

No. 2

3rd Session, 13th Legislature, Alberta
5 Elizabeth II, 1957

BILL 2

A Bill to Incorporate The Alberta Conference of Mennonite
Brethren Churches

MR. LEE

(Private Bill)

EDMONTON, ALBERTA
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1957

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No. 2 of 1957

An Act to Incorporate The Alberta Conference of Mennonite Brethren Churches

(Assented to _____, 1957)

WHEREAS a petition has been presented praying that it be enacted as hereinafter set forth and it is expedient to grant the prayer of the petition; Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

Preamble

1. This Act may be cited as "*The Alberta Conference of Mennonite Brethren Churches Act*".

Short title

2. (1) David J. Pankratz, Jacob P. Dueck, Jacob Peter Dueck, Peter Peter Regier and Jacob B. Janz, all of Coaldale, in the Province of Alberta, and such persons as are now members of The Alberta Conference of Mennonite Brethren Churches and such persons as may from time to time become members of the religious body hereby incorporated, are constituted a body corporate and politic under the name "The Alberta Conference of Mennonite Brethren Churches," hereinafter called "the Corporation" for the purposes as set out in this Act and for the purpose of administering the property and temporal and spiritual affairs of the Corporation.

Incorporation

(2) The said Corporation shall have a perpetual succession and a common seal.

3. The persons named in section 2 of the Act shall be the first directors of the Corporation and shall constitute the first board of directors.

Directors

4. The head office of the Corporation shall be at Coaldale, Alberta, or at such other place in Alberta as may be decided by the Corporation.

Head office

5. The objects of the Corporation shall be

Objects

- (a) to promote, maintain, superintend and carry on in accordance with the doctrinal laws, constitution, acts and rulings of the Mennonite Brethren Church of North America, any or all of the work of that body,

- (b) to acquire all the rights, properties and liabilities whatsoever of the Conference as presently constituted,
- (c) to organize, maintain and carry on charities and missions and to erect, maintain and conduct therein churches, schools, Bible schools, colleges, orphanages, hospitals, homes for the aged, farms, residences, boarding schools and such other places or things as may be deemed advisable in order to further the work and purpose of the Corporation,
- (d) to advance in any other lawful ways education, religion, charity and benevolence,
- (e) to administer the property, business and other temporal affairs of the Corporation,
- (f) to organize and carry on in furtherance of the lawful objects of the Corporation and not otherwise, the business of printing and publishing,
- (g) to carry on home and foreign missionary work for the spread of the Gospel.

Power to
make
by-laws

6. (1) The Corporation may from time to time make by-laws, not contrary to law, for

- (a) the administration, management and control of the property, affairs and business of the Corporation,
- (b) the appointment of committees and the designation of their duties,
- (c) the appointment, functions, duties and remuneration of all officers, agents and servants of the Corporation,
- (d) the appointment or deposition and constitution of the board of directors of the Corporation,
- (e) the calling of meetings, regular or special, of the Official Board of the Corporation or of committees,
- (f) the fixing of the necessary quorum and procedure in all things at such meetings,
- (g) generally for the carrying out of the objects and purposes of the Corporation, and may from time to time amend, alter, replace or add to such by-laws.

(2) Until the Corporation makes such by-laws, it shall operate and carry on business under and pursuant to the constitution and by-laws of the Conference as presently constituted.

Management

7. Subject to and in accordance with the by-laws enacted by the Corporation under section 6 of this Act, the board of directors shall manage the affairs of the Corporation.

Incidental
powers

8. The Corporation may do all such lawful acts and things as are incidental or as may be conducive to the attainment of its objects.

9. The Corporation may exercise all its powers by and through such committees as it may appoint from time to time by by-law. Committees

10. (1) The Corporation may purchase, take, have, hold, receive, possess, retain and enjoy property, real and personal, corporeal or incorporeal, whatsoever given, granted, devised or bequeathed to it or appropriated, purchased or acquired by it in any manner or way whatsoever to, for or in favour of the ecclesiastic and eleemosynary uses and purposes of the Corporation or to, for or in favour of any religious, educational, eleemosynary or other institution established or intended to be established by, under the management of, or in connection with the uses, purposes or work of the Corporation. Power to acquire and hold property

(2) The Corporation may also hold for the uses and purposes aforesaid such real property or estate therein as is *bona fide* mortgaged to it by way of security or conveyed to it in satisfaction of debts or judgments recovered.

