

UNEDITED

The Chartered Accountants Act

being

Chapter 138 of *The Revised Statutes of Saskatchewan, 1920*
(assented to November 10, 1920).

FOR HISTORICAL REFERENCE ONLY

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	10	Liability of members
2	Incorporation	11	Disciplinary
3	Membership	12	Membership withdrawal
4	Real estate and investments	13	Fees
5	General powers	14	False pretence of membership
6	Annual meeting	15	Penalty
7	Council	16	Appropriation
8	Bylaws	17	Recoverable by suit
9	Membership registered	18	Rights of nonmembers

CHAPTER 138

An Act to incorporate the Institute of Chartered Accountants of Saskatchewan

Short title

1 This Act may be cited as *The Chartered Accountants Act*.

R.S.S. 1920, c.138, s.1; R.S.S. 1920, c.138, s.1.

Incorporation

2 The Institute of Chartered Accountants of Saskatchewan, hereinafter called “**the institute**,” is continued as a body corporate and politic.

R.S.S. 1909, c.109, s.1 (redrawn); R.S.S. 1920, c.138, s.2.

Membership

3(1) The institute shall be composed of the present members and such persons as become members under the provisions of this Act.

(2) The members shall consist of two classes, namely, fellows and associates.

R.S.S. 1909, c.109, s.2; 1912–13, c.46, s.28
(redrawn); R.S.S. 1920, c.138, s.3.

Real estate and investments

4(1) The institute may aspire, hold and dispose of such real property not exceeding in annual value \$5,000 and such personal property as is required for its corporate purposes, but shall not engage in trade or deal in lands or any interest therein.

(2) The institute may apply moneys derived from fees, voluntary contributions or donations from members or others forward its maintenance and the objects for which it has been established.

(3) The institute may invest its funds in the bonds and debentures of any incorporated loan company doing business in Saskatchewan or of any municipal corporation or in any Government securities of Canada or Saskatchewan.

R.S.S. 1909, c.109, s.4 (redrawn); R.S.S. 1920, c.138, s.4.

General powers

5(1) The institute is empowered:

(a) to promote and increase by all lawful means the knowledge skill and proficiency of its members in all things relating to the business or calling of an accountant and to that end to establish classes, lectures and examinations and prescribe such tests of competency fitness and moral character as are thought expedient to qualify for admission to membership;

(b) to grant diplomas to members enabling them to use the distinguishing letters “C.A.” (chartered accountant) as a certificate of membership and competency;

(c) to hold examinations and grant certificates of competency as bookkeepers to such persons as desire to come before the institute for examination, for which examination it shall be entitled to charge a fee of \$10.

Titles

(2) Every member of the institute may use after his name, if he is a fellow, the initials "F.C.A.," signifying "Fellow of the Chartered Accountants," and if he is an associate, the initials "ACA" signifying "Associate of the Chartered Accountants."

R.S.S. 1909, c.109, s.5; 1912-13, c.46, s.29
(redrawn); R.S.S. 1920, c.138, s.5.

Annual meeting

6(1) An annual general meeting shall once in each year, at such time and place as the council of the institute shall, direct and subject to such regulations as may be provided by the bylaws of the institute, for the election of the council and the transaction of such business as may be brought to the meeting.

(2) In case the annual general meeting is not held at the time appointed, it may be held subsequently, under a bylaw of the institute passed for the purpose. In such case the retiring officers and the council shall continue to act until their successors have been duly appointed.

1913, c.53, s.1 (redrawn); R.S.S. 1920, c.138, s.6.

Council

7 The affairs of the institute shall be managed by a council of seven members elected as in section 6 provided, and the council shall from its members elect a president, vice president, secretary and treasurer, the same person being eligible for both the last mentioned offices, and may appoint such other officers as may be provided for by the bylaws of the institute. All vacancies which may occur among the officers of the council by reason of death or otherwise in the interval between two annual meetings may be filled by the council.

