

1973 Bill Pr. 10

Second Session, 17th Legislature, 21 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr. 10

An Act to Incorporate Westbank Golf & Country Club

MR. KOZIAK

First Reading

Second Reading

Third Reading

Bill Pr. 10
Mr. Koziak

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(Assented to _____, 1973)

AN ACT TO INCORPORATE WESTBANK GOLF & COUNTRY CLUB

- Preamble** WHEREAS the persons hereinafter named have by their petition prayed 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 Alberta, enacts as follows:
- Short title** **1.** This Act may be cited as *The Westbank Golf & Country Club Act*.
- Incorporation** **2.** Edward E. Bishop, Barrister and Solicitor, Kenneth A. McKenzie, Barrister and Solicitor, Thomas Jackson, Barrister and Solicitor, James E. Redmond, Barrister and Solicitor and Patrick M. Bentley, Barrister and Solicitor, together with such persons as become shareholders in the company, are incorporated under the name of "Westbank Golf & Country Club", (hereinafter called "the Company").
- Directors** **3.** The persons named in section 2 shall be the provisional directors of the Company.
- Capital stock** **4.** The capital stock of the Company shall be \$20,000 divided into 10,000 shares with a nominal or par value of \$2.00 per share.
- Registered office** **5.** The registered office of the Company shall be in such location in the City of Edmonton or elsewhere in the Province of Alberta as the directors may from time to time determine.
- Powers and objects** **6.** The Company shall have the following powers and objects, that is to say:
- (a) to promote, organize, conduct and manage a golf, curling, country and social club;
 - (b) to promote the game of golf and other sports, games and recreation;

- (c) to hold and arrange golf and other matches and competitions and offer and grant or contribute towards the provision of prizes, awards and distinctions;
- (d) to subscribe to, become a member of and co-operate with any other association, whether incorporated or not, whose objects are altogether or in part similar to those of the Company.

Additional powers

7. For the purpose of carrying out its objects the Company has the powers set out in section 20, subsection (1) of *The Companies Act* and, in addition, the Company has the power to make regulations for the operation of the Company by the enactment and adoption of Articles of Association including, without limiting the generality of the foregoing clause, regulations concerning the allotment and price of shares, making calls thereon, the payment thereof, the creation of various classes of membership, the imposition of fees, dues and assessments in connection with shares or memberships or both, the disposal or forfeiture of shares for non-payment of calls, fees, dues, assessments or other sums payable by the shareholders to the Company.

Articles of Association

8. The Company's Articles of Association shall, in the first instance, be adopted by resolution of the provisional directors and shall thereafter be amended, added to, diminished or replaced as provided in *The Companies Act*.

Limited liability

9. The liability of the members is limited to the amount owing by each member to the Company by way of amounts unpaid (if any) on the purchase of shares issued as not fully paid up, for subscriptions, fees, dues or assessments unpaid or any other indebtedness to the Company.

Non-profit organization

10. The assets of the Company shall be applied solely towards the promotion of the objects of the Company as set forth in this Act and no portion thereof shall be paid or transferred, directly or indirectly by way of dividend, bonus or otherwise howsoever by way of benefit to the members of the Company.

Definitions

- 11.** In this Act,
- (a) "call" includes an assessment, instalment and any other sum paid or agreed to be paid or payable in respect of a share;
 - (b) "director" includes any person occupying the position of director by whatever name called;

(c) "share" means a share in the share capital of the Company, and includes stock, except where a distinction between stock and shares is expressed or implied.

Application
of The
Companies
Act

12. The following provisions of *The Companies Act* apply to the Company and are hereby made part of this Act, that is to say:

section 6;
section 8, subsection (2);
section 9;
section 13;
section 20, subsections (1) and (4);
section 29;
sections 32 to 35;
section 42;
sections 53 to 55;
section 56, subsection (1);
sections 57 to 59;
sections 61 to 66;
sections 67, clauses (a) and (b);
sections 73 and 74;
sections 77 to 80;
sections 97 to 106;
sections 114 to 131;
sections 133 to 136;
sections 145 and 146;
sections 149 and 150;
section 193;
section 287.

Commence-
ment

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