an eventuality whilst the President and the General Secretary shall have all necessary powers to appear on behalf of the Association, they also shall have the power to delegate such powers, with the concurrence of the Executive Council, to another member of the Executive Council.

Rule 22–Sarvodaya Conference :

The Executive Council shall organize at least once in every three years, an all Island Sarvodaya Conference in which members of the Association, members of the branch societies, Representatives of the Recognized Organisations, members of the Sarvodaya Haulas and guests from other National and International organisations are invited to participate.

Rule 23–Registered Office :

- (1) The Executive Council shall decide the place where the registered office of the Association shall be maintained.
- (2) The registered office of the Association shall normally be situated in the District of Colombo, but the Executive Council shall reserve the power to shift the registered office to any other District in Sri Lanka by a decision of the Executive Council.

Rule 24–Amendment of Rules :

- (1) The rules of the Association shall not be revised, rescinded, or amended except at a Special General Meeting convened for the purpose and on the vote of not less than two-thirds of the members present and voting in favour of the proposed amendment.
- (2) Written notice of the proposed revisions, amendments and deletions must be forwarded to the Executive Council through the General Secretary, and the Executive Council by a decision of the members present, shall decide by a majority vote the revisions, amendments and deletions that should be presented to such Special General Meeting for approval.

22 *Lanka Jatika Sarvodaya Shramadana Sangamaya
(Incorporation) (Amendment) Act, No. 12 of 1999*

- (3) The amendments, revisions and deletions to these rules as approved by the Executive Council shall be proposed at the Special General Meeting by the General Secretary or in his absence by the person presiding at such meeting.”

Annual subscription of English Bills and Acts of the Parliament Rs. 885 (Local), Rs. 1,180(Foreign).
payable to the SUPERINTENDENT, GOVERNMENT PUBLICATIONS BUREAU, No. 32,TRANSWORKS HOUSE,
LOTUS ROAD, COLOMBO 01 before 15th December each year in respect of the year following.