1913, c.53, s.1; R.S.S. 1920, c.138, s.7.

Bylaws

8 The institute in general meeting assembled or at a special meeting called for that purpose may make bylaws for the government of its members and the carrying out of its objects, and in the fulfilment of its powers the council may from time to time repeal, amend or re-enact the same; but every such bylaw and every repeal, amendment or re-enactment thereof, unless in the meantime confirmed at a special meeting of the institute called for that purpose, shall have force only until the next annual meeting of the institute and in default of confirmation thereat shall at and from that time only cease to have force.

R.S.S. 1909, c.109, s.8; 1912-13, c.46, s.30;
R.S.S. 1920, c.138, s.8.

Membership registered

9(1) The council of the said institute shall cause to be kept by the secretary or registrar a register in which shall be entered in alphabetical order the names of all members in good standing; and those members only whose names are inscribed in the register shall be deemed entitled to the privilege of membership in the institute, and such register shall at all times be subject to inspection by any person free of charge.

(2) Such register or a copy of the same or an extract therefrom duly certified by the secretary or registrar shall be *prima facie* evidence in all courts and before all persons that the persons therein specified are members of the institute in good standing, and the absence of the name of any person from such register shall be *prima facie* evidence that such person is not a member of the said institute.

1912–13 c.46, s.32; R.S.S. 1920, c.138, s.9.

Liability of members

10 No member shall be personally liable for any debt of the institute beyond the amount of his unpaid fees or subscription as aforesaid.

R.S.S. 1909, c.109, s.9; R.S.S. 1920, c.138, s.10.

Disciplinary

11 The institute may expel any member or misconduct or violation of the bylaws of the institute on complaint made in writing and after inquiry into the same.

R.S.S. 1909, 109, s.10; R.S.S. 1920, c.138, s.11.

Membership withdrawal

12 If any member during his lifetime ceases to be a member of the institute he shall not nor shall his representatives have any interest in or claim against the funds or property of the institute in respect of his membership.

R.S.S. 1909, c.109, s.11; R.S.S. 1920, c.138, s.12.

Fees

13 The institute may charge such fees as may be approved by the Lieutenant Governor in Council.

R.S.S. 1909, c.109, s.12; R.S.S. 1920, c.138, s.13.

False pretence of membership

14(1) It shall not be competent for any person who is not a member of the said institute to pretend to hold, take or use any name, title, addition or description implying that he holds a diploma or certificate from the said institute or to falsely represent or use any title representing that he is such.

(2) No person shall be entitled to take or use the designation of “Chartered Accountant” or the initials “F.C.A.” or “A.C.A.” either alone or in combination with any other words or any name, title or description implying that he is a chartered accountant or any name, title, initials or description implying that he is a certified accountant or an incorporated accountant unless he is a member of the said institute in good standing and registered as such.

R.S.S. 1909, c.109, s.13; 1912–13, c.46, s.31;
R.S.S. 1920, c.138, s.14.

Penalty

15 Every person who contravenes any of the provisions of section 14 shall for every contravention incur a penalty of \$50.

R.S.S. 1909, c.109, s.14; R.S.S. 1920, c.138, s.15.

Appropriation

16 The penalty imposed upon any such conviction shall be forthwith paid over one half to the institute and the other half to the Provincial Treasurer, the latter amount to form part of the consolidated fund of Saskatchewan.

R.S.S. 1909, c.109, s.15; R.S.S. 1920, c.138, s.16.

Recoverable by suit

17 The penalty imposed by section 15 may be recovered with full costs of suit. in the name of The Institute of Chartered Accountants of Saskatchewan in the proper district court.

R.S.S. 1909, c.109, s.16; R.S.S. 1920, c.138, s.17.

Rights of nonmembers

18 Nothing in this Act shall affect or interfere with the rights of any person not a member of the institute to practise as an accountant in Saskatchewan.

1912-13, c.46, s.32; R.S.S. 1920, c.138, s.18.