



CHAPTER 67.

An Act to Incorporate Whetham College.

[12th April, 1893.]

WHEREAS a petition has been presented by David Oppenheimer, Preamble.
 merchant, James Cooper Keith, banker, and Henry John Cambie,
 civil engineer, all of the City of Vancouver, in the Province of British
 Columbia, setting forth that they are the Trustees of Charles Whetham
 for the carrying on of the educational establishment known as
 Whetham College, and praying for an Act to enable them to carry out
 efficiently the objects of the said establishment :

And whereas it is expedient, in the interests of higher education in
 the Province, 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 :—

The Corporation.

1. A Principal, a Board of Trustees, and a Convocation of Governors, Incorporation.
 to consist of persons hereinafter mentioned, and all persons who may
 hereafter be Principals, or members of the Board of Trustees, or of
 the Convocation of Governors, are hereby established a body politic
 and corporate, by the name of "Whetham College."

2. The Corporation may purchase, take and hold, real and personal Power to hold and
 estate, which may hereafter be sold, ceded, exchanged, bequeathed, or mortgage, &c., pro-
 otherwise granted to the said College ; and the said Corporation may property.
 grant, sell, lease, mortgage, or otherwise dispose of the same, as may
 be expedient in the interests of the said College.

The Principal.

3. The Principal shall be the official head of the teaching staff, and Principal, duties of.
 shall, with the approval of the Trustees as an advisory board, appoint
 all instructors, and such other officers and servants of the College as

may be necessary to assist him in the efficient discharge of his duties, arrange the curriculum of studies from time to time, and direct the carrying out of the same; and shall perform such other duties as may be prescribed by the Board of Trustees.

Appointment of.

4. The Principal shall be appointed by the Board of Trustees, and shall hold office at their pleasure.

The Board of Trustees.

Board of Trustees,
number and election
of.

5. The Board of Trustees shall consist of five members, to be elected, as hereinafter provided, by the Convocation of Governors, from among themselves, and shall hold office for three years, and until their successors are elected.

To have entire man-
agement of affairs,
&c.

6. The Board of Trustees for the time being shall have the entire management of and superintendence over all the affairs, concerns and property of the College, subject to the provisions of this Act and to the conditions expressed in a certain Indenture bearing date of the seventeenth day of December, 1891, by which the said Charles Whetham conveyed certain property and rights and undertook to convey certain lands, or their equivalent in money, to the above petitioners, as his trustees, for the purpose of establishing the said College on a broader and more permanent public basis; and in all cases not provided for by this Act, or by the said Indenture, it shall be lawful for the Board of Trustees to act in such manner as shall appear to it best in the interests of the College.

Board to appoint
Chairman and Secre-
tary-Treasurer.

7. The Board of Trustees for the time being shall, at its first meeting after election, appoint a chairman and a secretary-treasurer, and one or the other, or both, at such other time or times as may be necessary by reason of vacancy.

To make annual re-
port.

8. The Board of Trustees shall make an annual report of the affairs and progress of the College, to the Convocation of Governors.

Quorum.

9. A majority of the Board of Trustees shall form a quorum for the transaction of business.

The Convocation of Governors.

Convocation of Gov-
ernors, qualification
of.

10. The Convocation of Governors shall consist of all persons who have been approved of by the petitioners, or who shall be approved of by the Board of Trustees, and have paid or shall pay to the said petitioners, or to the Board of Trustees, a sum of money not less than one hundred dollars, as may be determined from time to time by the Board of Trustees, or in lieu thereof have granted to the Corporation such real or other property, of at least equal value, as may be approved of by the Board.

11. All members so qualifying as members of the Convocation of To be life members.
Governors shall be life members: provided, however, that the Board Proviso.
of Trustees shall have the power to strike out from the membership roll of the Convocation the name of any member who has been guilty of any act which may be calculated to bring the College into disrepute, or which, in the opinion of a majority of the members of the Convocation, in any manner affects adversely the best interests of the College.

12. The duties of the Convocation shall be chiefly elective, but it shall be competent for it to consider at any time any question affecting the well-being of the College, and to make representations concerning the same to the Board of Trustees, which shall consider such representations and return to the Convocation its conclusions thereon. Duties of convocation.

13. The officers of the Convocation of Governors shall be a chairman and a secretary, who shall be appointed at such times and in such manner as the Convocation may determine. Officers.

14. The Convocation shall meet at the call of its chairman, and also at the call of the Board of Trustees. Meetings.

15. The chairman of the Convocation shall call a meeting of Governors on requisition of not less than ten members, but such requisition shall state the object or objects of the meeting to be called. Ditto.

