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1927

Chapter 80

An Act to Incorporate St Stephen's College

(Assented to April 2, 1927)

Preamble

Whereas Alberta College was incorporated by Ordinance No. 34 of West Territories for the year 1904, and the said Alberta College has carried on inter alia, the work of a theological college since 1910 under the authority of the Methodist Church of Canada; and

Whereas Robertson College was incorporated by Chapter 32 of the Statutes of the Province of Alberta for the year 1915 and was authorized by the said Act to carry on the work of a theological college under the authority of the Presbyterian Church of Canada, and the said college has carried on the work of a theological college since the said date; and

Whereas the basis of union of the said Methodist Church of Canada and the Presbyterian Church in Canada as set out in Schedule A to the United Church of Canada Act, being chapter 100 of the Statutes of Canada for the year 1924, provides that where two or more colleges are doing the same class of work in the same locality an amalgamation of such colleges shall be effected as soon as possible; and

Whereas the board of management of the said St Stephen's College appointed by the direction of the General Council of the United Church of Canada has petitioned the Legislature to incorporate a college as an amalgamation of Robertson College and the theological section of Alberta College under the name of St Stephen's College: and

Whereas it is expedient to comply with the said petition;

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

Board of
Management

1. The members of the board of management of the said St Stephen's College and all and every such other person or persons as shall in place of or in addition to the present members of the said boards of management according to the directions of the General Council of the United Church of Canada, from time to time, in that behalf, are hereby constituted and established a body politic and corporate under the name of "St Stephen's College," with perpetual succession an a common seal and with the powers vested by law in corporate bodies.

Powers

2. The said St Stephen's College shall have power under the said corporate name as fully and effectually, any law to the contrary notwithstanding, as any private person to hold all property now held by the said institution, or by any one or more persons in trust for the benefit of the said institution, or by any one or more persons in trust for the benefit, and to purchase, acquire, have, take, hold and enjoy, by gift, grant, conveyance, devise, bequest or otherwise to them and to their successors, any estate or property real or personal, and sell, exchange or otherwise dispose of the same and reinvest or otherwise dispose of the proceeds thereof, to and for the use of the said college, in trust for the promotion of theological learning and education (of youth) for (the holy) ministry under the authority and according to the principles and standards of the United Church of Canada, aforesaid;

Election of
board of
management

3. It shall be lawful for the General Council of the United Church of Canada, by resolution or by-law to that effect made in terms thereof specifically applicable thereto and recorded in the register of proceedings of the said General Council and remitted to the secretary of St Stephen's College to declare from time to time the method of election of the said board of management and to make such regulations as it may deem requisite with regard to the conduct of the said college and the exercise by the board of management of the powers hereby granted to it.

Power to
confer
honorary
degrees

4. The said college shall also have power to confer the honorary degrees of Doctor of Divinity upon ordained ministers and may make by-laws and regulations touching any matter of thing pertaining to the conditions on which said degree may be conferred and section 4 of the said Act incorporating Robertson College is hereby repealed, and the section 9 (a) of the said ordinance incorporating Alberta College is hereby repealed.

Execution
of
instruments

5. All instruments to be executed by the corporation shall be attested by the seal of the said corporation and signed by the chairman and secretary of the board of management or in the absence of such officers or either of them, by such person or persons as the board of management shall direct.

Property
vested in
St Stephen's
College

6. All the property, real and personal, of any kind whatsoever now or heretofore vested in Robertson College or in the name of any person or persons for or on behalf of Robertson College shall, subject to any trust affecting the same, be vested in St Stephen's College, saving and excepting thereout such portion or portions, if any of the said property as shall by the order or direction of the Commission appointed in accordance with the provisions of the said United Church of Canada Act, being chapter 100 of the Statutes of Canada for the year 1924, be otherwise allocated.

7. The portion of the property heretofore belonging to Alberta College which is more particularly set out in schedule A to this Act shall, subject to any trust affecting the same, be vested in St Stephen's College.

Vesting of
trust
property

8. All property which has been or hereafter shall be granted, conveyed, devised or bequeathed to any person in trust for or for the benefit of St Stephen's College or otherwise in connection therewith, subject always to the trust affecting the same, is hereby vested in the corporation, and upon presentation to the proper Registrar of Land Titles of any instrument setting forth the fact of the trust and the purpose of vesting the lands affected in the corporation, as hereby created, such Registrar shall forthwith cancel the existing Certificate of Title and issue a new Certificate of Title to the Corporation.

Power to
borrow
money, etc.

9. The said St Stephen's College shall have and is hereby given full power and authority to borrow such sum or sums of money from time to time as may be necessary for its purposes either with or without security and shall have power and authority to mortgage or pledge any or all of its land, tenements or hereditaments or any other of its property to secure the moneys so borrowed or to secure any part of the purchase of any of such land, tenements or hereditaments.

