

1988 BILL Pr 12

Third Session, 21st Legislature, 37 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr 12

CANADIAN SOUTHERN BAPTIST SEMINARY ACT

MR. ALGER

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill Pr 12
Mr. Alger

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CANADIAN SOUTHERN BAPTIST SEMINARY ACT

(Assented to , 19

Preamble

WHEREAS the Canadian Convention of Southern Baptist Denomination was incorporated pursuant to the *Society Act* of Province of British Columbia on the 8th day of April, 1987; and

WHEREAS the Convention was registered as an extra-provincial corporation under the *Business Corporations Act* of the Province of Alberta on the 28th day of October, 1987; and

WHEREAS the Convention is operating a Seminary in or near the Town of Cochrane under the name of Canadian Southern Baptist Seminary; and

WHEREAS a petition has been presented praying that it be enacted as herein 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, enacts as follows:

Definitions

1 In this Act,

(a) "Corporation" means the body corporate created by the Act under the name Canadian Southern Baptist Seminary;

(b) "teaching staff" means the professors, associate professors, assistant professors, lecturers, instructors and all others engaged in the work of teaching, giving instruction or carrying out research on behalf of the Seminary;

(c) "Trustees" means the Board of Trustees of Canadian Southern Baptist Seminary.

Incorporation

2 Reverend Bob Bye of Edmonton, Alberta; Reverend Bill Fowler of Prince Albert, Saskatchewan; Reverend Alan Niebergal of Kelowna, British Columbia, Reverend Robert Shelton of Winnipeg, Manitoba; Reverend Thomas Smith of Red Deer, Alberta; Dr. Terry Wuester of Victoria, British Columbia; and Reverend Philip Yung of Vancouver, British Columbia; and such other persons as are from time to time elected to be members of the Board of Trustees as hereinafter provided are hereby constituted and established as a body corporate under the name of Canadian Southern Baptist Seminary.

Objects

3 The objects of the Corporation are:

(a) to provide for the training and theological education of pastors and other church workers in order that they may fulfill the Great Commission of our Lord Jesus Christ in and through local churches throughout the world;

(b) to further the purposes and objectives of the Canadian Convention of Southern Baptists Denomination.

Powers

4 The Corporation,

(a) has perpetual succession;

(b) shall have a common seal, with power to change, alter, break, and renew same when and so often as it things proper;

(c) may contract and be contracted with, sue and be sued, implead and be impleaded with, answer and defend in all courts and places whatsoever;

(d) may acquire by gift, purchase, devise, bequest, transfer or otherwise, property of every nature and have, hold, possess, enjoy, take and receive the same for the general uses and purposes of the Corporation;

(e) may from time to time give, sell, exchange, transfer, assign, mortgage, encumber, demise or otherwise dispose of all or any property of the Corporation or any interest therein and may invest or re-invest the assets of the Corporation;

(f) may borrow, by pledge or properties, raise or secure the payment or money for any of the purposes of the Corporation in such manner as it deems expedient;

(g) is authorized to receive, enjoy and employ all donations, bequests and legacies that may be given to it, and to create general and special endowment funds;

(2) The principal amounts of funds or property given for permanent endowment shall not be applied to current expenses or equipment or in any other way applied to a purpose other than that for which they were given.

Degrees in
Divinity

5(1) The Corporation may, through its Trustees, confer upon any student of the Seminary, upon recommendation of its faculty, an academic degree in divinity.

(2) The Corporation has all the other powers and privileges and immunities vested by law in a corporation, necessary or proper for the carrying out of its objectives.

Income and
property;
winding up

6(1) The Corporation is not organized for the purpose of pecuniary profit and shall have no capital stock.

(2) All incomes and properties of the Corporation shall be applied toward the furtherance of the objects of the Corporation, and no portion of such income or property shall be paid, transferred or made available directly or indirectly for the benefit of any member of the Corporation.

(3) If upon the winding up or dissolution of the Corporation there remains, after satisfaction of all its debts, liabilities and obligations, any properties or assets whatsoever, the same shall not be paid or distributed generally among the members, but shall be paid or transferred to the Canadian Convention of Southern Baptists Denomination.

(4) No member of the Corporation is liable for the debts or other obligations of the Corporation.

Board of Trustees

7(1) The Corporation shall be managed and administered by a governing Board of Trustees.

(2) The first Trustees shall be those persons named in section 2.

(3) All Trustees shall be elected by the Canadian Convention of Southern Baptists Denomination, in the number and manner provided for in the Constitution of that Convention.

(4) There shall be regional representation in election of Trustees, as determined by the Convention.

(5) Subject to subsection (6), the term of office of each Trustee shall be 4 years.

(6) After the expiry of the term of office of the first Trustees, those first appointed in their place shall be appointed for one, 2, 3 and 4 years in such a manner that, as far as possible, an equal number of terms shall expire in each year.

(7) The Trustees shall by by-law prescribe the procedure to be adopted regarding the calling and conduct of meetings.

Trustees subject
to convention

8(1) The powers of the Trustees are held in stewardship to the Canadian Convention of Southern Baptists Denomination, and therefore, the interpretation of objects and exercise of powers by the Trustees in the areas of policy, procedure, management and operations shall be subject to the constitution, by-laws and actions adopted by the Convention.

(2) Any purchase, sale or mortgage of real property, or incurring of any indebtedness over limits set by the Canadian Convention of Southern Baptists Denomination Executive Board shall be subject to the approval of the Canadian Convention of Southern Baptists Denomination.

(3) No action shall be taken by the Trustees in violation of this constitution or the constitution, by-laws and actions of the Canadian Convention of Southern Baptists Denomination.

Powers of
Trustees

9 The Trustees shall have the power to:

(a) nominate Executive Officers for election by the Executive Board of the Canadian Convention of Southern Baptists Denomination;

(b) elect, appoint and remove teaching staff and other employees set forth in the by-laws of the Corporation;

(c) fix the number, duties, salaries and other benefits of officers, teaching and administrative staff and other employees, servants or agents of the Corporation;

(d) make rules governing the educational policy, the admission of students, the curriculum, and any matter whatsoever in connection with the operation of the Corporation;

(e) recommend to the Canadian Convention of Southern Baptists Denomination such by-laws as are deemed necessary for the management of the affairs of the Corporation, and from time to time to recommend the amendment, alteration or repeal of the by-laws.

Amendments

10 The Corporation shall be under the patronage, general direction and control of the Canadian Convention of Southern Baptists Denomination, which Convention may establish articles of faith and permanent laws for the Corporation consistent with the Convention's constitution, which may be amended or repealed only pursuant to the constitution of the Convention.

Rules and regulations

11 In all matters not included in the articles of faith and permanent laws, the Corporation shall be subject to the rules and regulations of the Canadian Convention of Southern Baptists Denomination, both general and specific, as recorded in the minutes of the Convention and promulgated in accordance with the constitution of the Convention.

Accounting

12 The Corporation shall at all times when called upon so to do, render an account in writing of its property and affairs to the Lieutenant Governor in Council.

General laws

13 The powers herein provided shall be subject to the general laws of the Province.