

# ***The Bishop Andrew Roborecki Foundation Act***

*being a Private Act*

Chapter 1 of the *Statutes of Saskatchewan, 1981-82* (effective  
March 26, 1982).

**NOTE:**

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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**1981-82**  
**CHAPTER 1**

An Act to incorporate the Bishop Andrew Roborecki Foundation

(Assented to March 26, 1982)

**Preamble**

WHEREAS Theodore Baran, Edward Werbicki and Gerald Muzyka all of the City of Saskatoon in the Province of Saskatchewan, have by petition prayed for An Act to incorporate the Bishop Andrew Roborecki Foundation for the purpose of providing financial assistance and support to students in theology and religious studies; and

Whereas 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 Saskatchewan, enacts as follows:

**Short title**

**1** This Act maybe cited as *The Bishop Andrew Roborecki Foundation Act*.

**Interpretation**

**2** In this Act:

- (a) “**foundation**” means the Bishop Andrew Roborecki Foundation established pursuant to section 3;
- (b) “**property**” means real or personal property;
- (c) “**trustees**” means the trustees described in section 7 or 8.

1981-82, c.1, s.2

**Incorporation**

**3** Theodore Baran, Edward Werbicki and Gerald Muzyka, all of the City of Saskatoon in the Province of Saskatchewan, and any other persons who may become members of the foundation under the bylaws of the foundation or the provisions of this Act are constituted a body corporate under the name of the “Bishop Andrew Roborecki Foundation”.

1981-82, c.1, s.3.

**Object**

**4** The object of the foundation is to provide financial assistance and support to students who:

- (a) are of the Ukrainian Catholic Rite, or who embrace the Ukrainian Catholic Rite;
- (b) become fluent in the Ukrainian language; and
- (c) desire to work as priests in the Ukrainian Catholic Diocese of Saskatoon.

1981-82, c.1, s.4.

**c. 1****BISHOP ANDREW ROBORECKI FOUNDATION****Head office**

**5** The head office of the foundation is to be at the City of Saskatoon in the Province of Saskatchewan or any other place that the trustees may by bylaw determine.

1981-82, c.1, s.5.

**Powers of foundation**

**6(1)** Subject to the other provisions of this Act, the foundation has all the powers, rights and privileges of a natural person.

(2) Subject to subsection (3), the foundation may:

(a) solicit, receive and hold property by gift, devise, transfer or otherwise for the object of the foundation, subject to any trusts and conditions that the trustees consider proper and may administer such property in accordance with those trusts and conditions;

(b) invest and reinvest any funds of the foundation in securities authorized by law for the investment of trust funds or life insurance company funds;

(c) at the discretion of the trustees, apply any property of the foundation or expend any income from such property for the object of the foundation;

(d) enter into any contracts that the trustees consider necessary, desirable or expedient to give effect to the object of the foundation or to fulfill any trusts and conditions;

(e) do any other thing incidental to the attainment of the object of the foundation.

(3) The foundation shall comply with any trusts or conditions which attach to its receiving property and shall observe any directions of the donor.

1981-82, c.1, s.6.

**First trustees**

**7** The persons mentioned in section 3 constitute the first trustees of the foundation and hold office until their successors are elected or appointed pursuant to section 8.

1981-82, c.1, s.7.

**Trustees**

**8(1)** Subject to subsection (2), the foundation shall have six trustees each of whom shall serve for a term of six years and:

(a) five of whom shall be elected by the biannual diocesan convention of the Ukrainian Catholic Council and parishes of Ukrainian Catholic Rite in the Province of Saskatchewan; and

(b) one of whom shall be appointed by the Bishop of the Ukrainian Catholic Diocese of Saskatoon.

(2) Of the first trustees, two are to serve for a term of two years, two for four years and two for six years.

(3) Each trustee shall hold office until his successor is appointed and is eligible for reappointment.

(4) Every trustee shall be a member of the foundation.

1981-82, c.1, s.8.

**Vacancy in trustees**

**9(1)** Where a vacancy occurs in the membership of the trustees due to death, resignation or otherwise, the trustees shall appoint a person to fill the vacancy for the remainder of the term of office of the trustee being replaced.

(2) A vacancy in the membership of the trustees does not impair the power of the remaining trustees to act.

1981-82, c.1, s.9.

**Quorum, chairman, meetings**

**10(1)** A majority of the trustees constitutes a quorum.

(2) The trustees shall elect a chairman from among their number.

(3) The trustees shall meet at least once each year on a date to be fixed by the chairman of the trustees.

1981-82, c.1, s.10.

**Management**

**11** The trustees shall manage and administer the foundation.

1981-82, c.1, s.11.

**Bylaws, rules and regulations**

**12** The trustees may make, amend and repeal bylaws, rules and regulations regarding:

- (a) the adoption of a common seal;
- (b) the appointment, functions, remuneration, duties, removal and other terms of employment of all agents, officers and servants of the foundation;
- (c) the admission of persons as members of the foundation;
- (d) subject to subsection 10(3), the time and place for the meetings of the trustees and the procedure to be followed at those meetings;
- (e) the general conduct of the affairs of the foundation;
- (f) the procedure for making, amending or repealing any bylaws, rules and regulations of the foundation.

1981-82, c.1, s.12.

**Delegation**

**13(1)** The trustees may, at any time, delegate any of their powers to committees consisting of any of the trustees and of any other persons that the trustees consider advisable and may, at any time, withdraw such delegated powers.

(2) A committee formed pursuant to subsection (1) shall, in the exercise of the delegated powers, be subject to any directions, restrictions and regulations that the trustees may impose upon it.

1981-82, c.1, s.13.

**No liability**

**14** No trustee or member of the foundation shall be personally liable for anything done by him on behalf of the foundation which does not constitute a breach of trust on his part.

1981-82, c.1, s.14.

**No profits**

**15** No trustee or member of the foundation shall make a profit in connection with his service to the foundation.

1981-82, c.1, s.15.

**All property held in trust**

**16** All of the property of the foundation is to be received and held in trust for the object of the foundation and, if the foundation is dissolved, wound up or abolished, all of the property of the foundation is to be immediately transferred to the Ukrainian Catholic Episcopal Corporation of Saskatchewan.

1981-82, c.1, s.16.