

1973 Bill Pr. 12

Second Session, 17th Legislature, 21 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr. 12

**An Act to Incorporate the Fort Assiniboine Agricultural
Association**

MR. TRYNCHY

First Reading

Second Reading

Third Reading

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AN ACT TO INCORPORATE THE FORT ASSINIBOINE AGRICULTURAL ASSOCIATION

(Assented to _____, 1973)

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| Preamble | <p>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:</p> <p>THEREFORE, HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:</p> |
| Short title | <p>1. This Act may be cited as <i>The Fort Assiniboine Agricultural Association Act</i>.</p> |
| Incorporation | <p>2. Ted Breitzkreitz, Marjorie Thompson, Harvey Amthor, Barbara Amthor, Fred Kluin and Nellie Gilbertson all of the District of Fort Assiniboine, Alberta, together with such persons as become members in the association, are incorporated under the name of "Fort Assiniboine Agricultural Association", hereinafter called "the association".</p> |
| Provisional directors | <p>3. The persons named in section 2 shall be the provisional directors of the association and their names, addresses and occupations are as follows:</p> <p>Ted Breitzkreitz, Fort Assiniboine, Alberta, farmer; Marjorie Thompson, Fort Assiniboine, Alberta, housewife; Harvey Amthor, Fort Assiniboine, Alberta, farmer; Barbara Amthor, Fort Assiniboine, Alberta, housewife; Fred Kluin, Fort Assiniboine, Alberta, farmer; Nellie Gilbertson, Fort Assiniboine, Alberta, housewife.</p> |
| Membership | <p>4. (1) The association shall not have a capital divided into shares or declare any dividend or distribute its property among its members during the existence of the association.</p> <p>(2) The association shall consist of members who pay their annual membership dues in accordance with the by-laws of the association.</p> |
| Head office | <p>5. The head office of the association shall be in the Village of Fort Assiniboine, in the Province of Alberta.</p> |

Purposes

6. (1) The purpose of the association shall be to encourage, hold and promote in or about the Village of Fort Assiniboine, in the Province of Alberta, all lawful games, sports and pastimes and exhibitions, contests and exercises of all kinds, including horse and foot races and other lawful games which require bodily activity or address, and for all the said purposes to offer and grant, or contribute towards the provision of prizes, awards and distinctions.

(2) The powers given to the association by this Act to hold exhibitions and contests of horses, to own and operate horse racing courses, to hold or promote harness, trotting, pacing or flat races and to conduct pari-mutuel betting on such games and races may be exercised only in or adjacent to the Village of Fort Assiniboine, and the association shall not, by itself or its agents, exercise those powers or, by lease, assignment, grant or otherwise, permit any other person to exercise those powers, elsewhere than in or adjacent to the Village of Fort Assiniboine.

Powers

7. The association shall have power

- (a) to promote and improve the breeding of thoroughbred and other breeds of horses in the Province of Alberta;
- (b) to acquire land in the Province of Alberta, and to lay out, maintain and operate race courses for standardbred, thoroughbred and other breeds of horse racing, and to construct club houses and all buildings incidental to the purpose of the association;
- (c) to hold exhibitions and contests and exercises for all lawful games and sports requiring bodily activity and address and for promoting harness or trotting or pacing races and flat races, and for all the said purposes to offer and grant or contribute toward the provision of prizes, awards, and distinctions;
- (d) to conduct pari-mutuel betting on such games and races in accordance with the *Criminal Code* of Canada;
- (e) to operate concessions and booths for the sale of refreshments legally authorized;
- (f) from time to time to sell, lease or otherwise dispose of the whole or any part of the property and undertaking of the association and to acquire other property in place or stead thereof by purchase, lease or otherwise;
- (g) to enter into all contracts and agreements necessary or expedient to be entered into for the foregoing purposes.

Liability
of members

8. The members of the association shall not be personally liable for the debts of the association or liable to the association in any sum except such portion of the amount they may have agreed to pay for their membership as may remain at any time unpaid.

Borrowing
powers

9. (1) The association in addition to all other powers shall have power to borrow or raise or secure the payment of money by negotiable instruments and by the issue of debentures in such manner as it thinks fit.

(2) The powers under subsection (1) shall only be exercised under the authority of the by-laws of the association and in no case shall debentures be issued without the sanction of an extraordinary resolution of the association.

Application
of
revenues

10. The association shall have the power to apply any part of its receipts or revenues by way of prizes to contestants or competitors at any meeting or exercises held by the association or by way of premiums to the breeders or owners of animals exhibiting or contesting thereat.

Preservation
of order

11. The association shall have power to preserve order upon and in the vicinity of the grounds and for that purpose to employ special constables.

Powers of
provisional
directors

12. The provisional directors of the association shall have power to provide for the constitution of the association and the admission of members thereto.

Meetings

13. A general meeting of the association shall be held within 12 months from the date of the commencement of this Act and in each calendar year thereafter and at the first of such general meetings the management of the association shall be vested in a board consisting of such number of members as the association may from time to time determine and shall be elected annually at such general meetings.

By-laws

14. A majority of the shareholders of the association may from time to time make and repeal or amend all such by-laws and regulations for the carrying on of the affairs of the association as they may see fit and any such by-laws or regulations not inconsistent with the law of this Act shall be binding upon the association and its members.

Application
of the
Companies
Act

15. The provisions of *The Companies Act* apply wherever applicable to the said association.

Accounting **16.** The association 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.

**Powers
subject to
general laws** **17.** The powers herein granted shall be subject to the general laws of the Province now in force or hereafter enacted.

**Commence-
ment** **18.** This Act comes into force on the day upon which it is assented to.