

FREEDOM FROM HUNGER CAMPAIGN

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No. 15 of 1973.

Short title.

Establishment
of Sri Lanka

National

Freedom From

Hunger

Campaign

Board.

General Objects
of the Board.

CHAPTER 273

FREEDOM FROM HUNGER CAMPAIGN

A LAW TO PROVIDE FOR THE ESTABLISHMENT OF THE SRI LANKA NATIONAL
FREEDOM FROM HUNGER CAMPAIGN BOARD AND FOR MATTERS CONNECTED
THEREWITH OR INCIDENTAL THERETO.

1. This Law may be cited as the Sri
Lanka National Freedom from Hunger
Campaign Law.

P A R T I

ESTABLISHMENT, OBJECTS AND POWERS
OF THE SRI LANKA NATIONAL FREEDOM
FROM HUNGER CAMPAIGN BOARD

2. (1) There shall be established a Board
which shall be called the Sri Lanka National
Freedom From Hunger Campaign Board
(hereinafter referred to as the " Board ") and
which shall consist of the persons deemed to
be members of the Board under section 5.

(2) The Board shall by the name assigned
to it by subsection (1) be a body corporate
and shall have perpetual succession and a
common seal and may sue and be sued in
such name.

(3) The head office of the Board shall be
in Colombo or at such other place as may
be determined by the Board.

3. The general objects of the Board shall
be

(i) to secure the aid of non-governmental
agencies, both foreign

and local, for social and economic
development in accordance with the
programme of development
formulated by the Government ;

(ii) to assist institutions and other bodies
in carrying out schemes of public
utility, social welfare and economic
development ;

[29th March, 1973.1

(iii) to aid, promote and co-ordinate
specific projects directed towards
agricultural and industrial
development ;

(iv) to stimulate non-governmental
agencies in the implementation of
projects for increasing agricultural
and industrial production ;

(v) to collaborate with the International
Freedom From Hunger Campaign
and other similar institutions,
associations or societies abroad.

4. The Board shall, in furtherance of the **Power of the**

objects of the Board, have the power- **Board.**

- (a) to receive aid and donations in cash, equipment or in any other form from non-governmental sources ;
- (b) to disburse such aid and donations on such terms and conditions as the Board may deem necessary ;
- (c) to review and co-ordinate the activities of non-governmental agencies receiving assistance in cash, goods or services from foreign sources ;
- (d) to call for reports on the activities of non-governmental organizations receiving aid in cash, goods or services from non-governmental sources for the purposes specified in section 3 ;
- (e) to negotiate with non-governmental organizations, both foreign and local, for the grant of aid for approved projects ;

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Constitution of 5. (I) The Board shall consist of the **the Board.** folio-wing members :-

- v) to sell, or otherwise dispose of, commodities received by way of aid from non-governmental sources ;
- (g) to purchase, hold, take on lease, rent, hire or mortgage any movable or immovable property ;
- (h) to negotiate and enter into contracts or agreements and to vary or rescind such c o n t r a c t s o r agreements ;
- (i) to sell, manage, transfer, exchange, mortgage, lease, hire or otherwise dispose of any movable or immovable property ;

O') to impose
services

and recover charges for
rendered by the Board ;
the

- (k) to recover, in appropriate cases, the rupee value of aid or donations whether in cash, commodities or equipment received from foreign non-governmental sources and channelled to local recipients, from such recipients ;

(O to establish and maintain information
and educational services ;

(m) to draw, make, accept, endorse, and discount cheques, notes or other negotiable instruments f o r t h e purposes of the Board ;

(0) to pay all expenses preliminary or incidental to the establishment of the Board and for the management and administration of its affairs ;

(0) to do all such other things as the

Board may think it necessary, incidental or conducive to the attainment of its objects.

(u) a Chairman, Vice-Chairman and three other members appointed by the Minister (all such members being hereinafter referred to as "appointed members"); and
(6) six other members (hereinafter referred to as "nominated members") nominated as follows :-

i)

(ii)

(iii)

(iv)

two such members shall be officers nominated by the Minister in charge of the subject of Planning from among officers attached to or serving in any Department under his Ministry ;

one such member shall be an officer nominated by the Minister in charge of the subject of Plantation Industries from among officers attached to or serving in any Department under his Ministry ;

one such member shall be an officer nominated by the Minister in charge of the subject of Agriculture from among officers attached to or serving in any Department under his Ministry ;

one such member shall be an officer nominated by the Minister in charge of the subject of Home Affairs from among officers attached to or serving in any Department under his Ministry ;

(v) one such member shall be an officer nominated by the Minister in charge of the subject of Irrigation from among officers attached to or serving in any Department under his Ministry.