16 At least ten days' notice of any meeting of the Convocation must be given publicly, or to every member whose address is known, and the time and place and the object or objects of any such meeting shall be clearly stated in such notice, and no matter shall be considered at any such meeting except the matter or matters for the consideration of which the meeting was called. Notice and objects of meetings to be given.

17 No question shall be decided at any meeting of the Convocation unless at least one-tenth of the total number of Governors are present. Quorum.

18. All meetings of the Convocation shall be held in one of the College buildings, unless otherwise decided by a majority of Governors. Meetings to be held in College buildings.

19. The election of Trustees by the Convocation shall be by closed voting papers, in the form in the Schedule in this Act, or to the like effect, to be delivered to the secretary of the Convocation, by mail or otherwise, at any time after the issue of the said voting papers and before the hour fixed for the close of any such election. Election of Trustees to be by closed voting papers to be delivered to Secretary.

20. There shall be no formal nomination of candidates for the office of Trustee prior to the election, but each member of the Convocation shall insert in his voting paper the name or names of such member or members of the Convocation as he may desire to elect as Trustee or Trustees. No formal nomination, &c.

Opening and counting of voting papers, &c.

21. At the hour fixed for the close of any such election the voting papers shall be opened and counted by the secretary of the Convocation, in the presence of scrutineers appointed for that purpose by the Board of Trustees, and he shall declare the result of the said election to the Board of Trustees, and make a record thereof in a book provided for that purpose by the Board of Trustees.

Members to be declared elected.

22. The members of the Convocation who receive the highest number of votes at any such election shall be declared elected as Trustees, their number being limited to the number required to be elected.

Proceedings in case of an equality of votes.

23. In case of an equality of votes for two or more persons, which leaves the election of one or more Trustees undecided, the scrutineers shall forthwith, for each such undecided election, put into a ballot box a number of papers with the names of the candidates having such equality of votes written thereon, one for each candidate, and the secretary shall then draw from the ballot box, in the presence of the scrutineers, one or more of the papers, sufficient to make up the required number; and the person or persons whose name or names shall be on the paper or papers so drawn shall be declared Trustees.

First names on voting papers to be taken.

24. In the event of any elector placing more than the required number of names on his voting paper, the first name or names only, not exceeding the number required, shall be taken.

Dates for election of Trustees.

25. The first regular election of Trustees under this Act shall be held on the third Wednesday in May, 1893, and each subsequent election shall be held on the same Wednesday in May, of the year in which such election is to be held; but if for any unforeseen cause any such election be not held on the day as herein provided, it shall be lawful for the Board of Trustees for the time being to appoint a day for such election within sixty days, and public notice of such election shall be given at least thirty days prior to the day so fixed.

Vacancies, how filled.

26. Whenever any vacancy occurs on the Board of Trustees, from any cause whatever, the Board for the time being shall, within thirty days, appoint a day for the election to fill such vacancy, and every such election shall in every other respect be conducted as the regular election.

Object of College.

27. The immediate object of the College shall be the collegiate education of boys and young men in all departments of study and practical training, which may be deemed practicable or desirable in the attainment of a liberal education, but it shall be competent for the Board of Trustees, from time to time hereafter, to establish in connection with the College a school or schools for the education of girls and young women, and such other preparatory and technical schools as it may deem expedient.

28. The College shall be conducted on strictly non-sectarian principles. College to be conducted on non-sectarian principles.

29. Any person, body politic or corporate, may, with the approval of the Principal and Board of Trustees, found one or more instructorships, scholarships, exhibitions, prizes or other rewards, in the College, by providing a sufficient endowment in land or other property, and surrendering or conveying the same to the Corporation for such purposes ; and every such endowment shall be vested in the Corporation of the College, for the purpose or purposes for which it was given. Endowment to be vested in Corporation.

30. This Act may be cited as the “ Whetham College Act, 1893.” Short title.

SCHEDULE
(Section 19).

Form of nomination and voting paper.

WHETHAM COLLEGE.

Election of Trustees (month and year of election).

I, resident at, do hereby declare :

- (1). That the signature hereto affixed is my proper hand-writing.
- (2). That I vote for the following person (or persons) as Trustee (or Trustees) of Whetham College :

. of
. of
. of
. of
. of

(3). That I have not in this election signed any other voting paper as a member of the Convocation of Governors.

(4). That this voting paper was executed on the day of the date hereof.

Witness my hand this day of, A. D.

Signature.