

*Jaffna College.***No. 7 of 1894.****An Ordinance to incorporate the Board of Directors of the Jaffna College.***(As amended by No. 2 of 1914.)**(See No. 2 of 1914.)*

Preamble.

WHEREAS several of the inhabitants of the Northern Province have established an institution called and known as "The Jaffna College" at Batticotta, in the district of Jaffna, and it is found desirable to constitute certain persons one body politic and corporate for the purpose of effectually transacting all affairs connected with the said College according to the constitution agreed to by its founders: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:—

Incorporated under the name of "The Board of Directors of the Jaffna College."

1 The persons named in the schedule A hereto, being the present Directors of the said College, and such persons as may hereafter be appointed from time to time Directors of the said College, as declared and set forth in the schedule B hereto, shall be one body politic and corporate by the name of "The Board of Directors of the Jaffna College," and by the said name they shall have perpetual succession, and shall and may use a common seal, with power to change and alter the same at their pleasure.

Corporation may sue and be sued, &c.

2 They and their successors by the same name may sue and be sued, implead and be impleaded, answer and be answered unto, defend and be defended, in all and any courts whatsoever, and before any Judge, Magistrate, or judicial officer within this Island in all manner of actions, suits, complaints, matters, and causes whatsoever.

May hold movable and immovable property.

3 They and their successors by the name aforesaid shall be able and capable in law of holding all such estate, movable and immovable, as hath been already acquired by them, and of having, taking, and holding for ever hereafter other estate, movable and immovable, either by purchase, gift, devise, or legacy, to and for the use and benefit of the said College; and of selling, disposing of, or exchanging the same.

Power to sell ladds.

All securities for money in the name of trustees of the said College vested in the corporation.

4 And all mortgages and other securities for money, lands, and tenements held in the Island in the name of any persons as trustees of the said College shall be and the same are hereby declared to be transferred and vested in the said "Board of Directors of the Jaffna College" and their successors in the corporate name, as fully as if the same had been assigned and transferred by the trustees in whose names the same are now held to the said corporation. And the said corporation shall have full power to assign, transfer, and dispose of all such mortgages and other securities to which they shall be entitled as the said corporation shall think proper.

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5 This Ordinance shall be called "The Ordinance for incorporating the Board of Directors of the Jaffna College," and may be cited as such for all purposes. Short title.

SCHEDULE A.

The Board of Directors of the Jaffna College.

W. C. Twynam, Esq., C.M.G.	..	Government Agent, Northern Province.
Rev. S. W. Howland, D.D.	..	American Missionary.
Rev. T. S. Smith, M.A.	..	do.
Rev. R. C. Hastings ..	..	do.
Rev. J. J. Pickford ..	..	C. M. S. Missionary.
Rev. George Champion	..	Native Minister.
Rev. B. H. Rice ..	..	do.
Rev. T. P. Hunt ..	..	do.
C. W. Cathiravalupilly, Esq.	..	Police Magistrate. . .
T. M. Tampoo, Esq. ..	..	Proctor.
A. Hensman, Esq. . .	..	do.
T. C. Changarapilly, Esq.	..	do.
J. P. Cooke, Esq. ..	..	Teacher.
L. S. Strong, Mudaliyar	..	Medical Practitioner.
W. Paul, Esq. ..	..	do.

SCHEDULE B.

Constitution agreed to by the Founders of the Jaffna College.

I.—The institution shall be called "The Jaffna College."

II.—It shall be conducted as a Christian College, whose directors and instructors shall be members of any denomination of Protestant Christians.

III.—The object shall be to give all pupils admitted into the College a thorough general education and daily Bible instruction.

IV.—The general government and direction of the College shall be vested in a Board of Directors, not more than eighteen and not less than fifteen in number, distributed (for purposes of retirement and election of Directors as in article VI. provided) into three sections, designated as sections A. B. and C, each section not exceeding six in number.

V.—The Board of Directors of the College shall, upon enactment of this constitution, consist of the following Directors, distributed for such purposes as aforesaid into the following sections, viz :

Section A.

J. J. Pickford, C.M.S.	|	T. C. Changarapilly, Esq., Proctor.
George Champion, Native Minister.		J. P. Cooke, Esq., Teacher.
T. M. Tampoo, Esq., Proctor.		

Section B.

T. S. Smith, American Missionary.	|	L. S. Strong, Mudaliyar, Medical Practitioner.
S. W. Howland, American Missionary.		William Paul, Esq., Medical Practitioner.
B. H. Rice, Native Minister.		

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Section C.

W. C. Twynam, Esq., C.M.G. R. C. Hastings, American Mis- sionary. T. P. Hunt, Native Minister.	}	C. W. Cathiravalupilly, Esq., Magistrate. A. Hensman, Esq., Proctor.
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The Directors named in section A and their substitutes, elected as in article VIII. hereof provided, may hold office until the first election of Directors, as in article VI. hereof provided ; and those named in section B and their substitutes until the second election ; and those named in section C and their substitutes until the third election respectively as hereinafter provided.

VI.—The first election of Directors shall be held at the first annual general meeting to be holden under this constitution as in article IX. hereof provided, and at the said election the Directors then forming section A shall retire from office, but shall be eligible for re-election.

