

BILL

No. 14 of 1918.

An Act to incorporate the War Veterans' Next-of-kin Association.

(Assented to , 1918.)

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

1. In this Act, unless the context otherwise requires—

1. The term "next-of-kin" shall mean and include the wives, widows, mothers, sisters and daughters of the following persons:

- (a) Persons who have enlisted in the Naval or Military Forces of His Majesty or any of His Allies for the purpose of engaging in the European war, and who landed in France or other country outside of the United Kingdom in which actual hostilities have been or are being carried on, and have subsequently returned to Canada and have obtained honourable discharge;
- (b) Reservists of the Naval or Military Forces of His Majesty or any of His Allies who engaged in the European war and who landed in France or other country outside the United Kingdom in which actual hostilities have been or are being carried on, and have obtained honourable discharge;
- (c) Persons who enlisted in the Naval or Military Forces of His Majesty or any of His Allies for the purpose of engaging in the European war, and who have landed in the United Kingdom, but who did not have an opportunity of proceeding to a seat of hostilities through accident, sickness or otherwise and have subsequently returned to Canada and have obtained honourable discharge;
- (d) Persons who in the Naval or Military Forces of His Majesty engaged in any war or campaign in which the British Empire, or any portion of it, was engaged previous to the European war and obtained honourable discharge.

2. The term "association" shall mean any war veterans' next-of-kin association as established under this Act.

2. Any ten or more next-of-kin may organize an association under the provisions of this Act by filing in the office of the Provincial Secretary a memorandum of association in form A in the schedule hereto, duly executed by each of the next-of-kin desiring to organize such association.

3. The persons entitled to be members of the association shall be next-of-kin to be chosen by ballot or in such manner as shall be provided by the constitution, rules and regulations of the association; provided, however, that

persons other than female next-of-kin may be honorary members of the association upon such terms and conditions as shall be fixed by such constitution, rules and regulations, but shall not be entitled to take any part in the management of the association or its affairs.

4. The Provincial Secretary, upon being satisfied that the applicants are next-of-kin and that the memorandum of association has been duly executed by the parties purporting to sign the same, shall issue and forward by post or delivery to the secretary of the association a certificate of incorporation under his hand and seal.

5. Upon the issue of such certificate of incorporation the said next-of-kin, and such other next-of-kin as thereafter shall become members of the said association, shall thereby become a body corporate and politic in deed and in name and by the name designated in the memorandum of association, or such other name as shall be designated by the Provincial Secretary, shall have power from time to time and at all times hereafter to acquire by purchase, lease, gift, bequest or devise any real or personal property, and the same to hold, possess, and enjoy for the use of the said corporation, and the same to sell, alienate, exchange or otherwise dispose of or encumber, and to lend money belonging to the association to the individual members of the association upon such security as may be deemed advisable, or to expend money belonging to the association to relieve the distress of any member, or the family of any member, and by the same name shall and may be able and capable to sue and be sued, implead and be impleaded, answer and be answered unto in any matter, cause or action, in any court of law or equity whatsoever.

6. The first provisional officers of the association shall consist of the president, vice-president, secretary-treasurer and such members as may be chosen to form, together with the president, vice-president and secretary-treasurer, an executive committee, and shall be chosen by the next-of-kin applying for incorporation under the provisions of this Act, and shall be named in the memorandum of association, and such provisional officers shall hold office until the first meeting of the association for the election of officers, and until their successors are elected.

7. It shall be the duty of the provisional officers to call a meeting of the members of the association for the purpose of electing officers, such meeting to be held at some convenient place not later than twelve months from the date of the issue of the certificate of incorporation, and due notice of such meeting shall be given to each member by post addressed to his last known place of abode, and thereafter it shall be the duty of the officers of the association in like manner to call the annual meeting for the election of officers, so that at no time shall more than fourteen months elapse between the annual meetings for the election of officers.

8. The constitution, rules and regulations touching the administration of the said corporation shall be formulated at a general meeting thereof, called for that purpose, and of which at least seven days' notice shall be given by

public advertisement or otherwise, to all the members thereof; and the constitution, rules and regulations then adopted shall have full force and effect in so far as the same shall not be inconsistent with the laws in force in the Province of Alberta and the provisions of this Act:

Provided always that the said corporation may, from time to time, alter, repeal and change such constitution, rules and regulations in the manner herein provided.

9. The said corporation may from time to time borrow money for the purposes of the corporation at such rate of interest and upon such terms as they may deem proper; and may for such purpose make, execute or issue any mortgages, bonds or debentures, stock or other instruments, under the seal of the said corporation, which bonds or debentures or stock shall operate subject to any mortgage given in part payment of the purchase money of real property acquired for a site for the association buildings or of the erection of such buildings and appurtenances thereto, as mortgages and charges against the lands and effects of the said corporation without registration; and each holder of any of the said debentures or bonds issued under the provisions of this section shall be deemed to be a mortgagee and encumbrancer *pro rata* with the other holders thereof upon any interest in any real estate held by the said corporation, and also upon any such interest in any policy or policies of insurance against loss or damage by fire effected upon the buildings owned by the corporation.

10. Any such mortgage, bond, debenture, stock or other instrument shall be signed by the president of the said corporation and countersigned by the secretary.

11. The moneys authorized to be raised under the provisions of section 9 of this Act shall be applied exclusively in the purchase of a site for the association buildings, and in the purchase, improvement or erection of a house for the association, and dependencies thereon, together with necessary furniture or for the purchase of any freehold interest therein, and in payment of any mortgage or charge thereon and for the redemption of the said debentures and any re-issues as they become due respectively from time to time and at all times.

12. No member of the corporation shall be in any way liable for or chargeable with the payment of any debt or demand due by the said corporation beyond the extent of the entrance fee and annual subscriptions remaining unpaid by the said member and for any unpaid accounts he may have incurred to the corporation; and any member of the association not so indebted to the said corporation may retire therefrom and will cease to be a member upon giving notice to that effect in such form as may be required by the constitution, rules and regulations of the said association and thenceforth shall be free from liability for any debt or engagement of the corporation. No member shall have any claim or interest in the assets of the association after such member has ceased to be a member of the association.

13. The said corporation shall have power to draw, make, accept or endorse bills of exchange or promissory notes necessary for the purpose of the said corporation,

under the hands of the president and secretary thereof, after authority of the committee of the said corporation so to do; and in no case shall it be necessary that the seal of the corporation be affixed to any such bill or note, nor shall the president or secretary be individually liable or responsible therefor:

Provided that nothing herein contained shall be construed to authorize the corporation to issue notes or bills of exchange payable to bearer, or intended to be circulated as money, or as notes or bills of a bank.

14. Notwithstanding anything hereinbefore contained, the said corporation shall have power to rent any portion of the real estate held by the said corporation upon such terms and for such periods as may be agreed upon.

SCHEDULE A.

We, the undersigned next-of-kin, do hereby apply for incorporation as an association under the name of "The War Veterans' Next-of-kin Association," and do hereby select as the first officers of the association:

President
Vice-president
Secretary-treasurer
Members of the Executive Committee ..

Dated at, in the Province of Alberta,
this day of A.D. 191 ..
Next-of-kin

Witness:

No. 14.

FIRST SESSION
FOURTH LEGISLATURE
8 GEORGE V
1918

BILL

An Act to incorporate the War
Veterans' Next-of-kin Association.

Received and read the

First time

Second time

Third time

MISS R. MACADAMS.

EDMONTON:
J. W. JEFFERY, KING'S PRINTER
A.D. 1918