(2) A person shall be disqualified from being appointed or from continuing as an appointed member of the Board if he is or becomes a Member of Parliament or if he is not or ceases to be a citizen of Sri Lanka.

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(3) Every appointed member of the Board-

u) shall, unless he earlier vacates his office by death, resignation or removal, hold office for a period of

three years from the date of his appointment ; and

(b) shall be eligible for reappointment :

Provided that a member appointed by the Minister to fill a vacancy in the office of a member of the Board shall hold office for the unexpired portion of the term of office of the member whom he succeeds.

(4) Every nominated member shall, unless he earlier vacates office by death or removal, hold office during his tenure of office in the post which he held at the time of his appointment as member of the Board or for a period of three years, whichever is the lesser.

(5) A member of the Board, other than a nominated member, may resign his office by letter addressed to the Minister.

(6) Any member of the Board may be removed from office by the Minister without assigning any reason therefor, so however, that a member who was nominated by a Minister under subsection (I) (b) of section 5 shall not be so removed without the concurrence of the Minister who nominated such member.

(7) The removal of any member of the Board under subsection (6) shall not be called in question in any court.

(8) All or any of the members of the Board may be paid remuneration out of the funds of the Board at such rates as may be determined by the Minister.

(9) Where any member of the Board becomes temporarily unable to perform the duties of his office by reason of illness or other infirmity or absence from Sri Lanka, the Minister may appoint a fit and proper person to act in his place.

(10) Where the Chairman or Vice-Chairman of the Board becomes temporarily unable to perform the duties of his office by reason of illness or other infirmity or absence from Sri Lanka, the Minister may appoint a fit and proper person to act in place of such Chairman or Vice-Chairman, as the case may be.

(1 1) W h e r e t h e C h a i r m a n o r Vice-Chairman vacates his office earlier, the Minister may appoint another person to hold office during the unexpired term of office of such Chairman or Vice-Chairman, as the case may be.

(12) No act or proceeding of the Board shall be invalid by reason only of the existence o f a n y v a c a n c y among its members or any defect in the appointment or nomination of a member thereof.

6. (I) Meetings of the Board shall be Meetings of the held as often as the Chairman may deem Board. necessary.

(2) The quorum for a meeting of the Board shall be five members, and, subject as aforesaid, the Board may regulate its own

procedure in regard to the meetings of the Board and the transaction of business at such meetings.

(3) The Chairman or in his absence the Vice-Chairman shall preside at all meetings of the Board.

(4) The Board shall cause minutes of its meetings to be recorded.

7. The Minister may give such general Directions of or specific directions in writing as to the the Board. performance of the duties and the exercise of the powers of the Board and it shall be the duty of the Board to comply with such directions.

8. All officers and servants of the Board Officers and shall be deemed to be public servants within Yrvants Of Board deemed the meaning and for- the purposes of the to be public Penal Code. servants.

9. The Board shall be deemed to be a Board deemed scheduled institution within the meaning of to be a scheduled the Bribery Act, and the provisions of that institution Act shall accordingly apply to and in within the relation to the Board. meaning of the Bribery Act.

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Appointment of officers and servants.

Power5 of the Board in regard to the staff of the Board.

PART II

STAFF OF THE BOARD

10. (1) The Board may appoint to the staff of the Board such officers, servants and agents as it considers necessary for the efficient discharge of its functions.

(2) Such officers, servants and agents of the Board shall be remunerated in such manner and at such rates, and shall be subject to such conditions of service, as may be determined by the Board.

11. (1) The Board may make rules for the following purposes :-(a

) t h e a p p o i n t m e n t , p r o m o t i o n , dismissal and disciplinary control of the staff of the Board ;

the fixing of salaries remuneration of the staff

or other

(c) the terms and conditions of service of the staff; and

(d) the administration of the affairs of the Board.

(2) At the request of the Board, any public officer may, with the consent of that officer and the Secretary to the Ministry charged with the subject of Public Administration, be temporarily appointed to the staff of the Board for such period as may be determined by the Board or with like consent be permanently appointed to such staff.

