

1988 BILL Pr 20

Third Session, 21st Legislature, 37 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr 20

MASKWACHEES CULTURAL COLLEGE ACT

MR. JONSON

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill Pr 20
Mr. Jonson

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1988

MASKWACHEES CULTURAL COLLEGE ACT

(Assented to , 1988)

Preamble

WHEREAS the Samson Band, the Ermineskin Band, the Louis Bull Band and the Montana Band are Indian Bands within the meaning of the *Indian Act* (Canada); and

WHEREAS the Bands are operating a College on the Ermineskin Indian Reserve in the Province of Alberta; 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, enacts as follows:

Definitions

1 In this Act,

(a) "Board" means the Board of Directors of Maskwachees Cultural College;

(b) "College" means the corporation created by this Act under the name of Maskwachees Cultural College;

(c) "property" includes real and personal property;

(d) "teaching staff" includes the professors, associate professors, assistant professors, lecturers, instructors and all others engaged in the work of teaching, giving instructions or carrying out research on behalf of the College.

Incorporation

2 Leo Cattleman, Simon Threefingers, Eddie Littlechild, Jim Omeasoo, and Maurice Wolfe all of the Hamlet of Hobbema, and such other persons as are from time to time appointed to be members of the College, as hereinafter provided, are hereby constituted a corporation under the name of Maskwachees Cultural College.

Objects

3 The objects of the College are:

(a) to establish, maintain, conduct, and support an educational institution of secondary and higher learning in the arts, sciences, literature, and such fields as the Board may determine;

(b) to establish, maintain, conduct, and support occupational skill training programs in such occupations as the Board may determine;

(c) to establish, maintain, conduct and support special educational courses and services and courses of general interest, as the Board may determine;

(d) to conduct research into Cree culture, Cree language, Cree history and related studies for the purposes of preservation and use to assist Indian society;

(e) to promote and enhance the learning and the dissemination of the theoretical and practical knowledge and wisdom in the field of Cree culture, Cree language and other related studies;

(f) to further the intellectual, physical, social and cultural development of the community;

(g) to be a repository and resource centre of books, pamphlets, films and other materials and productions related to the Cree culture.

Powers

4 The College

- (a) may from time to time, mortgage, charge or otherwise encumber all or any property of the College or any interest in it;
- (b) may borrow, raise or secure the payment of money for any purposes of the College in such manner as it deems expedient;
- (c) has all the other powers and privileges and immunities granted to a corporation by the *Interpretation Act* or otherwise vested by law in a corporation, necessary or proper for the carrying out of its objects;
- (d) may enter into accreditation agreements with universities;
- (e) may publish, produce, or distribute books, pamphlets, films, and other materials and productions that relate to any matter pertaining to the objects of the College.

Property

5 All of the property of the College shall be devoted to educational and charitable activities and no part of the property of the College shall be distributed to, or otherwise made available for the personal benefit of any member thereof except pursuant to section 9(a).

Board of Directors

6 The College shall be managed and administered by a governing Board of Directors of not more than 12 members, the first members of which shall be the persons specifically named in section 2 and such other persons as may be named in place of, or in addition to them.

Voting

7 Each member of the Board shall have one vote, except the member acting as chairman of a meeting of the Board who shall only cast a vote if there is otherwise a tied vote on a resolution.

Officers

8(1) The Board shall by by-law prescribe the terms of office and method of election, appointment, replacement and retirement of members of the College and the Board.

(2) Members of the Board shall be appointed from among the members of the College.

Management and powers of the Board

9 The conduct, management and control of the College and its property, revenues, business and affairs are vested in the Board and the Board has all the powers necessary or convenient to perform its duties and achieve the objects and purposes of the College, including, without limiting the generality of the foregoing, the power:

(a) to appoint and to remove and to fix the number, duties, salaries and other emoluments of officers, teaching staff, administrative staff and other employees, servants or agents;

(b) to make rules governing the educational policy, the admission of students, the curriculum and any other matter whatsoever in connection with the operation of the College;

(c) to appoint and executive committee and such other committees of the Board as it deems advisable and to delegate to any such committee any of its powers;

(d) to enact such by-laws, regulations and orders as are deemed necessary for the management of the affairs of the College and from time to time to amend, alter or repeal any by-law, regulation or order.

Investment of funds

10 The funds of the College not immediately required for its purposes and the proceeds of all property that come into the hands of the Board, subject to any trust or trusts affecting same, may be invested and re-invested as the Board deems advisable.

Winding up

11 If upon the winding up or dissolution of the College there remains, after satisfaction of all its debts, liabilities and obligations, any property or assets whatsoever, the same shall not be paid or distributed generally among the members, but shall be paid or transferred to such other charitable organization in Canada the objects of which, in the opinion of the Board, most closely resemble those of the College.

Accounting

12 The College 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.