

BILL

No. 301 of 2004

An Act to amend *The Bethany Bible
Institute Incorporation Act, 1993*

(Assented to , 2004)

Preamble

WHEREAS the Bethany Bible Institute of Hepburn in the Province of Saskatchewan was incorporated by *The Bethany Bible Institute Incorporation Act, 1993*, being chapter 02 of the Statutes of Saskatchewan, 1993;

WHEREAS the Bethany Bible Institute has by petition now prayed for an Act to amend its Act of incorporation for the purpose of changing its name 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 Amendment Act, 2004*.

S.S. 1993, c. 02 amended

2 *The Bethany Bible Institute Incorporation Act, 1993* is amended in the manner set forth in this Act.

Short title amended

3 The short title is amended by striking out “Bible Institute” and substituting “College”.

Section 2 amended

4(1) Clause 2(c) is amended by repealing clause (c) and substituting the following:

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

(2) The following clause is added after clause (c):

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

Section 5 amended

5 Section 5 is amended by striking out “corporation” and substituting “Corporation”.

Section 7 amended

6 Section 7 is amended by repealing clause 7(2)(j) and substituting the following:

“(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”.

Section 12 amended**7 Section 12 is repealed and the following substituted:****“Tax exemption**

12 The real property of the Corporation located in the Village of Hepburn, and all personal property now owned or hereafter acquired, shall while used for the purposes of the Corporation be subject only to the local municipal taxes, and be exempted from all other taxes, rates, levies and assessments which the Village of Hepburn has at present the power to impose”.

References amended

8 Each provision listed in the schedule is amended by striking out “Bethany Bible Institute” wherever it appears and in each case substituting “Corporation”.

Transitional

9(1) Upon the coming into force of this Act:

- (a) the property of the Bethany Bible Institute, as it existed on the day before this Act comes into force, continues to be the property of Bethany College;
- (b) Bethany College continues to be liable for the obligations of the Bethany Bible Institute as it existed on the day before this Act comes into force;
- (c) any existing cause of action, claim or liability is not affected by the enactment of this Act and any existing cause of action, claim or liability continues to apply to Bethany College notwithstanding the enactment of this Act;
- (d) a civil, criminal or administrative action or proceeding pending by or against the Bethany Bible Institute, as it existed on the day before this Act comes into force, may be continued to be prosecuted by or against Bethany College;
- (e) a conviction against, or ruling, order or judgment in favour of or against the Bethany Bible Institute as it existed on the day before this Act comes into force may be enforced by or against Bethany College;
- (f) the bylaws of the Bethany Bible Institute that were in force on the day before this Act comes into force continue as the bylaws of Bethany College until replaced or amended by the Corporation pursuant to this Act;
- (g) a person who is a member of the board of directors of the Bethany Bible Institute on the day before this Act comes into force continues as a member of the board of directors of Bethany College until the earlier of the following dates:
 - (i) the date members of the board of directors are elected to the board pursuant to this Act and the bylaws; and
 - (ii) the date the person dies, resigns or otherwise ceases to be a member of the board of directors.

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(2) If a will, within the meaning of *The Wills Act, 1996*, made before or after the coming into force of this Act, that is probated after the coming into force of this Act directs that assets be given to the Bethany Bible Institute, the assets that would have been given to that entity are to be given to Bethany College.

(3) Notwithstanding any other Act or law, on and from the coming into force of this Act, a reference to the Bethany Bible Institute in a will, bequest or gift is deemed to be a reference to Bethany College.

Coming into force

10 This Act comes into force on assent.

Schedule

[Section 7]

Provisions

2(a)

2(b)

2(d)

3

4

6

7(1)

7(2)

7(2)(c)

7(2)(d)

7(2)(e)

7(2)(g)

7(2)(h)

7(2)(i)

7(2)(k)

8

9(1)

9(2)

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11