11. Subject always to the terms of any trust relating thereto, the Corporation may also sell, convey, exchange, alienate, mortgage, lease or demise any real or personal property held by the Corporation whether by way of investment for the uses and purposes of the Corporation or not, and may also, from time to time invest all or any of its funds or moneys and all or any funds or moneys vested in or acquired by it for the uses and purposes aforesaid, in and upon any security by way of mortgage, hypothec or charge upon real property; and for the purposes of such investment may take, receive and accept mortgages, or assignments thereof, whether made and executed directly to the Corporation or to any corporation, body, company or person in trust for it, and may sell, grant, assign and transfer such mortgages or assignments either wholly or partly. Investment in and disposal of property

12. In so far as authorization by the Legislative Assembly of the Province of Alberta is necessary, any person or corporation in whose name any property, real or personal, is held in trust or otherwise for the use and purposes of the Corporation, or any such person or corporation to whom any such property devolves, may, subject always to the terms and conditions of any trust relating to such property, transfer such property, or any part thereof, to the Corporation. Transfer of property held in trust

13. The Corporation may make a gift of or loan any of its property, whether real or personal, for or to assist in the erection or maintenance of any building or buildings deemed necessary for any church, college, manse, school or hospital or for any other religious, charitable, educational, congregational or social purpose upon such terms and upon such conditions it may deem expedient. Disposition of property by gift or loan

Borrowing
powers

14. (1) The Corporation may, from time to time, for the purposes of the Corporation

- (a) borrow money upon the credit of the Corporation,
- (b) limit or increase the amount to be borrowed,
- (c) make, draw, accept, endorse, or become party to promissory notes and bills of exchange and every such note or bill made, drawn, accepted or endorsed by the party thereto, authorized by the by-laws of the Corporation and countersigned by the proper party thereto, authorized by the by-laws of the Corporation, shall be binding upon the Corporation and shall be presumed to have been made, drawn, accepted or endorsed with proper authority until the contrary is shown, and it shall not be necessary in any case to have the seal of the Corporation affixed to any such note or bill,
- (d) mortgage, hypothecate, or pledge any property of the Corporation, real or personal, to secure the repayment of any money borrowed for the purposes of the Corporation or otherwise owing by the Corporation,
- (e) issue bonds, debentures or other securities of the Corporation,
- (f) pledge or sell such bonds, debentures or other securities for such sums and at such prices as may be deemed expedient.

(2) Nothing in the preceding subsection shall be construed to authorize the Corporation to issue any note or bill payable to bearer thereof, or any promissory note intended to be circulated as money or as the note or bill of a bank, or to engage in the business of banking or insurance.

Investment
of funds

15. The Corporation may also invest and reinvest any of its funds and moneys

- (a) in any bonds or debentures of any municipality or public school corporation or district in Canada, in bonds, stock and debentures or other securities of Canada or of any province thereof or in any security the payment of which is guaranteed by Canada or any province thereof; or
- (b) in first mortgages or freehold property in Canada and for the purposes of the same may take mortgages or assignments thereof whether such mortgages or assignments be made directly to the Corporation in its own corporate name or to some company or person in trust for it, and may sell and assign the same; or
- (c) in any securities in which life insurance companies are authorized by the Parliament of Canada to invest funds.

16. The Corporation may exercise its functions throughout Alberta or elsewhere and meetings of the board of directors of the Corporation and of any committees, may be held at any place within Alberta. Scope

17. All the real and personal property now owned or hereafter acquired by the Corporation while used for the purpose of the Corporation, shall as and from the first day of January, 1957, be exempt from all taxes, rates, levies and assessments of every nature and kind except local improvement and frontage taxes, and taxes pertaining to minerals. Exemption

18. This Act comes into force on the day upon which it is assented to. Coming into force

THIRD SESSION
THIRTEENTH LEGISLATURE
5 ELIZABETH II
1957

BILL

An Act to Incorporate The Alberta
Conference of Mennonite Brethren
Churches

Received and read the

First time.....

Second time.....

Third time.....

MR. LEE
