

2004 Bill Pr1

Fourth Session, 25th Legislature, 53 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr1

ST. MARY'S COLLEGE AMENDMENT ACT, 2004

MRS. ADY

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill Pr1
Mrs. Ady

BILL Pr1

2004

ST. MARY'S COLLEGE AMENDMENT ACT, 2004

(Assented to , 2004)

WHEREAS St. Mary's College was incorporated by the *St. Mary's College Act*, being chapter 46 of the Statutes of Alberta, 1986; and

WHEREAS a petition has been presented requesting that the Act be amended as follows, and it is expedient to grant the request of the petition;

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

Amends SA 1986 c-46

1 The *St. Mary's College Act* is amended by this Act.

2 The preamble is amended in the first recital by striking out "while pursuing studies at the University of Calgary".

3 Section 4(2)(b) is amended by striking out "while" and substituting "during any period in which".

4 Section 5 is amended

(a) by striking out “the power:” and substituting the following:

“, subject to this or any other Act, the capacity, rights, powers, privileges and immunities of a natural person, including, but not limited to the following:”

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

- (g) to grant degrees, diplomas and certificates in the fields of study taught at or in connection with the College;
- (h) to change the name of the College incorporated by this Act, without further amendment to this Act, provided that no later than 15 days before the name change is to take effect, the College
- (i) publishes a notice of the intended name change in The Alberta Gazette; and

- (ii) advises the Minister of Learning, or the Minister's delegate, of the intended name change.

Explanatory Notes

1 Amends chapter 46 of the Statutes of Alberta, 1986.

2 The first recital in the preamble presently reads:

WHEREAS a petition has been presented, praying for the incorporation of St. Mary's College as a private college for the promotion of higher education for Catholics and others while pursuing studies at the University of Calgary, and it is expedient to grant the prayer of the petition;

3 Section 4(2) presently reads:

(2) Subject to subsection (3) and section 5(f), the Board shall consist of

(a) the Roman Catholic Bishop of the Diocese of Calgary or his designate;

- (b) *the President of the University of Calgary or his designate while the College is affiliated with the University;*
- (c) *the persons holding the offices of President, Secretary, Dean of Studies and Treasurer of the College;*
- (d) *2 representatives nominated jointly by the Anglican, United, Lutheran, Presbyterian and Baptist Churches in Calgary;*
- (e) *one Superintendent designated by the Superintendents of Catholic Schools in Southern Alberta;*
- (f) *one Trustee designated by the Trustees of the Catholic School Boards of Southern Alberta;*
- (g) *the duly elected President of the Student Body of the College;*
- (h) *no less than 4 and no more than 6 other persons elected from those nominated by the persons who are members of the Board pursuant to clauses (a) to (g);*
- (i) *such other members of the College, including a member of the administrative staff, a member of the instructional staff and a member of the Alumni of the College, as are elected from those nominated by the persons who are members of the Board pursuant to clauses (a) to (g).*

4 Section 5 presently reads:

5 In addition to the powers with which the College will become vested by section 16 of the Interpretation Act, the College shall have the power:

- (a) *to become affiliated with the University of Calgary and for the purpose to enter into any arrangement with the University that the Board deems expedient;*
- (b) *to enter into any contract or agreement with any or all persons whom the Board may think fit, for the purpose of engaging professors, teachers and others to carry out the details of the management, conduct and control of the institution;*
- (c) *to borrow money for the purposes of the College, and to secure the payment thereof by mortgages, bonds, debentures or other securities, either upon any property owned by the College or upon the credit of the College itself;*
- (d) *to acquire and hold and sell or otherwise deal in real and personal property for the authorized purposes of the College and generally to do all other necessary acts or things incidental to the purpose of carrying on the conduct, management and control of the said College;*

- (e) *to exercise all the powers of the College to make rules, regulations and by-laws concerning the government, conduct, management and control of the College and its property, revenues, business and all affairs thereof;*
- (f) *to pass by-laws to provide for the method of selection of members of the College and of the Board, to set their terms of office, to provide their removal from office and to vary the number and composition of the Board.*