

CHAPTER 72

1893, c. 45;
1900, c. 45;
1915, c. 5, s. 17.**An Act to Amend An Act to Incorporate the Anglican
Synod of the Diocese of New Westminster, 1893**

[Assented to 27th March, 1961.]

WHEREAS The Synod of the Diocese of New Westminster has presented a petition praying that *An Act to Incorporate the Anglican Synod of the Diocese of New Westminster, 1893*, be amended, and 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 the Province of British Columbia, enacts as follows:—

Short title.

1. This Act may be cited as *The Anglican Synod of the Diocese of New Westminster Incorporation Act, 1893, Amendment Act, 1961*.

Amends s. 2.

2. Section 2 of *An Act to Incorporate the Anglican Synod of the Diocese of New Westminster*, being chapter 45 of the Statutes of 1893, is amended by inserting immediately after the words "British Columbia" in the fifth line thereof the words "or the Anglican Church of Canada".

Re-enacts
s. 3.

3. Section 3 is repealed and the following substituted:—

"3. The Synod may from time to time and at all times hereafter acquire by purchase, lease, gift, devise, bequest, or otherwise, and may hold, possess, and enjoy, real and personal property of every nature and kind and of any and every estate or interest situate either within or without the Province for or in favour of the uses or purposes of the Synod or in trust, and from time to time may sell, convey, exchange, lease, or otherwise deal with or dispose of such property or any part thereof."

Enacts ss. 3A
and 3B.

4. The said Act is further amended by inserting after section 3 the following as sections 3A and 3B:—

"3A. The Synod may invest and reinvest any of its funds, including any funds held in trust, in

"(a) any investments in which trustees are authorized from time to time under the laws of the Province to invest trust funds; and

"(b) any investments authorized from time to time under the laws of Canada for the investment or lending by life insurance companies of their funds.

"3B. The Synod may borrow such sum or sums of money from time to time as it may deem necessary for its purposes, either with or without security, and may mortgage or pledge any or all of its real or personal property and issue or become party to promissory notes, bills of ex-

change, bonds, debentures, or other securities for securing any sum or sums so borrowed or for securing any part of the purchase money of any real or personal property."

Re-enacts
s. 4.

5. Section 4 is repealed and the following substituted:—

"4. (1) The Synod may from time to time adopt and make a Constitution, Canons and Rules of Order of the Synod, and may alter, amend, or annul the same or any of them from time to time.

"(2) The Constitution, Canons and Rules of Order of the Synod as at present in force shall be the Constitution, Canons and Rules of Order of the Synod until the same be altered, amended, or annulled by the Synod."

Re-enacts
s. 5.

6. Section 5 is repealed and the following substituted:—

"5. (1) The said Constitution, Canons and Rules of Order as altered and amended from time to time shall be entered in a book kept for such purpose by the Registrar of the Synod, and such book shall be deposited among the records of the Synod.

"(2) A copy of the said Constitution, Canons and Rules of Order or any part thereof or extract therefrom certified under the hand of the said Registrar or the Clerical or Lay Secretary of the Synod shall be admitted and received as evidence of the same or part thereof or extract therefrom, as the case may be, and of the contents thereof, in any Court of the Province, and for all purposes, without proof of the signature of the said Registrar or Clerical or Lay Secretary."

Amends s. 6.

7. Section 6 is amended as follows:—

(1) By inserting after the words "Church of England," in the first line thereof, the words "' Church of England in Canada ' or 'Anglican Church of Canada '".

(2) By inserting immediately after the word "Christians," in the fourth line thereof, the words "in Canada".

Amends s. 7.

8. Section 7 is amended as follows:—

(1) By striking out the words "and the" in the second line of subsection (1).

(2) By striking out subsection (3) and substituting the following:—

"(3) (a) The declaration shall be forwarded to the Registrar of Companies in duplicate together with the fees for filing and publication as provided in Schedule A hereto, and the said Registrar shall

"(i) retain and register the same and return the duplicate copy certified to that effect;

"(ii) on registration as aforesaid issue a certificate under his seal of office showing that the Parish is incorporated under this Act; and

"(iii) at the cost of the Parish publish a notice of the issuance of such certificate of incorporation in the Gazette.

"(b) One copy of such declaration shall be delivered to the Registrar of the Synod to be deposited among the records of the Synod."

(3) By striking out all the words in subsection (4) to and including the word "and" in the fifth line thereof.

(4) By striking out subsection (5) and substituting the following:—

"(5) A copy of such by-laws, rules, and regulations so made and assented to and as altered and amended from time to time shall be delivered to the Registrar of the Synod to be deposited among the records of the Synod; and a copy thereof or of any part thereof or extract therefrom certified under the hand of the said Registrar or the Clerical or Lay Secretary of the Synod shall be admitted and received as evidence of the same or part thereof or extract therefrom, as the case may be, and of the contents thereof, in any Court of the Province, and for all purposes, without proof of the signature of the said Registrar or Clerical or Lay Secretary."

(5) By inserting the following as subsection (5a):—

"(5a) All documents now on file with the Registrar-General of Titles for the Province or the Registrar of Titles at the City of Victoria, pursuant to the provisions of this Act, shall be transmitted to and filed with the Registrar of Companies."

Short title.

9. The said Act is further amended by adding the following as section 8:—

"8. This Act may be cited as *The Anglican Synod of the Diocese of New Westminster Incorporation Act, 1893.*"