(3) Where any public officer is

temporarily appointed to the staff of the Board, subsection (2) of section 9 of the Motor Transport Act, No. 48 of 1957,* shall *mutatis mutandis* apply to and in relation to such officer.

(4) Where any public officer is permanently appointed to the staff of the Board, subsection (3) of section 9 of the Motor Transport Act, No. 48 of 1957,* shall *mutatis mutandis* apply to and in relation to such officer.

(5) Where the Board employs any person who has entered into a contract with the Government by which he has agreed to serve the Government for a specified period, any period of service under the Board by that person shall be regarded as service under the Government for the purpose of discharging the obligations of such contract.

(6) Where any person is temporarily appointed to the staff of the Board, he shall be subject to the same disciplinary control as any permanent member of such staff.

PART III

FINANCES OF THE BOARD

12. (1) The Board shall have and Funds of the maintain its own fund. Board.

(2) There shall be paid into the fund of the Board-(

u) a grant of two hundred thousand rupees out of the Consolidated Fund and such further grants as may, from time to time, be paid out of the Consolidated Fund, by resolution of Parliament ;

(6) such moneys as are lying on the day immediately preceding the **date** on which this Law comes into operation, to the credit of the Ceylon National Freedom From Hunger Campaign Committee in the People's Bank ;

(c) such service charges as may accrue to the Board on all aid disbursed to Government and non-governmental projects ;

(d) such moneys which will accrue from time to time to the Board under section 4 of this Law ;

(e) such trust funds as may be made available to the Board in terms of section 20 of the Trusts Ordinance.

(3) There shall be paid out of the fund of the Board-(

u) all such sums of money required to defray the expenses of the Board,

* Repealed by Law No. 19 of 1978.

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Financial year of the Board.

Application of provisions of the Public Corporations (Financial

Control) Act.
Rules.
No writ to
issue against
person or
property of a
member of the
Board.

Protection for
action taken
under this Law
or on the
direction of the
Board.

incurred in the exercise of its
powers and the discharge of its
functions under this Law ;

(6) the initial expenses incurred in the
establishment of the Board and the
recruitment of the staff, purchase of
equipment and such other expenses
as are necessary or incidental to the
establishment of the Board ;

(c) all such moneys as may become
payable from time to time in respect
of projects approved by the Board.

13. The financial year of the Board shall
be the period of twelve months commencing
on the first day of January each year.

14. The provisions of the Public
Corporations (Financial Control) Act shall,
mutatis mutandis, apply to the financial
control of the Board.

PART IV GENERAL

15. (1) The Board may make rules in
respect of all or any of the matters for which
rules are required or authorized to be made
by this Law.

(2) No rule made by the Board shall have
effect until it is approved by the Minister
and published in the Gazette.

16. No writ against person or property
shall be issued against a member of the
Board in any action brought against the
Board.

17. No suit or prosecution shall lie
against any officer, servant or agent of the
Board for any act which in good faith is
done or purported to be done by him under
this Law or under the directions of the -
1%. (1) the Board may appoint panels,
each such panel consisting of such persons
as the Board may consider necessary for the
purpose of advising and assisting the Board
on the general advancement of any
particular activity or activities connected
with or incidental to the carrying out of the
objects of the Board.

(2) The Chairman of the Board shall
appoint a member of the Board as convener
of any such panel or panels and an officer of
the Board nominated by the Chairman shall
function as the Secretary of each such panel.

(3) The Board shall have the power to
revoke the appointment of any panel or any

member of a panel appointed under this section without giving any reason therefor.

19. The Board shall be the successor to the Ceylon National Freedom from Hunger Campaign Committee, from the date on which this Law comes into operation, and all assets, liabilities, staff and equipment of the Ceylon National Freedom From Hunger Campaign Committee on the day immediately preceding the date on which this Law comes into operation shall accordingly be deemed to be part of the assets, liabilities, staff and equipment of the Board.

20. In this Law, unless the context otherwise requires—

Ceylon National Freedom From Hunger Campaign Committee ” means the Committee appointed in September, 1962, by the Minister of Land, Irrigation and Power ;

“ Minister ” means the Minister to whom the subject of Agriculture has been

Appointment of panels.

Board to succeed to

assets, liabilities,

&c., of the

Ceylon

National

Freedom From

Hunger

Campaign

Committee.

Interpretation.

Board. assigned by the President.

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