

1995 BILL Pr1

Third Session, 23rd Legislature, 44 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr1

MISSIONARY CHURCH AMALGAMATION AUTHORIZATION ACT

DR. L. TAYLOR

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill Pr1
Dr. L. Taylor

BILL Pr1

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MISSIONARY CHURCH AMALGAMATION AUTHORIZATION ACT

(Assented to , 1995)

WHEREAS the Missionary Church was incorporated with the name Mennonite Brethren in Christ Church by chapter 81 of the Statutes of Alberta, 1927, and was renamed the United Missionary Church by chapter 90 of the Statutes of Alberta, 1948, and later renamed the Missionary Church by chapter 101 of the Statutes of Alberta, 1973; and

WHEREAS the Evangelical Missionary Church, Canada West District was incorporated with the name Northwest Canada Conference Evangelical Church by chapter 79 of the Statutes of Canada, 1928, as amended by chapter 55 of the Statutes of Canada, 1992, and was continued October 18, 1994 by Letters Patent issued under Part II of the Canada Corporations Act as a corporation under that Part with the name Evangelical Missionary Church, Canada West District; and

WHEREAS the petitioner wishes to petition the Parliament of Canada, subject to the authorization of the Legislative Assembly of Alberta, for amalgamation of the Missionary Church with the Evangelical Missionary Church, Canada West District and for continuation under the laws of Canada as one corporation; and

WHEREAS the petition to the Parliament of Canada seeks the enactment of legislation stipulating the following in respect of the aforesaid amalgamation and continuance:

- (i) that the amalgamated corporation owns the property

of each amalgamating corporation;

- (ii) that the amalgamated corporation is liable for the obligations of each amalgamating corporation;
- (iii) that an existing cause of action, claim or liability to prosecution is unaffected;
- (iv) that a civil, criminal or administrative action or proceeding pending by or against an amalgamating corporation may be continued to be prosecuted by or against the continuing amalgamated corporation; and
- (v) that a conviction against, or ruling, order or judgment in favour of or against, an amalgamating corporation may be enforced by or against the continuing amalgamated corporation; and

WHEREAS the membership of the Missionary Church has duly authorized the amalgamation of the Missionary Church with the Evangelical Church, Canada West District; and

WHEREAS the continuance will not adversely affect creditors or members of the Missionary Church; and

WHEREAS the petitioners have by their petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the petitioners;

NOW THEREFORE HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:

Definitions

1 In this Act "Federal Act" means the legislation of the Parliament of Canada providing for the amalgamation of the Missionary Church and the Evangelical Missionary Church, Canada West District and their continuance under the laws of Canada as one corporation.

Authorization to
petition
Parliament

2 The Missionary Church is hereby authorized to petition the Parliament of Canada for amalgamation of the Missionary Church with the Evangelical Missionary Church, Canada West District and for continuation under the laws of Canada as one corporation.

Ceasing to be an
Alberta
corporation

3 On the commencement of the Federal Act, the Missionary Church ceases to be a body corporate incorporated under the laws of Alberta.

Repeals
S.A. 1927 c. 81,
S.A. 1948 c. 90,
S.A. 1973 c. 101.

4 The *Missionary Church Act* is repealed on the commencement of the Federal Act.