

BILL

No. 44 of 1911.

An Act to Incorporate The Alberta Commercial Travellers Association.

(Assented to 1911.)

WHEREAS the commercial travellers of Alberta have formed an association under the name of "The Alberta Commercial Travellers Association" having for its object the moral, intellectual and financial improvement, advancement and welfare of its members; and

Whereas a petition has been presented praying for the incorporation of the said association and it is expedient to grant the prayer of the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. Wilkie G. Fowler, Samuel S. Savage, George S. Dingle, Oris S. Chapin and D. C. Russell, all of Calgary in the Province of Alberta, commercial travellers and wholesale merchants, and the other members of the said association and all other persons who may hereafter become members of the corporation hereby created shall be, and they are hereby constituted a body politic and corporate under the name of "The Alberta Commercial Travellers Association," hereinafter called "the association," and by that name shall have perpetual succession and a common seal, with power to break and alter the same, and by that name they shall and may sue and be sued in all courts of law or equity in the Province of Alberta, and the said association shall have their head office at the City of Calgary, but may open such office or offices at other points in this province or elsewhere as may be found necessary or convenient for their purposes.

2. The said association shall have power—

1. To make arrangements with any railway, navigation, telegraph, insurance or other companies or persons for obtaining for its members concessions and other privileges;

2. To purchase, acquire and accept all such lands, tenements and hereditaments as they may deem advisable and to erect buildings thereon and to mortgage, sell and dispose of the same;

3. With and out of the funds of the association to make contracts of insurance with any insurance company against accident or casualties occurring to any of the members of the association whereby they may suffer loss or injury or be disabled or die;

4. To apply their funds from time to time in benefits or bonuses to members thereof during sickness or disability from accident, casualty or otherwise, or at death, to the families or personal representatives of such members; and also in insuring the lives of members either by a system of insurance within the said association or in any life insurance company, and also in such other manner as may be deemed conducive to the benefit and advantage of the members thereof;

5. To apply their funds in restoring the baggage and samples of members, either by a system of insurance within the said association, or in any insurance company;

6. To provide and furnish libraries and reading and other rooms, and to purchase books, periodicals and newspapers for the use of their members, and generally to do all such things as they may deem advisable to further the moral, intellectual and financial improvement of its members;

7. And also to invest the funds of the association in the bonds or debentures of the Dominion of Canada or any of the provinces thereof, or on the first mortgages of real estate, or in the debentures of any loan company, or by depositing the same with any incorporated bank or loan company at interest.

3. Whenever any money becomes payable to or for the use or benefit of any member such money shall be free from all claims by the creditors of such member, and upon the death of any member of the association any sum of money payable by, through, or by means of the association, or in consequence of his being a member thereof, under or according to its by-laws, shall be paid, on the receipt of a legal discharge, to the beneficiary named in the policy or certificate of the said member for membership, or in any renewal thereof; and when more than one beneficiary is named and no apportionment is made in the said application, the same shall be equally apportioned among all such beneficiaries, and should there be no such beneficiary the same shall be paid to the personal representatives of the said member, and such money, and when the same is payable to the father, mother, wife, child or grandchild of the deceased member, or any of them, shall be free from all claims of the personal representatives or creditors of the said deceased; and in case any sum is paid in good faith to the person who appears to the association to be entitled to receive the same, no action shall be brought against the association or any officer thereof, in respect thereof, but nevertheless, if it appears subsequently that such money has been paid to the wrong person, the person entitled thereto may recover the amount with interest, from the person who may have wrongfully received the same:

Provided, however, that no claims shall be made upon the funds of the association when the death or injury may have been caused by duelling, suicide, or self-inflicted injuries, so inflicted with intent to defraud; and

Provided further that no claim shall be payable unless a medical adviser of the association shall be allowed to examine the person of the member in respect of any alleged injury or cause of death when so often as may be reasonably required; and

Provided further that all such claims must be submitted to the board of directors, who shall have authority, and whose duty it will be to investigate the same and decide upon their validity, and if the same are allowed, to order their payment, and the powers of the said board herein shall be those of arbitrators, and their decisions shall be final.

4. All subscriptions and penalties due to the association under any by-law may be recovered by action or suit in the name of the association, in any court of competent jurisdiction, but any member may withdraw from the said association at any time on payment of all amounts due by him to the association inclusive of his subscription for the year then current, after which he shall have no claim or demand of any kind against the association:

Provided, moreover, that no member shall be liable to any creditor of the association for more than the amount of his unpaid annual subscription.

5. The affairs and objects of the association shall be managed by an executive committee composed of the officers thereof, consisting of a president, a vice-president, a treasurer, five directors of the association and a secretary who shall be appointed by the executive committee, and until others are elected and appointed according to this Act and the by-laws of the association, the present officers shall be officers of the corporation, that is to say: The said Wilkie G. Fowler shall be the president; the said Samuel S. Savage shall be the first vice-president; the said George S. Dingle shall be the second vice-president; the said Oris S. Chapin shall be the treasurer; and the said D. C. Russell shall be the secretary; and the said J. A. Brookbank, J. A. Latimer, W. C. Nancarrow, C. R. Stanley and Frank Harris shall be the directors and these shall be the executive committee.

6. The association may make and establish such rules, regulations and by-laws as they may deem expedient and necessary for their interest, and for the carrying into effect the powers hereby conferred upon them, and for the admission of members thereof, and the election of its officers, and the same from time to time to amend, alter and repeal, provided that the rules, regulations and by-laws in force at the passing of this Act shall be the rules, regulations and by-laws of the said association until amended, altered or repealed.

7. The association may by by-law from time to time increase the number of directors until the number shall not exceed twelve.

8. The annual general meeting of the association shall be held in such manner, after such notice and at such time in the City of Calgary as is, or shall be, provided by the by-laws of the association.

9. All the property now owned by the said association shall be the property of the said association now incorporated, and the said association shall be chargeable and liable for all debts, liabilities and obligations of the said association.

10. The association shall through its secretary make an annual return to the Provincial Secretary of the Province of Alberta showing the assets and liabilities of the association and the moneys annually collected and disbursed by such association.

11. This Act shall be deemed a public Act and shall come into force on the passing thereof.

No. 44

THIRD SESSION

SECOND LEGISLATURE

2 GEORGE V

1911

BILL

An Act to Incorporate The Alberta
Commercial Travellers Association.

Received and read the

First time

Second time

Third time

EDMONTON:
JAMES E. RICHARDS, Government Printer
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