

# *An Act to Incorporate Sisters of St. Martha*

*being a Private Act*

Chapter 80 of the *Statutes of Saskatchewan, 1961*  
(effective March 30, 1961).

## **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	Incorporation
2	Powers
3	Use of revenues
4	Head office
5	Branches
6	Bylaws, rules, etc.
7	First board of directors
8	Existing rules
9	Attorneys
10	Execution of documents
11	Industries
12	Transfer of real estate
13	Returns

**1961**  
**CHAPTER 80**

An Act to incorporate Sisters of St. Martha

(Assented to March 30, 1961)

**Preamble**

WHEREAS there has existed for some time in the Province of Saskatchewan a charitable Order known as Sisters of St. Martha having for its objects the establishment, management and maintenance of hospitals, orphanages, homes for infants, aged and infirm persons and persons who may wish to entrust themselves to the said Order, the teaching and training of nurses and teachers and also other works of charity, mercy and social welfare; and

Whereas the undermentioned members of the said Order have by their petition set forth that incorporation in the Province of Saskatchewan would enable them to attain more effectually their objects; and

Whereas the said petition prays for the incorporation of the said members under the name of Sisters of St. Martha, 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 Sister Mary Ignatius, nee Catherine Floyd; Sister Paul of the Cross, nee Viola Kyte; Sister Mary Clarissa, nee Flora Chisholm; Sister Helen Joseph, nee Teresa Cornelia Hannigan; Sister Mary Cornelius, nee Effie Teresa MacKinnon; Sister Mary Annunciata, nee Philomena Lawlor; and such other persons as now are or may hereafter become members of the said Order and who may be admitted as members of the corporation in accordance with the bylaws of the corporation from time to time in force, shall be and are hereby constituted and declared to be a body corporate and politic under the name of Sisters of St. Martha for the establishment, management and maintenance of hospitals, orphanages, homes for infants, aged and infirm persons and persons who wish to entrust themselves to the said Order, the teaching and training of nurses and teachers and other works of charity, mercy and social welfare.

**Powers**

2 In addition to the powers, rights and privileges conferred upon or vested in corporations by the laws of Saskatchewan, the said corporation shall have full power and authority:

**Acquisition of property**

(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 of the corporation or for the purposes of the corporation, exceeding in the whole at any time the annual value of ten 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 ten 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;

**Disposal of property**

(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;

**Investments**

(c) 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;

**Acquisition of pledged property**

(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 ten thousand dollars shall be sold by the corporation within seven years after such acquisition or within such further period to which the term 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;

**Borrowing**

(e) 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;

**Buildings, etc.**

(f) to acquire by gift, purchase or otherwise, or to build, erect and enlarge, and to manage and conduct all such hospitals, 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;

**Fees**

(g) to fix, charge and collect fees for any services rendered by the corporation and for the board and lodging of students and patients;

**Affiliation**

(h) to make and enter into treaties, contracts and arrangements for affiliating with the said corporation any other corporation having similar objects;

**Corporate seal**

(i) to adopt a corporate seal and to change it at will.

1961, c.80, s.2.

**Use of revenues**

**3** The revenues, issues and profits of all property held by the corporation shall be applied to the maintenance of its members and of the institutions carried on by it, to the construction and repair of buildings and the acquisition of property requisite for its purposes and to the promotion of works of charity and benevolence.

1961, c.80, s.3.

**Head office**

**4** The head office of the corporation shall be at Melville, in the Province of Saskatchewan, or at such other place as may be determined by bylaw.

1961, c.80, s.4.

**Branches**

**5** 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.

1961, c.80, s.5.

**Bylaws, rules, etc.**

**6** It shall be lawful for the corporation to make bylaws, rules, orders and regulations for the government and proper administration of the property, affairs and interest of the said corporation and to repeal and amend the same from time to time, 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 affairs of the corporation.

1961, c.80, s.6.

**First board of directors**

7 The persons named in section 1 shall be the first directors of the corporation and shall hold office until directors are elected in accordance with and in the number provided for by the bylaws of the corporation.

1961, c.80, s.7.

**Existing rules**

8 The existing rules and regulations of the said Order shall *mutatis mutandis* be rules and regulations of this corporation until changed by bylaws.

1961, c.80, s.8.

**Attorneys**

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

1961, c.80, s.9.

**Execution of documents**

10 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.

1961, c.80, s.10.

**Industries**

11 The corporation may operate any industry that may help to maintain its institutions and may bargain and sell the products of the same provided it conforms to the laws of the province.

1961, c.80, s.11.

**Transfer of real estate**

12 Upon presentation to the registrar of the Regina Land Registration District, the Moosomin Land Registration District or the Yorkton Land Registration District of any transfer or other instrument whereby any land or interest in land situated in his land registration district and registered in the name of Corporation of the Sisters of St. Martha is being transferred to the corporation hereby created, the 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 thereto.

1961, c.80, s.12.

**Returns**

13 The corporation shall at all times, when called upon to do so by the Lieutenant Governor in Council, render an account of its property and affairs.

1961, c.80, s.13.