The Directors then forming sections B and C shall elect Directors (not exceeding six in number) to form section A of the directorate body for the period of three years next ensuing.

The second and third election of Directors shall in like manner be held at the second and third annual general meetings respectively which shall be holden under this constitution, the Directors then forming section B retiring at the second, and those forming section C at the third annual general meeting, but in each case being eligible for re-election ; and this rotation of retirement of each of the three sections successively with like eligibility for re-election shall be observed in the elections to be holden in each successive year thereafter.

VII.—At each such election every Protestant Christian who shall then be resident in the peninsula of Jaffna, and willing to interest himself in the working of the College, shall be eligible for election as a Director, whether by race he is a native of Ceylon or a foreigner of any other nationality, provided always that the number of foreigners so elected shall never at any one time exceed a moiety of the members of the directorate.

VIII.—A Director shall vacate his office by death, or resignation, or by ceasing to reside within the peninsula of Jaffna for a period of six months consecutively. Whenever any such vacancy shall occur the Directors may elect as substitute for such Director in the section to which he belonged any person who, under the requirements of article VII., would be eligible to be elected as a Director at an annual general meeting, and such substitute shall be and officiate as a Director until the section into which he shall be so elected shall retire from office, or he himself shall vacate his office in any manner before mentioned.

IX.—The annual general meeting of the Board of Directors shall be held at such time shortly after the close of each collegiate year, when defined as in article XIV. hereof provided, and at such place as the Directors for the time being shall determine, notice whereof in writing shall be posted or given by the Secretary to each Director seven days previously thereto ; and at each such meeting shall be presented by the Principal a full report of the operations and condition of the institution, and by the Treasurer a statement of accounts properly audited by the auditor, showing all moneys received and disbursed during the year then lately ended.

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X.—A meeting of the Board of Directors shall be held at least once in every year upon such date or dates and at such place or places as the Board of Directors shall from time to time determine, and at such other times as on the requisition in writing of six Directors or of the standing committee (as in article XVI. provided) shall be by the Secretary notified to each Director.

XI.—At any meeting of the board duly convened and holden nine Directors shall form a quorum.

XII.—The officers of the Board of Directors shall consist of a President, Auditor, Treasurer, and Secretary, each of whom shall be elected out of a body of Directors by the members of the board present at the meeting of Directors, held immediately after the election of a new section of the board as provided in article VI., and shall continue to hold office until the close of the annual general meeting which shall be held next thereafter. Should any office be vacated at any time other than at the annual general meeting, the Directors may at any subsequent meeting in like manner appoint another Director thereto.

XIII.—The Board of Directors may from time to time make by-laws and rules to define the duties of its several officers and to regulate the manner in which its meetings shall be convened, held, and adjourned, and for the conduct of its proceedings. Such by-laws and rules when made shall not be revoked or altered save at a meeting of the said board duly convened by notice to all the Directors for the time being specifying the proposed alteration.

XIV.—The Board of Directors shall have power to make and enforce such laws and regulations as may be necessary for the conduct and management of the institution ; to elect the Principal and to appoint all other instructors and officers, and at their discretion to remove any of them ; to decide upon the conditions of admission of students ; to prescribe the general course of study ; to determine the general arrangement of terms and the limits of the collegiate year ; and to assign its respective duties to any department of education or management for which the Board of Directors may arrange.

XV.—The Board of Directors may in their discretion from time to time appoint a standing committee, to be composed of the Principal of the College as an *ex-officio* member and of not less than five nor more than seven members of their own directorate body, and may make rules for the conduct of business by the said standing committee, and (subject to the provisions herein contained) define the duties to be by them discharged.

XVI.—The standing committee when so appointed shall have power to consider and decide all questions pertaining to the management of the institution which may arise in the intervals between any meetings of the Board of Directors, but shall submit each such decision to the said board at its next meeting, thereafter to be by the Directors then confirmed or disallowed both in relation to the occasion in which it originated (so far as action thereon has been deferred or may thereafter yet be taken) and in regard to all like questions which may in the future arise, and for this purpose the standing committee shall have power to convene special meetings of the Board of Directors whenever to it shall seem expedient.

XVII.—The Board of Directors shall be responsible for the safe keeping and disposition of all funds received by them for the College from whatever source.

XVIII.—The Principal and Professors or teachers of the College for the time being shall constitute its faculty.

XIX.—Any person of any race or creed may be admitted by the faculty as student of the College, who bears a good moral character and satisfies the requirements prescribed from time to time by the Directors or the faculty as conditions for their admission, and undertakes to conform to the rules and regulations for the conduct and management of the institution.

[See § 2. 2 of
1914.]

XX.—Any articles of this constitution may be by the Directors repealed or amended, and a new provision in lieu thereof may be substituted for or added to the then existing articles; provided, first, that such change shall be voted by two-thirds of the Directors for the time being present at any meeting at which, with due notice to all the Directors, the alteration shall have been proposed and discussed; and secondly, that the general purpose for which the institution was founded shall be respected; and thirdly, that such change shall be approved by His Excellency the Governor, acting with the advice of the Executive Council.

3rd December, 1894.
