

1967 Bill Pr. 4

Fifth Session, 15th Legislature, 15 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr. 4

An Act to Incorporate The Misericordia Hospital

DR. GELDART

First Reading

Second Reading

Third Reading

Printed by L. S. Wall, Queen's Printer, Edmonton

BILL Pr. 4

1967

An Act to Incorporate Misericordia Hospital

(Assented to _____, 1967)

Preamble

WHEREAS a petition has been presented praying for the incorporation of a body corporate and politic, in deed and in name by the name of "Misericordia Hospital" and

WHEREAS it is expedient to grant the prayer and the petition:

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

Incorporation

1. Sister St. Delphina s.m. (Religious), Sister Jean Du Cenacle s.m. (Religious), Sister St. Anicet s.m. (Religious) all of the City of Edmonton, Alberta, and such other persons as are now or may hereafter become under the provisions of this Act, members of the said Corporation, shall be and are hereby declared to be a body corporate and politic in deed and in name, by the name of "Misericordia Hospital", for the hereinafter set out purposes and objects.

Objects

2. The objects of the corporation are to undertake and carry on charitable institutions, works and activities consisting of the operations of homes for unwed mothers, hospitals, missions, convents, schools of nursing, novitiates and the like, to impart education and religious and other training, to care for the aged, sick and unfortunate, and generally to engage in charitable and benevolent activities.

Seal, succession, contracts and status

3. The corporation shall have perpetual succession and a common seal and may at all times hereafter contract and be contracted with, sue and be sued, plead or be impleaded in any manner whatsoever in all courts and places.

Powers, acquisition of realty and personalty

4. The corporation shall have power from time to time and at all times hereafter to acquire by gift, devise, bequest, transfer, purchase or otherwise, for the benefit of the corporation any land or real or personal estate and the same or any part thereof, may from time to time mortgage, lease, charge, encumber or dispose of by sale, transfer, agreement for sale, exchange or otherwise.

Further powers

5. The corporation shall have power to erect, construct, equip and maintain buildings, and other improvements for the proper carrying on of its hospital, educational and other charitable works and to do all other matters and things necessary or convenient for the carrying out of the objects in which the corporation may become engaged or occupied.

Bequests

6. The corporation shall have power from time to time and at all times hereafter to acquire by gift, devise, bequest, transfer, purchase or otherwise for the benefit of the corporation any land or real or personal estate and the corporation may from time to time dispose of the same or any part thereof by sale, transfer or mortgage, lease, exchange, or otherwise, and with the proceeds therefrom may acquire other lands, tenements, hereditaments and other property, real or personal, or invest the same in any security whatsoever for the use of the corporation.

Borrowing

7. The corporation may, in addition to all other powers:

- (a) borrow or obtain credit with or without security;
- (b) obtain credit or borrow or raise or secure the payment of money by negotiable or other instruments including but not restricted to debentures, debenture stock, bonds, mortgages, or obligations charged upon all or any assets or revenue of the corporation, and may vary or extend all or any of such instruments and may purchase, redeem, pay or repay all such credits, instruments or securities in whole or in part;
- (c) invest its funds, or any portion thereof, either directly in the name of the corporation, or indirectly in trust as it may deem advisable, and also may lend its funds or any portion thereof with or without security;
- (d) ensure or guarantee payment of any debt, loan, mortgage, bond or debenture issue, obligations or securities.

Maintenance

8. The corporation may exercise any activities that may help it to maintain its operations.

Branches

9. The Corporation may from time to time have or establish and maintain any number of branches thereof to promote the objects of the corporation.

Attorneys

10. The said corporation shall have the power to appoint one or more attorneys for such purposes as it may think fit.

Funds

11. The rents, revenues and profits of all property, real or personal, held by the corporation, and the assets and

property of the corporation shall be appropriated and applied to the maintenance of the members of the corporation and the construction and maintenance of the institutions carried on by the corporation, and the construction and maintenance of buildings and the acquisition of property, real or personal, requisite for the advancement of charity and benevolence and for the furtherance of any or all the objects and works in which the corporation may engage.

By-laws

12. It shall be lawful for the corporation from time to time to make by-laws, rules, orders and regulations for the government and proper administration of the property, affairs and interests of the said corporation, and to repeal and amend the same and for the enforcement of discipline and the admission and retirement of members, the appointment, expulsion or removal of any persons as members of the corporation, or bearing office therein and also generally for the internal government of the affairs of the said corporation.

Officers

13. Until otherwise directed by by-laws, the incorporators mentioned herein shall be the officers of the said corporation.

Limitation
of powers

14. The powers herein granted shall be subject to the general laws now or hereafter in force in the Province.

Vesting of
title

15. Upon presentation to the Registrar of the proper land titles office of any transfer or other instrument whereby any land or interest in land situate in Alberta is being transferred from the Sisters of The Sisters of the Misericorde of Alberta being a corporation incorporated by C 30 of the Ordinances of the Northwest Territories 1904, or Misericordia Hospital, a company limited by Guarantee, to the corporation hereby created, the Registrar may without fee, charge or tax therefor do all things necessary to vest such land or interest therein in the name of the corporation, subject to all such limitations, encumbrances or charges as may be registered against the title thereof.

Head office

16. The head office of the corporation shall be at the City of Edmonton, in the Province of Alberta, or at such other place in the Province of Alberta as may from time to time be determined by by-law of the corporation.

Returns

17. The corporation shall at all times when called upon to do so by the Lieutenant Governor in Council, render an account in writing of its property and affairs.

Short title

18. This Act may be cited as *The Misericordia Hospital Act*.

Commence-
ment of Act

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