

# *An Act to incorporate St. Joseph's College, Yorkton*

*being a Private Act*

Chapter 85 of the *Statutes of Saskatchewan, 1969*  
(effective March 31, 1969).

## **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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**1969**

**CHAPTER 85**

**An Act to incorporate St. Joseph's College, Yorkton**

(Assented to March 31, 1969)

**Preamble**

WHEREAS the Brothers of the Christian Schools of Saskatchewan have for many years operated a boarding school and college for high school and university students at Yorkton, Saskatchewan, under the name of "St. Joseph's College"; and

Whereas a petition has been presented praying for the incorporation of the said Brothers, at Yorkton, Saskatchewan, as a body corporate and politic under the name of St. Joseph's College, Yorkton, and it is expedient that the prayer of the said petition be granted;

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

**Incorporation**

1 The Reverend Brother Justin Dietrich, Principal, Reverend Brother Clement Tabin, Reverend Brother Methodius Koziak, Reverend Brother Raymond Schell, Reverend Brother Nicholas Zimrose, Reverend Brother John Znider, Reverend Brother Robert Deslippe, Reverend Brother Gerald Grimes, Reverend Brother John C. Campbell, Reverend Brother Ivan Kulbisky, all of the City of Yorkton, in the Province of Saskatchewan, and such other persons as are now or may hereafter become, under the provisions of this Act, or of the bylaws hereinafter referred to, members of the hereinafter mentioned corporation, shall be and are hereby constituted and declared to be a body politic and corporate under the name of St. Joseph's College, Yorkton (herein also referred to as "the corporation") for the purposes and objects hereinafter set out.

1969, c.85, s.1.

**Purposes and objects**

2 The purposes and objects of the corporation are to maintain and conduct at Yorkton, or at such other place as may be determined by bylaw, a college and boarding school or schools where students may obtain an education in the arts and sciences, and to promote the study, practice and knowledge of such arts and sciences, and for such purposes formulate courses of study and rules of discipline for the students and provide for the delivery of lectures and the holding of exhibitions, classes and conferences calculated directly or indirectly to advance the cause of education whether general, professional or technical; to award certificates and diplomas for merit and efficiency and to appoint such professors, associate professors, lecturers, instructors and other officers and servants as may be necessary for carrying into effect the objects and purposes of the corporation, and to cancel or rescind such appointments at pleasure.

1969, c.85, s.2.

**Powers**

**3** In addition to the powers, rights and privileges conferred upon or vested in corporations by the laws of Saskatchewan, the corporation has power and authority:

- (a) to acquire by gift, devise, purchase, exchange, lease or otherwise real or personal property of any and every nature and kind whatsoever, and to possess, hold and enjoy the same as owner; provided that the said corporation shall not acquire or hold as purchaser any land except for the actual use and occupation or for the purposes of the corporation exceeding in the whole at any time the annual value of fifty thousand dollars, and that lands, tenements or hereditaments acquired by gift, devise or bequest and not required for the purposes of the corporation, the annual value of which together with the other land of the corporation exceeds fifty thousand dollars, shall not be held by the corporation for a longer period than seven years and within such period the same shall be absolutely disposed of by the corporation and in case of failure to dispose of the same within such seven years such land shall be forfeited to the Crown in the right of the province;
- (b) to sell, mortgage, lease, exchange or otherwise deal with or dispose of its real and personal property or any portion of either and with the proceeds thereof to acquire other real and personal property to such extent as may be deemed advisable or desirable, and to make and execute all necessary and proper conveyances, transfers or other instruments for carrying the same into effect;
- (c) to invest all or any sums of money belonging to the corporation in any property or security whatsoever for the use and purpose of the corporation;
- (d) to acquire, take possession of and hold as the corporation may deem proper all such property (real, personal or mixed) as may at any time be mortgaged, hypothecated or pledged to the corporation by way of security or conveyed to it in satisfaction of obligations or debts due or owing to it from any person, firm or corporation; provided that any real estate acquired in satisfaction of any debts due to itself and not required for the actual use and occupation of the corporation or a branch thereof or for the purposes of the corporation the annual value of which together with the other lands of the corporation exceeds fifty thousand dollars, shall be sold by the corporation within seven years after such acquisition or within such further period to which the terms shall be extended by order of the Lieutenant Governor in Council, otherwise such real estate shall be forfeited to the Crown in the right of the province;
- (e) to draw, accept and make and to endorse, discount and negotiate bills of exchange and promissory notes and other negotiable instruments, to borrow from any person, firm or corporation such sum or sums of money as may be found necessary for the purposes of the corporation and to secure any loan to the lender or lenders by bonds, debentures, bills of exchange, promissory notes, mortgages or any other instrument or instruments that may be required or deemed necessary or advisable by the lender or lenders;

