

1994 BILL Pr2

Second Session, 23rd Legislature, 43 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr2

LETHBRIDGE FOUNDATION AMENDMENT ACT, 1994

MR. DUNFORD

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill Pr2
Mr. Dunford

BILL Pr2

1994

LETHBRIDGE FOUNDATION AMENDMENT ACT, 1994

(Assented to _____, 1994)

WHEREAS the Lethbridge Foundation was incorporated by *The Lethbridge Foundation Act*, being chapter 120 of the Statutes of Alberta, 1966; and

WHEREAS the Foundation has presented a petition praying that the Act be amended and it is deemed 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:

- 1 The Lethbridge Foundation Act is amended by this Act.*
- 2 The title of the Act is repealed and the following is substituted:*

LETHBRIDGE COMMUNITY FOUNDATION ACT

- 3 Section 2 is amended in clause (a) by striking out, "Lethbridge Foundation" and substituting "Lethbridge Community Foundation";*
- 4 In the following provisions "Nominators" is struck out wherever it occurs and "Appointors" is substituted:*

Explanatory Notes

- 1** Amends chapter 120 of the Statutes of Alberta, 1966.
- 2** Changes the name of the Foundation.
- 3** Sections 2(a) and (d) presently reads:
 - 2(a)** *"Foundation" means the Lethbridge Foundation incorporated by this Act;*
- 4** Changes the name "Nominators" to "Appointors"

*section 2(d);
section 6(1) and (2);
section 8(1);
section 10(5) and (6);
section 12(f).*

5 *Section 5 is repealed and the following is substituted:*

5 The objects of the Foundation are to encourage, promote or assist charitable, educational, cultural, recreational, historical, environmental or other purposes which, in the sole discretion of the Board, will most effectively be for the benefit and well-being of the Lethbridge district and its residents.

6 *Section 6(1) is amended*

(a) by repealing clause (b) and substituting "the Senior Justice of the Court of Queen's Bench resident in Lethbridge";

(b) by adding the following after clause (d):

(e) the Reeve of the County of Lethbridge.

7 *Section 9 is repealed and the following is substituted:*

9 The Foundation shall, subject to the provisions of this Act, be managed and administered by a governing board of not fewer than 9 members, nominated and appointed by the Committee of Appointors from among men and women who, in the opinion of such Appointors, have evinced an interest in the welfare of the community, which shall be known as the Board of Directors of the Foundation.

8 *Section 13 is repealed and the following is substituted:*

13 The Board is empowered, subject to the provisions of this Act, to use or distribute such portions of the funds available to the Foundation as it may deem proper for the assistance of

5 Section 5 presently reads:

5 The objects of the Foundation are to use the funds available to it in each year for:

- (a) promoting educational advancement of scientific research for the increase of human knowledge and the alleviation of human suffering;*
- (b) promoting the cultural aspects of life in the community;*
- (c) any other charitable, educational or cultural purpose, that, in the opinion of the Board, makes for the mental, moral and physical improvement of the inhabitants of Lethbridge and its surrounding area regardless of race, color or creed.*

6 Adds a member to the Committee of Appointors.

7 Section 9 presently reads:

The Foundation shall, subject to the provisions of this Act, be managed and administered by a governing board of nine members, nominated and appointed by the Committee of Nominators from among men and women who in the opinion of such Nominators have evinced an interest in the welfare of the community, which shall be known as the Board of Directors of the Foundation.

8 Section 13 presently reads:

13(1) The Board shall, prior to the end of each fiscal year use or distribute not less than ninety percent of its income (including donations received, unless such donations are directed by the donor to be held

such individuals, institutions, organizations, agencies and bodies as the Board determines may be engaged in the promotion or advancement of any or all of the objects of the Foundation.

9 Section 25 is repealed and the following is substituted:

25 Reasonable administrative expenses incurred by the Board may be charged against all trusts, on a pro rata basis or such other basis as the Board considers equitable.

permanently by the Corporation to earn an investment income) to carry out the objects of the Foundation.

(2) To effect the objects of the Foundation the funds may be used for the assistance of such institutions, organizations, agencies, and bodies as may be engaged in the promotion or advancement of the objects of the Foundation or any of them; and the Board may determine what institutions, organizations, agencies or bodies, whether or not the same are within the Lethbridge district , are to benefit by that assistance in each year, and to what extent.

(3) Notwithstanding any other provisions of this section the funds of the Foundation shall be allocated only for charitable purposes to individuals in Canada or to charitable institutions, organizations, agencies or bodies in Canada.

9 Section 25 presently reads:

Reasonable administrative expenses incurred by the Board may be charged against all trusts, on a pro rata basis.