Quorum

10. For ordinary business seven members shall constitute a quorum of the board of management.

Chairman

11. The board shall elect one of its number to preside as chairman over all meetings.

Executive
Committee

12. The board of management shall have power to appoint an executive committee, of which the principal or principals of the college shall be a member or members, to which it may assign such business as it deems necessary or expedient.

Senate

13. There shall be a senate composed of the faculty of the college and such other members as shall be appointed by the General Council of the United Church, and the senate shall have power and authority to direct the studies, lectures and examinations of the students and shall have the management and supervision of such affairs of the college as shall from time to time be assigned it by the board of management.

Enrolment
of
graduates

14. All graduates in theology of Alberta College and of Robertson College who so desire shall be enrolled as graduates of St Stephen's College.

15. This Act shall come into force on the day upon which it is assented to.

Schedule "A"

1. Leasehold interest and all other interest of Alberta College in Lot "A" in the City of Edmonton, in the Province of Alberta, as shown on Plan 3190 A.K. of a subdivision of part of River Lot Five (5) of the Edmonton Settlement, of record in the Land Titles Office for the North Alberta Land Registration District and the buildings situate thereon and the contents thereof.

2. Lots Twenty-two (22) and Twenty Three (23) in Block One Hundred and Seventy-seven (177) in River Lot Seven (7) according to a plan of part of the City of Edmonton known as Garneau, of record in the Land Titles Office for the North Alberta Land Registration District as Plan 4000 R.

BILL Pr. 6

1968

An Act to amend an Act to Incorporate St Stephen's College

(Assented to _____, 1968)

Preamble WHEREAS the Board of Governors of St Stephen's College has petitioned for an Act to amend its Act of Incorporation as hereinafter set forth, and it is expedient to grant the prayer of the said petition;

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1927, c. 80;
amends s. 2

1. An Act to Incorporate St Stephen's College, being Chapter 80 of the Statutes of Alberta, 1927 is hereby amended as to section 2 by striking out the words "of youth for the holy ministry" where the same occur therein.

Amends s. 4

2. The Act is further amended as to section 4 by striking out the words "the honorary degrees of Doctor of Divinity upon ordained ministers and may make by-laws and regulations touching any matter or thing pertaining to the conditions on which the said degree may be conferred" and by substituting therefore the words "degrees in theology and honorary degrees, and may make by-laws and regulations touching any matter or thing pertaining to the conditions on which the said degrees may be conferred".

Amends s. 13

3. The said Act is further amended as to section 13,
- a) by renumbering section as subsection (1);
 - b) by striking out of subsection (1) the words "and the senate shall have power and authority to direct the studies, lectures and examinations of the students and shall have the management and supervision of such affairs of the college as shall from time to time be assigned it by the board of management";
 - c) by adding after the renumbered subsection (1) the following subsection:
 - (2) The senate shall have power and authority to
 - a) direct the studies, lectures and examinations of the students;
 - b) provide for the granting and conferring of degrees in theology upon those who have completed the studies prescribed by the senate;
 - c) provide for the granting and conferring of the honorary degree of Doctor of Divinity upon such persons as the senate may select; and
 - d) manage and supervise such affairs of the college as shall from time to time be assigned to it by the board of management.

Coming into
force

4. This Act comes into force on the day upon which it is assented to.

Explanatory Notes

1. Section 2 presently reads:

2. The said St Stephen's College shall have power under the said corporate name as fully and effectually, any law to the contrary notwithstanding, as any private person, to hold all property now held by the said institution, or by any one or more persons in trust for the benefit of the said institution and to purchase, acquire, have, take, hold and enjoy, by gift, grant, conveyance, devise, bequest or otherwise to them and to their successors, any estate or property real or personal, and sell, exchange or otherwise dispose of the same and reinvest or otherwise dispose of the proceeds thereof, to and for the use of the said college, in trust for the promotion of theological learning and education of youth for the holy ministry under the authority and according to the principles and standards of the United Church of Canada, aforesaid.

2. Section 4 presently reads:

4. The said college shall also have power to confer the honorary degrees of Doctor of Divinity upon ordained ministers and may make by-laws and regulations touching any matter or thing pertaining to the conditions on which said degree may be conferred, and section 4 of the said Act Incorporating Robertson College is hereby repealed and section 9 (a) of the said ordinance incorporating Alberta College is hereby repealed.

3. Section 13 presently reads:

13. There shall be a senate composed of the faculty of the college and such other members as shall be appointed by the General Council of the United Church, and the senate shall have power and authority to direct the studies, lectures and examinations of the students and shall have the management and supervision of such affairs of the college as shall from time to time be assigned it by the board of management.