- (f) to acquire by gift, purchase or otherwise, or to build, erect and enlarge, and to manage and conduct all such schools, halls, houses and other buildings as may be found or deemed necessary or convenient for carrying on the objects of the corporation, and to do all such things as may be deemed necessary to attain all such objects;
- (g) to fix, charge and collect fees for any services rendered by the corporation and for the board and lodging of students;
- (h) to make and enter into treaties, contracts and arrangements for affiliating with the said corporation any other corporation having similar objects;
- (i) to adopt a corporate seal and to change it at will; and
- (j) to do any and all other things that are incidental or conducive to the attainment of the objects for which the corporation is established.

1969, c.85, s.3.

#### **Use of revenues**

4 The revenues, issues and profits of all property held by the corporation shall be applied to the maintenance of its members, to the construction and repair of buildings and the acquisition of property requisite for its purposes and to the promotion of its objects and purposes in general.

1969, c.85, s.4.

#### **Head office**

5 The head office of the corporation shall be at the City of Yorkton, in the Province of Saskatchewan, or at such other place as may be determined by bylaw.

1969, c.85, s.5.

#### **Branches**

6 The corporation may from time to time establish and maintain branches and in connection therewith may appoint subordinate officers with such powers and tenure of office as may be deemed advisable.

1969, c.85, s.6.

#### **Bylaws, rules, etc.**

7 The corporation may make bylaws, rules, orders, and regulations for the government and proper administration of its property, affairs and interests, including the determination, election or appointment of officers, the enforcement of discipline and the admission and retirement of members, the appointment, deposition or removal of any person as member of the corporation or bearing office therein and generally for the internal government of the affairs of the corporation.

1969, c.85, s.7.

#### **Officers**

8 Until otherwise directed by the bylaws the incorporators named herein shall be the officers of the corporation.

1969, c.85, s.8.

**Existing rules**

**9** Until changed by bylaw the existing rules and bylaws of the Brothers of the Christian Schools of Saskatchewan, shall, *mutatis mutandis*, be rules and bylaws of the corporation.

1969, c.85, s.9.

**Attorneys**

**10** The corporation may appoint one or more attorneys for the transaction of its business.

1969, c.85, s.10.

**Execution of documents**

**11** All transfers, deeds of sale, leases, mortgages, and other documents shall be executed with the seal of the corporation, attested by the signatures or signature of its officers, officer or directors in accordance with the provisions of the bylaws of the corporation in that behalf.

1969, c.85, s.11.

**Industries**

**12** The corporation may, subject to the laws of the province, operate any industry that may help to maintain its institutions and may bargain and sell the products thereof.

1969, c.85, s.12.

**Transfer of real estate**

**13** Upon the presentation to the Registrar of the Yorkton Land Registration District of any transfer or other instrument whereby any land or interest in land situate in the said Land Registration District is being transferred from the Brothers of the Christian Schools of Saskatchewan to the corporation hereby created, the said Registrar shall without fee or charge therefor do all things necessary to vest such land or interest therein in the name of the corporation, subject to all such encumbrances or charges as may be registered against the title thereof.

1969, c.85, s.13.

**Exemption from taxes**

**14** All property, real and personal, of the said corporation now or hereafter acquired shall, while used for the purposes of the corporation, be exempt from all taxes, rates, levies and assessments of every nature and kind imposed by the City of Yorkton or its successors save and except assessments under *The Local Improvements Act*.

1969, c.85, s.14.