

1987 BILL Pr 14

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Second Session, 21st Legislature, 36 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL Pr 14**

**ACTS LEADERSHIP TRAINING CENTRE ACT**

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DR. CASSIN

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First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

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*Bill Pr 14*  
*Dr. Cassin*

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1987

### **ACTS LEADERSHIP TRAINING CENTRE ACT**

*(Assented to , 1987)*

Preamble

WHEREAS Acts Foundation Ministries Society which was incorporated under the *Societies Act*, has by its petition prayed for the enactment of legislation for its incorporation under this Act 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:

Definitions

**1** In this Act,

- (a) "Board" means the Board of Directors of the Centre;
- (b) "By-laws" means the By-laws of the Centre;
- (c) "Centre" means the Acts Leadership Training Centre, a body corporate incorporated under this Act;
- (d) "Society" means Acts Foundation Ministries Society, a society incorporated under the *Societies Act*.

Incorporation of  
Centre

**2(1)** The persons who are members of the Society immediately before the commencement of this Act, together with the persons who become members of the Centre after the commencement of this Act, are incorporated as a body corporate under the name "Acts Leadership Training Centre".

- (2) Upon the commencement of this Act,
- (a) the Society is dissolved;
  - (b) the rights, property, obligations and liabilities of the Society become the rights, property, obligations and liabilities of the Centre;
  - (c) the persons who were the members and officers of the board of directors of the Society immediately before the commencement of this Act become the members and officers respectively of the Board until their successors are elected or appointed pursuant to the By-laws;
  - (d) the constitution of the Society becomes the By-laws of the Centre until the first By-laws are enacted by the Centre under this Act;
  - (e) the officers and employees of the Society become officers and employees of the Centre;
  - (f) any reference to the Society in any document other than this Act shall be deemed to be a reference to the Centre.

**Object**           **3** The object of the Centre is to provide religious training for persons wishing to enter the christian ministry.

**Head Office**       **4** The head office of the Centre shall be located in Alberta at the place specified in the By-laws.

**Board of Directors**   **5(1)** There shall be a Board of Directors of the Centre consisting of the persons elected or appointed as its members pursuant to the By-laws.

**(2)** The Board shall manage the business and affairs of the Centre.

**(3)** Subject to section 6, the Board may exercise its powers by resolution.

**By-laws**           **6** The Board may make By-laws respecting:

(a) the admission, suspension and expulsion of members of the Centre;

(b) the amount of the membership fees and other fees payable to the Centre or the manner in which those fees may be fixed;

(c) the number of members of the Board;

(d) the election or appointment of the members of the Board and of the officers of the Board and their respective rights, powers, privileges and duties;

- (e) the suspension and removal of members of the Board;
- (f) the calling of meetings of members of the Centre and the conduct of business at those meetings;
- (g) the appointment of an executive committee of the Board and the delegation to that committee of any of the powers or duties of the Board other than the power to make By-laws;
- (h) the establishment of the offices of the Centre and the appointment of persons to those offices;
- (i) the appointment and removal of the auditor of the Centre;
- (j) any restriction on the activities in which the Centre may engage;
- (k) the establishment of standing and special committees of the Centre and their responsibilities;
- (l) subject to section 4 the location of the head office of the Centre;
- (m) the regulation of the investment of the funds of the College pursuant to section 7(2)(d);
- (n) the transfer of the remaining property of the Centre in the course of winding up of the Centre to
  - (i) one or more organizations, whether incorporated or not, that have objects similar to that of the Centre or that engage in activities similar to those in which the Centre had engaged at any time prior to the commencement of the winding up proceedings, or
  - (ii) a foundation or other charitable organization, whether incorporated or not, either by way of gift or in trust for such charitable purposes as are specified in the By-laws.

Powers

- 7(1)** The Centre may in furtherance of its object:
- (a) establish, maintain and operate one or more training centres;
  - (b) undertake and support research and education related to the object of the Centre;
  - (c) provide financial and other assistance to organizations that have objects similar to that of the Centre or that engage in activities similar to those in which the Centre engages or has engaged;

(d) solicit, receive and hold gifts upon any trusts or conditions acceptable to the Board and administer gifts in accordance with those terms and conditions;

(e) publish, produce and distribute books, pamphlets, films and other productions that relate to any matter pertaining to the object of the Centre.

(2) In addition to its powers under the *Interpretation Act* and under subsection (1), the Centre may do any other acts in connection with or incidental to the furtherance of its object and, without limiting the generality of the foregoing, the Centre may:

(a) acquire, hold and alienate any estate or interest in real or personal property;

(b) borrow money from any person and give any security for the repayment of money so borrowed;

(c) draw, make, accept, endorse, execute or issue promissory notes, bills of exchange and other negotiable instruments;

(d) subject to the By-laws, invest in any manner it thinks fit the funds of the Centre that are not from time to time required for expenditure;

(e) lend its funds or guarantee the payment of any debt;

(f) make such banking arrangements as are necessary for the purpose of its business and affairs.

Degrees in  
divinity

**8** The Centre may grant academic degrees in divinity to its graduates.

No personal  
benefit

**9(1)** No part of the income of the Centre shall be paid to, or otherwise made available for, the personal benefit of any member of the Centre.

(2) Notwithstanding anything in the *Business Corporations Act* or any other Act,

(a) if the By-laws under section 6(n) provide for the transfer of the property of the Centre upon the winding up of the Centre, the liquidator shall transfer any remaining property of the Centre to the organization or organizations specified in the By-laws, in accordance with the By-laws, or

(b) if the Centre is to be wound up and there are no By-laws in force under section 6(n) at the commencement of the winding up proceedings, the liquidator shall, subject to the approval of the Court of Queen's Bench, transfer any remaining property of the Centre to:

(i) one or more organizations, whether incorporated or not, with objects similar to those of the Centre or that engage in activities similar to those in which the Centre had engaged at any time prior to the commencement of the winding up proceedings, or

(ii) a foundation or other charitable organization, whether incorporated or not, either by way of give or intrust for one or more charitable purposes.