

Fine Arts Foundation of Saskatoon Act

being a Private Act

Chapter 88 of the *Statutes of Saskatchewan, 1970*
(effective April 18, 1970).

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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1970

CHAPTER 88

An Act to incorporate Fine Arts Foundation of Saskatoon

(Assented to April 18, 1970)

Preamble

WHEREAS a petition has been presented praying for the incorporation of Fine Arts Foundation of Saskatoon; 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 *Fine Arts Foundation of Saskatoon Act*.

1970, c.88, s.1.

Interpretation

2 In this Act:

- (a) “**foundation**” means the Fine Arts Foundation of Saskatoon;
- (b) “**property**” means real and personal property;
- (c) “**trustees**” means the trustees of the foundation.

1970, c.88, s.2.

Incorporation of foundation

3 There is hereby created for charitable purposes under the name “Fine Arts Foundation of Saskatoon” a corporation that shall be a body politic and corporate having perpetual succession and the right to use a common seal and all the powers of a natural person that may be exercised by a corporation.

1970, c.88, s.3.

Trustees

4 The Foundation shall be governed and managed by its trustees who shall, with such other persons as become members pursuant to the bylaws, rules or regulations in that behalf, comprise the members of the corporation.

1970, c.88, s.4.

Composition of trustees

5 The trustees shall be the following persons holding office by virtue of their respective offices and during their tenure thereof:

1. The Lieutenant Governor of the Province of Saskatchewan;
2. The Mayor of The City of Saskatoon in the Province of Saskatchewan;
3. The President of The Saskatoon Gallery and Conservatory Corporation;
4. The President of The Saskatoon Art Centre;

and in addition those persons appointed or elected as hereinafter provided.

1970, c.88, s.5.

Objects of the foundation

6 The objects of the foundation shall be:

- (a) to solicit, receive and hold by gift, devise, transfer or otherwise, property or works of art for any object or purpose of the foundation subject to such trusts and condition, not inconsistent with the terms of any trust or condition imposed by the donor, as the trustees may deem proper and to administer any such property or works of art in accordance with such trusts and conditions;
- (b) to provide to the citizens of The City of Saskatoon in the Province of Saskatchewan and others the opportunity to enjoy the fine arts, and the visual arts in particular, and to develop and encourage among the citizens of The City of Saskatoon and others a greater appreciation for the fine arts, to develop a continuing interest in the fine arts in The City of Saskatoon and in Canada and to promote the development of the fine arts, and the visual arts in particular, and to encourage the education and understanding of the citizens of The City of Saskatoon and others in the fine arts;
- (c) subject to the trusts and conditions upon which they are held, to invest and reinvest any funds of the foundation in securities authorized by law for the investment of trust funds or insurance company funds or as may be directed by the donor;
- (d) to apply any property or works of art of the foundation to or expand the income therefrom for any purpose or object of the foundation subject to the trusts and conditions upon which such property and the income therefrom may be held;
- (e) to enter into such contracts as may be necessary, desirable or expedient to give effect to those objects and trusts and conditions upon which works of art or property may be held.

1970, c.88, s.6.

First chairman, appointment of additional trustees, etc.

7(1) The Mayor of The City of Saskatoon shall be the first chairman of the trustees and shall call a meeting of the *ex officio* trustees within three months after the coming into force of this Act.

(2) At such meeting such trustees shall appoint not less than three nor more than five additional trustees.

(3) All trustees so appointed shall hold office for a term of three years or until their successors are elected and shall be eligible for re-appointment subject to the conditions hereinafter contained.

(4) Thereafter all trustees other than *ex officio* trustees shall be elected for a term of three years by a majority vote of those present at a duly called meeting of the trustees.

(5) No trustee elected or appointed who has held office for six consecutive years shall be eligible for re-election until after the expiration of one year.

(6) Vacancies caused by death, resignation or otherwise among the trustees, other than *ex officio* trustees, shall be filled by election in similar manner for the unexpired terms of office of the persons dying, resigning or otherwise ceasing to be trustees.

(7) A majority of the trustees other than the *ex officio* trustees shall be residents of Saskatchewan.

1970, c.88, s.7.

Quorum and meetings

8(1) A majority of the trustees for the time being shall constitute the quorum required for a meeting of the trustees.

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

1970, c.88, s.8.

Bylaws, rules and regulations

9 The trustees shall have power to make bylaws, rules or regulations for:

- (a) the adoption of a common seal;
- (b) the appointment, functions, duties and removal of all agents, officers and servants, and for their remuneration;
- (c) the time and place for the meetings of the trustees and the procedure to be followed at such meetings;
- (d) the general conduct in every particular of the affairs of the foundation;
- (e) the admission of members other than trustees;
- (f) the amendment or repeal of any such bylaws, rules or regulations.

1970, c.88, s.9.

Delegation of powers to committees

10(1) The trustees may, at any time, delegate any of their powers to committees consisting of such of the trustees, and of such other persons, as the trustees deem advisable, and may from time to time withdraw such delegated powers.

(2) Any committee so formed shall, in the exercise of the powers so delegated, conform and be subject to such directions, restrictions, and regulations, if any, as are from time to time imposed upon it by the trustees.

1970, c.88, s.10.

Principal office

11 The principal office of the foundation shall be located at The City of Saskatoon in the Province of Saskatchewan.

1970, c.88, s.11.

No liability except for active breach of trust

12 No member or trustee of the foundation shall be personally liable for anything done by him on behalf of the foundation except where there is active breach of trust on his part.

1970, c.88, s.12.

No profit from services to foundation

13 No profit shall be made by any trustee or member of the foundation in respect of his service to the foundation.

1970, c.88, s.13.

Property held in trust for City of Saskatoon

14 All property of the foundation shall be received and held in trust for The City of Saskatoon and if the foundation is wound up or abolished then all property of the foundation shall belong to The City of Saskatoon.

1970, c.88, s.14.