

The Bethany College Incorporation Act, 1993

being a Private Act

Chapter 02 of the *Statutes of Saskatchewan, 1993* (effective May 21, 1993), as amended by the *Statutes of Saskatchewan, 2004, c.01*; and [2011, c.01](#).

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.

Table of Contents

1	Short title	8	Bylaws
2	Interpretation	9	President
3	Incorporation	10	Faculty and staff
4	Head office	11	Limitation of liabilities for debts of the corporation
5	Use of revenue	12	Tax exemption
6	Constitution	13	Repeal
7	Object and powers	14	Coming into force

1993

CHAPTER 02

An Act to incorporate the Bethany College and to amend *An Act to incorporate Mennonite Brethren Church of Saskatchewan*

(Assented to May 21, 1993)

WHEREAS an association has existed for some time in the Province of Saskatchewan under the name Bethany College, having as its general object the education of men and women in practical and theological Biblical studies; and

WHEREAS the Board of Directors of the Bethany College has by Petition prayed for an Act of incorporation as a body corporate which specifies its object and powers; and

WHEREAS the Saskatchewan Conference of Mennonite Brethren Churches, as the legal owner of the Bethany College property, and the Alberta Mennonite Brethren Conference of churches as co-sponsors, are in agreement to transfer ownership of the Bethany College property to Bethany College; 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 may be cited as *The Bethany College Incorporation Act, 1993*.

1993, c.02, s.1; 2004, c.01, s.3.

Interpretation

2 In this Act:

(a) “**Board of Directors**” means the Board of Directors from time to time of the Corporation;

(b) “**Bylaws**” means the Bylaws as amended from time to time of the Corporation:

(c) “**Constitution**” means the constitution of the Corporation of August, 1984, as amended from time to time;

(c.1) “**Corporation**” means Bethany College established pursuant to section 3; and

(d) “**President**” means the President of the Corporation.

1993, c.02, s.2; 2004, c.01, s.3 and s.8.

Incorporation

3 The persons named in Schedule A to this Act, being the Board of Directors of the Corporation as at the time of the coming into force of this Act, and such others as shall from time to time be directors of the Corporation under the provisions of this Act and pursuant to its constitution are hereby constituted a body corporate under the name Corporation with the object and powers herein contained.

1993, c.02, s.3; 2004, c.01, s.8.

Head office

4 The head office of the Corporation shall be located at Hepburn, Saskatchewan.

1993, c.02, s.4; 2004, c.01, s.8.

Use of revenue

5 The revenues, issues and profits of all property held by the Corporation shall be applied to the maintenance of the the institutions carried on by it, to the construction and repairs of buildings and the acquisition of property requisite for its purposes, and to promotion of charity and benevolence.

1993, c.02, s.5; 2004, c.01, s.5.

Constitution

6 The Constituion and Bylaws, representing the framework within which the Corporation operates, shall, upon the coming into force of this Act, continue in full force and effect, but in the event that any provision of the Constitution or its bylaws is contradictory to any provision of this Act, the provision of this Act shall prevail.

1993, c.02, s.6; 2004, c.01, s.8.

Object and powers

7 (1) The Corporation shall have as its general object the education of men and women in practical and theological Bible studies, and their training in Christian discipleship.

(2) The Corporation shall have full power and authority:

- (a) to adopt a corporate seal and change it at will;
- (b) 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;
- (c) 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 by the Corporation and to make and execute all necessary and proper conveyances, transfers or other instruments for carrying the same into effect;
- (d) to invest all or any sums of money belonging to the Corporation in any property or security whatsoever for the use and purposes of the Corporation;

- (e) to acquire, take possession of and hold in such manner as the Corporation may deem proper all real or personal property as may at any time be mortgages, 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;
- (f) to borrow from any person, firm or corporation such sum or sums of money as may be found necessary to secure any loan to the lender or lenders by bonds, debentures, bills of exchange, promissory notes, mortgages or any other instrument that may be required or deemed necessary or advisable by the lender or lenders;
- (g) to acquire, by purchase or otherwise, build and erect and to manage and conduct all such halls, houses and other buildings as may be found or deemed necessary or convenient for carrying out the object of the Corporation;
- (h) to fix, charge and collect fees for any services rendered by the Corporation;
- (i) to make and enter into treaties, contracts and arrangements for any other corporation or body having objects similar in whole or in part to that of the Corporation to affiliate with the Institute;
- (j) to form and establish branch institutions and establish as such any existing society, institute or association having objects similar in whole or in part to that of the Corporation and in all cases subject to such conditions as the Corporation may deem expedient;
- (k) to award certificates, diplomas and degrees which may be deemed necessary or useful for carrying into effect the object of the Corporation.
- (l) to do all such other matters and things as it may deem necessary for carrying out its object.

1993, c.02, s.7; 2004, c.01, s.6 and s.8.

Bylaws

8 the Board of Directors shall have control over the management and administration of the Corporation, as specified in the Constitution, and may make such bylaws and amendments thereto, from time to time, as are considered necessary or advisable for the effective administration and organization of the Corporation and in particular may make bylaws providing for the election and appointment of committees, prescribing their duties and terms of reference, and generally providing for the allocation of responsibilities in the operation of the Corporation.

1993, c.02, s.8; 2004, c.01, s.8.

President

9 (1) The President of the Corporation shall be appointed by the Board of Directors in accordance with the Constitution.

(2) The President shall be the chief executive officer of the Corporation and shall supervise and direct the work of the Corporation, the teaching and the administrative staff, and be responsible for the operation of the Corporation in a manner consistent with its object.

1993, c.02, s.9; 2004, c.01, s.8.

Faculty and staff

10 the Board of Directors may appoint faculty and staff as are considered necessary for the purposes of the Corporation and may define their duties and their tenure of office or employment.

1993, c.02, s.10; 2004, c.01, s.8.

Limitation of liabilities for debts of the corporation

11 No sponsoring body, member of the Board of Directors, the President or other officer or administrator of the Corporation or any of its branches shall be held personally liable for the debts of the Corporation.

1993, c.02, s.11; 2004, c.01, s.8.

Tax exemption

12 All real property of Bethany College, situated in the Village of Hepburn, in the Province of Saskatchewan, now owned or hereafter acquired and used in connection with and for the purposes of the said College, shall while used for religious and educational purposes be exempt from the education portion of property taxes, but not from taxation of local municipal services and improvements which the Village of Hepburn has at the present the power to impose.

2011, c.01, s.2.

Repeal

13 Section 11 of *An Act to Incorporate Mennonite Brethren Church of Saskatchewan* is hereby repealed.

1993, c.02, s.13.

Coming into force

14 This Act comes into force on the day of assent.

1993, c.02, s.14.

SCHEDULE A

Board of Directors of The Bethany Bible Institute
as at the coming into force of this Act

(Section 3)

Don Andres	Breata Klassen
Glen Blazer	Ray Lepp
Jack Braun	Cliff Nickel
Ernie Dueck	Abe Penner
Helen Dueck	Ruth Shostal
Ernest Friesen	Irwin Warkentin
Herb Heidebrecht	Ted Wiens
Ken Isaak	Vic Williams
Harvey Jantzen	