

1973 Bill Pr. 9

Second Session, 17th Legislature, 21 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr. 9

An Act to Incorporate St. Vincent's Hospital

MR. DRAIN

First Reading

Second Reading

Third Reading

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AN ACT TO INCORPORATE ST. VINCENT'S HOSPITAL

(Assented to , 1973)

Preamble

WHEREAS Les Filles de Jesus (hereinafter called the "Parent Corporation") an association of Nuns of the Roman Catholic Church in the Province of Alberta and elsewhere, was duly incorporated by chapter 33 of the Statutes of Alberta, 1909, (which was amended by chapter 129, Statutes of Alberta, 1964) and has for its objects charitable works; and

WHEREAS a petition has been presented by Sisters Gabrielle Fortier, F.J., Pauline Magnan, F.J. and Ellen Martin, F.J. as members of and on behalf of the Parent Corporation praying for the incorporation of St. Vincent's Hospital, a general hospital owned and operated by the Parent Corporation at Pincher Creek, Alberta; and

WHEREAS it is expedient to grant the petition of the said prayer.

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

Incorporation

1. Sisters Gabrielle Fortier, F.J., Pauline Magnan, F.J. and Ellen Martin, F.J., as members of and on behalf of the Parent Corporation, and such other persons as are now or may hereafter become under the provisions of this Act members of the Corporation (as hereinafter defined), are a body corporate and politic under the name of "St. Vincent's Hospital" (herein referred to as the "Corporation") for the purposes and objects hereinafter set out.

Objects

2. The purposes and objects of the Corporation are to undertake and carry on charitable works and activities including, without restricting the generality of the foregoing, charitable institutions, operations of hospitals, schools of nursing, homes for unwed mothers, missions, to impart education and religious and other training and to care for the aged, sick and unfortunate.

Funds

3. (1) All of the resources of the Corporation shall be devoted to charitable activities carried on by the Corporation itself and no part of the income of the Corporation shall otherwise be payable to or available for the personal benefit of any member thereof.

(2) Subject to subsection (1) the rents, revenues and profits of all property, real or personal, held by the Corporation, and the assets, property and activities of the Corporation shall be appropriated and applied solely for purposes and objects of the Corporation described in section 2.

Borrowing

4. The Corporation may raise or borrow money for the purpose of the Corporation's activities and may secure the repayment thereof by mortgage, charge or any other form of security upon the undertaking of the whole or any part of the assets and properties of the Corporation, or otherwise.

Guarantees

5. The Corporation shall have the power to guarantee to any bank, person, firm or corporation the due payment of any monies owing by any other person, firm or corporation and the due fulfilment, performance and carrying out by any person, firm or corporation of the covenants, agreements, provisions, stipulations and conditions of any contracts or obligations.

Investments

6. The Corporation may invest all or any of its funds, directly or indirectly, in the name of the Corporation or otherwise in any manner it considers fit and may lend all or any of its funds to any person, firm or corporation with or without security on such terms and conditions as it deems fit.

**Acquisition
and disposi-
tion of
realty and
personalty**

7. The Corporation shall have the power from time to time and at all times to acquire and dispose of by gift, devise, bequest, transfer, purchase, sale, mortgage, lease, exchange or otherwise any real or personal property.

**Ancillary
powers**

8. For the purpose of carrying out its objects the Corporation shall have the powers set out in section 20 of *The Companies Act*.

**Limitation
of powers**

9. The powers granted to the Corporation by this Act shall be subject to the general laws now or hereafter in force in the Province of Alberta.

Seal,
succession,
contracts
and status

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

Execution
of
documents

11. Subject to the provisions of any by-laws of the Corporation, all documents to be executed by the Corporation shall be executed under the seal of the Corporation attested by the signature of any two officers of the Corporation.

By-laws

12. It shall be lawful for the Corporation, by its members, to make by-laws, rules, orders and regulations for the government and proper administration of the property, affairs and interest of the Corporation, and to repeal and amend the same from time to time including, without restriction, the qualifications, appointment, discipline, replacement, expulsion and authority of any member, director or officer of the Corporation and generally for the internal government of the affairs of the Corporation.

Original
members

13. The incorporators referred to in section 1 shall be members (as trustees for the Parent Corporation) and directors of the Corporation and may, by ordinary resolution, appoint any one or more members to hold an office or offices in the Corporation.

Attorneys

14. The Corporation shall have the power to appoint one or more attorneys for any purpose or purposes as the directors may decide.

Head
office

15. The head office of the Corporation shall be at such place in the Province of Alberta as the members of the Corporation decide from time to time.

Branches

16. The Corporation may from time to time establish and maintain any branch or branches thereof to promote and carry out the objects 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.

Vesting
of title

18. Upon presentation to the Registrar of Titles 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 Parent Corporation to the Corporation, 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 therefor.

Tax
exemption

19. The following lands, namely :

Lot Two Hundred Thirty-one (231), the north half of Lot Two Hundred Thirty-two (232) and the whole of Lots Two Hundred Thirty-three (233) to Two Hundred Thirty-eight (238) inclusive according to a Plan of Record in the Land Titles Office for the South Alberta Land Registration District as Pincher Creek 460 B

together with the buildings and improvements located thereon shall be exempt from assessment and taxation so long as the same are used for objects of the Corporation, except for local improvement taxes and taxes pertaining to minerals.

Short
title

20. This Act may be cited as *The St. Vincent's Hospital Act*.

Commence-
ment

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