

1980 BILL PR 1

Second Session, 19th Legislature, 29 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

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THE LA FONDATION DE L'ASSOCIATION CANADIENNE-
FRANCAISE DE L'ALBERTA ACT

MR. COOK

First Reading -----

Second Reading -----

Committee of the Whole -----

Third Reading -----

Royal Assent -----

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THE LA FONDATION DE L'ASSOCIATION CANADIENNE- FRANCAISE DE L'ALBERTA ACT

(Assented to , 1980)

Preamble **W**HEREAS a petition has been presented praying for the passing of an Act incorporating la Fondation de l'Association canadienne-française de l'Alberta, 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:

- Definitions **1. In this Act**
- (a) "Foundation" means la Fondation de l'Association canadienne-française de l'Alberta;
 - (b) "A.C.F.A." means l'Association canadienne-française de l'Alberta.
- Incorporation **2. Roger Motut, Professor, Herve H. Durocher, Barrister and Solicitor, Francis McMahon, Administrator, Lucien Maynard, Q.C., retired, Joseph Moreau, Medical Doctor all of Edmonton, Jean-Paul Bugeaud, Medical Doctor of Bonnyville, Jules Van Brabant of St. Paul, and such other persons as may from time to time become members of the corporation, are hereby constituted and established a body corporate and politic, under the name of "La Fondation de l'Association canadienne-française de l'Alberta", with perpetual succession and a common seal.**
- Objects **3. The Foundation shall have the following objects:**
- (a) to receive, invest and manage those assets and funds of A.C.F.A. which shall be transferred to it by A.C.F.A.;
 - (b) to remit annually to A.C.F.A. the net income earned by it from the management and investment of the said assets and funds after provisions for the reserves deemed necessary for the proper administration and operation of the Foundation by the Foundation's Board of Directors.

Foundation's powers

4. The Foundation shall have all of the powers, rights and privileges conferred upon or vested in a corporation by the laws of the Province and more particularly, but without limiting the generality of the foregoing, shall have the power

- (a) to purchase, accept or acquire by any means, hold, enjoy and alienate any real or personal property or security or any interest therein within Alberta, which is necessary or desirable, for carrying out the objects and purposes of the corporation;
- (b) to borrow money and to give security for it;
- (c) to invest any money and any property or security belonging to the Foundation;
- (d) to draw, accept, make, endorse or negotiate any other negotiable security;
- (e) to adopt a common seal and to change it at will;
- (f) to sue and be sued;
- (g) to do any and all other things that are incidental or conducive to the attainment of the objects for which the corporation is established.

Board of Directors

5. (1) The Foundation shall be administered by the Board of Directors.

(2) Every director shall be a member of the Foundation.

(3) The directors shall be, initially, those persons who are members of the Foundation pursuant to section 2 and thereafter those 7 different persons who are the 7 most recent past presidents of A.C.F.A. who actually reside in the Province, and who consent to act as such, together with the person who is president of A.C.F.A. at the time.

Powers of Board of Directors

6. The directors of the Foundation shall be charged with the full power to manage the affairs of the Foundation including

- (a) the power to make by-laws and regulations for the orderly functioning of the Foundation;
- (b) the power to choose and determine the investments, assets and funds of the Foundation;
- (c) the power to fill any vacancy on the Board of Directors which cannot be filled by application of section 4.

Investments

7. The Foundation shall not be limited in its choice of investments by the provisions of *The Trustee Act*.

Members

8. (1) The only members of the Foundation are the directors.

(2) A director who ceases to hold office as such for any reason shall thereupon cease to be a member of the Foundation.

Annual meeting

9. The directors of the Foundation shall meet at least once in every year at a time and place to be fixed by the secretary.

Head office	10. The head office of the Foundation shall be in the City of Edmonton or at such other place as shall be determined by the Board of Directors.
Officers	<p>11. (1) The officers of the Foundation shall be elected annually by the Board of Directors and shall be a president, a vice-president, a secretary-treasurer and such other officers as the Board may from time to time determine.</p> <p>(2) The president and vice-president shall be elected from those persons who are directors of the Foundation.</p> <p>(3) The secretary-treasurer need not be a director of the Foundation.</p>
No remuneration	12. No member or director of the Foundation shall receive any remuneration for his services to the Foundation.
Liability	13. The members, directors and officers of the Foundation, provided they act at all times reasonably and honestly, shall not be held liable for any losses or reduction in value occurring to the assets of the Foundation.
Dissolution	14. In the event of its dissolution, all of the assets of the corporation shall be transferred to l'Association canadienne-française de l'Alberta.
Account to Lieutenant Governor in Council	15. The Foundation shall render an account of its affairs in writing to the Lieutenant Governor in Council, when called upon to do so.
Coming into force	16. This Act comes into force upon the day upon which it is assented to.