

1979 BILL PR 2

First Session, 19th Legislature, 28 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL PR 2

THE KING'S COLLEGE ACT

MR. MACK

First Reading -----

Second Reading -----

Committee of the Whole -----

Third Reading -----

Royal Assent -----

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THE KING'S COLLEGE ACT

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(Assented to , 1979)

WHEREAS the Christian College Association (Alberta) was incorporated on the 11th day of February, 1971 under *The Societies Act*; and

WHEREAS a petition has been presented praying 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:

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| Preamble | <p>1. In this Act</p> <p>(a) "Society" means Christian College Association (Alberta);</p> <p>(b) "College" means The King's College incorporated by this Act.</p> |
| Definitions | <p>2. The present members of the Society and such others as shall hereafter from time to time become members of the College in the manner prescribed in the by-laws of the College are incorporated under the name of "The King's College".</p> |
| Incorporation | <p>3. The College shall have the power to establish and conduct in the Province a Christian college to afford instruction in the liberal arts, theology, sciences and education.</p> |
| Objects | <p>4. The College shall have perpetual succession and a common seal.</p> |
| Affiliation | <p>5. The College may co-operate with any other person for the establishment and provision of programs, services and facilities.</p> |
| Degrees, diplomas, officers | <p>6. The College shall have the power to confer degrees in theology, to award certificates and diplomas for merit and proficiency in other branches of learning and to appoint such officers and staff as it considers necessary to carrying into effect the objects and purposes of the College.</p> |

General
powers

7. The College shall have power:

- (a) to acquire by any means and hold real and personal property of any kind situated within or without the Province including but not limited to land or interests in land in the Province necessary or desirable for the purposes of the College, and to sell, lease or otherwise alienate the property;
- (b) for the purposes of the College, to execute deeds, agreements, bills of sale, mortgages, bills of exchange, promissory notes and other like documents;
- (c) to borrow such sum or sums of money from time to time as may be necessary for its purposes either with or without security and to mortgage or pledge any or all of its land or interests in land or any other of its property for securing any sum or sums of money so borrowed, or for securing any part of the purchase money of any land or interest in land and may issue and sell or pledge bonds, debentures and obligations upon such terms and conditions as the College may decide;
- (d) to invest all or any sums of money belonging to the College or given or bequeathed to it, in any property or security whatsoever for the benefit of the College;
- (e) to receive and hold such real and personal property as may be mortgaged, hypothecated or pledged to the College by way of security or conveyed to it in satisfaction of debts or judgments recovered;
- (f) to fix and receive such membership fees as may be to the benefit of the College and to fix, charge and collect such fees as it deems fit for any services rendered by the College in the carrying out of its objects;
- (g) upon the passing of the proper resolution by the members of the Society, to take transfer and become owner of all of the assets of the Society, and the College shall thereupon become liable for and pay all of the liabilities of the Society.

Board of
Governors

8. (1) The College shall have a Board of Governors consisting of not less than 9 and not more than 49 members.

(2) The management, administration and control of the property, revenue, business and affairs of the College shall be vested in the Board.

(3) Without limiting the general powers conferred on the Board, the Board shall have power:

- (a) to enact, repeal and amend by-laws, rules and regulations providing for the government and operation of the College and the election, removal and term of office of members of the Board and of the Senate established pursuant to section 13;
- (b) to select a seal for the College and have sole custody and use of the seal;

- (c) to appoint the President, the professors, lecturers, instructors and other officers or servants of the College on such terms and conditions as the Board may see fit and to terminate such employment at such time or times as the Board may see fit;
- (d) on behalf of the College to confer degrees in theology and to award certificates and diplomas for merit and proficiency in other branches of learning.
- (e) to appoint an executive committee consisting of members of the Board, to which it may delegate such of its powers as it deems necessary or expedient, subject to any general directions given to it from time to time by the Board.

Provisional
Board of
Governors

9. The present members of the Council of Trustees of the Society shall be the provisional Board of Governors of the College and shall hold office as such until their successors have been elected in the manner set out in the by-laws of the College.

Ratification
of by-laws

10. The by-laws of the College, and any amendments and repeals of them, shall not take effect until they have been ratified by the members of the College in the manner set out in the by-laws whereupon such by-laws shall be binding upon all members of the College.

Minute
book

11. The by-laws, rules and regulations providing for the government and operation of the College and the election, removal, and term of office of members of the Board of Governors and Senate shall be entered in a minute book kept for the said purpose and signed by the Secretary of the Board of Governors in office from time to time, at the time that they are adopted and passed and the book shall be deposited with the records of the Board of Governors.

President

12. (1) The President shall generally supervise and direct the academic work of the College, teaching and administrative staffs and the officers and servants.

(2) The President shall be an advisor to the Board of Governors and shall have such other powers and perform such other duties as are assigned to him from time to time by the Board.

Constitution
of Senate

13. The College shall have a Senate, which shall be composed of:

- (a) the President;
- (b) such members of the Faculty as may be appointed by the Board of Governors upon the recommendation of the Faculty;
- (c) such persons as may be appointed to the Senate by the Board of Governors which may include members of the Board of Governors;
- (d) such other persons as may be elected to the Senate pursuant to the by-laws of the College.

Powers of
Senate

14. (1) The Senate shall have power to do those things required of it in the by-laws, rules and regulations providing for the government and operation of the College.

(2) Without thereby limiting the powers conferred upon it by the by-laws, rules and regulations, the Senate shall have power:

- (a) to provide for the government, management and carrying out of the curriculum, instruction and education offered by the College;
- (b) to determine all questions relating to the academic and other qualifications required of applicants for admission as students at the College;
- (c) to recommend to the Board of Governors the conferring by the College of degrees and the awarding by the College of certificates and diplomas;
- (d) to exercise disciplinary jurisdiction with respect to students in attendance at the College;
- (e) to make such recommendations to the Board as it may deem proper in promoting the interests of the College or for carrying out the objects and provisions of this Act.

Transition

15. (1) Within 2 months from the date upon which this Act comes into force, the president of the Society shall call a meeting of the members of the Society at a time and place to be fixed by him of which due notice shall be given to all members of the Society for the purpose of ratifying the by-laws referred to in sections 8 and 10.

(2) Until the holding of the meeting referred to in subsection (1), the existing by-laws of the Society, insofar as they are not inconsistent with this Act, shall be deemed to be the by-laws of the College.

Seal

16. The seal of the College shall be affixed to any document requiring the seal, in the presence of such officers of the Board of Governors as shall have been determined by the Board of Governors.

Accounting

17. The College shall, whenever called upon to do so, render an account in writing of its property and affairs to the Lieutenant Governor in Council.

Coming
into force

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