

**MOHUNLALL MOHITH FOUNDATION ACT**

Act 52 of 1974 – 16 November 1974

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
  2. Interpretation
  3. Establishment of Foundation
  4. Objects of Foundation
  5. The Board
  6. Donations and legacies
  7. Exemption from duty
  8. Publication of accounts
  9. Dissolution of Foundation
  10. Regulations
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**MOHUNLALL MOHITH FOUNDATION ACT**

**1. Short title**

This Act may be cited as the Mohunlall Mohith Foundation Act.

**2. Interpretation**

In this Act—

“Board” means the Board referred to in section 5;

“Foundation” means the Mohunlall Mohith Foundation established under section 3;

“member” includes an office holder.

**3. Establishment of Foundation**

(1) There is established for the purposes of this Act the Mohunlall Mohith Foundation.

(2) The Foundation shall be a body corporate.

**4. Objects of Foundation**

The objects of the Foundation shall be to give financial assistance for—

- (a) the upkeep and emoluments of an Arya Samajist preacher (*Pracharak*) of the Arya Sabha Mauritius to carry out missionary work for promoting the Vedic religion and for building up a society of righteous persons according to the teachings of Swami Dayanand Saraswati;
- (b) (i) the maintenance, repair, cleanliness and security of; and

- (ii) the holding of the annual *Yaj* and preaching at, the temple of L'Avenir Arya Samaj;
- (c) the upkeep and maintenance of any charitable institution run by the Arya Sabha Mauritius;
- (d) the promotion of studies in Indian culture.

[S. 4 amended by s. 3 of Act 4 of 2003.]

## **5. The Board**

(1) The Foundation shall be managed by a Board constituted in accordance with regulations made under this Act.

(2) No member of the Board shall receive any fee or remuneration for his services.

(3) The Board shall be convened by the Chairperson at such time and place—

- (a) as he thinks fit;
- (b) as may be requested by 3 members.

(4) The quorum of the Board shall be 5.

## **6. Donations and legacies**

Article 910 of the Code Civil Mauricien shall not apply to the Foundation.

## **7. Exemption from duty**

Notwithstanding any other enactment—

- (a) the Foundation shall be exempt from payment of every duty, rate, charge, fee or tax;
- (b) no stamp duty or registration fee shall be payable in respect of any document under which the Foundation is the sole beneficiary.

## **8. Publication of accounts**

The Board shall, on or before 1 September in every year, publish in the *Gazette* an audited statement of its accounts in respect of the 12 months ending on 30 June in that year.

## **9. Dissolution of Foundation**

(1) The Foundation may be dissolved by the unanimous decision of the Board.

(2) In the event of the dissolution of the Foundation, all assets remaining after winding up shall be transferred to the Arya Sabha Mauritius.

## **10. Regulations**

(1) The Board may make regulations—

- (a) for the management of the affairs of the Foundation;

- (b) for regulating the procedure at meetings of the Board;
- (c) for the election of members; and
- (d) generally for the purposes of this Act.

(2) Notwithstanding the Interpretation and General Clauses Act, regulations made under subsection (1) shall not be laid before the Assembly.

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