

# **HELA HAVULA (INCORPORATION) ACT**

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38 of 1992.

AN ACT to incorporate the Hela Havula.

[Date of Commencement: 10th August, 1992]

## **Short title**

1. This Act may be cited as the Hela Havula (Incorporation) Act, No, 38 of 1992.

## **Incorporation of the Hela Havula,**

2. From and after the date of commencement of this Act, such and so many persons as now are members of the " Hela Havula " (hereinafter referred to as " the Organisation ") or shall hereinafter 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 " Hela Havula " and by that name 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.

## **General objects of the Corporation**

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

- (a) to promote and develop the Sinhala language, literature and culture ;
- (b) to protect the rights and interests of the Sinhala people ;
- (c) to organise and hold seminars and conferences at the national and international level;
- (d) to promote research in languages and to give publicity to literary works;
- (e) to foster unity and to promote the dissemination of the traditional spiritual values among the Sinhala people ; and
- (f) to do such other acts and things as are conducive or incidental to the attainment of all or any of the above objects.

## **Powers of the Corporation**

4. Subject to the provisions of this Act and any other written law, the Corporation shall have the power to do, perform and execute all such acts, matters and things whatsoever as are necessary or desirable for the promotion or the furtherance of the objects of the Corporation or anyone of them including the power to open, operate and close bank accounts, to borrow or raise moneys with or without security, to receive or collect grants and 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.

## **Central Committee**

5.

(1) The affairs of the Corporation shall, subject to the rules in force for the time being of the Corporation, be administered by a Central Committee consisting of such number of members as may be provided for in such rules and elected in accordance therewith,

(2) The first Central Committee of the Corporation shall consist of the members of the Central Committee of the Organisation 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, in respect of all or any of the following matters:

(a) the admission, classification, withdrawal or expulsion of members, and their membership fees ,

(b) the mode of election to the Central Committee and various sub-committees, the resignation from, or vacation of, or removal from, office of the members thereof, and their powers, conduct and duties ;

(c) the election or appointment of, office-bearers, officers and servants of the Corporation, and their powers, conduct, duties and functions;

(d) the procedure to be observed at, the summoning and holding of meetings of the Corporation, the Central Committee, and various Sub-Committee, the times, places notices and agenda of such meetings, the quorum thereof and the transaction of business thereat;

(e) the administration and management of the property of the Corporation, the custody of its funds, and the maintenance and audit of its accounts; and

(f) generally, for the management of the affairs of the Corporation and the accomplishment of its objects.

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

(3) All members of the Corporation shall be subject to the rules for the time being of the Corporation.

### **Debts due by and payable to the organisation**

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

### **Corporation may hold property movable and immovable**

8. The Corporation shall be able and capable in law to acquire and hold any property, both movable and 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 in force for the time, being of the Corporation with full power to sell, mortgage, lease, exchange or otherwise dispose of the same.

### **Seal of the Corporation**

9. The seal of the Corporation shall not be affixed to any instrument whatsoever, except in the presence of such persons as the Central Committee shall authorise from time to time 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.

### **Saving of the rights of republic and others,**

10. 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 others claiming by, from, or under, them.

### **Sinhala prevail in case of any inconsistency**

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