

1970 Bill 15

Third Session, 16th Legislature, 19 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 15

**An Act to Incorporate the
Alberta Agricultural Research Trust**

THE MINISTER OF AGRICULTURE

First Reading

Second Reading

Third Reading

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An Act to Incorporate the
Alberta Agricultural Research Trust

(Assented to _____, 1970)

HER MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Alberta,
enacts as follows:

1. This Act may be cited as *The Alberta Agricultural Research Trust Act*.

2. In this Act,

- (a) “Deputy Minister” means the Deputy Minister of Agriculture;
- (b) “property” means real and personal property of every nature and kind including contractual benefits, patent rights, money, rights in futuro and choses in action generally;
- (c) “Trust” means the Alberta Agricultural Research Trust incorporated by this Act.

3. There is hereby established a corporation with the name of the Alberta Agricultural Research Trust consisting of the trustees appointed pursuant to section 6.

4. The objects of the Trust are

- (a) to seek and receive by gift, bequest, devise, transfer or otherwise, property of every nature and description, and
- (b) subject to any prior trust conditions imposed upon the use of the property, or the income thereof, or any of it, to hold, use and administer it for the purpose of provincial expansion of applied and fundamental agricultural research.

Explanatory Notes

1. This Bill will incorporate a trust to which donations, grants and bequests may be made for applied and fundamental agricultural research.

2. Definitions.

3. Establishment of Trust as a body corporate.

4. Objects of Trust.

5. The Trust

- (a) shall apply its property or expend the income therefrom for such particular purposes, including trust conditions imposed, that might not otherwise be readily met out of public funds;
- (b) shall invest its funds in securities authorized by law for investment of trust funds or as may be directed by the donor;
- (c) may enter into contracts and do all other things which may be necessary, desirable or expedient to effect its objects.

6. (1) The Lieutenant Governor in Council shall appoint 12 trustees consisting of the Deputy Minister, the Dean of the Faculty of Agriculture of The University of Alberta and

- (a) two practising farmers nominated by the Alberta Federation of Agriculture,
- (b) four representatives representing agricultural business in Alberta,
- (c) one representative nominated by The Alberta Institute of Agrologists who is not a member of the faculty of any university under *The Universities Act*,
- (d) one representative from the Department of Agriculture,
- (e) one representative nominated by the Faculty of Agriculture of The University of Alberta, and
- (f) one representative nominated by The Research Council of Alberta.

(2) The Deputy Minister shall be the chairman and the Dean of Agriculture of The University of Alberta shall be the secretary.

(3) A majority of the trustees constitute a quorum.

(4) The trustees shall meet at least once a year on a date to be fixed by the chairman.

7. (1) The trustees may make by-laws respecting

- (a) the appointment, functions, duties and removal of all agents, officers and servants of the Trust and their remuneration,
- (b) the time and place for the meetings of the trustees and the procedure to be followed at such meetings, and
- (c) the general conduct of the business and affairs of the Trust.

5. Duties and powers of Trust.

6. Appointment of trustees.

7. Management of Trust.

(2) A by-law does not become effective

(a) unless it is passed by a majority of the trustees holding office, and

(b) until it is approved by the Lieutenant Governor in Council.

(3) A by-law signed by a majority of the trustees holding office is as valid and effective as if passed at a meeting of the trustees.

8. (1) The trustees may at any time delegate any of their powers to committees consisting of such of the trustees and of such other persons as the trustees consider advisable.

(2) Any committee so formed shall, in the exercise of the powers so delegated, conform and be subject to the directions, restrictions and by-laws, if any, that are imposed upon it by the trustees.

9. The Trust is the successor in law to the trustees heretofore operating under the name "Alberta Agricultural Research Trust" and all assets, liabilities and obligations of every nature and kind owned, acquired, administered, incurred or assumed in any manner by those trustees during the course of that operation and existing upon the commencement of this Act are assumed and continued by the Trust.

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

8. Appointment of committees.

9. Assumption of assets and liabilities.